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The Corporation of the
City of Burlington

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REGISTERED MAIL

September 10, 1996

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

Dear Sir/Madam:

SUBJECT: City of Burlington Passing of By-law 82-1996 (St. Paul's Presbyterian Church and Cemetery)
Files: 130 'LACAC' and 501-06

The Council of the Corporation of the City of Burlington at its regular meeting held on Monday, September 9, 1996, enacted By-law 82-1996, to designate the above noted property in the City of Burlington as being historically and architecturally significant pursuant to the Ontario Heritage Act.

In accordance with the provisions of the Act, I have notified the owner of the property of the passing of the By-law and the attached Notice of Passing will appear in the Burlington Spectator on Saturday, September 14, 1996.

I have enclosed a certified true copy of the By-law which will be registered in the Land Registry Office for the Regional Municipality of Halton.

Should you have any questions in this regard, kindly contact Victor G. Brodeur, Assistant City Clerk at 335-7835.

Yours truly,

Ronald C. Lathan
CITY CLERK AND DIRECTOR

VB/lm
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Attachment

THE CORPORATION OF THE CITY OF BURLINGTON

IN THE MATTER OF THE ONTARIO HERITAGE ACT, R.S.O. 1990, CHAPTER O.18
AND IN THE MATTER OF THE LANDS AND PREMISES AT THE
FOLLOWING MUNICIPAL ADDRESS IN THE CITY OF BURLINGTON

NOTICE OF PASSING OF BY-LAW
St. Paul's Presbyterian Church and Cemetery

TAKE NOTICE that the Council of the Corporation of the City of Burlington has passed By-law Number 82-1996, to designate the following property as being of architectural and historical value or interest under PART IV of the Ontario Heritage Act, R.S.O. 1990, Chapter O.18.

REASONS FOR DESIGNATION

St. Paul's Presbyterian Church is one of the oldest Presbyterian congregations in Ontario, and began in 1816. In 1867 a brick church was built at a cost of \$1500. The church is one of the outstanding landmark heritage structures on historic Dundas Street. The pioneer cemetery dates from 1817.

The complete reasons for designation may be viewed in the Clerk's Department, Ground Floor, City Hall, 426 Brant Street, during regular business hours.

DATED at Burlington this
14th day of September, 1996.

Ronald C. Lathan
CITY CLERK

(835)
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THE CORPORATION OF THE CITY OF BURLINGTON

BY-LAW NUMBER 82 -1996

A By-law to designate property known as St. Paul's Presbyterian Church and Cemetery, in the City of Burlington, in the Regional Municipality of Halton, as property having historical and architectural value and interest pursuant to the Ontario Heritage Act.

File: 130 'LACAC'

WHEREAS by Section 29(6)(a) of the Ontario Heritage Act, R.S.O. 1990, chapter O.18, as amended, the Council of a municipality shall pass a by-law designating property to be of historical and architectural value and interest where no Notice of Objection to the designation has been served on the City Clerk within thirty days after the date of first publication of the Notice of Intention to Designate in a newspaper having general circulation in the municipality;

AND WHEREAS Notice of Intention to designate St. Paul's Presbyterian Church and Cemetery was published in a local newspaper and served on the owners of the property and on the Ontario Heritage Foundation by registered mail;

AND WHEREAS the reasons for the said designation are set out in Schedule "A" attached hereto and forming part of this by-law;

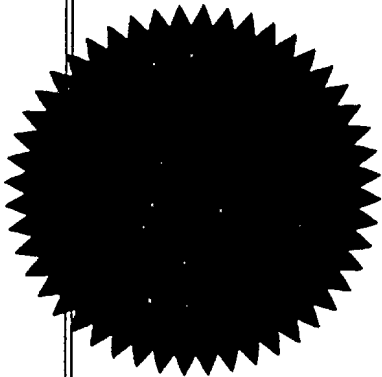
AND WHEREAS no Notice of Objection was served on the City Clerk of the City of Burlington.

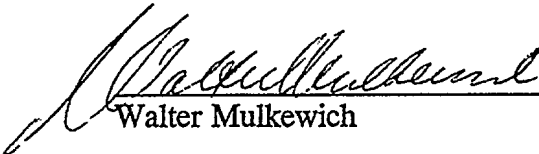
NOW THEREFORE THE COUNCIL OF THE CORPORATION OF THE CITY OF BURLINGTON HEREBY ENACTS AS FOLLOWS:

1. THAT St. Paul's Presbyterian Church and Cemetery, more particularly described in Schedule "B" attached hereto and forming part of this by-law, be designated as being of architectural and historical value and interest.

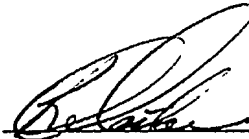
2. THAT the City Clerk be directed to cause a Notice of this by-law to be published in a local newspaper having general circulation in the municipality.
3. THAT the City Clerk be directed to cause a certified true copy of this by-law to be served upon the owners of St. Paul's Presbyterian Church and Cemetery and the Ontario Heritage Foundation.
4. THAT this by-law shall take effect on the date of its registration in the Land Registry Office for the Land Registry Division of Halton (No. 20).

ENACTED AND PASSED this 9th day of September, 1996.





