Province of Ontario

Document General

Form 4 — Land Registration Reform Act, 1984

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699836

NUMBER
CERTIFICATE OF REGISTRY

1993 SEP 10 P 1:06

WELLINGTON NO. 61 GUELPH

LAND REGISTRAR

(1) Registry ☒ Land Titles ☐ (2) Page 1 of 7 pages

(3) Property Identifier(s) Block Property Additional: See Schedule ☐

(4) Nature of Document
BY-LAW NUMBER (1993)-14439

(5) Consideration
Dollars $

(6) Description
City of GUELPH, County of Wellington,
Part of Norfolk Street and Yarmouth Street, Registered Plan 8, Canada Company Survey, as described in the attached schedule.

New Property Identifiers Additional: See Schedule ☐

Executions Additional: See Schedule ☐

(7) This Document Contains: (a) Redescription New Easement Plan/Sketch ☐ (b) Schedule for: Description ☒ Additional Parties ☐ Other ☒

(8) This Document provides as follows:

Designation under Part IV of The Ontario Heritage Act, R.S.O. 1990, c.O.18., of the I.O.D.E. Fountain as an item of architectural and historical significance.

Continued on Schedule ☐

(9) This Document relates to instrument number(s)

(10) Party(ies) (Set out Status or Interest)

Name(s)	Signature(s)	Date of Signature Y	M	D
THE CORPORATION OF THE CITY OF GUELPH		1993	09	01
JOHN COUNSELL-MAYOR	John Counsell	1993	09	01
LOIS A. GILES-CLERK				

(11) Address for Service 59 Carden Street, GUELPH, Ontario N1H 3A1

(12) Party(ies) (Set out Status or Interest)

Name(s)	Signature(s)	Date of Signature Y	M	D

(13) Address for Service

(14) Municipal Address of Property
NOT ASSIGNED

(15) Document Prepared by:
LOIS A. GILES
City Clerk
City of Guelph
59 Carden Street
GUELPH, Ontario
N1H 3A1

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Fees and Tax	
Registration Fee	50 00
Total	

FORM 15

REGISTRY ACT

DECLARATION UNDER SECTION 25

OF THE ACT

I, LOIS E. PAYNE,

of the City of Guelph, in the County of Wellington,

DO SOLEMNLY DECLARE that I am the Solicitor for The Corporation of the City of Guelph, and the City is a party to

By-law Number (1993)-14439 which affects the following lands known as
City of GUELPH, County of Wellington
Part of Norfolk Street and Yarmouth Street, Registered Plan 8,
Canada Company Survey, as described in the attached schedule.

I make this solemn declaration conscientiously believing it to be true and knowing that it is of the same force and effect as if made under oath.

DECLARED before me at the)
City of Guelph,)
in the County of Wellington,) Lois E. Payne
this 10TH day of September, 1993) LOIS E. PAYNE

Donna M. Palmer
A Commissioner, etc.

DONNA MARIE PALMER
a Commissioner etc., County of Wellington, for
The Corporation of the City of Guelph
Expires May 18, 1996.

THE CORPORATION OF THE CITY OF GUELPH

By-law Number (1993) - 14439

A by-law to designate the I.O.D.E. Fountain as an item of architectural and historical significance.

The Council of the Corporation of the City of Guelph, **ENACTS AS FOLLOWS:**

WHEREAS the Ontario Heritage Act, R.S.O. 1990, Chapter 0.18, authorizes the Council of a municipality to enact by-laws to designate real property, including all the buildings and structures thereon, or portions thereon, to be of historical or architectural value or interest; and

WHEREAS the Council of the Corporation of the City of Guelph has caused to be served upon the owners of the lands and premises known as the I.O.D.E. Fountain notice of intention to designate portions of the aforesaid real property 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 the reasons for designation are set out in Schedule "B" hereto; and

WHEREAS no notice of objection to the said property designation has been served upon the clerk of the municipality;

THEREFORE, the Council of the Corporation of the City of Guelph **ENACTS AS FOLLOWS:**

1. There is designated as being of architectural and historical value and interest under Part IV of The Ontario Heritage Act, R.S.O. 1990, Chapter 0.18, portions of the I.O.D.E. Fountain to the extent more particularly described in Schedule "C" to this By-law.

