



Municipal Heritage Advisory Panel Report – MHAP-2021-01

Date: January 21, 2021 **IN CAMERA**

Subject: Notice of Intention to Amend Nine (9) Municipal Heritage Designations

Author: Kari Lambe, Manager of Community Services **OPEN SESSION**

RECOMMENDATION:

BE IT RESOLVED THAT THE MUNICIPAL HERITAGE ADVISORY PANEL RECOMMEND TO COUNCIL A PASS BY-LAW, BEING A BY-LAW TO AMEND BY-LAW NO. 2000-023 TO REMOVE “262 STONE STREET SOUTH” AND REPLACE WITH THE CORRECT ADDRESS OF “270 STONE STREET SOUTH”, AS PRESENTED IN MUNICIPAL HERITAGE ADVISORY PANEL REPORT MHAP-2021-01.

RECOMMENDATION:

BE IT RESOLVED THAT THE MUNICIPAL HERITAGE ADVISORY PANEL RECOMMEND TO COUNCIL TO AUTHORIZE STAFF TO PUBLISH THE NOTICE OF INTENTION TO AMEND THE FOLLOWING MUNICIPALLY DESIGNATED HERITAGE PROPERTIES AS PER SECTION 30.1 (1) OF THE *ONTARIO HERITAGE ACT*:

1. CHRIST CHURCH, 30 CHURCH STREET, LOT 518, 520 PT LOT 519 PLAN 86, TOWN OF GANANOQUE, BY-LAW NO. 2009-64;
2. PUMPHOUSE, 110 KATE STREET, LOT C AND D PLANT 167, TOWN OF GANANOQUE, BY-LAW NO. 2009-063;
3. BANDSHELL, 30 KING STREET EAST, PLAN 86, LOT A, LOT 1009, EAST SIDE OF THE GANANOQUE RIVER, BY-LAW NO. 1992-032;
4. ROGERS HOUSE, 161 KING STREET EAST, LOT 46, PLAN 86 EAST OF THE GANANOQUE RIVER, TOWN OF GANANOQUE BY-LAW NO. 2005-064;
5. SKINNER HOUSE, 95 KING STRET WEST, LOT 1041, LOT 1042 AND PT LOT 1043 PLAN 86, TOWN OF GANANOQUE, BY-LAW NO. 2008-024;
6. LINK/CLIFFE CRAFT BUILDINGS, 185 MILL STREET, LOT 1017 TO 1021, PLAN 86 WEST, TOWN OF GANANOQUE, BY-LAW NO. 2006-021;
7. ST. ANDREW’S PRESBYTERIAN CHURCH, 175 STONE STREET SOUTH, LOT 71 TO 73, PLAN 86, E/S GANANOQUE RIVER, BY-LAW NO. 2015-118;

8. ST. JOHN EVANGELIST ROMAN CATHOLIC CHURCH, 270 STONE STREET SOUTH, ALL OF LOTS 637 AND 638, PLAN 86, EAST OF GANANOQUE RIVER, BY-LAW NO. 2000-023;
9. GANANOQUE SWING BRIDGE, WATER STREET, BRIDGE WHICH SPANS THE MOST SOUTHERLY LIMIT OF THE GANANOQUE RIVER WHERE IT FLOWS INTO THE ST. LAWRENCE RIVER, CONNECTING WATER STREET, BY-LAW NO. 2014-076;

AS PRESENTED IN MUNICIPAL HERITAGE ADVISORY PANEL REPORT MAP-2021-01.

STRATEGIC PLAN COMMENTS:

