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MUNICIPALITY OF VILLAGE OF MILLBROOK

P.O. Box 58, Millbrook, Ontario L0A 1G0
(705) 932-2780

Gail Empey,
Clerk-Treasurer
Mildred Lunn,
Deputy Clerk-Treasurer

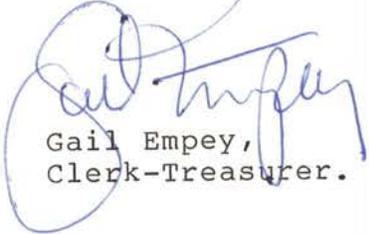
May 9, 1985

Ontario Heritage Foundation,
7th Floor,
77 Bloor St. West,
Toronto, Ontario
M7A 2R9

Dear Sirs:

Enclosed, please find copy of By-law #85-17
a by-law to designate certain properties in the Village
of Millbrook, duly passed by Village Council the
7th day of May 1985.

Yours truly,



Gail Empey,
Clerk-Treasurer.

VILLAGE OF MILLBROOK

BY-LAW #85-17

A BY-LAW TO DESIGNATE CERTAIN PROPERTIES IN THE VILLAGE OF MILLBROOK AS BEING OF HISTORIC VALUE OR INTEREST.

WHEREAS Section 29 of The Ontario Heritage Act, 1980 authorizes the Council of the Municipality to enact by-laws to designate real property including all of the buildings and structures thereon, to be of historic or architectural value or interest;

AND WHEREAS the Council of the Corporation of the Village of Millbrook deems it desirable to designate the following properties:

- ✓1. 64 King St. East H
- ✓2. 1 Dufferin Street, S
- ✓3. 74 King St. East, H (W)
- ✓4. 22 King St. East C
- ✓5. 6 Main Street H
- ✓6. 6 King St. West, H
- ✓7. 5 King St. East, C
- ✓8. 6 Gravel Road H
- ✓9. 6 Charles Street, H
- ✓10. 24 King St. East C

and has caused to be served on the owners of the respective lands and premises, and upon The Ontario Heritage Foundation, Notices of Intention to designate the aforesaid real properties and has caused such Notice of Intention to be published in newspapers having a general circulation in the municipality once a week for each of three consecutive weeks, namely in the Peterborough Examiner.

AND WHEREAS the lands of the subject properties are more particularly described in Schedule "A-1" to "A-10" attached hereto and the reasons for designating the respective properties are set out in "B-1" to "B-10" attached hereto;

AND WHEREAS no notification of objections to any of the proposed designations has been served on the Clerk of the Municipality;

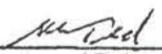
NOW THEREFORE THE COUNCIL OF THE CORPORATION OF THE VILLAGE OF MILLBROOK ENACTS AS FOLLOWS:

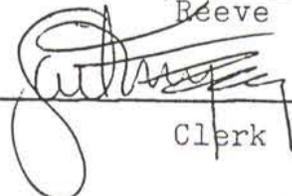
1. There is designated as being of historic and/or architectural value or interest the following real properties as important components of the Village of Millbrook.
 - (1) "64 King Street East" being more particularly described in Schedule "A-1" attached hereto and forming part of the By-Law. The reasons for the designation of this property are set out in Schedule "B-1" attached hereto and forming part of this By-Law.
 - (2) "1 Dufferin Street" being more particularly described in Schedule "B-1" attached hereto and forming part of the By-Law. The reasons for the designation of this property are set out in Schedule "B-2" attached hereto and forming part of this By-law.

- (3) "74 King St. East" being more particularly described in Schedule "A-3" attached hereto and forming part of this By-Law. The reasons for the designation of this property are set out in Schedule "B-3" attached hereto and forming part of this By-law.
- (4) "22 King St. East" being more particularly described in Schedule "A-4" attached hereto and forming part of this By-Law. The reasons for the designation of this property are set out in Schedule "B-4" attached hereto and forming part of this By-law.
- (5) "6 Main Street" being more particularly described in Schedule "A-5" attached hereto and forming part of this By-Law. The reasons for the designation of this property are set out in Schedule "B-5" attached hereto and forming part of this By-Law.
- (6) "6 King St. West" being more particularly described in Schedule "A-6" attached hereto and forming part of this By-Law. The reasons for the designation of this property are set out in Schedule "B-6" attached hereto and forming part of this By-Law.
- (7) "5 King St. East" being more particularly described in Schedule "A-7" attached hereto and forming part of this By-Law. The reasons for the designation of this property are set out in Schedule "B-7" attached hereto and forming part of this By-Law.
- (8) "6 Gravel Road" being more particularly described in Schedule "A-8" attached hereto and forming part of this BY-Law. The reasons for the designation of this property are set out in Schedule "B-8" attached hereto and forming part of this By-Law.
- (9) "6 Charles Street" being more particularly described in Schedule "A-9" attached hereto and forming part of this By-Law. The reasons for the designation of this property are set out in Schedule "B-9" attached hereto and forming part of this By-Law.
- (10) "24 King St. East" being more particularly described in Schedule "A-10" attached hereto and forming part of this By-Law. The reasons for the designation of this property are set out in Schedule "B-10" attached hereto and forming part of this By-Law.

