

# THE CORPORATION OF THE TOWNSHIP OF RIDEAU LAKES

## BY-LAW NUMBER 2005-71

**BEING** a By-Law to establish the Rideau Lakes Township Heritage Advisory Committee and to provide for the appointment of Members thereto;

**WHEREAS** the Municipal Act R.S.O. 1990, Chapter O.18 and Section 28 of the Ontario Heritage Act, provides that a Council of a Municipality may, by By-Law, establish a Municipal Heritage Committee to advise and assist the Council on all matters relating to Parts IV and V of the Ontario Heritage Act; 1974;

**AND WHEREAS** the Council of The Corporation of the Township of Rideau Lakes deems it beneficial to the Township, Elected Officials, Staff and Inhabitants to establish such a Committee and provide for the appointment of Members thereto;

**NOW THEREFORE** the Council of The Corporation of the Township of Rideau Lakes enacts as follows:

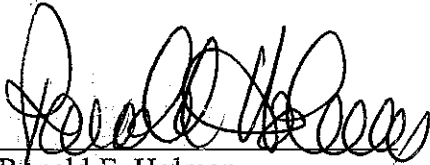
- 1) A Municipal Heritage Committee is hereby established and to be known as the **Township of Rideau Lakes Heritage Advisory Committee.**
- 2) The Committee shall be composed of a minimum of seven (7) members and the makeup being as follows:
  - Two members being appointed by Council
  - One member from the public at large, from each of the Wards of North Crosby, Newboro, South Crosby, Bastard & South Burgess and South Elmsley
  - Other members may be appointed from the public at large
  - Members appointed from Council shall be by way of Resolution of Council and on an annual basis
  - Members from the public at large will be appoint to the Committee by Resolution of Council and for the term of Council completing the appointments
- 3) The members of the Committee shall hold office until their successors are Appointed and are eligible for re-appointment.
- 4) Where a member ceases to be a member before the expiration of his/her term, Council shall appoint another eligible person for the un-expired portion of the term.
- 5) Five Members shall constitute a quorum.

- 6) The Municipal Heritage Advisory Committee shall, at its first meeting of each year elect a Chairperson from its membership.
- 7) The Council through the Municipal Treasurer shall establish separate records on behalf of the Committee to be known as the Heritage Advisory Committee Financial Records.
- 8) The Terms of Reference of the Heritage Advisory Committee and Council shall be as set out in Schedule "A" attached hereto:

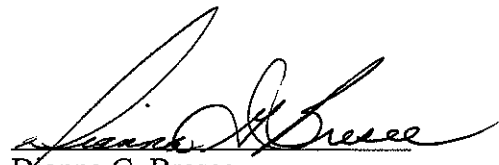
This By-Law repeals all previous By-Laws, Resolutions, Motions or Actions of Council.  
- By-Law Number 2000-138 -

This By-Law shall come into force and take effect on the date of passing.

Read a first and second time this 2<sup>nd</sup> day of August 2005.

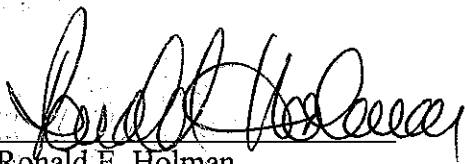


Ronald E. Holman  
Mayor

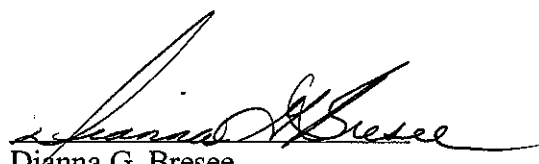


Dianna G. Bresee  
Clerk

Read a third time and finally passed this 2<sup>nd</sup> day of AUGUST 2005.



Ronald E. Holman  
Mayor



Dianna G. Bresee  
Clerk

## **SCHEDULE "A" TO BY-LAW 2005-71**

### **COMMITTEE ROLES AND RESPONSIBILITIES**

#### **Councils Role**

The Committee's statutory role is advisory. It is to assist Council in making decisions on any matter relating to the legal designation and conservation of property of cultural heritage value or interest, as individual properties or as heritage conservation districts.

