

1974

## c 148 The City of London Act, 1974

Ontario

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## CHAPTER 148

## An Act respecting the City of London

*Assented to April 26th, 1974*

**W**HEREAS The Corporation of the City of London, herein called Preamble  
the Corporation, hereby applies for special legislation in respect  
of the matters hereinafter set forth; and whereas it is expedient to  
grant the application;

Therefore, Her Majesty, by and with the advice and consent of  
the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Subsection 6 of section 2 of *The City of London Act, 1960*, 1960, c. 153,  
s. 2 (6),  
re-enacted  
being chapter 153, as enacted by the Statutes of Ontario, 1972,  
chapter 181, section 3, is repealed and the following substituted  
therefor:
 

(6) Notwithstanding the provisions of this section, the Increased  
past service  
pension  
council of the Corporation may by by-law from time to time  
increase the amount of any past service pension for the  
purpose of compensating for the increased cost of living.
2. The provisions of section 582 of *The Municipal Act* shall not Non-applica-  
tion of  
R.S.O. 1970,  
c. 284, s. 582  
apply to those lands acquired by the Corporation at tax sales  
held prior to the 31st day of December, 1950, and not hereto-  
fore alienated from the Corporation.
3. Paragraph 9 of subsection 1 of section 2 of *The City of London* 1971, c. 117,  
s. 2 (1), par. 9,  
amended  
*Act, 1971*, being chapter 117, is amended by adding at the end  
thereof "and such contribution shall not be deemed to be  
taxation within the meaning of *The Assessment Act* or any  
other Act which has a connotation of taxation".
- 4.—(1) The council of the Corporation may pass a by-law, with- Debentures  
authorized  
out obtaining the approval of the Ontario Municipal Board,  
authorizing the issue of debentures in the amount of  
\$550,000 for the purpose of paying off the temporary loan  
obtained for industrial lands purchased on Trafalgar Street,  
more particularly described in Schedules A and B hereto  
and such debentures shall have a maturity date prior to the  
30th day of October, 1979, and a five-year term and  
payments shall be amortized.

Applica-  
tion of  
R.S.O. 1970,  
c. 323, ss. 55-58

- (2) Sections 55, 56, 57 and 58 of *The Ontario Municipal Board Act* apply in respect of any by-law passed under subsection 1 and to any debentures issued thereunder.

Order of  
O.M.B.  
deemed  
issued

- (3) For the purposes of every Act, the Ontario Municipal Board shall be deemed to have issued an order under section 64 of *The Ontario Municipal Board Act* authorizing the acquisition of the undeveloped industrial land referred to in subsection 1 and authorizing the Corporation to issue debentures under subsection 1.

London Art  
Gallery  
Board  
established

- 5.—(1) A corporation without share capital is hereby established under the name of "The London Art Gallery Board" for the purpose of planning, erecting, altering, maintaining, operating and managing an Art Gallery or Art Galleries within the limits of the City of London.

Composition  
of Board

- (2) The council of the Corporation shall appoint five members to the Board, one of whom shall be an elected member of council and four shall be citizens at large, none of whom shall hold office in organizations mentioned herein while members of the Board.

Idem

- (3) There shall be four other members of the Board, one appointed by the Canadian Artists' Representation, one appointed by the London Art Gallery Association, one appointed by the Public Library Board and one other citizen appointed by The London Art Gallery Board.

Term of  
office

- (4) For the first term of appointment of members, those appointed by the council shall be appointed for a one-year term, their appointment to be completed and finished upon the 31st day of December, 1974.

Idem

- (5) For those appointed by the Canadian Artists' Representation, the London Art Gallery Association, the Public Library Board and The London Art Gallery Board, the appointment shall be for a two-year term and shall terminate on the 31st day of December, 1975, and thereafter, all appointments shall be for a period of two years, the City of London appointees starting the 1st day of January, 1975, and the four other appointees starting the 1st day of January, 1976.

Members  
eligible for re-  
appointment

- (6) Nothing herein prevents the reappointment of any member of the Board for a further term or terms.

Failure to  
make  
appointment,  
etc.

- (7) In the event that one or more of the organizations mentioned herein ceases to exist, or fails to make an appointment, the council, on the recommendation of The London Art Gallery Board, shall by by-law substitute another



organization or in the alternative, provide for an additional appointment by the council.

