

REPORT

P AND D COUNCIL MEETING

MEETING DATE: OCTOBER 3, 2016

FROM: Planning Services Department 16-580

DATE: September 12, 2016

SUBJECT: Notice of Intention to Amend Designation By-law - 3536 Wass Crescent, formerly 3565 Lakeshore Road West

LOCATION: 3536 Wass Crescent

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RECOMMENDATION:

That notice be issued to the owner of 3536 Wass Crescent of the proposed amendment of By-law 1987-024, a by-law to designate the property at 3565 Lakeshore Road West, known as the Samuel Curtis House, as a property of historic and architectural value and interest.

KEY FACTS:

The following are key points for consideration with respect to this report:

- The property at 3536 Wass Crescent, previously known as 3565 Lakeshore Road West, is designated under Part IV of the *Ontario Heritage Act*.
- The heritage designation By-law 1987-024 contains the outdated Lakeshore Road address and lacks clarity on the property's heritage attributes.
- Staff is recommending that the designation By-law 1987-024 be amended in order to update the property address and to provide more clarity on its heritage attributes.

BACKGROUND:

The property at 3536 Wass Crescent was designated under Part IV of the *Ontario Heritage Act* by By-law 1987-024, attached as Appendix A. When the designation by-law was written, it described the property as 3565 Lakeshore Road West. The house was historically part of a larger farm parcel but the land was subdivided for residential development in 1984. The house was retained in situ but the access to the property changed from Lakeshore Road to Wass Crescent, a new street located directly to the east of the house. Despite the property's access changing to Wass

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Crescent, the designation by-law used the old Lakeshore Road address and was not updated later.

In addition to the property address being incorrect, the reason for designation is very brief and does not fully describe the property's heritage attributes, as required by the *Ontario Heritage Act*.

COMMENT/OPTIONS:

In accordance with section 30.1 of the *Ontario Heritage Act*, a Council may amend a designation by-law made under section 29 of the *Act*. The purpose of the amendment to By-law 1987-024 is to clarify the property's cultural heritage attributes and to correct the legal description of the property. In accordance with section 30.1(2) of the *Act*, for this type of amendment, Council is required to provide written notice to the owner prior to amending the by-law.

Staff is therefore recommending that the existing By-law 1987-024 be amended and that notice be issued to the owner in accordance with section 30.1 of the *Ontario Heritage Act*.

A similar report was presented to the Heritage Oakville Committee on August 23, 2016 and the Committee recommended that the notice be issued for the amendment.

CONSIDERATIONS:

(A) PUBLIC

If notice is to be issued for the amendment of By-law 1987-024, notice will be given to the owner in accordance with section 30.1 of the *Ontario Heritage Act*.

(B) FINANCIAL

None

(C) IMPACT ON OTHER DEPARTMENTS & USERS

None

(D) CORPORATE AND/OR DEPARTMENT STRATEGIC GOALS

This report addresses the corporate strategic goal to:

- enhance our cultural environment
- be the most livable town in Canada

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(E) COMMUNITY SUSTAINABILITY

The proposed application generally complies with the sustainability objectives of the Livable Oakville Plan.

APPENDICES:

Appendix A – Current Designation By-law 1987-024

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