The Clerk of the Village of Millbrook is hereby authorized to serve, publish and register copies of the By-law in accordance with the Ontario Heritage Act, 1980.

Read a first, second and third time in Open Council this 7th day of May 1985. Passed, signed and sealed.



Reeve


Clerk

"SCHEDULE A-1"

ALL THAT PORTION in the Village of Millbrook, in the County of Peterborough (formerly the County of Durham) in the Province of Ontario, being composed of parts of Village Lot 9, 10 and 14, north of King Street, being formerly part of Lot 13, in the 5th Concession of the Township of Cavan and which said portion has an area of 0.379 acres and is shown in heavy outline on plan of survey attached to Inst. #31820 described as follows:

PREMISING that the northerly limit of King Street has an astronomic bearing of North 72 degrees, 02 minutes, 40 seconds East and relating all bearings herein thereto.

COMMENCING at a survey monument planted in the northerly limit of King Street distant 580.60 feet measured on a course North 72 degrees, 02 minutes, 40 seconds East from the southwest angle of Lot 13, Concession 5.

THENCE North 72 degrees, 02 minutes, 40 seconds East along the northerly limit of King Street 69.63 feet to a point.

THENCE North 61 degrees, 24 minutes, 10 seconds East 16.77 feet to a point.

THENCE North 17 degrees, 57 minutes, 20 seconds West 188.98 feet to a survey monument.

THENCE South 72 degrees, 02 minutes, 40 seconds West 86.11 feet to a survey monument.

THENCE South 17 degrees, 57 minutes, 20 seconds East 192.08 feet to a survey monument being the POINT OF COMMENCEMENT.

THE HEREIN described portion are all the lands intended to be described in Registered Instrument No. 1971.

"SCHEDULE B-1"

Reasons for the designation of 64 King St. East, Millbrook

SIGNIFICANCE

64 King Street East, Millbrook is an interesting example of Italianate architecture in a restrained manner. It contributes to the overall environment and cultural heritage of Millbrook.

"SCHEDULE A-2"

ALL AND SINGULAR that certain parcel or tract of land and premises situate, lying and being in the Village of Millbrook, County of Peterborough and Province of Ontario, and being composed of part of the northwest quarter of Lot 13, Concession 4, formerly Township of Cavan, now Village of Millbrook, and being Lots 1,2,3,4 and 5 east of Brooke Street.

AS WELL AS Lots 1 and 2, south of Dufferin Street.

AS WELL AS Lots 1 and 2, north of Victoria Street.

AS WELL AS Lots 3 and 4, south of Dufferin Street.

AS WELL AS Lots 3,4,5 and 6 west of the gravel road,
SAVE AND EXCEPT the southerly 15 feet of the said Lot 6.

SAID PARCEL said by the vendor to contain 3.38 acres.

"SCHEDULE B-2"

Reasons for the designation of 1 Dufferin Street, Millbrook

SIGNIFICANCE

1 Dufferin Street, Millbrook is the only remaining 19th century school building in the Village and is a beautiful and imposing feature of the Village. It is situated between conservation land and residential land and has long been a community focal point. Its designation will help ensure its future use as a community building.

"SCHEDULE A-3"

THOSE LANDS and premises located in the following municipality, namely, in the Village of Millbrook, in the County of Peterborough, formerly the County of Durham and Province of Ontario and being composed of part of Lot Eleven, and part of Lot Twelve on the north side of King Street west of Bank Street, (part Township Lot 13, Concession Five Township of Cavan) according to a Plan of the Village of Millbrook, the boundaries of the said parcel being described as follows:

BEARINGS herein are astronomic and are referred to the north-east angle of Lot 23, Concession 11, Township of Cavan;

COMMENCING at an iron bar planted in the northerly limit of King Street, distant westerly thereon 79.46 feet from the point of intersection of the westerly limit of Bank Street and the northerly limit of King Street;

