

The Corporation of the City of Kawartha Lakes

By-Law 2018-____

A By-Law to Repeal and Replace By-Law 2007-006, Being a By-Law to designate Sturgeon Point Rain Shelter, Sturgeon Point in the City of Kawartha Lakes as being of Cultural Heritage Value and Interest

Recitals

1. Section 29 of the Ontario Heritage Act, R.S.O. 1990, provides that the Council of a municipality may pass a by-law designating a property within the boundaries of the municipality to be of cultural heritage value or interest.
2. Notice of Intention to Designate Sturgeon Point Rain Shelter, Sturgeon Point, City of Kawartha Lakes, described further in Schedule "A", has been given in accordance with Section 29 of the Ontario Heritage Act.
3. No objection to the proposed designation has been served on the Clerk of the City.
4. Reasons for Designation are set forth in Schedule "A".

Accordingly, the Council of The Corporation of the City of Kawartha Lakes enacts this By-law 2018-____.

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Section 1.00: Definitions and Interpretation

1.01 Definitions: In this by-law,

"City", "City of Kawartha Lakes" or "Kawartha Lakes" means The Corporation of the City of Kawartha Lakes and includes its entire geographic area;

"City Clerk" means the person appointed by Council to carry out the duties of the clerk described in section 228 of the Municipal Act, 2001;

"Council" or "City Council" means the municipal council for the City;

"Director of Development Services" means the person who holds that position and his or her delegate(s) or, in the event of organizational changes, another person designated by Council.

"Property" means property as set out in Section 2.01.

1.02 Interpretation Rules:

- (a) The Schedules attached to this by-law form part of the by-law, and are enforceable as such.
 - (b) The words “include” and “including” are not to be read as limiting the meaning of a word or term to the phrases or descriptions that follow.
- 1.03 **Statutes:** References to laws in this by-law are meant to refer to the statutes, as amended from time to time, that are applicable within the Province of Ontario.
- 1.04 **Severability:** If a court or tribunal of competent jurisdiction declares any portion of this by-law to be illegal or unenforceable, that portion of this by-law shall be considered to be severed from the balance of the by-law, which shall continue to operate in full force and effect.

Section 2.00: Designation

- 2.01 Sturgeon Point Rain Shelter, Sturgeon Point, City of Kawartha Lakes, is designated as being of historic interest and value, described further in Schedule “A”. This designation shall not preclude any changes that may be deemed necessary for the efficient use of the building but that any and all such changes shall be in keeping with the original and present character of the building and in consultation with the municipal heritage committee.
- 2.02 The City is hereby authorized to cause a copy of this by-law to be registered against the property described above in the proper Land Registry Office.
- 2.03 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 Trust, and to cause notice of the passing of this by-law to be published in the newspaper.

Section 3.00: Enforcement, Offence and Penalties

- 3.01 **Enforcement:** This by-law may be enforced by every municipal law enforcement officer and police officer.
- 3.02 **Offence and Penalty:** It is an offence for a person to contravene any provision of this by-law, and every person who contravenes this by-law is guilty of an offence and, on conviction, is liable to a fine in accordance with the provisions of the *Provincial Offences Act* and to any other applicable penalty.

Section 4.00: Administration and Effective Date

- 4.01 **Administration of the By-law:** The Director of Economic Development is responsible for the administration of this by-law.

4.02 **Effective Date:** This By-law shall come into force on the date it is finally passed

Section 5.00 Repeals

5.01 Repeal: By-law 2007-006 is repealed.

By-law read a first, second and third time, and finally passed, this 25 day of September, 2018.

Andy Letham, Mayor

Cathie Ritchie, City Clerk

Schedule 'A' to By-law 2018 –

Being a By-law to designate Sturgeon Point Rain Shelter, Sturgeon Point, City of Kawartha Lakes, as being of cultural heritage value and interest.

Description of Property

The Sturgeon Point Rain shelter is a wood structure on the Upper Wharf in the Village of Sturgeon Point. The wharf extends into Sturgeon Lake at the end of Irene Avenue and is fronted on the lakeside by concrete.

Legal Description:

PT BED STURGEON LAKE IN;FRONT OF CON 10 PT LOT 10;(FMLY FENELON) RP 57R7926;PARTS 1 & 2

PIN: 63145-0184

REASON FOR DESIGNATION

Architectural Design or Physical Value:

The Rain Shelter at the Wharf is an example of an Edwardian shelter. Much of the building's architecture has been preserved and there have been no records of alterations or renovations. It is believed that only minor repairs have been made as necessary. Regardless, many of the structure's original features are still intact and represent a good example of the architecture of the time. Roofline has a bracketed overhang used to shelter people in foul weather.

Historical Significance:

The rain shelter is a rare surviving example of this type of structure on the Trent-Severn system that provided a passenger waiting area during the steamboat era on Sturgeon Lake. Believed to have been constructed in 1903 by the Council of the Village of Sturgeon Point, it is a historical reminder of the importance of the steam boats that once sailed throughout the Kawartha Lakes. The cost of the rain shelter in 1903 was \$315.83. Without the steam boats Sturgeon Point would not have developed as early as it did to become a popular holiday destination. Given Sturgeon Point's proximity to Lindsay, many of its residents were quick to make this community their home in the summer months. Given that the residents, livestock, and servants from Lindsay were spending their summer months at "The Point" many of the men would commute daily back and forth to Lindsay for work by steam boats. The most famous of these boats was the "Lintonia" that officially stopped running in 1931.

ATTRIBUTES TO BE CONSERVED:

- Curved wood roof supports under the roofline extension
- Gabled front facing roof with arts and crafts trim
- Four support beams the length of the building and 3 support beams the width of the building
- Exterior louvered windows or vents
- Exterior wooden doors
- Original exterior cove molding (siding)
- Interior that has been relatively unaltered since the original construction