

THE CORPORATION OF THE CITY OF KAWARTHA LAKES

BY-LAW 2011 - 258

A BY-LAW TO DESIGNATE 3448 MONCK ROAD (PIN 63113-0387(LT)), IN THE FORMER GEOGRAPHIC TOWNSHIP OF LAXTON, CITY OF KAWARTHA LAKES

**Recitals**

1. Section 29 of the Ontario Heritage Act, R.S.O. 1990, provides that the Council of a municipality may pass a by-law designating a property within the boundaries of the municipality to be of cultural heritage value or interest.
2. Notice of Intention to Designate 3448 Monck Road, in the former Geographic Township of Laxton, now in the City of Kawartha Lakes, described further in Schedule "A", has been given in accordance with Section 29 of the Ontario Heritage Act.
3. No objection to the proposed designation has been served on the Clerk of the Municipality.
4. Reasons for Designation are set forth in Schedule "B".

**Accordingly, the Council of The Corporation of the City of Kawartha Lakes enacts this By-law 2011-258**

Section 1.00: Definitions and Interpretation

1.01 **Definitions**: In this by-law:

- (a) "**By-law**" means this by-law, as it may be amended from time to time. The Recitals to, and the Schedules attached to this By-law are considered integral parts of it.
- (b) "**City**" means The Corporation of the City of Kawartha Lakes.
- (c) "**Clerk**" means the person within the administration of the City which fulfils the function of the City Clerk as required by the Municipal Act 2001 S. O. c.25.
- (d) "**Council**" means the elected municipal council for the City.
- (e) "**Heritage Victoria**" means the municipal heritage committee established by By-law 2002-49 pursuant to the Ontario Heritage Act.
- (f) "**Foundation**" means the Ontario Heritage Foundation
- (g) "**Property**" means property as set out in Section 2.01

1.02 **Interpretation Rules**:

- (a) Wherever this By-law refers to a person or thing with reference to gender or the gender neutral, the intention is to read the By-law with the gender applicable to the circumstances.
- (b) References to items in the plural include the singular, as applicable.
- (c) The word "include" is not to be read as limiting the phrases or descriptions that precede it.

1.03 **Statutes**: References to laws in this by-law are meant to refer to the statutes, as amended from time to time, that are applicable within the Province of Ontario.

1.04 **Severability**: If a court or tribunal of competent jurisdiction declares any portion of this by-law to be illegal or unenforceable, that portion of this by-law shall be considered to be severed from the balance of the by-law, which shall continue to operate in full force and effect.

Section 2.00: Designation

3448 Monck Road, in the Former Geographic Township of Laxton, now in the City of Kawartha Lakes, is designated as being of historic interest and value, described further in Schedule "A". This designation shall not preclude any changes that may be deemed necessary for the efficient use of the building but that any and all such changes shall be in keeping with the original and present character of the building and in consultation with the municipal heritage committee.

- 2.01 The Municipality is hereby authorized to cause a copy of this by-law to be registered against the property described above in the proper Land Registry Office
- 2.02 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 newspaper.

Section 3.00: Administration and Effective Date

- 3.01 **Administration of the By-law:** The Manager of Economic Development is responsible for the administration of this by-law.
- 3.02 **Effective Date:** This By-law shall come into force on the date it is finally passed.

By-law read a first, second and third time, and finally passed, this 13<sup>th</sup> day of December, 2011.

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Ric McGee, Mayor

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Judy Currins, City Clerk

**SCHEDULE 'A' TO BY-LAW 2011-258**

BEING A BY-LAW TO DESIGNATE 3448 MONCK ROAD, IN THE FORMER GEOGRAPHIC TOWNSHIP OF LAXTON, NOW IN THE CITY OF KAWARTHA LAKES BEING LEGALLY DESCRIBED AS PT LT 5, CON 11, BEING PT 1 ON 57R-6858; KAWARTHA LAKES (PIN# 63113-0387(LT)) AS BEING OF CULTURAL HERITAGE VALUE AND INTEREST.

**THE LANDS ARE MORE PARTICULARLY DESCRIBED AS FOLLOWS:**

PT LT 5, CON 11, PT 1 57R-6858; KAWARTHA LAKES (PIN 63113-0387(LT))

## **SCHEDULE 'B' TO BY-LAW 2011-258**

BEING A BY-LAW TO DESIGNATE 3448 MONCK ROAD, IN THE FORMER GEOGRAPHIC TOWNSHIP OF LAXTON, NOW IN THE CITY OF KAWARTHA LAKES BEING LEGALLY DESCRIBED AS PT LT 5, CON 11, BEING PT 1 ON 57R-6858; KAWARTHA LAKES (PIN 63113-0387(LT)) AS BEING OF CULTURAL HERITAGE VALUE AND INTEREST.

### **Description of Property**

3448 Monck Road is located in the former Geographic Township of Laxton, now in the City of Kawartha Lakes.

### **Description of Heritage Attributes**

3448 Monck Road in Norland is known as the "Norland School" or "S.S.#1, Laxton". The shaped limestone structure was built circa 1908 to replace the original wooden school house. The building contains features that are worthy of preservation including brick vertical lintels over each exterior window and door; a hip style roof; a bell cupola and an original chimney. The building originally had a raised entrance feature that was lost in 1965; it is recommended that any future restorations include an attempt to restore the raised entrance feature.