

The Corporation of the City of Kawartha Lakes

By-Law 2020-XXX

A By-law to Designate 264 Pleasant Point Road, Geographic Township of Fenelon in the City of Kawartha Lakes

A By-law to Designate 264 Pleasant Point Road (Pleasant Point Union Church), Geographic Township of Fenelon in the City of Kawartha Lakes as being of Cultural Heritage Value or 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 to designate a property within the boundaries of the municipality as being of cultural heritage value or interest.
2. A Notice of Intention to Designate 264 Pleasant Point Road, Geographic Township of Fenelon 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. Council has consulted with its Municipal Heritage Committee.
5. 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 2020-XXX.

Section 1.00: Definitions and Interpretation

1.01 Definitions: In this by-law,

“alter” means to change in any manner and includes to restore, renovate, repair, erect, demolish, and disturb; and “alteration” and “altering” have corresponding meanings;

“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;

“Municipal Heritage Committee” means the Kawartha Lakes Municipal Heritage Committee which makes recommendations to Council and is established under Section 28 of the Ontario Heritage Act;

“Ontario Heritage Act” or **“the Act”** means the Ontario Heritage Act, R.S.O. 1990, c. o.18, as amended or any successor thereof;

“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 of Property

2.01 264 Pleasant Point Road, Geographic Township of Fenelon is designated as being of cultural heritage value, as described further in Schedule A. This designation shall not preclude alterations that may be deemed necessary for the efficient use of the property but that any and all alterations shall be in keeping with the original and present character of the property and that no alterations to the property affecting its heritage attributes as outlined in Schedule A shall be made without written consent from the City.

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 property 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 a newspaper with general circulation within the municipality.

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, the Ontario Heritage Act and to any other applicable penalty.

Section 4.00: Administration and Effective Date

- 4.01 **Administration of the By-law:** The Director of Development Services 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.

By-law read a first, second and third time, and finally passed, this 24th day of March, 2020.

Andy Letham, Mayor

Cathie Ritchie, City Clerk

Schedule A to By-law 2020-XXX

Being a By-law to designate 264 Pleasant Point Road (Pleasant Point Union Church), Geographic Township of Fenelon in the City of Kawartha Lakes as being of cultural heritage value or interest.

Description of Property

264 Pleasant Point Road, Geographic Township of Fenelon

Legal Description

CON 10 PT LOT 7 PLAN 139 LOT;4

PIN: 63275-0135

Statement of Reasons for Designation

264 Pleasant Point Road, known locally as Pleasant Point Union Church, has cultural heritage value as an excellent, representative example of a cottage community church constructed in the early twentieth century. Constructed on a rectangular plan, the rustic timber interior and plain exterior with simplified forms and minimal decorative elements speaks to the wilderness aesthetic prevalent in cottage architecture during this period which aimed to integrate structures into the natural landscape and which reflects its roots as a non-denominational worship space. Despite its simplicity, however, the church displays a high degree of craftsmanship in its reredos, communion rail, and lectern. Historically, the church has importance as part of the development of Pleasant Point in the early twentieth century and is reflective of the architectural and cultural development of cottage communities during this period. It also has important historical associations with former Ontario Premier Leslie M. Frost who attended the church while cottaging in Pleasant Point and who wrote its constitution in 1922. The property also has contextual significance as an important, defining feature in the Pleasant Point community and a local landmark due to its role as a longstanding place of worship on Sturgeon Lake.

Heritage Attributes

The Reasons for Designation include the following heritage attributes and apply to all elevations, unless otherwise specified, and the roof including: all façades, entrances, windows, chimneys, and trim, together with construction materials of wood, brick, stone, stucco, concrete, plaster parging, metal, glazing, their related building techniques and landscape features.

Exterior Features

- One-storey frame construction
- Gable roof
- Central entrance with portico and steps including:
 - Double leaf doors with windows and original hardware
 - Storm doors
 - Wooden posts
- Brackets

- Fenestration including:
 - Original windows with muntins
 - Original glass
 - Shutters
- Belfry including bell
- Weatherboarding
- Wooden soffit and fascia
- Stone foundation and concrete footings

Interior Features

- Exposed timbers
- Open timber roof including:
 - Scissor trusses
- Reredos with lancets
- Communion rails with lancets
- Altar
- Lectern
- Painted Biblical text
- Pendant light with decorative metalwork
- Cross and decorative woodwork