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THE CORPORATION OF THE TOWN OF COBOURG

BY-LAW NUMBER 84-92

A BY-LAW TO REPEAL BY-LAW NUMBER 66-83 (CLARKE SOMMERVILLE LIMITED, 84 KING STREET WEST, COBOURG).

WHEREAS The Ontario Heritage Act, R.S.O. 1990, Chapter O.18, Section 41(2) provides that no property designated by a council of a municipality under Part IV shall be designated as part of a heritage conservation district;

AND WHEREAS the Municipal Council of the Corporation of the Town of Cobourg has enacted By-law No. 27-90, as amended by By-law No. 118-91, designating three heritage conservation districts and the by-laws have received approval of the Ontario Municipal Board;

AND WHEREAS the Ontario Heritage Act, R.S.O. 1990, Chapter O.18 Section 31 authorizes the Council of a municipality to enact by-laws to repeal a by-law designating real property including all buildings and structures thereon, to be of architectural and/or historical value or interest;

AND WHEREAS the Cobourg Municipal Council enacted By-law No. 66-83 on the 6th day of September 1983, being a by-law to designate property at 84 King Street West, Cobourg, as being of architectural and/or historical value or interest;

AND WHEREAS the Municipal Council of the Corporation of the Town of Cobourg has caused to be served on the owner of the lands and premises known as Clarke Sommerville Limited, 84 King Street West, Cobourg, and upon the Ontario Heritage Foundation, notice of intention to repeal By-law No. 66-83 designating the aforesaid real property and has caused such notice of intention to be published in the same newspaper having general circulation in the municipality once for each of three consecutive weeks;

AND WHEREAS no notice of objection to the proposed repealing by-law has been received;

NOW THEREFORE the Municipal Council of the Corporation of the Town of Cobourg enacts as follows:

1. THAT By-law No. 66-83 designating the real property known as Clarke Sommerville Limited, 84 King Street West, Cobourg and more particularly described in Schedule "A" hereto is hereby repealed.
2. THAT a copy of this by-law together with the reasons for repealing the designation be registered against the property described in Schedule "A" hereto in the land registry office.
3. THAT a copy of this by-law be served on the owner of the aforesaid property and on the Ontario Heritage Foundation and that notice of the passing of this by-law be published in the same newspaper having general circulation in the municipality once for each of three consecutive weeks.

THE CORPORATION OF THE TOWN OF COBOURG

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READ a first, second and third time and finally passed in  
Open Council this 20th day of July, 1992.

  
Mayor

  
Municipal Clerk

THE CORPORATION OF THE TOWN OF COBOURG

BY-LAW NUMBER 84-92

SCHEDULE "A"

ALL AND SINGULAR that certain parcel or tract of land and premises situate, lying and being in the Township of Hamilton, in the County of Northumberland and Province of Ontario, being composed of part of Lot Seventeen, Concession "A" of the said Township, and also being part of Lots Ten and Eleven (10 & 11) Block "E", Subdivision Number Ten (10) of the Town of Cobourg, said parcel or tract being more particularly described as follows:

COMMENCING at a point in the northerly limit of King Street of the Town of Cobourg in line with the centre line of a wall, said point being distant North Eighty-four degrees East in and along the North limit of King Street, Three hundred and eight-eight feet seven inches (388'7") more or less from the East limit of Spring Street of said Town of Cobourg;

THENCE North Eight degrees Fifty-three minutes West in and along said centre line Fifty-Five feet (55') more or less to the North face of a brick building.

THENCE South Seventy-five degrees Five minutes West in and along said face Two feet ten inches (2'10") to the East face of a brick wall running northerly;

THENCE North twenty degrees Twenty-four minutes West in and along said East face Thirty feet eight and one-half inches (30'8½") to the North end of Wall;

THENCE North Sixteen degrees Twenty-eight minutes West, Two hundred and ninety-six feet seven inches (296'7") more or less to a stake planted in the South limit of Orange Street;

THENCE Westerly in and along the South limit of Orange Street Twenty-one feet (21') to a stake planted;

THENCE South Sixteen degrees East Three hundred and three feet six inches (303'6") more or less to a point in the North-west corner of an old building;

THENCE South Seventeen degrees Four minutes East in and along West face of building Twenty-seven feet four inches (27'4") to the intersection with the North face of a brick wall;

THENCE North Seventy-five degrees five minutes East in and along North face of wall Two feet (2') to the West face of a brick wall running southerly;

THENCE South Fourteen degrees Fifty-five minutes East along West face of said wall Fifty-one feet five inches more or less to the North limit of King Street;

THENCE North Eighty-four degrees East in and along Northerly limit of King Street Twenty feet seven inches (20'7") more or less to the place of beginning.

TOGETHER with a right-of-way over and upon a strip of land Four and one-half feet (4½') wide lying immediately to the East of and adjoining to, the above described parcel of land and extending southerly Two hundred and eighty-four feet (284') from said Orange Street.

  
Mayor

  
Municipal Clerk

STATEMENT OF REASONS FOR REPEALING BY-LAW NO. 66-83

The Cobourg Municipal Council has enacted By-law No. 27-90, as amended by By-law No. 118-91, designating three heritage conservation districts and has submitted the By-law to the Ontario Municipal Board for approval, therefore, the Municipal Council proposes to repeal By-law No. 66-83.

The Ontario Heritage Act, R.S.O. 1990, Chapter 337, provides in part that no individual property designated by a council of a municipality under Part IV of the Act to be of architectural and/or historical value or interest, shall be designated as part of a heritage conservation district under Part V of the Act.