- (8) The Art Gallery or Art Galleries shall be under the management, regulation and control of the Board. Board to manage and control Art Gallery
  - (9) The Board shall have the following further powers: Additional powers of Board
    1. To promote interest in and advance the study, knowledge and appreciation of art of all forms.
    2. To provide facilities for the storing, housing and display of art of all forms.
    3. To provide facilities for education and instruction in art of all forms.
    4. Subject to *The Mortmain and Charitable Uses Act* R.S.O. 1970, c. 280, 61 and to *The Charitable Gifts Act*, to collect and raise money by way of grants, gifts, donations, bequests, legacies and other payments and to hold, expend or deal with such funds in furtherance of the foregoing objects.
    5. To invest, in investments authorized under *The Trustee Act* R.S.O. 1970, c. 470 for the investment of trust funds, moneys of the corporation not immediately required for its objects.
  - (10) The head office of the corporation shall be situate in the City of London, in the County of Middlesex. Head office
  - (11) The council of the Corporation may provide to The London Art Gallery Board an annual operating grant. Operating grant
  - (12) The directors shall serve without compensation, and no director shall, directly or indirectly, receive any profit as such but reasonable expenses incurred by any director in the performance of his duty may be paid. Directors to serve without compensation
  - (13) Upon the dissolution of the Board and after the payment of all debts and liabilities, the remaining property of the Board shall be distributed to the Corporation or disposed of to such organizations, having objects similar to those of the Board, as may be designated by the council of the Corporation. Dissolution
6. Subsections 1, 2, 3, 4 and 7 of section 5 of *The City of London Act*, 1972, c. 181, s. 5 (1-4, 7), 1972, being chapter 181, are repealed and the following substituted therefor: re-enacted

Designation  
of buildings,  
etc., of  
historical or  
architectural  
value

(1) The council of the Corporation may, with the prior approval of the Ontario Municipal Board, by by-law, designate buildings, structures or sites and the lands associated with the buildings or structures, as buildings, structures or sites of historical or architectural value or interest and the said by-law or by-laws may prohibit the demolition, destruction or alteration of any building or structure so designated, or prohibit or regulate the alteration or renovation thereof.

Acquisition  
of buildings,  
etc.

(2) The council of the Corporation may provide by by-law for the acquisition by purchase, lease or otherwise of any building, structure or site so designated.

Grants

(3) The council of the Corporation may, by by-law, provide for the making of grants to assist in the renovation, restoration or maintenance of any building, structure or site so designated.

By-law to be  
null and void  
if no  
agreement re  
acquisition,  
etc., of  
building,  
structure or  
site

(4) Where a by-law prohibits the demolition, destruction, alteration or renovation of a building, structure or site so designated, the Corporation shall, within ninety days of the approval of the by-law,

(a) enter into an agreement to acquire the property;

(b) enter into an agreement for the payment of compensation to the owner of the building, structure or site; or

(c) expropriate the building, structure or site,

failing which, the by-law so designating a building, structure or site shall, for all purposes, following the expiration of the said ninety-day period, be null and void and of no further force or effect.

Advisory  
Committee

(7) The council of the Corporation may, by by-law, establish an Advisory Committee which shall be responsible to the council of the Corporation for recommending sites of historical or architectural interest and having such responsibility for the preparation of reports and recommendations for consideration by the council, as the council may by by-law provide.

Lands  
vested in  
Corporation  
R.S.O. 1970,  
c. 154

7. Part of the lands described in a plan of expropriation pursuant to subsection 1 of section 9 of *The Expropriations Act*, registered in the Registry Office for the Registry Division of London (No. 32) on the 3rd day of March, 1971, as Number 160342 which lands are described in Schedule C hereto and certified as to title by William L. Moore, one of Her Majesty's Counsel learned in the law, on the 7th day of February, 1974, were vested in fee simple in The Corporation of the City of London

on the 3rd day of March, 1971, and were on said date clear and free from all rights, trusts, interests, limitations, restrictions or covenants whatsoever.