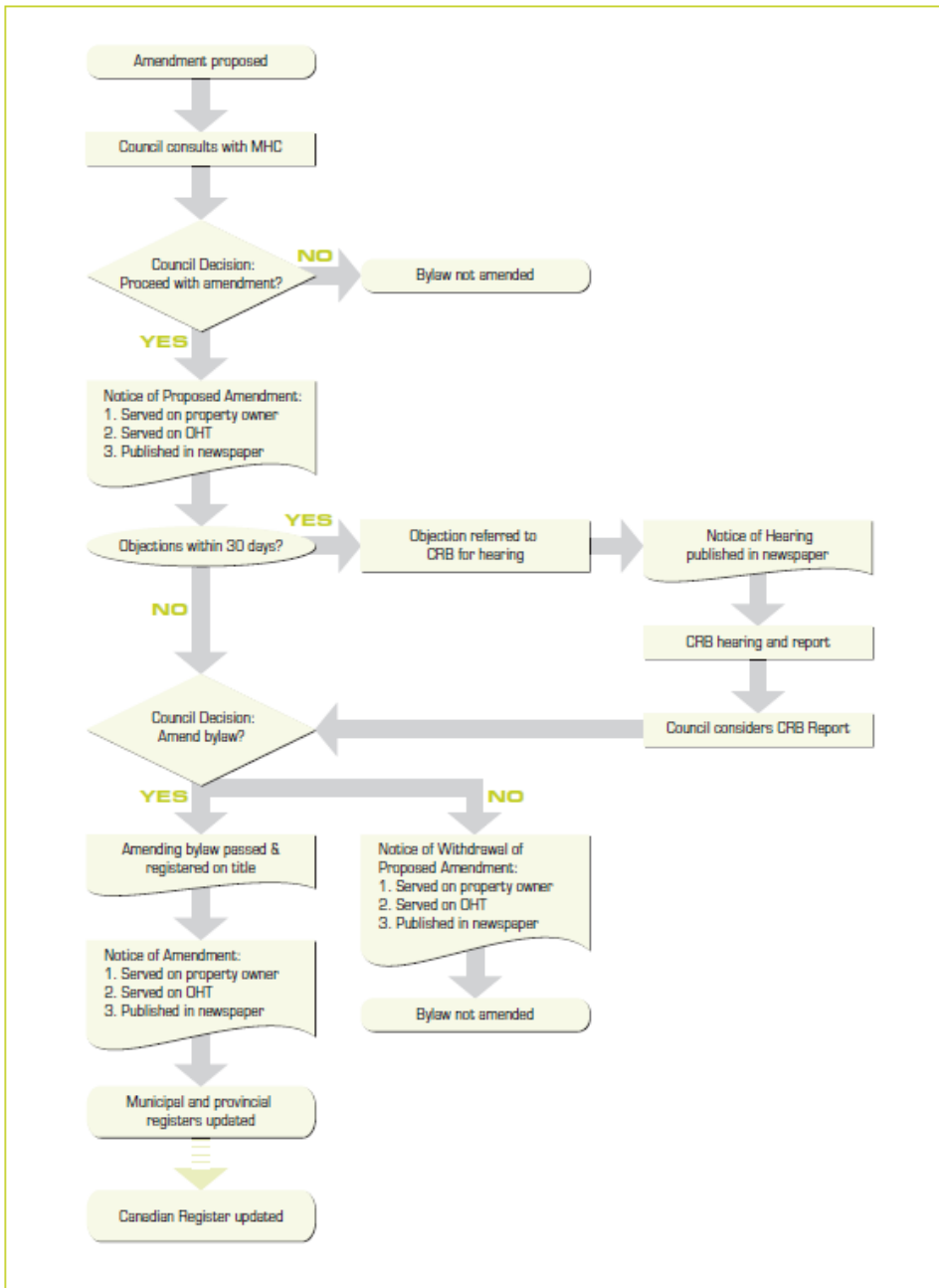
Sector #5 – Arts, Culture and Heritage – Strategic Initiative #3 – To ensure the heritage of our community is protected.

BACKGROUND:

The Gananoque Heritage Advisory Panel and staff are seeking Council approval to amend a number of existing municipal heritage designations in order to bring them into compliance with the current standards for designations of heritage buildings, as prescribed by the Ontario Ministry of Culture under the *Ontario Heritage Act*. In 2005, the Ontario Heritage Act was updated with Part IV, Section 27, subsection 1.1 requiring that a municipal heritage register include a “statement explaining the cultural heritage value or interest of the property and a description of the heritage attributes of the property.”

As the information provided in the original by-laws do not include sufficient information to guide and manage alterations to the property, the process is as defined by Section 30.1 (1) of the *Ontario Heritage Act*.

