

THE CORPORATION OF THE TOWN OF

PENETANGUISHENE

BY-LAW NO. 1981-43

A by-law to designate the property known municipally as 215 Church Street as being of architectural and historical value or interest.

WHEREAS Section 29 of The Ontario Heritage Act, 1974 authorizes the Council of a municipality to enact by-laws to designate real property, including all buildings and structures thereon, to be of architectural or historic value and interest;

AND WHEREAS the Council of the Corporation of the Town of Penetanguishene has caused to be served on the owners of the lands and premises known as St. James-on-the-Lines Church at 215 Church Street, and upon the Ontario Heritage Foundation, notice of intention to so designate the aforesaid real property and has caused such notice of intention to be published in the same newspaper having general circulation in the municipality once for each of three consecutive weeks;

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

AND WHEREAS no notice of objection to the proposed designation has been served on the clerk of the municipality;

THEREFORE the Council of the Corporation of the Town of Penetanguishene enacts as follows:

1. There is designated as being of architectural and historical value or interest the real property known as St. James-on-the-Lines at 215 Church Street, more particularly described in Schedule "A" hereto;
2. The municipal solicitor is hereby authorized to cause a 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 this by-law to be served on the owner of the aforesaid property and on the Ontario Heritage Foundation and to cause notice of the passing of this by-law to be published in the same newspaper having general circulation in the municipality once for each of three consecutive weeks.

BY-LAW READ a first, second and third time and finally passed in open Council on the 25 day of May 1981.

(SIGNED) R. BELLISLE

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Mayor

SCHEDULE "A" TO BY-LAW NO. 1981-43

LEGAL DESCRIPTION

All and Singular that certain parcel or tract of land and premises situate, lying and being in the Town of Penetanguishene, County of Simcoe, and being composed of

Lot Part Block B, registered plan 70, and more particularly described as Parts 1, 2 and 3 of Plan 611

SCHEDULE "B" TO BY-LAW No. 1981-43

REASONS FOR DESIGNATION

St. James-on-the-Lines Church, constructed in 1836, stands as one of the oldest structures in the Town of Penetanguishene. Its historical significance dates from its construction; not only is it one of the oldest structures in the town, but also one of the first churches. It was built through the efforts of officers from the nearby Military Establishment. Lt. Ingall and Fort Adjutant Keating urged its construction and Capt. Moberly was the first superintendent of the building. St. James served as the garrison church for many years.

The first rector was Rev. George Hallen who served the congregation for over 40 years. He was instrumental in the construction of All Saints Church in 1877 as a mission church to St. James.

Architecturally, the structure is a fine, well-preserved example of wood frame construction with wood clapboard siding. It is a single, detached, rectangular structure with wings on the south and east sides. The trim is all of wood including a wood fascia and frieze, projecting verges, false roof rafters under the soffit, moulded trim and lugsill around the casement windows, and moulded trim and pilasters around the main door. Special features include the hand wrought hinges on the main doors, and the bell turret centered on the front facade of the high gable roof with bell, added in 1855 by the congregation. All windows have stained glass features.

The adjacent cemetery adds to the significance of the structure with many headstones dating back to the late 1830's and including many locally significant personages.

EXPLANATORY NOTE TO BY-LAW NO. 1981-43

In April of 1979 the Council of the Corporation of the Town of Penetanguishene made a commitment to conserving the town's rich heritage by passing a by-law to form a Local Architectural Conservation Advisory Committee.

The purpose of this committee is to act as an advisor to Council on all matters pertaining to The Ontario Heritage Act, 1974 and any other heritage oriented matters. The committee has endeavoured to fulfill this purpose and has been engaged in several summer studies to produce the much needed material upon which to base decisions.

One of the buildings found to be of tremendous importance was the church, St. James-on-the-Lines. This building was initially put to Council in the summer of 1980, however some problems arose which necessitated the delay of the actual designating by-law. These problems were centered around the actual effects of the designation on a building. All of these questions have now been straightened away and the parties involved are now in full support of the proposal.

With the designation of St. James-on-the-Lines not only will a building of architectural significance be conserved but also a large part of the town's cultural heritage.