THENCE South 72 degrees 02 minutes 40 seconds West along the northerly limit of King Street a distance of 74.94 feet to a point

THENCE South 83 degrees 23 minutes West a distance of 88.33 feet to an iron bar planted in the westerly limit of the lands described in Instrument Number N12413 for the Village of Millbrook;

THENCE North 19 degrees 45 minutes 20 seconds West in and along the said Westerly limit a distance of 172.79 feet to an iron bar planted in the line of a fence running in an easterly direction;

THENCE North 72 degrees 02 minutes 40 seconds East in and along the said fence, a distance of 169.42 feet to an iron Bar;

THENCE South 17 degrees 13 minutes 20 seconds West along the easterly limit of the lands described in said Instrument Number N12413, a distance of 190.09 feet more or less, to the point of commencement.

"SCHEDULE B-3"

Reasons for the designation of 74 King St. East, Millbrook

SIGNIFICANCE

74 King St. East, Millbrook is part of the fine legacy of four unique Queen Anne Revival Style homes which exist in Millbrook. This house also contributes substantially to its surroundings on King St. East.

"SCHEDULE A-4"

ALL AND SINGULAR that certain parcel or tract of land and premises situate, lying and being in the Village of Millbrook, in the County of Peterborough (formerly the County of Durham) and being part of Lots 8 and 7 on the north side of Concession Line (King Street) east of Union Street, and being composed of the west 20 feet throughout from front to rear of Lot 8, east of Union Street, and the easterly 2 feet throughout from front to rear of Lot 7 east of Union Street, according to and as shown upon a Plan of the Village of Millbrook, being part of Lot 12 in the Fifth Concession of the Township of Cavan, which Lots lie north of King Street and east of Union Street in the said Village of Millbrook

"SCHEDULE B-4"

Reasons for the designation of 22 King St. East, Millbrook

SIGNIFICANCE

22 King St. East, Millbrook is a 19th century commercial structure - part of the 19th century main street block.

"SCHEDULE A-5"

ALL AND SINGULAR that certain parcel of land and premises situate, lying and being in the Village of Millbrook, in the County of Peterborough (formerly in the County of Durham) and Province of Ontario and being composed of Village lot Number Five and part of Village Lots Numbers Four, Six, Fifteen and Seventeen on the east side on Main Street according to a Plan of Village Lots laid out upon the North West Quarter of Township Lot Number Eleven in the Fourth Concession of the Township of Cavan in the said County of Durham made by John Reid Esquire, P.L.S. for on William H. Sowden and duly registered and being more particularly described as follows:-

COMMENCING at a point in the west limit of the said Lot 4, 33 feet measured southerly therein from the north west angle of the said Lot 4;

THENCE easterly and parallel with the north limits of the said Lots 4 and 15, 198 feet more or less to the east limit of the said Lot 15;

THENCE southerly and parallel with the west limits of the said Lots 4, 5 and 6, 132 feet;

THENCE westerly and parallel with the north limits of the said Lots 15 and 4, 198 feet more or less to the west limit of the said Lot 6;

THENCE northerly in and along the west limits of the said lot 6, 5 and 4, 132 feet more or less to the place of beginning.

BEING and intended to be the lands described in Registered Deed Number N 13041.

"SCHEDULE B-5"

Reasons for the designation of 6 Main Street, Millbrook

SIGNIFICANCE

6 Main Street, Millbrook is a vernacular house rich in 19th century details, and is nicely proportioned. Contributes to the architectural heritage of Millbrook.

"SCHEDULE A-6"

THOSE lands and premises located in the following municipality, namely, in the Village of Millbrook, in the County of Peterborough, formerly the County of Durham, and Province of Ontario and being composed of Part of Lot 12, Concession 5.

FIRSTLY: Part of Village Lots 4 and 5 on the north side of King Street formerly Kells Street, according to a plan of the said Village filed in the Registry Office for the Registry Division of Port Hope (No. 9), formerly the Registry Office for the Registry Division of Port Hope (No. 9), formerly the Registry Office for the Registry Division of the East Riding of the County of Durham which may be more particularly described as follows:

COMMENCING at a point in the southerly limit of said Lot 5, being also the Northerly limit of King Street, distant eighty-seven feet three inches (87'3") measured westerly along the northerly limit of King Street from the westerly limit of Union Street, which point is also distant twenty-one feet three inches (21'3") from the South east angle of said Lot 5;

