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745675

NO.

PASSED:

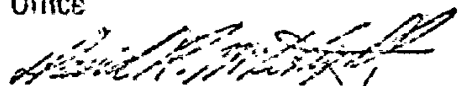
February 14

A.D., 1983.

Registry Division of Waterloo North (No. 53)
I CERTIFY that this instrument is registered on

1983 MAR -2 AM 10 23

in the
Land Registry Office
at Kitchener,
Ontario.


LAND REGISTRAR

BY-LAW NUMBER

83-21

OF THE

CORPORATION OF THE CITY OF KITCHENER

(Being a By-law to designate part of the
property municipally known as 43 Benton
Street in the City of Kitchener as being
of historical and architectural value)

JAMES WALLACE
City Solicitor
Kitchener, Ontario

15.00

Waterloo

✓

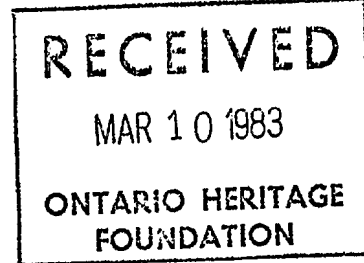
City of Kitchener
EX INDUSTRIA PROSPERITAS



R. W. PRITCHARD, A.M.C.T., C.M.C.
COMMISSIONER OF GENERAL SERVICES
AND CITY CLERK

City Hall, Box 1118
Kitchener, Ontario, Canada
Postal Code N2G 4G7
(519) 885-7242

March 7, 1983



Ontario Heritage Foundation
77 Bloor Street West
7th Floor
Toronto, Ontario
M7A 2R9

OHF

Attention: Mr. R. Rogers

Dear Mr. Rogers:

Re: 43 Benton Street, Kitchener

This is to advise you that By-law #83-21, being a by-law to designate part of the property municipally known as 43 Benton Street as being of historical and architectural value, was passed by Kitchener City Council on February 14, 1983.

I am enclosing herewith a certified copy of By-law #83-21 together with the Reasons for Designation, which was registered against the subject property at the Land Registry Office in Kitchener on March 2, 1983 as instrument #745675.

Yours very truly,

R.W. Pritchard
Commissioner of General Services
& City Clerk

RWP:mlw
Encl.

OF THE

CORPORATION OF THE CITY OF KITCHENER

(Being a By-law to designate part of the property municipally known as 43 Benton Street in the City of Kitchener as being of historical and architectural value)

WHEREAS Section 29 of the Ontario Heritage Act, R.S.O. 1980,

Chapter 337, authorizes the Council of a Municipality to enact by-laws to designate real property, including all buildings and structures thereon, to be of architectural or historical value or interest;

AND WHEREAS the Council of The Corporation of the City of Kitchener has caused to be served on the owner of the lands and premises known municipally as 43 Benton Street in the City of Kitchener, and upon the Ontario Heritage Foundation, a Notice of Intention to Designate as being of historical and architectural value that part of the aforesaid real property more particularly hereinafter described, and has caused such Notice of Intention to be published in a newspaper having general circulation in the municipality once for each of three consecutive weeks;

AND WHEREAS no Notice of Objection to the proposed designation has been served upon the Clerk of the Municipality;

NOW THEREFORE the Council of The Corporation of the City of Kitchener enacts as follows:

1. There is designated as being of historical and architectural value that part of the aforesaid real property known as 43 Benton Street, being comprised of the Benton Street facade of the building, including doorways, windows and stonework.
2. The City Solicitor is hereby authorized to cause a copy of this By-law to be registered against the whole of the property described in Schedule "A" hereto (of which the said designated area forms a part) in the proper land registry office.
3. The Clerk is hereby authorized to cause a copy of this By-law to be served on the owner of the aforesaid property and on the Ontario Heritage Foundation and to cause notice of the passing of this By-law to be published in the same newspaper having

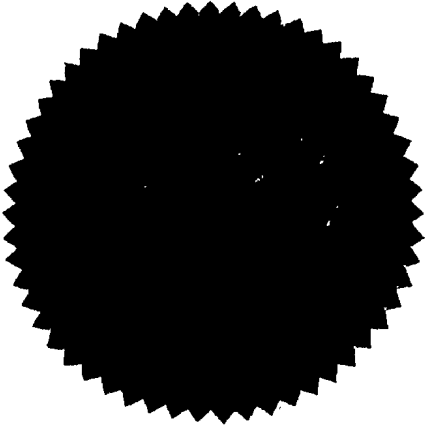
CERTIFIED TO BE A TRUE COPY

R.W. Pritchard,

CITY CLERK

general circulation in the community once for each of three consecutive weeks.

PASSED at the Council Chambers in the City of Kitchener
this 14th day of February, A.D. 1983.



D.V. Cardillo

MAYOR

L. W. Paul

ACTING Clerk

EXHIBIT "A"

ALL AND SINGULAR that certain parcel or tract of land and premises situate, lying and being in the City of Kitchener, in the Regional Municipality of Waterloo, and being composed of Part of Lot 20, Joseph Schneider's Survey, Registered Plan Number 394 in the said City of Kitchener, more particularly described as Part 1, Part 2 and Part 3 of a Reference Plan shown as Plan 362-3214.

REASONS FOR DESIGNATION

The designation described herein is recommended on historical and architectural grounds. The building stands on the site of the birthplace of former Prime Minister William Lyon Mackenzie King. It was constructed in 1928 as a Pentecostal church, and between 1958 and 1960, it housed the K-W Art Gallery. The architect of this building was Mr. W. H. E. Schmalz who also designed the old Kitchener City Hall, and the Kitchener-Waterloo Collegiate.