1/25/77

Bill No. 24

The Corporation of the City of Hamilton

BY-LAW NO. 77- 21

To Designate:

Municipal No. 51 Herkimer Street

as Property of

HISTORIC AND ARCHITECTURAL VALUE AND INTEREST

WHEREAS the Council of The City of Hamilton did give notice of its intention to designate No. 51 Herkimer Street in accordance with subsection 3 of section 29 of The Ontario Heritage Act, 1974, S.O. 1974, Chapter 122;

AND WHEREAS no notice of objection was served on the Clerk of the City of Hamilton;

AND WHEREAS it is desired to designate No. 51 Herkimer Street in accordance with clause (a) of subsection 6 of section 29 of The Ontario Heritage Act, 1974.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The property known as No. 51 Herkimer Street and more particularly described in schedule "A" hereto annexed is hereby designated as property of historic and architectural value and interest.

2. The City Solicitor is hereby authorized and directed to cause a copy of this by-law, together with reasons for the designation set out in schedule "B" to be registered against the property affected in the proper registry office.

3. The City Clerk is hereby authorized and directed;

(i) to cause a copy of this by-law, together with reasons for the designation to be served on the owners and The Ontario Heritage Foundation;

(ii) to publish a notice of this by-law in a newspaper having general circulation in the Municipality of the City of Hamilton.

PASSED this 25th day of January A.D. 1977.

City Clerk

Mayor

(1976) 39 R.B.C. 25, November 9

SCHEDULE "A"

TO

BY-LAW NO. 77- 21

All and Singular the certain parcel or tract of land and premises situate lying and being in the City of Hamilton, in the Regional Municipality of Hamilton-Wentworth, in the Province of Ontario, being composed of parts of Lots Numbers Thirteen (13), Fourteen (14) and Fifteen (15) as shown on a plan of subdivision prepared for J. D. Pringle, A.Logie and W. Griffin, the Plan thereof registered in the Land Registry Office for the Registry Division of Wentworth as Number 40, and which said parcel or tract of land is situate on the south side of Herkimer Street between Park and MacNab Streets, and may be more particularly described as follows:

PREMISING the bearings used herein are assumed astronomic and derived from the Ontario Co-ordinate System, Zone 10, Central Meridian 79 degrees 30 minutes west longitude.

COMMENCING at an iron bar planted at the northwestern corner of Lot Number 13.

THENCE South 72 degrees and 06 minutes east along the northern limits of Lots Numbers 13, 14 and 15, and being also along the southern limit of Herkimer Street, 78.58 feet more or less to an iron bar planted where it is intersected by the production northerly of the western face of a concrete retaining wall.

THENCE South 18 degrees 10 minutes and 50 seconds west to and along the western face of the aforesaid concrete retaining wall 115.47 feet more or less to an iron bar planted in the line of a present existing chain link fence marking the southern limit of the herein described lands.

THENCE North 72 degrees and 52 minutes west along the line of the aforesaid fence 78.60 feet more or less to an iron bar planted in the western limit of Lot Number 13.

SCHEDULE "A" (Cont'd)

TO

BY-LAW NO. 77- 21

THENCE North 18 degrees 09 minutes and 30 seconds east along the western limit of Lot Number 13, and being also along the eastern limit of Park Street, 116.54 feet more or less to the point of commencement.

The above-described parcel of land contains by admeasurement 9,115 square feet be the same more or less.

On the above-described parcel of land is erected the dwelling known as Municipal Number 51 Herkimer Street.

TO HAVE AND TO HOLD unto the said Grantee its successors and assigns, to and for its and their sole and only use forever. Subject nevertheless to the reservations, limitations, provisoes and conditions expressed in the original grant thereof from the Crown, save as hereinafter set out.

SCHEDULE "B"

TO

BY-LAW NO. 77- 21

The interior and exterior of this property are recommended for conservation as property having historic and architectural value or interest by the Local Architectural Conservation Advisory Committee of the City of Hamilton, in the "Architectural Review & Evaluation Report" prepared by Professor Anthony Adamson, and in "Victorian Architecture in Hamilton" published by the Architectural Conservancy of Ontario and written by Professor A. G. McKay.

This building is of considerable architectural merit, representing a transition between two Ontario design periods. Its basic form and its restraint in decoration is of Georgian derivation, but its massing, roofline, bargeboard, bay window, and stone label mouldings over windows on the principal facade and its interior woodwork give it a distinctively Neo-Gothic spirit, a modern departure for Hamilton at mid-century, and the shape of things to come. The use of Hamilton limestone for basic wall construction, faced with imported ashlar-finished white sandstone is typical of the better buildings of the period.

The structure was built in 1858, by Donald Nicholson, the builder of Sandyford Place, as the residence for the Reverend Robert Burnett, minister of St. Andrew's Presbyterian Church, whose outstanding church building (today, St. Paul's) had been completed the previous year under the direction of architect William Thomas. It is a manifestation of the high-quality residential environment that developed as characteristic of much of Durand Neighbourhood. Today, this building stands as one of a mere handful of buildings of its era and character in the City of Hamilton.

DATED January 25th, 1977

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 77-21

To Designate:

Municipal No. 51 Herkimer Street

As Property of:

HISTORIC AND ARCHITECTURAL
VALUE AND INTEREST

39148

No.
Land Registry Division of Wentworth (No. 62)
I CERTIFY that this instrument is registered as of
.M.
11:47 FEB 9 1977 in the
Land
Registry Office
at Hamilton
Ontario.

C.D.

D Cannon
LAND REGISTRAR

K. A. Rouff,
City Solicitor.

33

Deeds Fees 10.00
Extra Copies 4.00 ea
1.00 copy