- 8. Subsections 2 and 3 of section 7 of *The City of London Act, 1951*, 1951, c. 107, s. 7 (2, 3), repealed being chapter 107, as enacted by the Statutes of Ontario, 1952, chapter 124, section 4, are repealed.
- 9. This Act comes into force on the day it receives Royal Assent. Commence-  
ment
- 10. This Act may be cited as *The City of London Act, 1974*. Short title



## SCHEDULE A

ALL AND SINGULAR those certain parcels or tracts of land and premises situate, lying and being in the City of London, in the County of Middlesex, and being composed of:

## FIRSTLY:

Part of Lot Number Two (2), Concession "B", formerly in the Township of London, which parcel may be more particularly described as follows:

PREMISING that all bearings are astronomic and are referred to the bearing of North 69 degrees 35 minutes 10 seconds East of the Northerly limit of said Lot Number Two (2);

COMMENCING in the North-west angle of said Lot Number Two (2);

THENCE South 20 degrees 23 minutes 30 seconds East, two thousand two hundred and fifty-two and eighty-seven one-hundredths feet (2,252.87') to the South-west angle of the North half of said Lot Number Two (2);

THENCE North 68 degrees 48 minutes 30 seconds East along the Southerly limit of the North half of said Lot, two thousand and nine and seventy-four one-hundredths feet (2,009.74') to the South-east angle of the North half of said Lot;

THENCE North 20 degrees 33 minutes 50 seconds West along the Easterly limit of said Lot, two thousand and sixty and fifty-eight one-hundredths feet (2060.58') to a point distant two hundred feet (200') Southerly from the North-east angle of said Lot;

THENCE South 68 degrees 35 minutes 10 seconds West parallel to the Northerly limit of said Lot, one hundred and fifty feet (150');

THENCE North 20 degrees 33 minutes 50 seconds West parallel to the Easterly limit of said Lot, two hundred feet (200') to the Northerly limit thereof;

THENCE South 68 degrees 35 minutes 10 seconds West along the Northerly limit of said Lot, sixty-six feet (66');

THENCE South 20 degrees 33 minutes 50 seconds East parallel to the Easterly limit of said Lot, two hundred feet (200');

THENCE South 68 degrees 35 minutes 10 seconds West parallel to the Northerly limit of said Lot, one hundred and fifty feet (150');

THENCE South 20 degrees 33 minutes 50 seconds East parallel to the Easterly limit of said Lot, thirty-nine and ninety-one one-hundredths feet (39.91');

THENCE South 68 degrees 35 minutes 10 seconds West parallel to the Northerly limit of said Lot, three hundred feet (300');

THENCE North 20 degrees 33 minutes 50 seconds West parallel to the Easterly limit of said Lot, two hundred and thirty-nine and ninety-one one-hundredths feet (239.91') to the Northerly limit thereof;

THENCE South 68 degrees 35 minutes 10 seconds West along the Northerly limit of said Lot, one thousand three hundred and thirty-seven and twenty one-hundredths feet (1,337.20') to the place of beginning.

CONTAINING by admeasurement 100.91 acres be the same more or less.

SECONDLY:

Part of Lot Number Two (2), Concession "C", formerly in the Township of London, which parcel may be more particularly described as follows:

PREMISING that all bearings are astronomic and are referred to the bearing of North 69 degrees 35 minutes 10 seconds East of the Southerly limit of said Lot Number Two (2);

COMMENCING in the Southerly limit of said Lot at a point distant three hundred feet (300') Westerly therealong from the South-east angle thereof;

THENCE South 68 degrees 35 minutes 10 seconds West along the Southerly limit of said Lot, three hundred and sixty-five and fifty-five one-hundredths feet to the fence marking the West limit of the East 20 acres of the South 60 acres of said Lot Number Two (2);

THENCE North 68 degrees 50 minutes West along said fence, two thousand six hundred and forty and ninety one-hundredths feet (2,640.90');:

THENCE North 68 degrees 58 minutes 10 seconds East, six hundred and sixty-one and eighty-eight one-hundredths feet (661.88') to the Easterly limit of said Lot Number Two (2);

THENCE South 20 degrees 29 minutes 50 seconds East along the Easterly limit of said Lot, two thousand four hundred and eighty-six and forty-nine one-hundredths feet (2,486.49') to a point distant one hundred and fifty feet (150') Northerly from the South-east angle of said Lot;

THENCE South 68 degrees 35 minutes 10 seconds West parallel to the Southerly limit of said Lot, three hundred feet (300');:

THENCE South 20 degrees 29 minutes 50 seconds East parallel to the Easterly limit of said Lot, one hundred and fifty feet (150') to the place of beginning.

