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BY-LAW NUMBER

91-142

OF THE

CORPORATION OF THE CITY OF KITCHENER

(Being a by-law to designate part of the property municipally known as 39 Doon Valley Drive in the City of Kitchener as being of historic and architectural value)

WHEREAS Section 29 of the Ontario Heritage Act, R.S.O. 1980, Chapter 337, authorizes the Council of a Municipality to enact by-laws to designate real property, including all buildings and structures thereon, to be of architectural or historic value or interest;

AND WHEREAS the Council of The Corporation of the City of Kitchener has caused to be served on the owner of the lands and premises known municipally as 39 Doon Valley Drive in the City of Kitchener, and upon the Ontario Heritage Foundation, a Notice of Intention to Designate as being of historic and architectural value that part of the aforesaid real property more particularly hereinafter described, and has caused such Notice of Intention to be published in a newspaper having general circulation in the municipality once for each of three consecutive weeks;

AND WHEREAS no Notice of Objection to the proposed designation has been served upon the Clerk of the Municipality;

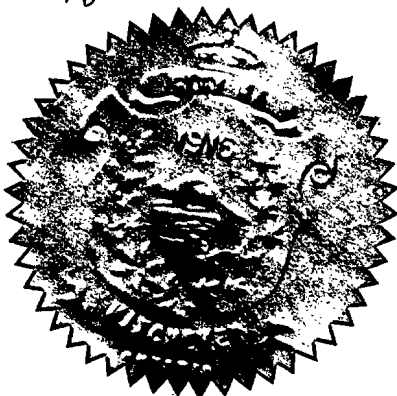
NOW THEREFORE the Council of The Corporation of the City of Kitchener enacts as follows:

1. There is designated as being of historic and architectural value that part of the aforesaid real

property known as 39 Doon Valley Drive being comprised of the north, east and west elevations, roofline, stone chimney above the east gable, trees on the property - maple, birch, white spruce and elders along the fenceline beside the road; the alignment and historical nature of the 18' right-of-way of the former Doon Village Road without curbs and gutters for a distance of 400' from the intersection of Doon Valley Drive and Pinnacle Drive.

2. The City Solicitor is hereby authorized to cause a copy of this By-law to be registered against the whole of the property described in Schedule "A" hereto (of which the said designated area forms a part) in the proper land registry office.
3. The Clerk is hereby authorized to cause a copy of this By-law to be served on the owner of the aforesaid property and on the Ontario Heritage Foundation and to cause notice of the passing of this By-law to be published in the same newspaper having general circulation in the community once for each of three consecutive weeks.

PASSED at the Council Chambers in the City of Kitchener
this 18th day of March, A.D. 1991.



D. V. Cardillo
MAYOR
[Signature]
CLERK

SCHEDULE "A"

Part of Biehn's Unnumbered Tract in the City of Kitchener and in the Regional Municipality of Waterloo more particularly described as follows:

COMMENCING at the Northwest angle of Part 1 on Reference Plan 58R-6821;

THENCE South 4 degrees 37 minutes East, along the Westerly limit of Pinnacle Drive Closed by By-law Number 89-113 and registered as Instrument Number 1013694, 503.2 feet to a point;

THENCE North 68 degrees 53.5 minutes West, 670.46 feet to a point in the Southerly limit of Doon Village Road;

THENCE along the same, North 66 degrees 01.5 minutes East, 640.39 feet more or less to the said Point of Commencement.

Said description is intended to be the same as that in Instrument Number 260761, Secondly, and is known municipally as 39 Doon Valley Drive.

REASONS FOR DESIGNATION

The property at 39 Doon Valley Drive has been designated under the Ontario Heritage Act for historic and architectural reasons.

Architecturally, the subject property is a circa 1840, 1 1/2 storey house constructed with a combination of granite, limestone, fieldstone and lime mortar. The structure is considered significant in view of the building material and methods of construction used, and its rural setting.

Historically, there have been three significant owners associated with the subject property. They are the Honourable Adam Ferry, founder of Doon, Samuel Snider, owner of the Blair Mill, and Thomas Slee, one of the first trustees of S.S. #27 Waterloo Township and postmaster in Doon from 1867 to 1893. This house sits near the road, the former Doon Village Road which linked the Village of Doon in the 1850's to Tow Town and Oregon, today known as Upper Doon.

The proposed designation includes the north, east and west elevations, roofline, stone chimney above the east gable, trees on the property - maple, birch, white spruce and elders along the fenceline beside the road; the alignment and historical nature of the 18' right-of-way of the former Doon Village Road without curbs and gutters for a distance of 400' from the intersection of Doon Valley Drive and Pinnacle Drive. The specific features include: wood gable board and fascia, wood soffit and V-frieze board, wood sash, sill and casing of all windows, single door with transom on the north elevation or front of house.