

FORMAL REPORT

To:	Mayor Strathdee and Members of Council
Prepared by:	Trisha McKibbin, Director of Corporate Services / Deputy Clerk
Date of Meeting:	22 May 2018
Subject:	COR 15-2018 5 James Street N (Via Station) Registration of Designation Bylaw

PURPOSE

This report is to provide Council with an update to changes in accepted documentation at the Land Registry Office and the need to revise Schedule "A" of Bylaw 39-2017 (amendment to the designation bylaw for 5 James Street North (VIA Station)) in order for the bylaw to be registered on Title.

RECOMMENDATION

THAT COR 15-2018 5 James Street N. (Via Station) Registration of Designation Bylaw be received; and

THAT Council pass By-law 50-2018 being a by-law to amend By-law 33 of 1987, a by-law designating 5 James Street North to be of architectural, associative and historical value or interest, as amended by By-law 39 of 2017 (Schedule A).

BACKGROUND

In April, 2017 Council passed Bylaw 39-2017 to amend By-law 33-1987 (5 James Street N., Train Station designation), which included an updated Designation Statement which clearly articulated the Cultural Heritage Value of the property and contains a full description of Heritage Attributes of the property. A copy of the original Schedule "A" is attached to this report for reference.

REPORT

In recent years, the Designation Statements that are included as Schedule "A" to a designation bylaw included both text and photographs in the document. Recent process changes at the Land Registry Office has resulted in photographs no longer being accepted in documents being registered on Title. As a result of these changes, the Land Registry Office will not accept the current version of Schedule "A" to Bylaw 39-2017.

To ensure that Schedule "A" to Bylaw 39-2017 meets the requirements of the Land Registry Office, all photographs have been removed from the document and a text only version has been created. No other content in the Statement of Designation has changed from the original version.

SUMMARY

The Land Registry Office has changed their processes and will no longer accept photographs in documentation to be registered on Title. As a result, the amended designation bylaw for 5 James Street North (VIA Station), which was passed in 2017 by Council, cannot be registered on Title in its current format. Staff is recommending that the photographs be removed from the document and a text only version be created and replace the original as Schedule "A".

FINANCIAL IMPLICATIONS

Legal fees associated with Bylaw 50 of 2018, approximately \$500.00. This cost falls within the 2018 budget for the Heritage Committee.

STRATEGIC PLAN

- ☒ This initiative is supported by the following priorities, outcomes, and tactics in the Plan.
- Pillar #4 Culture & Recreation:
 - Outcome: Downtown revitalization plan
 - Tactic(s): Protecting St. Marys' unique heritage assets while planning for growth in key sectors will require an integrated and balanced approach.

OTHERS CONSULTED

Heritage Committee
Kelly Nenniger, Strong MacDougall Oudekerk

ATTACHMENTS

1. Schedule "A" with picture
2. Schedule "A" text only

REVIEWED BY

Recommended by the Department



Trisha McKibbin
Director of Corporate Services

Recommended by the CAO



Brent Kittmer
CAO / Clerk