CONTAINING by admeasurement 39.17 acres be the same more or less.



## SCHEDULE B

ALL AND SINGULAR those certain parcels or tracts of land and premises situate, lying and being in the City of London, formerly in the Township of London, in the County of Middlesex and the Province of Ontario, and being composed of:

## FIRSTLY:

Containing by admeasurement one hundred (100) acres, be the same more or less, being composed of the North half of Lot Number One (1), in Concession "B", in the said City of London, formerly the Township of London, and is butted and bounded as follows, that is to say:

COMMENCING at the North-west angle of said Lot Number One (1);

THENCE North Sixty-eight (68) degrees thirty (30) minutes East, one thousand nine hundred and sixty-three and fifty one-hundredths feet (1,963.50') more or less to the allowance for road forming the Eastern boundary of the said City;

THENCE South twenty-one (21) degrees thirty (30) minutes East, two thousand two hundred and eighteen and twenty-six one-hundredths feet (2,218.26') more or less to land sold to one Schrambling;

THENCE South sixty-eight (68) degrees thirty (30) minutes West, one thousand nine hundred and sixty-three and fifty one-hundredths feet (1,963.50') more or less to the Western limit of said Lot;

THENCE North twenty-one (21) degrees thirty (30) minutes West, two thousand two hundred and eighteen and twenty-six one-hundredths feet (2,218.26') to the place of beginning.

## SECONDLY:

That part of Lot Number One (1), in Concession "B", in the City of London, formerly the Township of London, which may be more particularly described as follows:

COMMENCING at a standard iron bar planted on the North-easterly angle of the South half of the said Lot;

THENCE South along the Easterly limit of the said Lot, being the Westerly limit of Crumlin Sideroad, a distance of five hundred and seventy-nine and sixty-two one-hundredths feet (579.62') to a point;

THENCE Westerly parallel with the North limit of the said Lot, one hundred and fifty feet (150');

THENCE Southerly parallel with the East limit a distance of six hundred and five and twenty one-hundredths feet (605.20') to a point;

THENCE Westerly parallel to the Southerly boundary of the said Lot, three hundred and nine feet (309') to a point;

THENCE Northerly and parallel to the East limit of the said Lot, forty-two feet (42') to a point;

THENCE Westerly and parallel to the Southern boundary of the said Lot to a point in a line drawn parallel to the East limit of the said Lot and at such distance as to be the Westerly limit of the East thirty (30) acres of even depth of the North half of the South half of the said Lot;

THENCE Northerly and parallel to the East limit to a point in a line between the North and South halves of said Lot;

THENCE Easterly along the line between the North and South halves of said Lot to the point of commencement; which lands were formerly described as the North half of the South half of the said Lot Number One (1).

## SCHEDULE C

ALL THAT PORTION of Carling Street, Registered Plan 61 and Lots 16, 17 and 18, north of Dundas Street, in the City of London, in the County of Middlesex, in the Province of Ontario, having an area of 60,193.52 square feet, more or less, and described as follows:

PREMISING that all bearings herein are astronomic and are referred to the meridian in longitude 82 degrees 30 minutes west;

COMMENCING at a point in the southerly limit of the said Lot 18 distant 292.03 feet measured north 68 degrees 33 minutes 16 seconds east along the northerly limit of Dundas Street from the easterly limit of Ridout Street;

THENCE north 68 degrees 33 minutes 16 seconds east along the southerly limit of the said Lots 18, 17 and 16, 250.83 feet, more or less, to a line drawn parallel to the westerly limit of Talbot Street, and distant 5.00 feet measured westerly and perpendicularly therefrom;

THENCE north 21 degrees 12 minutes 56 seconds west along the said parallel line 216.58 feet;

THENCE north 21 degrees 49 minutes 30 seconds west continuing along the said parallel line 23.20 feet;

THENCE south 68 degrees 33 minutes 16 seconds west parallel to the northerly limit of Dundas Street 251.04 feet, more or less, to a line drawn parallel to the easterly limit of Ridout Street through the point of commencement;

THENCE south 21 degrees 19 minutes 25 seconds east along the last-mentioned parallel line 239.77 feet, more or less, to the point of commencement.