

THE CORPORATION OF THE TOWN OF NEWCASTLE

BY-LAW 81-42

being a by-law to designate property at 53 Division Street, Bowmanville and 48 Division Street, Bowmanville of architectural and historical value.

WHEREAS the Ontario Heritage Act, 1974, authorizes the Council of a Municipality to enact by-laws to designate real property, including all the buildings and structures thereon to be of historic or architectural value or interest; and

WHEREAS the Council of the Town of Newcastle has caused to be served upon the owners of the lands and premises known as 53 Division Street and 48 Division Street in the former Town of Bowmanville, now in the Town of Newcastle in the Region of Durham, and upon the Ontario Heritage Foundation, notice of intention to so designate the aforesaid real property and has caused such notice of intention to be published in a newspaper having a general circulation in the municipality once for each of three consecutive weeks; and

WHEREAS the properties of 53 Division Street and 48 Division Street in the former Town of Bowmanville have a very significant historical and architectural value and interest to the Town of Newcastle and its people in that for architectural and historical reasons they form part of an important grouping of mid nineteenth century houses at the intersection of Division and Wellington Streets; and

WHEREAS the Local Architectural Conservation Advisory Committee of the Town of Newcastle has recommended that the above mentioned properties be "designated properties" under the terms of the Ontario Heritage Act; 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 Town of Newcastle ENACTS AS FOLLOWS:

- 1) There is designated as being of historic and architectural value of interest the real property more particularly described in Schedule "A" hereto, known as 53 Division Street and 48 Division Street in the former Town of Bowmanville, now the Town of Newcastle.
- 2) The Town Solicitor is hereby authorized to cause a copy of this by-law to be registered against the properties described in Schedule "A" hereto in the proper Land Registry Office.
- 3) The Town Clerk is hereby authorized to cause a copy of this by-law to be served upon the owners of the aforesaid properties and upon the Ontario Heritage Foundation and to cause notice of this by-law to be published in a newspaper having general circulation in the Town of Newcastle.

By-Law read a first and second time this 6th day of April 1981.

By-Law read a third and final time this 6th day of April 1981.

Garnet B. Rickard
Mayor

Joseph M. McIlroy
Clerk

SCHEDULE "A" to By-Law 81-42

53 Division Street, Bowmanville, Ontario

All and singular that certain parcel or tract of land and premises situate, lying and being in the Town of Newcastle, Regional Municipality of Durham, Province of Ontario, and being composed of Town Lots 1 and 2, Block V, fronting on Wellington Street, according to a Plan of the former Town of Bowmanville made by John Grant P.L.S., and dated the 20th day of April 1852, SAVING AND EXCEPTING thereout and therefrom the Northerly 67 feet throughout said Town Lots 1 and 2, Block V.

48 Division Street, Bowmanville, Ontario

All and singular that certain parcel or tract of land and premises situate, lying and being in the Town of Newcastle, Regional Municipality of Durham, Province of Ontario, and being composed of Parts of Town Lots 244 and 163 in Block Q, according to a plan of the former Town of Bowmanville made by John Grant P.L.S., and dated the 20th day of April 1852, the boundaries of the said parcel being more particularly described as follows:
COMMENCING at the North-Easterly angle of said Town Lot 244, Block Q;
THENCE Southerly along the Easterly limit of said Town Lot 244, being the Westerly limit of Division Street, a distance of 95 feet more or less to a point which is distant 70 feet measured Northerly therein from the South-Easterly angle thereof;
THENCE Westerly parallel with the Southerly limits of said Town Lots 244 and 163, a distance of 109 feet more or less to a point in the line of a fence running Northerly, said fence marking the Easterly limit of the lands described in Instrument Number 11037;
THENCE Northerly following the line of the last-mentioned fence a distance of 95 feet more or less to a point in the Southerly limit of Wellington Street which is distant 285 feet measured Easterly therein from the North-Westerly angle of said Block Q;
THENCE Easterly along the Northerly limits of said Town Lots 163 and 244, being the Southerly limit of Wellington Street a distance of 109 feet more or less to the POINT OF COMMENCEMENT.