LRO # 61 **Application To Register Bylaw** **Receipted as WC243371 on 2009 05 01 at 11:26**

The applicant(s) hereby applies to the Land Registrar. yyyy mm dd

Properties

PIN	71286 - 0099 LT
Description	CONSOLIDATION OF VARIOUS PROPERTIES: FIRSTLY; PT LOT 19 PRIOR'S BLK, PLAN 8, PT LOT 1, PLAN 250, PARTS 1 TO 7 61R3091; T/W ROS546712; S/T THE RIGHTS OF OWNERS OF ADJOINING PARCELS, IF ANY UNDER MS52001, ROS189163, ROS255527; SECONDLY; PT LOTS 18 & 19, PRIOR'S BLK, PLAN 8 AS IN MS52001 & ROS189163 SAVE & EXCEPT PARTS 4, 5 & 6, 61R3091; PT LOT 1, PLAN 250, PART 5, 61R2541; S/T THE RIGHTS OF OWNERS OF ADJOINING PARCELS, IF ANY, UNDER ROS546712; THIRDLY; LOT 2, PLAN 250, SAVE AND EXCEPT PT 1 61R3091, S/T THE RIGHTS OF OWNERS OF ADJOINGING PARCELS, IF ANY, UNDER ROS546712; T/W EASE FOR THE PRUPOSE OF ACCESS FOR PEDESTRIANS AND VEHICLES AS IN LT24521; GUELPH
Address	GUELPH

Applicant(s)

This Order/By-law affects the selected PINs.

Name	THE CORPORATION OF THE CITY OF GUELPH
Address for Service	1 Carden Street GUELPH, ON N1H 3A1

This document is being authorized by a municipal corporation KAREN FARBRIDGE - MAYOR and LOIS A. GILES - CITY CLERK.

This document is not authorized under Power of Attorney by this party.

Statements

This application is based on the Municipality By-Law No. (2009)-18751 dated 2009/03/23.

Schedule: See Schedules

Signed By

Donna Marie Couto	1 Carden St Guelph N1H 3A1	acting for Applicant(s)	Signed	2009 05 01

Tel 5198375637

Fax 5198220705

Submitted By

THE CITY OF GUELPH	1 Carden St. Guelph N1H 3A1	2009 05 01

Tel 5198375637

Fax 5198220705

Fees/Taxes/Payment

Statutory Registration Fee	$60.00
Total Paid	$60.00

THE CORPORATION OF THE CITY OF GUELPH

By-law Number (2009) - 18751

A by-law to designate the property municipally known as 65 Wyndham St. N. and legally described as Firstly: Part Lot 19, Prior's Block, Plan 8, Part Lot 1, Plan 250, designated as Parts 1 to 7 inclusive, 61R3071; Secondly: Part Lots 18 & 19, Prior's Block, Plan 8 (as described in Instrument No. MS52001 and ROS189163) Save and Except Parts 4 to 6 inclusive, 61R3091; Part Lot 1, Plan 250, designated as Part 5, 61R2541; and Thirdly: Lot 2, Plan 250, Save and Except Part 1, 61R3091, City of Guelph, as being a property of cultural heritage value or interest.

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 cultural heritage 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 65 Wyndham Street N., and upon the Ontario Heritage Trust, 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;

WHEREAS the cultural heritage value or interest of the property is set out in Schedule "A" hereto; and

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

NOW THEREFORE THE COUNCIL OF THE CORPORATION OF THE CITY OF GUELPH, ENACTS AS FOLLOWS:

1. Portions of the building and property known as 65 Wyndham St. N., as described in Schedule "B" to this By-law, are designated as being of cultural heritage value or interest under Part IV, Sec. 29 of the *Ontario Heritage Act, R.S.O. 1990, Chapter 0.18.*

2. The City Solicitor is hereby authorized to cause a copy of this by-law to be registered against the property described in Schedule "C" 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 Trust and to cause notice of this by-law to be published in a newspaper having general circulation in the City of Guelph.

PASSED this TWENTY-THIRD day of MARCH, 2009.

KAREN FARBRIDGE - MAYOR

LOIS A. GILES - CITY CLERK

I hereby certify the above copy to be a true copy of By-law Number (2009) - 18751 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 20th day of April, 2009.

Deputy Clerk

SCHEDULE A
By-law Number (2009) – 18751

STATEMENT OF CULTURAL HERITAGE VALUE OR INTEREST:

65 WYNDHAM ST. N., GUELPH

The building at 65 Wyndham Street North is a three storey stone commercial structure, located on the east side of St George's Square in downtown Guelph. The building was originally constructed circa 1856-58 with five bays and two street level shops. However, the south part of the building (three bays) was demolished in 1968 to make way for a new Canadian Imperial Bank of Commerce building.

The remaining portion of the building (two bays) provides a representative example of the commercial architecture of mid-nineteenth century Guelph. The building has tooled stone sills and a band course, five voussoir flat arch lintels, and a bracketed and moulded stone cornice. Constructed of locally quarried limestone, it makes a significant contribution to the historic character of Guelph's downtown district.

The history of this building is closely associated with the development of St. George's Square as an early commercial node in Guelph. The property was originally awarded, by the Canada Company in 1830, to an early settler of Guelph, James Hodgert Esq., who did the first weaving in town. After changing ownership a few times, Thomas Heffernan, a clothing merchant, purchased the lot in 1845. The property was subdivided into four new lots in 1876 as part of Heffernan's estate. The building has been occupied by a range of retail businesses, including: Mrs. Janet Wright's Fancy Goods (1877–1888) and C. L. Nelles' Books, Stationery and Wallpaper (1891–1899). In later years, the building had a long association with the local pharmacy trade, including: Alex Stewart's Drugs (1890–1946/7), F. E. Wagner (c 1948/9–1961/2) and Stewart's Drug Store (c 1962/3–2000/1). The building's uses over the years has contributed to the structure's prominence in the social context of the community, as well as in the physical context of St. George's Square.

The building is one of the few nineteenth century buildings to survive on St. George's Square. As such, it contributes to an understanding of the function and layout of this important centre prior to the major redevelopments of the late 1960s and 1970s.

SCHEDULE B
By-law Number (2009) – 18751

DESCRIPTION OF HERITAGE ATTRIBUTES

65 WYNDHAM ST. N., GUELPH

The heritage attributes that support the cultural heritage value or interest of the three storey stone structure include:

- The exterior stone front façade facing Wyndham St. (excluding ground floor); and
- All original window openings including sills, surrounds and dressings on the exterior front façade (excluding ground floor).

It is intended that non-original features may be returned to documented earlier designs or to their documented original without requiring City Council permission for an alteration to the designation.

SCHEDULE C
By-law Number (2009) – 18751

LEGAL DESCRIPTION:

65 WYNDHAM ST. N., GUELPH

The property known as 65 Wyndham Street N. is legally described as Firstly: Part Lot 19, Prior's Block, Plan 8, Part Lot 1, Plan 250, designated as Parts 1 to 7 inclusive, 61R3071; Secondly: Part Lots 18 & 19, Prior's Block, Plan 8 (as described in Instrument No. MS52001 and ROS189163) Save and Except Parts 4 to 6 inclusive, 61R3091; Part Lot 1, Plan 250, designated as Part 5, 61R2541; and Thirdly: Lot 2, Plan 250, Save and Except Part 1, 61R3091, City of Guelph.