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OCT 20 2015

RECEIVED



Office of the City Clerk

October 14, 2015

Mr. Calvin Ostner, Registrar  
Ontario Heritage Trust  
10 Adelaide Street East  
Toronto, ON M5C 1J3

Dear Mr. Ostner:

**Re: The Old Sydenham Heritage Conservation District – By-Law 2015-67**

I am pleased to report that By-law 2015-67 "A By-law To Adopt The Old Sydenham Heritage Conservation District Plan 2015, Pursuant To The Provisions of the Ontario Heritage Act (R.S.O. 1990, 0.18)", has been registered on title. Due to the number of properties affected by this by-law, the by-law was registered in three separate documents.

Prior to the registration of the by-law on title, we consulted with our local registry office regarding the content of the by-law and any specific instructions for registration. The Heritage Conservation District Plan ("HCDP") was attached as Schedule "A" to the by-law. Due to the size of this document, we were not able to attach a copy to the by-law for registration on title. The local registry office advised to insert a new Schedule "A" instructing people to contact the Heritage staff to view a copy of the CDP. The by-law was registered on title following these instructions.

After registration, the Regional Land Titles office contacted our department regarding the content of the registered by-law. Before the Regional Land Titles office would certify the by-law they required the following changes:

1. The removal of the new "Schedule A", which instructed staff to contact Heritage staff to review a copy of the HCDP;
2. The insertion of the HCDP. In order for this document to be acceptable for registration, staff had to remove all photographs from the HCDP.

Unfortunately the Regional Land Titles staff only requested these changes to one of the three registered documents. The staff certified the other two registrations with the

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The Corporation of the City of Kingston

216 Ontario Street, Kingston, ON K7L 2Z3

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existing Schedule "A". All registrations have the same intention, however, the schedules are different.

The registration of by-law 2015-67 is as follows:

1. FR787372 – This by-law was registered in paper form against all the registry properties in the district. The registration contains the Schedule "A" with instructions to contact Heritage staff to view the HCDP; and
2. FC205637 – This by-law was registered against the land titles properties in the district. The registration contains the Schedule "A" with instructions to contact Heritage staff to view the HCDP; and
3. FC205643 – This by-law was registered against the land titles properties in the district. The registration contains a copy of HCDP with the photographs removed.

Please find enclosed herewith a copy of each of the aforementioned documents for your records.

Yours very truly,

  
John Bolognone  
City Clerk

/s/

Enclosures (3)

cc P. Agnew, Director, Planning, Building & Licensing  
R. Leary, Senior Planner



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I, Kevin Arjoon, hereby certify this to be a true and correct copy of By-Law Number 2015-67 "A By-Law To Adopt The Old Sydenham Heritage Conservation District Plan 2015, Pursuant To The Provisions Of The Ontario Heritage Act (R.S.O. 1990, 0.18)", which was passed by the Council of the Corporation of the City of Kingston on April 7, 2015.

**DATED** at Kingston, Ontario  
this 1st of September, 2015

  
**Kevin Arjoon, Acting City Clerk**  
The Corporation of the City of Kingston

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**By-Law Number 2015-67**

**A By-Law To Adopt The Old Sydenham Heritage Conservation District Plan 2015, Pursuant To The Provisions Of The Ontario Heritage Act (R.S.O. 1990, 0.18)**

**Passed: April 7, 2015**

**Whereas** section 41 of the Ontario Heritage Act, R.S.O. 1990, chapter 0.18 authorizes the Council of a municipality to enact by-laws to designate a defined area, including all buildings and structures thereon, to be a heritage conservation district; and

**Whereas** on June 5, 2006, the Municipal Heritage Committee received a request from the Sydenham Ward Tenants and Ratepayers Association (SWATRA) to designate parts of Sydenham Ward as a district under Part V of the Ontario Heritage Act; and

**Whereas** on August 9, 2009, Council received Planning Committee Report Number 77 recommendation which directed staff to undertake the completion of a district plan in order to fulfill the recommendations arising from the Old Sydenham Heritage Conservation District Study, April 2009; and

**Whereas** the Council, as required by Section 41.1(6) of the Ontario Heritage Act, R.S.O. 1990, chapter 0.18, has made available to the public the recommended district plan for the Old Sydenham Heritage Conservation District Plan 2015, and held the statutory public meeting on December 1, 2014, with appropriate notice given in accordance with the Ontario Heritage Act; and

**Whereas** Council has consulted with its Municipal Heritage Committee, which has recommended approval of the final district plan on March 2, 2015;

**Therefore be it resolved that** the Council of the Corporation of the City of Kingston hereby enacts as follows:

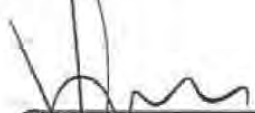
1. By-law No. 2015-67, "A By-Law Implementing the Old Sydenham Heritage Conservation District Plan, March 2015, and designating the Old Sydenham Area of the City of Kingston as a Heritage Conservation District";
2. The Old Sydenham Heritage Conservation District, the boundaries of which are defined on the attached Schedule "B" forming part of this by-law, is designated as a Heritage Conservation District, and the Old Sydenham Heritage Conservation District Plan, 2015, attached hereto as Schedule "A", is hereby adopted as the heritage conservation district plan under Part V, Section 41.1(2) of the Ontario Heritage Act;

City of Kingston By-Law Number 2015-67

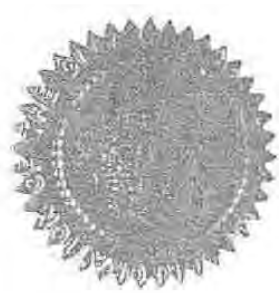
- 3. A copy of the designating by-law shall be registered against each property affected in the proper land registry office. The City Clerk is hereby authorized to cause a copy of this by-law to be served on the owners of the land defined in Schedule "B" hereto and on the Ontario Heritage Trust and to cause notice of the passage of this by-law to be published in the Kingston Whig-Standard;
- 4. This by-law shall come into force and take effect on the date of its passing.

Given First and Second Readings March 25, 2015

Given Third Reading and Passed April 7, 2015

  
\_\_\_\_\_  
John Bolognone  
City Clerk

  
\_\_\_\_\_  
Bryan Paterson  
Mayor



### Schedule "A"

Please contact Planning, Building and Licensing Services of the City of Kingston to view the Old Sydenham Heritage Area Heritage Conservation District Plan.

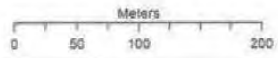
# Schedule "B"



## Old Sydenham Heritage Conservation District District Boundary



**LEGEND**  
 Heritage Conservation District Boundary  
 March, 2015



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