

BY-LAW

NO. 2009 - 008

BEING A BY-LAW TO DESIGNATE THE LIGHTHOUSE AT 236 HARBOUR STREET, MUNICIPALITY OF KINCARDINE (FORMER TOWN OF KINCARDINE) AS BEING OF HISTORIC OR ARCHITECTURAL VALUE

WHEREAS Section 29 (1) of the Ontario Heritage Act, R.S.O. 1990, c. O.18, as amended, authorizes the Council of a municipality to enact by-laws to designate a property within the municipality to be of cultural heritage value or interest;

AND WHEREAS the Council of the Municipality of Kincardine has caused to be served upon The Ontario Heritage Foundation, notice of intention to so designate the aforesaid property and has caused such notice of intention to so designate the aforesaid real property to be published in a newspaper having general circulation in the Municipality;


AND WHEREAS the reasons for designation are set out in Schedule "B" attached hereto;

NOW THEREFORE the Council of The Corporation of the Municipality of Kincardine ENACTS as follows:

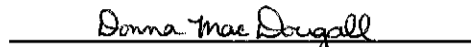
1. There is designated as being of architectural value and interest the real property more particularly described in Schedule "A" hereto, known as the Lighthouse, 236 Harbour Street, Municipality of Kincardine, Ontario.
2. The Clerk is hereby authorized to cause of copy of this by-law to be registered against the property described in Schedule "A" hereto in the proper land registry office.
3. The Clerk is hereby authorized to cause a copy of the by-law to be served upon the owner 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 Municipality of Kincardine.
4. This by-law shall come into full force and effect upon its final passing.

5. This by-law may be cited as the “236 Harbour Street Heritage Designation By-law”.

READ a FIRST and SECOND time this 28th day of January, 2009.




Mayor

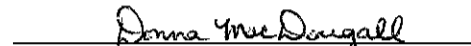


Clerk

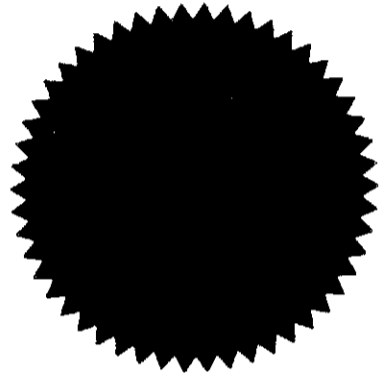
READ a THIRD time and **FINALLY PASSED** this 28th day of January, 2009.



Mayor



Clerk



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Schedule "A"

The property is described as Part of Lot 10 Plan 77 Being Parts 4 and 5 of Reference Plan 3R-7165.

Schedule "B"

Description of Property and Heritage Features/Attributes

The Lighthouse structure is typical of an integrated lighthouse combined with the keeper's house. Although the elements of the Lighthouse are similar to others of its type, the pleasing proportions, the rhythm of the windows, the colour scheme of white with red and its location in the town scape make this Lighthouse unique.

Designated features include the entire exterior (all facades) of the house and octagonal tower with the exception of the vinyl windows, aluminum framing and vinyl cladding of the octagonal tower (installed in July 2008). All other exterior features, stone foundation, V board cladding of the house, 4 over 4 windows and storm windows, cedar shingle roof (installed in 2007), metal lantern with its gallery and 8 supporting corbel/brackets under the gallery, and other exterior elements not aforementioned shall be covered under the designation. When the tower cladding and windows with their proper dormer elements are restored, they will be covered by a designation amendment. In addition, the anchor from the shipwreck Anna Maria, resting in the front yard of the Lighthouse garden, shall be included in this designation. The land footprint where the stone foundation sets into the hill shall also be designated and retained.

Statement of Cultural Heritage Value

It has become the symbol- the logo - of the former Town of Kincardine and now for the Municipality of Kincardine and is featured on the majority its promotional material. The Lighthouse is unique in its location within town limits and easily accessible to other heritage structures and downtown as well as the harbour. Its cultural heritage value is important to Kincardine as the guiding light to harbour. It also is important in the larger picture of Lake Huron maritime history. It was built at the zenith of Kincardine's commercial harbour development.