

THE CORPORATION OF THE VILLAGE OF CUMBERLAND

BYLAW NO. 818

A BYLAW TO DESIGNATE A PART OF A PROPERTY WITH A HERITAGE DESIGNATION

WHEREAS, pursuant to Section 967 of the *Local Government Act*, Council may, by bylaw, designate property or part of a property, buildings, structures and/or landscape features for heritage protection;

AND WHEREAS, in the opinion of the Council, there is the need to preserve heritage buildings, structures and/or landscape features within the Village of Cumberland;

AND WHEREAS, the Memorial Arch located at 2770 Dunsmuir Avenue was constructed in 1921 and is, in the opinion of Council, a structure which should be preserved on its original site;

NOW THEREFORE BE IT RESOLVED that the Council of the Corporation of the Village of Cumberland, in open meeting assembled, hereby enacts as follows:

1. The structure known as the 'Memorial Arch', located upon Lot 3, Plan 522A, District Lot 21, Nelson Land District, Folio 217.000, is hereby designated as a Heritage Structure.
2. The 'Memorial Arch' includes the approximately 7.3 meter (20 foot) high arch as well as the concrete bolens and chains that extend along the frontage of Dunsmuir Avenue and down both sides of the property.
3. Any alterations to the designated Heritage Structure known as the Memorial Arch, are subject to approval of Village Council.
4. Except as authorized by this Bylaw, no person shall:
 - (a) Alter the exterior of the Memorial Arch;
 - (b) Make a structural change to the Memorial Arch;
 - (c) Move the Memorial Arch;
 - (d) Alter, remove, or take action that would damage the Memorial Arch.
5. This bylaw shall come into force and effect upon final adoption hereof.
6. This Bylaw may be cited for all purposes as Bylaw No. 818, being the "Corporation of the Village of Cumberland Heritage Designation (Memorial Arch) Bylaw No. 818, 2005."

READ A FIRST TIME THIS 18th DAY OF OCTOBER, 2005

READ A SECOND TIME THIS 18th DAY OF OCTOBER, 2005

READ A THIRD TIME THIS 7th DAY OF NOVEMBER, 2005

RECONSIDERED AND ADOPTED THIS 7th DAY OF NOVEMBER, 2005

Mayor

Corporate Administrator

I hereby certify the foregoing to be a true and correct copy of Bylaw No. 818 of the Village of Cumberland cited as the "Corporation of the Village of Cumberland Heritage Designation (Memorial Arch) Bylaw No. 818, 2005", as adopted by the Village council on the 7th day of November, 2005.

Corporate Administrator