Walter Mulkewich MAYOR



Ronald C. Lathan CITY CLERK

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CITY CLERK

CERTIFIED A TRUE COPY

BY-LAW NUMBER 82 - 1996

SCHEDULE "A"

REASONS FOR DESIGNATION

St. Paul's Presbyterian Church and Cemetery

St. Paul's, one of the oldest Presbyterian congregations in Ontario, began in 1816 with services conducted in the barn of Hugh McLaren and the house of Gilbert Bastedo, who in 1822 gave part of his land for the construction of a frame church. The pioneer cemetery dates from 1817. In 1867 a brick church was built at a cost of \$1500.00. It is a very fine example of a simple one-storey front-gabled brick church. Its large Gothic arched windows with interlocking lancet stone mullions, original small panes of coloured pressed-pattern glass, and brick hood mouldings, are exceptional design features. The church is one of the outstanding landmark heritage structures on historic Dundas Street.

BY-LAW NUMBER 82 - 1996

SCHEDULE "B"

DETAILED PROPERTY DESCRIPTION

St. Paul's Presbyterian Church and Cemetery

Part of Lot 13, Concession 1 S.D.S. being that portion described by:
Instrument Number 12E, Registered December 3, 1867, and,
Instrument Number 7006S Registered February 15, 1904;

TOGETHER WITH:

Part of Lot 1, Registered Plan 242, being that portion described by:
Instrument Number 866I Registered March 18, 1836, and,
Instrument Number 16010, Registered January 31, 1935,

all of which is described in the Metes and Bounds Description provided by A.T. McLaren Limited, Ontario Land Surveyors.

ALL AND SINGULAR that certain parcel or tract of land and premises, situate, lying and being a Part of Lots twelve (12) and thirteen (13), Concession one (1), South of Dundas Street and Part of Lot one (1), Registered Plan 242, formerly in the Township of Nelson, now in the City of Burlington, in the Regional Municipality of Halton, more particularly described as follows:

Premising that bearings are referred to the three degree M.T.M. Grid of the Ontario Co-ordinate System, Zone 10, having a central meridian longitude of seventy-nine degrees, thirty minutes West (79d 30' W) and relating all bearings herein thereto;

Commencing at an iron bar defining the Westerly corner of block nineteen (19), Plan 20M-519;

BY-LAW NUMBER 82 - 1996

SCHEDULE "B"

DETAILED PROPERTY DESCRIPTION

St. Paul's Presbyterian Church and Cemetery

Thence South Forty-four degrees, two minutes, fifty seconds East (S 44d 02' 50" E) along the Southwesterly limit of Blocks nineteen (19) and seventeen (17), respectively of the said Plan 20M-519, 69.20 metres to an iron bar defining the Southerly corner of the said Block seventeen (17);

Thence South forty-seven degrees, fifteen minutes West (S 47d 15' W) along the Northwesterly limit of Block fifteen (15) of the said plan 20M-519, 59.06 metres to an iron bar;

Thence North sixty-nine degrees, twelve minutes, fifteen seconds West (N 69d 12' 15" W) along the limit of the said Block fifteen (15), 32.09 metres to an iron bar defining the Easterly corner of Block twenty-two (22) of the said plan 20M-519;

Thence following the Northeasterly limit of the said Block 22 and Block 18, respectively, of the said plan 20M-519, the following three courses:

North fifty-eight degrees, nineteen minutes, five seconds West (N 58d 19' 05" W), 18.47 metres to an iron bar;

South forty-three degrees, eleven minutes, thirty-five seconds West (S 43d 11' 35" W), 21.09 metres to an iron bar;

North fifty degrees, five minutes West (N 50d 05' W), 13.47 metres to an iron bar defining the Northerly corner of the said Block eighteen (18);

Thence continuing North fifty degrees, five minutes West (N 50d 05' W) along the Northeasterly limit of Highway Number 403 as shown on Plan 20M-299, 2.01 metres to a point defining the most Easterly corner of a 0.182 hectare widening as shown on Plan 445 Miscellaneous;

BY-LAW NUMBER 82 - 1996

SCHEDULE "B"

DETAILED PROPERTY DESCRIPTION

St. Paul's Presbyterian Church and Cemetery

Thence continuing North fifty degrees, five minutes West (N 50d 05' W), 7.72 metres to a point on the Southeasterly limit of Kings Highway Number 5, also known as Dundas Street;

Thence North thirty-nine degrees, twenty minutes, seventeen seconds East (N 39d 23' 17" East) along the Southeasterly limit of the said Highway Number 5, 40.12 metres to the Northerly corner of Lot thirteen (13), Concession one (1), South Side of Dundas Street;

Thence North thirty-nine degrees, thirty-two minutes, twenty seconds East (N 39d 32' 20" E) along the Southeasterly limit of the said Highway Number 5, 59.79 metres to a point defining the Westerly corner of a 0.068 hectare widening as shown on Plan 445 Miscellaneous;

Thence South forty-four degrees, two minutes, fifty seconds East (S 44d 02' 50" E) along the Southwesterly limit of the last mentioned widening, 5.294 metres to the Point of Commencement.

AS DESCRIBED IN INSTRUMENT NO. 742256.