2. The City Solicitor is hereby authorized to cause a copy of this by-law to be registered against the property described in Schedule "A" to this By-law in the proper land registry office.

3. The City Clerk is hereby authorized to cause a copy of this by-law to be served upon the owners of the aforesaid property 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 City of Guelph.

PASSED on this seventh day of September, 1993.

JOHN COUNSELL - MAYOR

LOIS GILES - CITY CLERK

I hereby certify the above copy to be a true copy of

By-law Number (1993)-14439

of the City of Guelph.

IN TESTIMONY WHEREOF are hereunto set the seal of The Corporation of the City of Guelph and the hand of the Deputy Clerk of the said Corporation this 9th day of September, 19 93

Deputy Clerk

SCHEDULE "A"

By-law Number (1993) - 14439

THE I.O.D.E. FOUNTAIN

Part of Norfolk Street and Yarmouth Street as laid out in Registered Plan 8, City of Guelph.

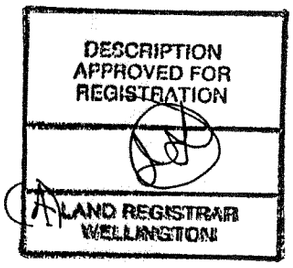
Premising the north easterly limit of Norfolk Street has a bearing of North 34 10 West as laid out on Plan 8.

Commencing at the southerly angle of Lot 941 Plan 8,

Thence in a south easterly direction along the south production of the north east limit of Norfolk Street to the point of intersection of the southerly production of the south west limit of Yarmouth as laid on Registered Plan 8.

Thence North 11 30' West, along the last mentioned limit to the easterly angle of lot 941 Registered Plan 8.

Thence in a south westerly direction along the south easterly boundary of lot 941 to the point of commencement. The land herein described is a park belonging to the Corporation of the City of Guelph referred to in Inst M. 109775.



SCHEDULE "C"

By-law Number (1993) - 14439

ELEMENTS OF PROPERTY BEING DESIGNATED

THE I.O.D.E. FOUNTAIN

The designation includes:

1. All masonry, wood and decorative metal elements of the fountain;

2. The roofline of the fountain, but not the roof fabric.

It is understood that some or all of the fountain's components may be replicated or restored, and it is intended that any non-original features may be returned to documented earlier designs or their documented original form without requiring City Council permission for an alteration to the designation.

SCHEDULE "B"

By-law Number (1993) - 14439

STATEMENT OF REASONS FOR DESIGNATION

THE I.O.D.E. FOUNTAIN

The Victoria - Guelph Chapter of the Imperial Order of the Daughters of the Empire was formed on December 4, 1909 as the first I.O.D.E. Chapter in Guelph. At its inaugural meeting, the Chapter stated that its initial work would be the "beautifying and improving of our City and the establishment of a philanthropic influence in Guelph". In this regard, one of the Chapter's first accomplishments was the presentation in 1912 of a drinking fountain to the City in memory of the late King Edward VII.

With the assistance of the City's Parks and Shade Commission, the fountain was erected in 1914 in Trafalgar Square, facing Wyndham Street, on the Square's most prominent position. The contract to design the fountain was awarded by the I.O.D.E. to an English architect named Lund. The fountain, constructed of stone and wood and featuring carved stone embellishments, functioned for many years as a public drinking fountain, and was considered to be one of the City's most handsome public monuments.

In 1927, the fountain was relocated from Trafalgar Square to the triangular green space located at the intersection of Norfolk and Yarmouth Streets to make way for Guelph's War Memorial, which was constructed later that year in time for the City's Centennial celebrations.

The designation includes all masonry, wood and decorative metal elements of the fountain, including all inscriptions, the roofline of the fountain but not the roof fabric. Scheduled for restoration at the time of its designation in 1993, it is understood that some or all of the fountain's components may be replicated or restored.

THE CORPORATION OF THE CITY OF GUELPH

By-law Number (1993) - 14439
A by-law to designate portions of the I.O.D.E. Fountain as an item of architectural and historical significance.

Read a first and second time at: 10:32 o'clock p.m., September 7th, 1993.

Read and passed in Committee at: 10:33 o'clock p.m., September 7th, 1993.

Read a third time and passed at: 10:34 o'clock p.m., September 7th, 1993.
