12/10/85
Bill No. C-134

The Corporation of the City of Hamilton

BY-LAW NO.86 - 23

To Designate:

THE PROPERTY LOCATED AT MUNICIPAL NO. 28 SOUTH 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 the property mentioned in section 1 of this by-law in accordance with subsection 29(3) of The Ontario Heritage Act, R.S.O. 1980, Chapter 337;

AND WHEREAS no notice of objection was served on the City Clerk as required by subsection 29(5) of the said Act;

AND WHEREAS it is desired to designate the property mentioned in section 1 of this by-law in accordance with clause 29(1)(a) of the said Act.

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

1. The property located at Municipal No. 28 South 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 owner and The Ontario Heritage Foundation by personal service or by registered mail;

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

PASSED this 10th day of December A.D. 1985.

City Clerk

Mayor

(1985) 24 R.P.D.C. 40, August 27

SCHEDULE "A"
To
By-law No. 86 - 23
28 South Street,
Hamilton, Ontario

ALL AND SINGULAR those lands and premises located in the following municipality, namely, in the City of Hamilton, in the Regional Municipality of Hamilton-Wentworth, and being composed of part of lots Eighty-eight (88) and Eighty-nine (89) according to Beulah Survey made for Thomas Bush and registered in the Registry Office for the Registry Division of Wentworth as Plan 272 and being more particularly described as follows:

COMMENCING at a point on the southerly limit of Lot Eighty-eight (88) distant fifty feet (50') westerly from the southeast angle of said Lot Eighty-eight (88);

THENCE northerly and parallel to the easterly limit of said Lot Eighty-eight (88) to a point in the northerly limit of said lot Eighty-eight (88);

THENCE westerly along the northerly limits of Lots Numbers Eight-eight (88) and Eighty-nine (89) a distance of fifty-eight feet six inches (58' 6") to a point;

THENCE southerly and parallel to the westerly limit of said Lot Eighty-nine (89) to a point on the southerly limit of said Lot Eighty-nine (89);

THENCE easterly along the southerly limits of Lots Numbers Eight-eight (88) and Eighty-nine (89) a distance of fifty-eight feet six inches (58' 6") to the place of beginning.

SCHEDULE "B"

To

By-law No. 86-23

REASONS FOR DESIGNATION

28 South Street,

Hamilton, Ontario

28 South Street is the pioneer homestead for a seventy acre farm that originally extended from Aberdeen Avenue south to the escarpment and from Dundurn Street east to Locke Street, comprising part of Lot 18 in the 4th Concession of Barton Township.

The property was subdivided in 1881, annexed by Hamilton in 1891 and now consists of ten residential blocks. The farmhouse has been incorporated into the present street pattern, but its orientation has been reversed. Built c. 1840's, 28 South Street is important as a tangible record of Hamilton's origins as a farming community.

Notable is the building's stone construction, a material locally available primarily during the 1840's and '50's. Originally, the one-storey north facade was the front of the house, with the entranceway off Aberdeen Avenue.

Little is known of the first settlers other than John Ashbaugh, a yoeman of British origins, farmed the land in 1841 and Thomas Bush owned the property from 1848 to 1881.

Important to the conservation of 28 South Street is the preservation of the original features of the front, east and west facades.