2. Amendment of Designating Bylaw (Section 30.1 (1) of the Ontario Heritage Act)



INFORMATION/DISCUSSION:

Over the last forty-two (42) years, Gananoque Town Council has approved twenty (20) municipal heritage designations. In 2006, the Ontario Ministry of Culture produced an Ontario Heritage Tool Kit outlining the new standards for designations of heritage buildings. In December 2019, the Town of Gananoque retained the services of Edgar Tumak to update nine (9) municipal designations, in order to meet the new standards. Presented in this report are the recommended amendments for the Advisory Panel's consideration.

Further requests for amendments will come forward as the Town of Gananoque works to complete the necessary research.

The most significant proposed amendment to the designations is the inclusion of a “Statement of Cultural Value or Interest”. This statement conveys why the properties are important and merit designation.

The second major proposed amendment is to list the heritage attributes or elements of the property that must be maintained in order to conserve its cultural heritage value.

Staff recommend the following amendments be made to bring the designations up to current standards, as set out by the Ontario Ministry of Culture (see attached for the proposed amendments).

1. CHRIST CHURCH, 30 CHURCH STREET, LOT 518, 520 PT LOT 519 PLAN 86, TOWN OF GANANOQUE, BY-LAW NO. 2009-64;
2. PUMPHOUSE, 110 KATE STREET, LOT C AND D PLANT 167, TOWN OF GANANOQUE, BY-LAW NO. 2009-063;
3. BANDSHELL, 30 KING STREET EAST, PLAN 86, LOT A, LOT 1009, EAST SIDE OF THE GANANOQUE RIVER, BY-LAW NO. 1992-032;
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9. GANANOQUE SWING BRIDGE, WATER STREET, BRIDGE WHICH SPANS THE MOST SOUTHERLY LIMIT OF THE GANANOQUE RIVER WHERE IT FLOWS INTO THE ST. LAWRENCE RIVER, CONNECTING WATER STREET, BY-LAW NO. 2014-076;

Additionally staff recommend to pass by-law, being a by-law to amend by-law no. 2000-023 to remove “262 stone street south” and replace with the correct address of “270 stone street south” as the current by-law references the wrong civic address.

The required steps in the process to amend the above By-laws are as follows:

1. Gananoque Heritage Advisory Panel recommends the amendments to Council.
2. Council decides whether or not to proceed with the amendment.
3. If approved, notice of proposed amendments is served on property owner; the Ontario Heritage Trust (OHT); and published as per the Public Notice Policy.
4. If no objections are received within thirty (30) days then Council may amend the by-law(s).
5. The amending by-law(s) is/are passed and registered on title.
6. The Notice of Amendment is served on property owner(s), OHT; and as per the Public Notice Policy.
7. Municipal and provincial registers are updated.
8. Canadian Register is updated.

If the recommendations contained in this report are approved, Council, will complete Step #2 of this process and direct staff to proceed with Step #3. Staff will bring a report forward, for consideration, at a later date to proceed with Steps #4 through #8.

APPLICABLE POLICY/LEGISLATION:

Ontario Heritage Act

FINANCIAL CONSIDERATIONS:

The costs include publishing a notice in the Gananoque Reporter, legal fees associated with registering a designation by-law on Title, and potential legal fees if there are objections relating to an amendment. This will be funded from the Heritage 2021 budget.

CONSULTATIONS:

Edgar Tumak

ATTACHMENTS:

SCHEDULE B/C: 30 Church Street, Christ Church

SCHEDULE B/C: 110 Kate Street, Pump House

SCHEDULE B/C: 30 King St E, Band Shell

SCHEDULE B/C: 161 King St E, Rogers House

SCHEDULE B/C: 95 King St W, Skinner House

SCHEDULE B/C: 185 Mill St, Link/Cliffe Craft Buildings

SCHEDULE B/C: 175 Stone St S, St. Andrew's Presbyterian Church

SCHEDULE B/C: 270 Stone St S, St. John The Evangelist Church

SCHEDULE B/C: Water St, Gananoque Swing Bridge

APPROVAL	<hr/> <p>Kari Lambe, Manager of Community Services</p> <hr/> <p>Shellee Fournier, CAO</p> <hr/> <p>Melanie Kirkby, Treasurer</p> <p>Certifies that unless otherwise provided for in this report the funds are contained within the approved Budgets and that the financial transactions are in compliance with Council's own policies and guidelines and the <i>Municipal Act</i> and regulations.</p>
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