

Report to Planning and Environment Committee

To: Chair and Members
Planning and Environment Committee
From: John M. Fleming
Managing Director, Planning and City Planner
Subject: Register of Cultural Heritage Resources
Meeting on: Monday July 22, 2019

Recommendation

That, on the recommendation of the Managing Director, Planning and City Planner, with the advice of the Heritage Planner, this report **BE RECEIVED** for information.

Executive Summary

Staff have consolidated an update to the Register of Cultural Heritage Resources (Register), including all heritage listed properties and heritage designated properties in the City of London. The Register will be posted to the City's website, replacing the Inventory of Heritage Resources (2006).

No action of Municipal Council is required because each property was added or removed from the Register by a previous action of Municipal Council.

Background

1.0 Introduction

The Register of Cultural Heritage Resources (Register, Inventory of Heritage Resources) is an essential resource used by staff and the public to identify the cultural heritage status of properties in the City of London. The first Municipal Council-adopted *Inventory of Heritage Resources* was created in 1991, and was compiled from previous inventories dating back to the 1970s. The *Inventory of Heritage Resources* was reviewed and revised in 1997 to include newly annexed areas of the City of London. In 2005-2006, Municipal Council adopted the revised *Inventory of Heritage Resources*. The *Inventory of Heritage Resources* (2006) in its entirety was adopted as the Register pursuant to Section 27 of the *Ontario Heritage Act* in 2007.

The cultural heritage status of properties within the City of London is mapped on the City's CityMap web application in the "Heritage Conservation Districts and Properties" layer. In addition to mapping properties of cultural heritage value, it has been the local convention to publish a printed copy of the *Inventory of Heritage Resources*. The last published copy of the *Inventory of Heritage Resources* dates to 2006 and is available for downloading off the City's website. While CityMap has been regularly maintained and updated, staff have been working to publish a consolidated, updated version of the Register.

1.1 Previous Reports

October 3, 1988. Resolution of Municipal Council regarding the "Inventory of Buildings of Interest in the City of London."

May 15, 1989. Resolution of Municipal Council regarding establishing priority levels for the protection of heritage resources.

August 6, 1991. Resolution of Municipal Council regarding approval of the Heritage Resources Inventory.

June 23, 1997. Resolution of Municipal Council regarding approval of the Inventory of Heritage Resources.

December 11, 2006. Report to Planning Committee. Revised Inventory of Heritage Resources.

February 12, 2007. Report to Planning Committee. *Inventory of Heritage Resources adopted as a Guideline Document within Section 19.2.2 of the Official Plan.*

March 19, 2007. Report to Planning Committee. *Adding the Heritage Inventory to the Heritage Register.*

March 26, 2007. Resolution from Municipal Council regarding the addition of the Inventory of Heritage Resources to the Register of Property of Cultural Heritage Value or Interest in accordance with Section 27 of the *Ontario Heritage Act*.

September 12, 2018. Report to the London Advisory Committee on Heritage. "Removal of Properties from the Register." (Housekeeping Report).

January 21, 2019. Report to the Planning & Environment Committee. "Priority Levels on the Register (Inventory of Heritage Resources).

2.0 Legislative/Policy Framework

2.1 Ontario Heritage Act

Section 27(1.1) of the *Ontario Heritage Act* requires that the Clerk of every municipality to keep a Register of properties that are of designated pursuant to Part IV of the *Ontario Heritage Act* within the municipality. A legal description of the property, the name and address of the owner, and a statement explaining the cultural heritage value or interest of the property and a description of the heritage attributes of the property must be included in the Register.

In addition, Section 27(1.2) of the *Ontario Heritage Act* enables a Municipal Council to include properties that it believes to be of cultural heritage value or interest, but are not designated under the *Ontario Heritage Act*, on its Register. These properties are commonly referred to as "heritage listed properties."

The Ministry of Tourism, Culture and Sport (2016) has highlighted a number of benefits of including properties on a municipal Register, including but not limited to:

- Recognizes properties of cultural heritage value or interest in the community;
- Demonstrates a municipal council's commitment to conserve cultural heritage resources;
- Enhances knowledge and understanding of the community's cultural heritage;
- Provides a database of properties of cultural heritage value or interest for land use planners, property owners, developers, the tourism industry, educators, and the general public;
- Should be consulted by municipal decision makers when reviewing development proposals or permit applications; and,
- Provides interim protection from demolition.

