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BY-LAW NO. 89-175

A BY-LAW TO DESIGNATE 50 EARL STREET TO BE OF ARCHITECTURAL
AND HISTORIC SIGNIFICANCE

*N*ORMAN C. JACKSON
City Solicitor



Frontenac

CORPORATION OF THE
CITY OF KINGSTON

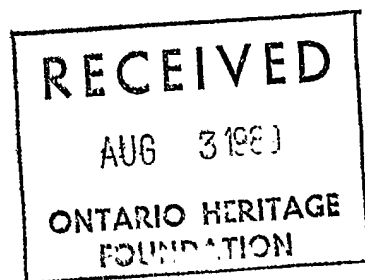
OFFICE OF THE
City Clerk
Our Ref. No. 2-4.1-44

July 24, 1989

CITY HALL
KINGSTON, ONTARIO
K7L 2Z3
(613) 546-4291
(613) 546-5232 (FAX).

REGISTERED MAIL

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



Dear Sirs:

Re: By-Law No. 89-175, "A By-Law to Designate 50 Earl Street to be of Architectural and Historic Significance"

Pursuant to the provisions of Section 29 of the Ontario Heritage Act, I am enclosing herewith a copy of By-Law No. 89-175, "A By-Law to Designate 50 Earl Street to be of Architectural and Historic Significance", which by-law was passed by City Council on June 13, 1989.

By-Law No. 89-175, including the Reasons for Designation, was registered in the Land Registry Office for the Registry Division of Frontenac (No. 13) on July 19, 1989, as Instrument No. 506891.

Yours truly,


Marion E. Rogers,
City Clerk

/dc
Enclosure

cc: Mr. C. Baldwin, Secretary,
Local Architectural Conservation
Advisory Committee

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BY-LAW NO. 89-175

A BY-LAW TO DESIGNATE 50 EARL STREET TO BE OF ARCHITECTURAL AND HISTORIC SIGNIFICANCE

PASSED: June 13, 1989

WHEREAS Section 29 of the Ontario Heritage Act, R.S.O. 1080, 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 historic value or interest;

AND WHEREAS notice of intention to designate 50 Earl Street, in the City of Kingston, was served on the owners of the property and on the Ontario Heritage Foundation and was published in the Whig-Standard on April 4, April 11, and April 18, 1989;

AND WHEREAS no notice of objection to the proposed designation was served on the Clerk of the City of Kingston;

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

1. 50 Earl Street, in the City of Kingston, is hereby designated as being of architectural and historic value and interest pursuant to Section 29 of the Ontario Heritage Act.

2. The subject property is more particularly described in Schedule "A" attached hereto.

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I HEREBY CERTIFY THAT THIS IS A TRUE AND CORRECT COPY OF BY-LAW NO 89-175, "A BY-LAW TO DESIGNATE 50 EARL STREET TO BE OF ARCHITECTURAL AND HISTORIC SIGNIFICANCE", WHICH WAS PASSED BY THE COUNCIL OF THE CORPORATION OF THE CITY OF KINGSTON ON JUNE 13, 1989.

DATED at Kingston, Ontario
this 7th day of July, 1989

Marion E. Rogers, City Clerk

3. The City Solicitor is hereby authorized to cause a copy of this by-law and the reasons for designation to be registered against the lands described in Schedule "A" hereto in the Land Registry Office at Kingston, Ontario.

4. The City Clerk is hereby authorized to cause a copy of this By-Law to be served on the owners of the lands described in Schedules "A" hereto and on The Ontario Heritage Foundation, and to cause notice of the passing of this By-Law to be published in the Whig Standard once for each of three consecutive weeks.

5. This By-Law shall come into force and take effect on its passing.

GIVEN FIRST AND SECOND READINGS May 30, 1989

GIVEN THIRD READING AND FINALLY PASSED June 13, 1989


CITY CLERK


MAYOR

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SCHEDULE "A"

ALL AND SINGULAR that certain parcel or tract of land and premises, situate, lying and being in the City of Kingston, the County of Frontenac and the Province of Ontario, and being composed of part of Lot 134 and part of Lot 147, original Survey for the said City, which said parcel or tract of land may be more particularly described as follows:

PREMISING that the north-easterly limit of Lot 134 has an astronomic bearing of north 56 degrees 52 minutes 50 seconds west, and relating all bearings herein thereto; COMMENCING at a point in the north-easterly limit of Lot 134, which said point is distant 17.9 feet when measured on a course of south 56 degrees 52 minutes 50 seconds east being along the said north-easterly limit from the most northerly corner of Lot 134;

THENCE south 34 degrees 47 minutes 05 seconds west being to and along the south-easterly face of a dwelling known municipally as No. 50 Earl Street and its south-westerly production a distance of 61.51 feet to a found survey monument;

THENCE south 4 degrees 20 minutes 50 seconds west a distance of 8 feet to a found survey monument;

THENCE south 34 degrees 47 minutes 05 seconds west being to and along a fence a distance of 62 feet to a found survey monument in the south-westerly limit of the said Lot 134;

THENCE north 60 degrees 06 minutes 50 seconds west being along the south-westerly limit of the said Lot 134 a distance of 18.76 feet to a found survey monument in the most southerly corner of Part 1 as shown on a Reference Plan deposited in the Registry Office for the Registry Division of Frontenac (No. 13) as Plan No. 13R6406;

THENCE north 55 degrees 01 minutes 10 seconds west a distance of 2 feet to a found survey monument;

THENCE north 34 degrees 58 minutes 45 seconds east a distance of 7.3 feet;

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THENCE south 55 degrees 12 minutes 55 seconds east a distance of 0.8 feet;

THENCE north 34 degrees 47 minutes 05 seconds east a distance of 42.9 feet to a point in the north-easterly limit of Lot 147, Original Survey, for the City of Kingston;

THENCE south 56 degrees 52 minutes 50 seconds east being along the north-easterly limit of Lot 147 and Lot 134 a distance of 19.3 feet to the point of commencement.

TOGETHER WITH a Right-of-Way with all others entitled thereto over part of the said Lot 134, Original Survey, for the City of Kingston, which said Right-of-Way may be more particularly described as follows:

COMMENCING at a point in the north-easterly limit of the said Lot 134 ;

THENCE south 34 degrees 47 minutes 05 seconds west being along the south-easterly limit of the hereinbefore described parcel of land a distance of 61.51 feet to a found survey post;

THENCE south 4 degrees 20 minutes 50 seconds west continuing along the said south-easterly limit a distance of 8 feet to a found survey post;

THENCE south 34 degrees 47 minutes 05 seconds west continuing along the said south-easterly limit a distance of 3.45 feet;

THENCE south 54 degrees 39 minutes 20 seconds east a distance of 2.51 feet;

THENCE north 35 degrees 20 minutes 40 seconds east being to and along the north-westerly face of the building wall of dwelling No. 48 Earl Street and its north-easterly production a distance of 72 feet to a point in the north-easterly limit of Lot 134;

THENCE north 56 degrees 52 minutes 50 seconds west being along the said north-easterly limit a distance of 7.2 feet to the point of commencement of the herein described Right-of-Way.

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REASONS FOR DESIGNATION
50 EARL STREET, KINGSTON
ARCHITECTURAL AND HISTORIC VALUE AND INTEREST
CLAUSE 4, REPORT NO. 17, 1989

This two storey red brick house, building 1875, provides part of the east gable wall of The Winston. The round headed entrance with fanlight and six panelled door and above it a second storey window, are set in a slight projection. The first bay has six over six shuttered windows in both storeys.

Owner: [REDACTED]