THENCE North 16 degrees west one hundred and three feet (103');
THENCE North 74 degrees East twenty-one feet three inches (21'3") westerly more or less to a point in the easterly limit of said Lot 5, distant one hundred and three feet (103') measured therealong from the northerly limit of King Street;

THENCE North 16 degrees West along the easterly limit of said Lot 5 sixty-two feet (62') more or less to the North East angle of said Lot 5;

THENCE Westerly along the northerly limits of said Lots 5 and 4, eighty-five feet (85') more or less to a point in the northerly limit of said Lot 4 distant nineteen feet (19') measured westerly therealong from the north east angle of said Lot 4;

THENCE South 16 degrees east and along the westerly face of a three storey white brick building erected on these lands to a point in the northerly limit of King Street distant nineteen feet (19') more or less from the south east angle of said Lot 4;

THENCE Easterly along the Southerly limits of said Lots 4 and 5 sixty-three feet nine inches (63'9") more or less to the place of beginning.

SUBJECT TO THE RIGHT OF the owners of the property immediately adjacent to the East to use the roadway between the said building and the easterly limit of the said lands so long as the same shall be used as a roadway;

AND SECONDLY: That part of Lot Number 5 on the south side of Centre Street according to the said Village plan, which may be more particularly described as follows:

COMMENCING at a point in the westerly limit thereof distant one hundred feet (100') measured southerly therealong from the north west angle thereof;

THENCE Southerly along said last mentioned limit and the westerly face of the stable erected on the south west corner of said Lot, sixty-seven (67') feet more or less to the south west angle of said Lot;

THENCE Easterly along the southerly limit of said Lot and stable sixty-feet (60') more or less to the south east angle of said Lot;

THENCE Northerly along the easterly limit of said Lot, sixty-seven feet (67') more or less to a point in the said easterly limit distant one hundred feet (100') measured southerly therealong from the north east angle of the said Lot: .

THENCE Westerly parallel to the northerly limit of said Lot sixty feet (60') more or less to the place of beginning.

"SCHEDULE B-6"

Reasons for the designation of 6 King St. West, Millbrook.

SIGNIFICANCE

6 King St. West, Millbrook is a significant and substantial part of Millbrook's main street. Its' imminent restoration will contribute to the betterment of the main street as a whole and also to the cultural heritage of the Village.

"SCHEDULE A-7"

ALL and Singular that certain parcel or tract of land and premises, situate, lying and being in the Village of Millbrook, in the County of Durham, and being composed of part of Township Lot Number Twelve in the Fourth Concession of the Township of Cavan, in the said County of Durham now within the Corporate Limits of Millbrook aforesaid, and more particularly described as follows, that is to say: COMMENCING at a point One hundred and thirty two feet (132') more or less easterly from the South East intersection of King and Anne Streets (said point being the North West angle of Lot 5 on the south side of King Street; West of Mill Street and East of the land as shown on Registered Plan of the Village of Millbrook made by R. B. Rogers and dated January 14th, 1880.); THENCE EASTERLY along the northerly limit of said Lot five (5) a distance of Sixty-six feet (66') more or less to the North West angle of lands known as and formerly owned by one James Johnston in the said Village of Millbrook; THENCE southerly along the westerly boundary of said Johnston's Lot Two hundred and thirty-one feet (231') more or less to a point; THENCE westerly and parallel to the north boundary of said Lot Five (5) a distance of Sixty-six feet (66') to a point; THENCE NORTHERLY along said lane and parallel to the easterly boundary a distance of Two hundred and thirty-one feet (231') more or less to the point of commencement; Formerly described in Instrument No. 702 for the Village of Millbrook; the said property being known as the Victoria Hotel.

SAVE and excepting that portion of the aforesaid lands conveyed to one Frederick C. Scott under Deed dated June the 8th, 1939.

THE said parcel or land comprising part of Lot 5 and part of Lot "I" immediately to the south of said Lot 5.

"SCHEDULE B-7"

Reasons for the designation of 5 King St. East, Millbrook

SIGNIFICANCE

5 King St. East, Millbrook is a large commercial structure which sits on the south side of King Street - Millbrook's main street. It is beside the Cavan Township Hall and the restoration of this building would substantially upgrade the core of Millbrook's downtown.