The Ontario Heritage Act (s. 28) defines the Committee's statutory role as follows:

- To advise and assist Council on all matters relating to Part IV (Conservation of Properties of Cultural Heritage Value or Interest) and on the identification of a potential Heritage Conservation District under Part V;
- To advise and assist Council on other heritage matters as the Council may specify by by-law
- To establish criteria for the evaluation of properties of cultural heritage value or interest
- To advise Council on means of conserving heritage properties and areas; and available funding sources
- To advise Council on current Heritage Conservation Legislation and to assist Council in the preparation of Municipal Legislation to conserve heritage properties and areas
- To implement programs and activities to increase Public awareness and knowledge of heritage conservation issues
- To keep in mind that the committee is appointed by Council, and in the final analysis is, at all times, responsible and accountable to Council.
- To keep municipal council informed of its plans and activities through committee minutes and reports
- Accountable to Council for its financial transactions
- Responsible to prepare an annual budget and submit it to Council at a time specified by Council
- Play a role in providing data, reviewing heritage studies, advising on mitigation measures, and offering advise and guidance developing heritage conservation polices of the Official Plan, reviewing zoning by-laws to ensure they have regard for and implement heritage conservation.

Council is required under the Ontario Heritage Act to consult with the committee;

- During the designation process for individual properties and for districts
- On applications to alter designated properties;
- On applications to demolish or remove;

- On applications to repeal designation by-law;
- On easements or covenants.

Under Part IV of the Act, Council is required to consult with the committee;

- Before giving its intention to designate a property (s. 29 (2));
- Before repealing a by-law or part thereof designating property (s. 31 (2));
- Before considering an application from an owner of designated property to repeal the by-law or part thereof designating the property (s. 32 (2));
- On an application to alter a designated property where the alteration is likely to affect the reasons for designation as set out in the by-law designating the property (s. 33 (1));
- On an application to demolish or remove any building or structure on designated property (s. 34 (1));
- Before passing by-laws providing for the entering into of easements or covenants with owners of real property, or interests therein, for the conservation of building of cultural heritage value or interest (s. 37 (1));

Under Part V Council is required to consult with the Municipal Heritage Committee;

- Before passing a by-law to define one or more areas as an area to be examined for future designation as a heritage conservation district (s. 40 (2)).

**RESOLUTION #307-2005**

Moved By: Betty James  
Seconded By: Rita Purcell

To pass a Resolution that;

WHEREAS By-Law Number 2005-71 established the Township of Rideau Lakes Heritage Advisory Committee;

NOW THEREFORE the Council of The Corporation of the Township of Rideau Lakes appoints the following members to the above noted Committee:

- Doug Bond, Paul Dean, Robert Preston, Diane Haskins, Neil Patterson, Pat Barrington, Joyce Hutchings, Nan Bell and Doug Phillips

AND FURTHER that the following members be appointed as Friends of the Heritage Advisory Committee:

- Danny Gray, Nichole Oleson and Ted Watson

Carried:

Signed: Mayor Ronald Holman

Certified to be a true copy  
of the original

Date: Aug 2/2005

Signature: [Handwritten Signature]

Title: CLERK

**RESOLUTION #306-2005**

Moved By: Jim Stedman  
Seconded By: Cathy Monck

To pass a Resolution that;

WHEREAS the Council of The Corporation of the Township of Rideau Lakes have established a Heritage Advisory Committee under By-Law Number 2005-71;

AND WHEREAS the Council of The Corporation of the Township of Rideau Lakes are required to appoint members to the Heritage Advisory Committee;

AND WHEREAS the members of the Heritage Advisory Committee may be all members of Council;

NOW THEREFORE the Council of The Corporation of the Township of Rideau Lakes appoints the following members to the above-noted Committee:

- Betty James, Rita Purcell

Carried:

Signed: Mayor Ronald Holman

Certified to be a true copy  
of the original

Date: Aug 2, 2005

Signature: [Handwritten Signature]

Title: CLERK