

The Corporation of the City of Kawartha Lakes

By-Law 2020-XXX

A By-law to Amend By-Law 2000-14 (former Corporation of the Township of Emily), being a By-law to Designate the Interior and the Exterior of the Chapel Located with the Emily Cemetery, Township of Emily, 4249 Highway #7, on Concession 4 Part Lot 12, RP57R819 Part 1 to 2, Presently Owned by the Emily Cemetery Company, as a Designated Property Under the Act

Recitals

1. Section 30.1 of the Ontario Heritage Act, R.S.O. 1990, provides that a Council of a municipality may amend a by-law designating a property within the bounds of a municipality to correct a legal description of a property, clarify the statement of a property's cultural heritage value, or to make it consistent with the requirements of the Act.
2. A notice of the proposed amendment has been served on the owner of the property in accordance with subsection 30.1(4) of the Act.
3. No objection to the proposed amendment has been served on the Clerk of the Municipality.
4. An amendment is required to clarify the statement of cultural heritage value for the property located at 4249 Highway 7 and to make the by-law consistent with the requirements of the Act.
5. These changes require an amendment to the original by-law.

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,

“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.

"Township of Emily" means the former Corporation of the Township of Emily, now amalgamated into the City of Kawartha Lakes.

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: Amendments

2.01 Amendment to Schedule A: Schedule A of Township of Emily By-law 2000-14 shall be deleted and substituted for Schedule A attached to this By-law.

Section 3.00: Administration and Effective Date

3.01 Administration of the By-law: The Director of Development Services is responsible for the administration of this by-law.

3.02 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 XXX day of XXX, 2020.

Andy Letham, Mayor

Cathie Ritchie, City Clerk

Schedule 'A' to By-law 2020-XXX

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Property

4249 Highway 7, Emily Township

Legal Description

CON 4 PT LOT 12 RP 57R819; PART 1 TO 2

PIN: 63256-0436

Statement of Cultural Heritage Value

4249 Highway 7, known locally as the Emily Cemetery Chapel, is an excellent and representative example of a cemetery chapel constructed in the English Gothic style. It retains many of its original features that are key aspects of this architectural type including its stone wall structure, lancet windows, and bell-cote. Many of its features are original with minor restorations. Designed by Toronto architect George Roper Gouinlock, the building has historical significance as part of the Emily Cemetery which opened in 1872 when the community identified the need for a non-denominational buried ground. The chapel was constructed in 1929 and donated to the cemetery by Flora McCrae Eaton, Lady Eaton, as a memorial to her family and was originally named the McCrea Memorial Chapel. Lady Eaton was born in Omemee in 1880 and is an important figure locally because of her significant impact on the architectural development of Omemee in the early twentieth century. The first ceremony in this chapel took place in 1929 when the cemetery groundskeeper, Stephen Paragreen, passed away. The property has contextual significance as a defining built feature of the Emily Cemetery and as a local landmark in Emily Township. It retains an important contextual relationship with the surrounding cemetery grounds.

Heritage Attributes

Exterior

- One-storey stone construction
- Gable roof
- Cut stone walls
- South facing main entrance including:
 - Double oak lancet-shaped doors with wrought iron hinges
 - Limestone and granite elements
- Fenestration including:
 - Lancet windows
 - Rusticated surrounds

- Bell-cote with date stone (1928) and corbels
- Stone chimney
- Iron door knob
- Brackets
- Soffits and fascia
- Buttresses

Interior

- Open scissor truss timber roof
- Hardwood floor
- Wooden pews with trefoils
- Grouped lancets on the north elevation
- Stained glass