To include a heritage listed property on the Register, a municipal council, following consultation with its municipal heritage committee, believe that a property has cultural heritage value or interest. The Ministry of Tourism, Culture and Sport (2016) notes that detailed research and evaluation of the property are not required to add it to a municipal Register. Property owner consultation or consent is not required to add a property to the Register pursuant to Section 27 of the *Ontario Heritage Act* at present.

2.3 The London Plan

Policy 557_, *The London Plan* - The Register of Cultural Heritage Resources

In accordance with the Ontario Heritage Act, City Council, in consultation with the London Advisory Committee on Heritage (LACH), will prepare and maintain a Register listing properties of cultural heritage value or interest. The Register may also be known as the City of London Inventory of Heritage Resources. In addition

to identifying properties designated under the Ontario Heritage Act, the Register may include properties that are not designated but that Council believes to be of cultural heritage value or interest.

The policies of *The London Plan* enable the preparation and maintenance of the *Register of Cultural Heritage Resources* (also known as the *Inventory of Heritage Resources*).

3.0 Register (Inventory of Heritage Resources)

At its meeting on March 26, 2007, Municipal Council adopted the *Inventory of Heritage Resources* as its Register pursuant to Section 27 of the *Ontario Heritage Act*. This action took advantage of new provisions of the *Ontario Heritage Act* established in 2005 which provided a 60-day delay in the issuance of a demolition permit for a property listed on the Register. This 60-day period is intended to provide the City time to determine if the property is of significant cultural heritage value and merits designation under the *Ontario Heritage Act* to prevent its demolition.

Since 2007, Municipal Council has, by resolution, added and removed properties from the Register.

At its meeting on October 2, 2018, Municipal Council resolved to remove properties from the Register that it had previously considered via the demolition request process but had not taken the action to remove those properties from the Register. This “housekeeping” action ensured that the properties included on the Register are of potential or recognized cultural heritage value or interest.

At its meeting on January 30, 2019, Municipal Council resolved to remove the priority levels previously applied to heritage listed properties on the Register. All properties included on the Register that are not designated are considered to be of potential cultural heritage value or interest.

Analysis

4.0 Update to the Register

Staff have been working to compile and consolidate data on the Register and to publish an update. The updated Register includes all heritage listed properties and heritage designated properties, including properties located within one of London’s seven Heritage Conservation Districts. The updated Register can be found as Appendix A. It replaces and supersedes the print copy of the *Inventory of Heritage Resources* (2006).

Efforts to update the Register did not include addition or removal of properties from the Register; only to record the current cultural heritage status of properties in London.

As of the writing of this report, 5,939 properties are included on the Register. These properties are broken down as follows:

- 2,003 heritage listed properties;
- 326 individual heritage designated properties (Part IV, *Ontario Heritage Act*); and,
- 3,709 properties located within one of London’s seven Heritage Conservation Districts (designated pursuant to Part V of the *Ontario Heritage Act*).

The City Clerk will continue to maintain the Register pursuant to Section 27(1.1) of the *Ontario Heritage Act*, which is required to include all properties designated under Part IV of the *Ontario Heritage Act*. The published edition of the Register includes all heritage listed properties and all properties designated under the *Ontario Heritage Act* (including individually designated properties and properties located within a Heritage Conservation District) will continue to be a reference resource to identify the cultural heritage status of a property.

Conclusion

An update to the published edition of the Register was overdue. While information on the cultural heritage status of properties was and will remain to be accessible on CityMap, the published edition of the Register is understood to be a preferred method of access by the community. The updated Register will be posted on the City’s website with printed copies available upon request.

No action of Municipal Council is required because each property was added or removed from the Register by a previous action of Municipal Council.

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Recommended by:	John M. Fleming, MCIP, RPP Managing Director, Planning and City Planner
Note: The opinions contained herein are offered by a person or persons qualified to provide expert opinion. Further detail with respect to qualifications can be obtained from Planning Services	

July 15, 2019
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Appendix A – Register of Cultural Heritage Resources

Attached separately.