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**CLERK'S OFFICE**  
John D. Leach  
Director, Customer and  
Legislative Services

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Town of Aurora  
100 John West Way  
Box 1000, Aurora, ON L4G 6J1

January 12, 2012

Mr. Jim Leonard, Registrar  
Ontario Heritage Trust  
Heritage Programs and Operation  
10 Adelaide Street East  
Toronto, Ontario M5C 1J3

Dear: Mr. Leonard,

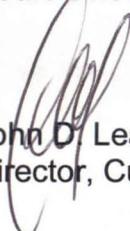
**RE: Notice of Passing of By-law to Designate a Property to be of Cultural  
Heritage Value or Interest**

**"Theodore Kirkby House" - 98 Temperance Street**

**Lot 9, Plan 39. Town of Aurora, Regional Municipality of York**

Please find a copy of By-law 5354-11 which includes a statement explaining the cultural heritage value or interest and a description of the heritage attributes of the above-noted property.

Yours sincerely,



John D. Leach  
Director, Customer and Legislative Services

c. Mai Al Nabhan, Manager of Heritage Planning and Urban Design



**THE CORPORATION OF THE TOWN OF AURORA**

**By-law Number 5354-11**

**BEING A BY-LAW to designate a property to be of cultural heritage value or interest (Theodore Kirkby House – 98 Temperance Street)**

**WHEREAS** Section 29 of the *Ontario Heritage Act*, R.S.O. 1990, Chapter O.18, as amended, provides that the council of a municipality may, by by-law, designate a property within the municipality to be of cultural heritage value or interest;

**AND WHEREAS** on June 21, 2011, The Corporation of the Town of Aurora approved the recommendations of its Heritage Advisory Committee to designate the property municipally known as 98 Temperance Street, Aurora (the "Property") to be of cultural heritage value or interest;

**AND WHEREAS** the Town Clerk of The Corporation of the Town of Aurora caused notice of the intention to designate the Property to be served on the owner of the Property and the Ontario Heritage Trust and published in a newspaper having general circulation in the municipality;

**AND WHEREAS** there were no objections to the proposed designation of the Property served on The Corporation of the Town of Aurora;

**AND WHEREAS** the Council of The Corporation of the Town of Aurora deems it necessary and expedient to enact a by-law to designate the Property to be of cultural heritage value or interest;

**NOW THEREFORE THE COUNCIL OF THE CORPORATION OF THE TOWN OF AURORA ENACTS AS FOLLOWS:**

1. THAT the Property described on Schedule "A" attached hereto and forming part of this By-law be and is hereby designated to be of cultural heritage value or interest.
2. THAT a statement explaining the cultural heritage value or interest of the Property and a description of the heritage attributes of the Property are set out on Schedule "B" attached hereto and forming part of this By-law.
3. THAT the Town Clerk of The Corporation of the Town of Aurora shall serve a copy of this By-law on the owner of the Property and the Ontario Heritage Trust and publish notice of this By-law in a newspaper having general circulation in the municipality.
4. THAT the Town Solicitor of The Corporation of the Town of Aurora shall register against the Property in the proper Land Registry Office, a copy of this By-law including an Affidavit of the Town Clerk respecting the giving of notice referenced herein to be attached to and forming part of this By-law.

**READ A FIRST AND SECOND TIME THIS 27<sup>TH</sup> DAY OF SEPTEMBER, 2011.**

**READ A THIRD TIME AND FINALLY PASSED THIS 27<sup>TH</sup> DAY OF SEPTEMBER, 2011.**

Approved as to Form  
By Legal Services  
Signature Wane M  
Date: Sept. 15, 2011

  
\_\_\_\_\_  
GEOFFREY DAWE, MAYOR

  
\_\_\_\_\_  
JOHN D. LEACH, TOWN CLERK

**Explanatory Note**

Re: Heritage Designation By-law Number 5354-11

By-law Number 5354-11 to designate the property municipally known as 98 Temperance Street, Aurora, as a property of cultural heritage value or interest pursuant to the provisions of Part IV, Section 29 of the *Ontario Heritage Act*, R.S.O., 1990, Chapter O.18, as amended.

**SCHEDULE "A"**  
**BY-LAW NUMBER 5354-11**

Description of Property

All and singular those certain parcels or tracts of land and premises situate, lying and being in the Town of Aurora, in the Regional Municipality of York, municipally known as 98 Temperance Street, and being composed of Lot 9, Plan 39 including the Theodore Kirkby House and all other buildings and structures thereon.

**SCHEDULE "B"**  
**BY-LAW NUMBER 5354-11**

Description of Property

The property known municipally as 98 Temperance Street contains a 1½ storey residential building located on the west side of Temperance Street between Tyler and Reuben Streets.

Statement of Cultural Heritage Value or Interest

The cultural heritage value of the property derives from its character, being a fair example of vernacular architecture of a Worker's house and its historical association with George Browning who was a local builder, and for its association with its first owner, Theodore Kirkby who was a miller at the nearby Baldwin Mill. It has contextual value for its location on Temperance Street which is a residential street lined with historical houses once belonging to the workers at the nearby historical industries such as Aurora Flouring Mills (G. S. Baldwin); Aurora Agricultural Works; and the Tannery.

*Physical Design Value*

The house is a fair representation of a gable-front Worker's house popular between the years 1850 to 1890, and a form of housing that were practical and suitable for narrow urban lots in growing towns and cities. The Theodore Kirkby House is 1½ storey in height with a moderate pitch front-gabled roof; a covered porch with slanting roof, four chamfered porch posts, decorative running wood trim, and a low wood railing with vertical and horizontal slats; and a three-sided bay window which projects slightly and emphasizes the visual relationship between the house and the streetscape. Originally, two narrow windows existed on the second floor but were joined together and transformed into one large window in 1970. A large 1½ storey rear addition was added in 1987.

*Historical /Associative Value*

The house was built in 1886 by local builder George Browning and named after its first owner Theodore Kirkby, a miller at the Baldwin Mill located near the corner of Wellington and Mill Streets. The house is a fair example of vernacular architecture of a Worker's house popular between the years 1850 to 1890 that grew in response to the need for housing skilled workers, many of whom worked at nearby historical industries.

*Contextual Value*

Located on the west side of Temperance Street, the property is within a mature streetscape of historic residences mostly built in the late 1800's and early 1900's with strong historical connection to local industrial history, particularly those industries in the direct vicinity of Temperance Street, namely, Aurora Flouring Mills (G. S. Baldwin, which no longer exists); Aurora Agricultural Works (J. Fleury's Sons); and the Tannery on Tyler Street.

Description of Heritage Attributes

Reasons for designation include the following heritage attributes and apply to all elevations and the roof including all facades, entrances, windows, chimneys, and trim, together with construction materials, their related building techniques and landscape features.

Exterior Elements

- overall 1½ storey frame structure of Worker's house style;
- front-gable roof;
- covered front porch with posts, trim and railing;
- all original window openings;
- three-sided bay window; and
- front door opening with transom.