



An agency of the Government of Ontario



Un organisme du gouvernement de l'Ontario

This document was retrieved from the Ontario Heritage Act e-Register, which is accessible through the website of the Ontario Heritage Trust at **www.heritagetrust.on.ca**.

Ce document est tiré du registre électronique, tenu aux fins de la *Loi sur le patrimoine de l'Ontario*, accessible à partir du site Web de la Fiducie du patrimoine ontarien sur **www.heritagetrust.on.ca**.

62-69

MAR 09 2007
RECEIVED



CORPORATION OF THE TOWN OF KINGSVILLE

2021 Division Road North
Kingsville, Ontario N9Y 2Y9

Phone: (519) 733-2305

FAX: (519) 733-8108

RECEIVED
MAR 19 2007
CONSERVATION REVIEW
BOARD

March 3, 2007

Ontario Heritage Trust
3rd Floor
10 Adelaide Street East
TORONTO, ON M5C 1J3

8 BY-LAWS passed

Dear Sirs:

RE: Ontario Heritage Act—Heritage Designation By-laws

- 62 — 40 Elm Street—By-law 95-2006
 - 63 — 78 Division St. South—By-law 98-2006
 - 64 — 164 Division St. South—By-law 96-2006
 - 65 — 189 Division St. South—By-law 121-2006
 - 66 — 47 Queen Street—By-law 122-2006
 - 67 — 1423 McCain Sideroad—By-law 137-2006
 - 68 — 321 Lakeview Avenue—By-law 138-2006; and
 - 69 — 108 Main St. West—By-law 14-2007,
- all of the Town of Kingsville, in the County of Essex

Enclosed please find a certified copy of each of the eight above-captioned designation By-laws of The Corporation of the Town of Kingsville, which By-laws are being duly served upon you pursuant to Section 29(6) of the Ontario Heritage Act.

Yours truly,

Linda Burling, Clerk
LB/sjk

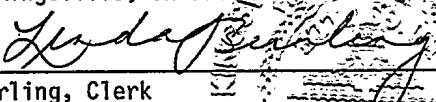
Enclosures

BY REGISTERED MAIL

✓
RC

CERTIFICATE

I hereby certify the following to be a true and correct copy of By-law 121-2006 of The Corporation of the Town of Kingsville, the same having been compared by me with the original.
DATED at Kingsville, Ontario, this 5th day of March, 2007.


Linda Burling, Clerk

THE CORPORATION OF THE TOWN OF KINGSVILLE

BY-LAW 121 - 2006

*Being a by-law to designate a certain property,
including land and buildings,
known as the John Malott House (189
Division St. South) as being of cultural
heritage value or interest
under the provisions of the Ontario Heritage
Act, R.S.O. 1990, c.O.18 as amended*

WHEREAS Section 29 of the *Ontario Heritage Act* authorizes the council of a municipality to enact by-laws to designate real property, including all the buildings and structures located thereon, to be of cultural heritage value or interest;

AND WHEREAS the Council for The Corporation of the Town of Kingsville has consulted with the Kingsville Municipal Heritage Advisory Committee with respect to the designation of the John Malott House as being of cultural heritage value or interest;

AND WHEREAS authority was granted by Council to designate such property;

AND WHEREAS the Council for The Corporation of the Town of Kingsville has caused to be served upon the owners of the lands known as the John Malott House and upon the Ontario Heritage Trust, Notice of Intention to Designate the foregoing property and has caused the Notice of Intention to be published in a newspaper having general circulation in the municipality as required by the *Ontario Heritage Act*;

AND WHEREAS the Reasons for Designation are set out in Schedule "A" to this By-law;

AND WHEREAS no notice of objection to the proposed designation of the foregoing property has been served on the Clerk for The Corporation of the Town of Kingsville.

NOW THEREFORE the Council for The Corporation of the Town of Kingsville enacts as follows:

1. That the property known as the John Malott House, being 189 Division St. South, including lands and buildings, more particularly described in Schedule "B" attached to this by-law, is hereby designated as being of cultural heritage value or interest under Part IV of the *Ontario Heritage Act*, R.S.O. 1990, c.O.18, as amended.
2. That the municipality's solicitor is hereby authorized to cause a copy of this by-law to be registered against the property described in Schedule "B" to this by-law in the proper Land Registry Office;
3. That the Clerk of The Corporation of the Town of Kingsville is hereby authorized to cause a copy of this by-law to be served upon the owners of the aforesaid property and upon the Ontario Heritage Trust, and to cause notice of this by-law to be published in a newspaper having general circulation in The Corporation of the Town of Kingsville as required by the *Ontario Heritage Act*.
4. That Schedules "A" and "B" form an integral part of this by-law.

READ a FIRST, SECOND and THIRD time and FINALLY PASSED this 23rd day of October, 2006.


MAYOR Nelson Santos


CLERK Linda Burling

SCHEDULE "A"

REASONS FOR DESIGNATION

JOHN MALOTT HOUSE, TOWN OF KINGSVILLE

Description of Property: John Malott House, 189 Division St. South

Constructed in or about the year 1887, the John Malott House is a 1 ½ storey Folk Victorian home located on the East side of Division Street South, the main residential street in the original Town of Kingsville.

Statement of Cultural Heritage Value or Interest:

The building's cultural heritage value lies in that it is one of the few surviving examples of the vernacular architecture from a significant period in the Town's development. It is a front-gabled Folk Victorian home, with Classic Revival influences, evidenced by the triangular pediments above the windows and front door of the original portion of the structure. The cultural heritage value of this property also lies in its association with a succession of prominent residents, namely Rev. Richard Herrington, James A. Smart, Sidney A. King, William A. Smith and John Malott.

Malott, the first occupant of the home, was a businessman and municipal politician. The son of renowned Great Lakes captain and shipbuilder William J. Malott, John Malott operated a bakery, confectionary, ice cream and oyster parlour. Malott purchased the property in 1888 from former mayors Smart and King. Partners in land development, King and Smart had purchased the land from the estate of Herrington, who was the founder of the local Baptist community and associated with the Underground Railroad through which slaves escaped the United States. Malott sold the home in 1898 to William A. Smith, who was the only lawyer in Kingsville in the late 1800s. Smith became mayor of Kingsville in 1911 and mayor of Gosfield North in 1913.

Description of Heritage Attributes:

Key heritage attributes that embody the heritage value of this house include examples of the materials and quality of craftsmanship available locally in the Victorian era: fieldstone foundation; triangular pediments inset with applied scrollwork above the windows and front door; wood exterior doors featuring arched windows; maple plank flooring; curved staircase with turned balusters, scrollwork molding and cantilevered platform on the second floor.

The Corporation of the Town of Kingsville
By-law 121-2006

SCHEDULE "B"

Description:

LT 5 E/S DIVISION ST PL 269 KINGSVILLE; KINGSVILLE