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AUG-27-98 THU 11:50 AM

WOLFE SMITH FORSTER

FAX NO. 5198436907

P. 01 _____

Twp. of Centre Wellington

ESTABLISHED 1834



TOWN OF FERGUS

"HOME OF THE HIGHLAND GAMES"

Wellington Co.

P.O. BOX 10, 198 ST. ANDREW STREET WEST, FERGUS, ONTARIO N1M 2W7

PHONE: (519) 843-3250
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HERITAGE FERGUS (Local Architectural Conservation Advisory Committee)

August 27, 1998

314-4930

BY FAX ~~416-325-5501~~
& ORDINARY MAIL

Ontario Heritage Foundation
10 Adelaide St. E.
Toronto, Ontario
M5C 1J3

Attention: Catherine Axford

Further to our telephone communication of August 25th and the copy by fax of Town of Fergus letter dated April 9, 1998 with attached By-law No. 98-022, we enclose now replacement By-law No. 98-040 with Schedule A Plan attached. This latter by-law was adopted by the Council of the Corporation of Town of Fergus at a meeting held May 11, 1998. The by-law designates the district of Brock Avenue as a heritage conservation area.

Notice of designation was previously circulated to all residents of Brock Avenue and most recently advertised by two insertions in the Fergus-Elora News Express on the 1st and 8th days of July, 1998. I am informed that no objections to the designation have been received by the Town to this day.

The matter will come before the Ontario Municipal Board on Thursday, September 3rd, 1998 at 10:00 a.m. at the Fergus Municipal Offices (address as above). The replacement By-law 98-040 was made necessary because notice of the previous By-law 98-022 was not given to the Ontario Municipal Board within 14 days as required by the Act. Please inform the writer if you have questions or difficulties with any of the foregoing. Thank you for your assistance.

Yours truly,

HERITAGE FERGUS

H. DERYK SMITH

HDS:me

"Preserving Your Heritage"

THE CORPORATION OF THE TOWN OF FERGUS

BY-LAW NO. 98-040

Being a by-law to adopt the Heritage Conservation District Plan of Brock Avenue and to designate the Brock Avenue Heritage Conservation Area

WHEREAS The Ontario Heritage Act, R.S.O. 1990, chap. O.18 empowers municipalities to enact by-laws to designate defined areas as heritage conservation districts;

AND WHEREAS Council considers that the area of Brock Avenue hereinafter referred to as the Brock Avenue Heritage Conservation District is one area of historical and architectural significance;

AND WHEREAS the approved Official Plan for the Town of Fergus as amended contains provisions relative to the establishment of heritage conservation districts;

AND WHEREAS Council, in consultation with and through the considerable efforts of "Heritage Fergus" (formerly known as the Local Architectural Advisory Committee for the Town of Fergus) has studied the Brock Avenue Area and considered the Heritage Conservation District Plan of Brock Avenue dated June, 1997 being a study of the area prepared by Raoul Robinson, a member of "Heritage Fergus."

NOW THEREFORE THE COUNCIL OF THE CORPORATION OF THE TOWN OF FERGUS ENACTS AS FOLLOWS:

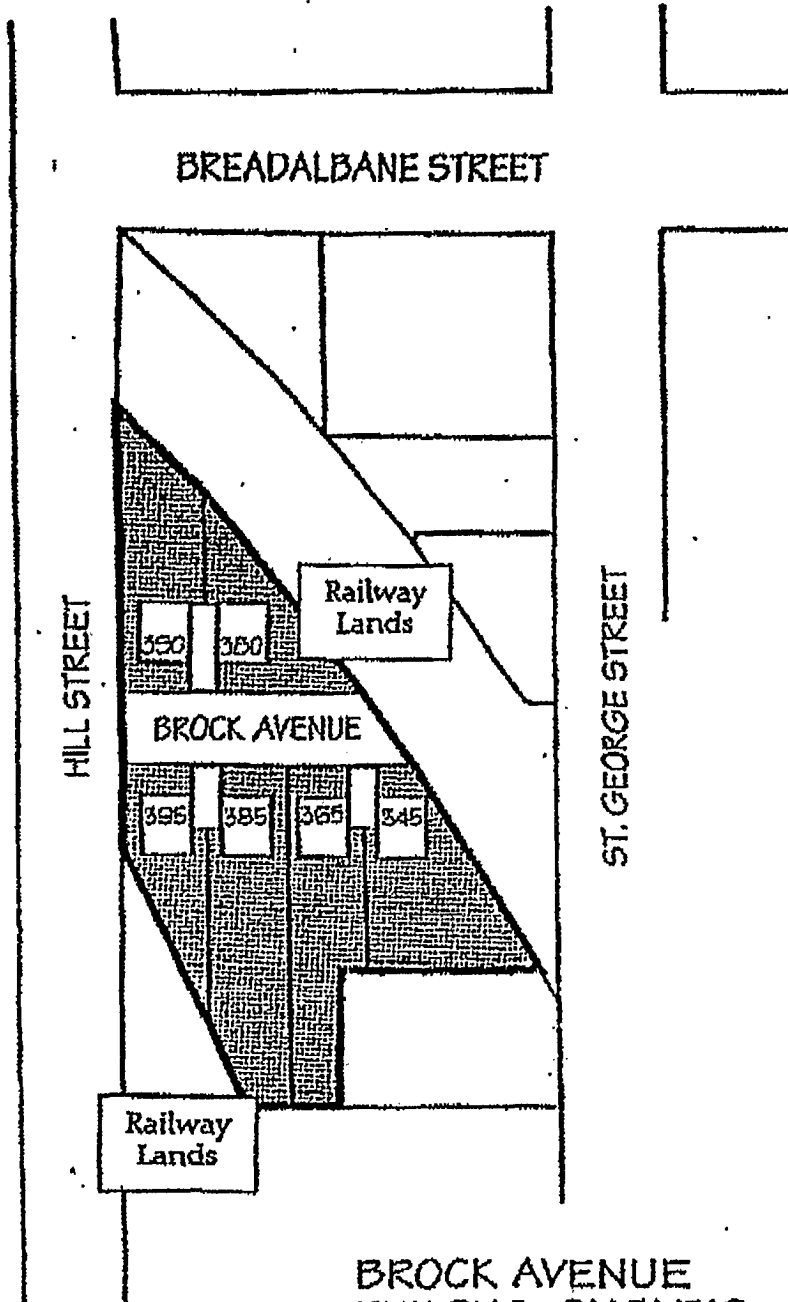
1. That the Heritage Conservation District Plan of Brock Avenue dated June, 1997 is hereby adopted and the area shown in heavy outline on Schedule "A" attached hereto and forming part of this by-law is hereby designated and established as the "Brock Avenue Heritage Conservation District."
2. That the Clerk is hereby authorized and directed to submit or cause to be submitted the Heritage Conservation District Plan of Brock Avenue to the Ontario Municipal Board for approval as required by Section 41 (3) of the Act and to make such other applications and to cause such notices to be given as are required.
3. This by-law comes into full force and effect upon its passing subject to receiving the approval of the Ontario Municipal Board.

READ A FIRST AND SECOND TIME this 11th day of May, 1998.

James R. Lillis
Head of Council

McCarrall

SCHEDULE "A"



Beatty Hill St Plant,
(Now GSW)

BROCK AVENUE
FERGUS, ONTARIO

PROPOSED HERITAGE DISTRICT

Clerk

READ A THIRD TIME AND FINALLY PASSED this 11th day of May, 1998.

James R. Gillis
Head of Council

McCarron
Clerk