"SCHEDULE A-8"

ALL AND SINGULAR that certain parcel or tract of land and premises situate, lying and being in the Village of Millbrook, in the County of Peterborough (formerly the County of Durham) containing by admeasurement a fraction of an acre, and being composed of a part of the north part of the West half of Lot 13 in the Fourth Concession of the Township of Cavan, more particularly described as follows:-

COMMENCING on the East boundary of the gravel road leading to Port Hope at a point distant, one hundred and fifty-six (156) feet South from the point where it intersects the allowance for road in the rear of said Concession;

THENCE Easterly parallel with the North limit of said Lot 13, one hundred and eighty-two (182) feet;

THENCE South and at right angles to said Northern limit, one hundred (100) feet;

THENCE West and parallel with the said Northern Limit, one hundred and eighty-two (182) feet more or less to the eastern boundary of said gravel road;

THENCE North along said Eastern boundary of said gravel road, one hundred (100) feet more or less to the place of beginning.

The said lands hereby conveyed or intended to be being also known as Village Lot One (1) on the East side of the Gravel Road, according to the Municipal Plan of the said Village of Millbrook made by R. B. Rogers, Esq., P.L.S. and duly registered in the proper office;

TOGETHER WITH the use of the water from the flowing well as now and heretofore used and enjoyed in connection with the said lands and premises and all rights and privileges in connection therewith.

TOGETHER WITH the right, at any reasonable time, to enter upon the lands herein described, for the purpose of maintaining a constant supply of water for domestic purposes for the house now upon the hereinbefore described lands formerly owned by Thomas William Belch, and of keeping and maintaining the existing water pipes and well at all times in good condition and repair; and for every such purpose the Grantee shall have access to the said lands at all reasonable times, by their servants, employees and workmen.

The lands affected by this easement are All and Singular that certain parcel or tract of land and premises situate, lying and being in the Village of Millbrook, in the County of Peterborough, (formerly in the County of Durham,) containing by admeasurement a fraction of an acre being composed of the North Part of the West Half of Lot 13, in the Fourth Concession of the Township of Cavan, described as follows:-

COMMENCING IN REAR OF SAID Lot 13 at the point of intersection between the gravelled road and the northern boundary of said lot on the east side of the said gravelled road;

THENCE Southerly along the east side of said road one hundred and fifty-six (156) feet;

THENCE Easterly on a line parallel with the Northern boundary of said Lot a distance of eighty-seven (87) feet;

THENCE Northerly parallel to the said gravel road a distance of one hundred and fifty-six (156) feet to the Northern boundary of the said Lot;

THENCE Westerly along said Northern boundary a distance of eighty-seven (87) feet to the place of beginning.

The Grantees agree that they shall only draw water for one house for the Grantees for domestic purposes and that the Grantees shall not sell water from the said well. The Grantees shall pay half the cost of all repairs to the said well so long as the well is used by the Grantees. The overflow from the said well shall be under the sole control of the Grantor for the time being of the lands affected by this easement.

"SCHEDULE B-3"

Reasons for the designation of 6 Gravel Road, Millbrook

SIGNIFICANCE

6 Gravel Road, Millbrook is the only brick example of a Regency Cottage in the Village. A relatively early structure which contributes to the overall atmosphere of its neighbourhood which consists largely of 19th century homes.

"SCHEDULE A-9"

THOSE lands and premises located in the following municipality, namely, all that portion in the Village of Millbrook, in the County of Peterborough (formerly in the County of Durham) in the Province of Ontario, and being composed of all of Lot 14 and parts of Lots A and B, south of King Street and East of Main Street being part of Township Lot 11, Concession 4, designated as parts 4 and 5 on Reference Plan 9R 371, Lot 14 above being on the north side of Charles Street.

SUBJECT to a right-of-way to those entitled thereto over, along and upon the said Part 5.

"SCHEDULE B-9"

Reasons for the designation of 6 Charles Street, Millbrook

SIGNIFICANCE

6 Charles Street, Millbrook is a 19th century vernacular Ontario farmhouse. It contributes to the environment and cultural heritage of Millbrook.

"SCHEDULE A-10"

ALL AND SINGULAR that certain parcel or tract of land and premises situate, lying and being in the Village of Millbrook, in the County of Peterborough being part of Lot Number Eight (8), north of King Street and west of Middle Road, east of Union, formerly part of Township Lot Number Twelve (12) in the Fifth Concession of the Township of Cavan more particularly described as follows:-

BEING ALL OF PART ONE according to deposited PLAN 9R1584 deposited the 16th day of August, 1984 at the Registry Division of Port Hope (No. 9). The lands intended as in #73425.

"SCHEDULE B-10"

Reasons for the designation of 24 King St. East, Millbrook

SIGNIFICANCE

24 King St. East, Millbrook is a 19th century structure -
part of the 19th century main street block.