

A BY-LAW TO DESIGNATE 102 EAST
MAIN STREET IN THE CITY OF
WELLAND, KNOWN AS THE WELLAND
COUNTY COURT HOUSE, AS BEING
OF ARCHITECTURAL AND HISTORIC
VALUE OR INTEREST

WHEREAS the Ontario Heritage Act, R. S. O. 1980,
Chapter 337, authorizes the Council of a municipality to
enact by-laws to designate real property, including all
the buildings and structures thereon, to be of architectural
and historic value or interest;

AND WHEREAS the Council of The Corporation of the
City of Welland has caused to be served upon the owner of
the lands and premises municipally known as 102 East Main
Street, commonly known as The Welland County Court House,
and upon the Ontario Heritage Foundation, Notice of
Intention to so designate the aforesaid real property and
has caused such Notice of Intention to be published in a
newspaper, having general circulation in the municipality,
once a week for each of three consecutive weeks;

AND WHEREAS no Notice of Objection to the proposed
designation has been served upon the Clerk of the City of
Welland.

NOW THEREFORE THE MUNICIPAL COUNCIL OF THE CORPORATION
OF THE CITY OF WELLAND ENACTS AS FOLLOWS:


1. That the Real property, more particularly described
in Schedule "A" attached hereto and forming part of this
By-Law, known as The Welland County Court House, 102 East
Main Street, in the City of Welland, be designated as being
of architectural and historic value or interest.
2. The City Solicitor is hereby authorized to cause a
copy of this By-Law to be registered against the property
described in said Schedule "A" attached hereto in the
proper Land Registry Office.
3. The City Clerk is hereby authorized to cause a copy
of this By-Law to be served upon the owner of the aforesaid

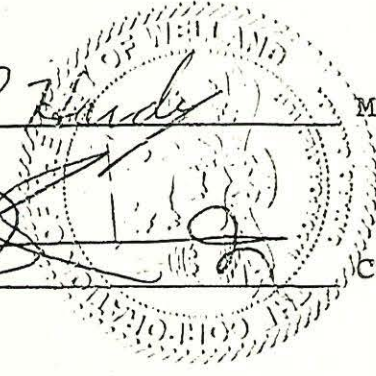

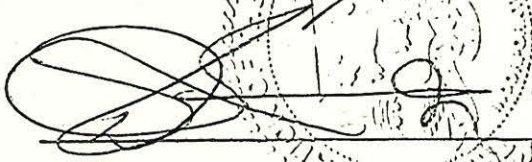
property and upon The Ontario Heritage Foundation and to cause notice of this By-Law to be published in a newspaper having general circulation in the City of Welland.

READ A FIRST, SECOND AND THIRD TIME AND PASSED BY COUNCIL THIS 24th DAY OF July , 1984 A.D.

I hereby certify that this is a true and correct copy of the original document of which it purports to be a copy.

Date JUL 25 1984


Clerk of the Corporation
The City of Welland


 MAYOR
 CLERK

SCHEDULE "A"

TO BY-LAW 7951

ALL AND SINGULAR that certain parcel or tract of land and premises, situate lying and being formerly in the Village of Merrittsville, in the County of Welland, now in the City of Welland, in the Regional Municipality of Niagara, in the Province of Ontario, and being composed of Lot "B" and Part of Lots "A", "C", "D" and "E" on the north side of East Main Street, according to McFarland and Donaldsons Plan of the said Village of Merrittsville, the boundaries of the said parcel being described as follows:

PREMISING that the bearings are derived from the southerly limit of the said Lots "A", "B", "C", "D" and "E", having a bearing of north seventy-eight degrees, zero minutes east (N 78° 00' E) as shown on the said McFarland and Donaldsons Plan, and relating all bearings herein thereto;

COMMENCING at a point in the southerly limit of the said Lot "A", distant ten feet (10.00') measured north seventy-eight degrees, zero minutes east (N 78° 00' E) from the south-west corner of the said Lot "A";

THENCE north twelve degrees, zero minutes west (N 12° 00' W) two hundred and thirty-nine and one one-hundredths feet (239.01') to a point in the northerly limit of the said Lot "A" distant ten and three one-hundredths feet (10.03') measured north seventy-three degrees forty-two minutes, forty seconds east (N 73° 42' 40" E) along the said northerly limit of Lot "A" from the north-west corner of the said Lot "A";

THENCE north seventy-three degrees, forty-two minutes, forty seconds east (N 73° 42' 40" E) along the northerly limit of said Lots "A", "B", "C" and "D", two hundred and fifty-four and seventy-one one hundredths feet (254.71') to the north-east corner of the said Lot "D";

THENCE north seventy-eight degrees, twenty-eight minutes, forty seconds east (N 78° 28' 40" E) along the northerly limit of the said Lot "E", one hundred and seventy and seventy-seven one-hundredths feet (170.77') to the north-east corner of the said Lot "E";

THENCE south one degree, thirty-four minutes west (S 1° 34' W) along the easterly limit of the said Lot "E" eighty-nine and twelve one-hundredths feet (89.12');

THENCE south seventy-eight degrees, zero minutes west (S 78° 00' W) two hundred and forty-eight and sixty-four one-hundredths feet (248.64');

THENCE south twelve degrees, zero minutes east (S 12° 00' E) one hundred and seventy feet (170.00') to the southerly limit of the said Lot "C" being the northerly limit of East Main Street;

THENCE South seventy-eight degrees, zero minutes west (S 78° 00' W) along the said northerly limit of East Main Street, one hundred and fifty-five and twenty-two one hundredths feet (155.22') more or less to the point of commencement.

795.1

The Evening Tribune
Thursday, July 26, 1984.



**CITY
OF WELLAND**

In the matter of the Ontario Heritage Act, R.S.O. 1980, Chapter 337.

And in the designation of the following property:

**THE COURT HOUSE
102 East Main Street**

Take Notice that on July 24, 1984, the Council of the City of Welland passed By-law 7951, to designate the above property as being of architectural and/or historical value or interest.


Dated at Welland, Ontario, this 26th day of July 1984.

**DAVID G. BARRETT,
A.M.C.T., C.M.C.,
City Clerk.**

063-Jy-26-Ag-2-9

The Evening Tribune
Thursday, August 2, 1984.

Corporation of



Welland

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063-Jy-26-Ag-2-9

REASONS FOR DESIGNATION
OF THE WELLAND COUNTY COURT HOUSE, 102 EAST MAIN STREET, WELLAND
PURSUANT TO THE
ONTARIO HERITAGE ACT, R. S. O. 1980, CHAPTER 337

Architectural Significance

The Welland County Court House, built in 1855-1856, was designed by Kivas Tully, one of Canada's leading architects who is noted for his pleasing proportions found in all of his Ontario Court Houses. Designed in a Neo-Classical style and three storeys in height, the building's front facade is dominated by a monumental pediment which is supported by four Ionic columns that rise from the second storey porch and are flanked by twin staircases.

Built with Queenston Limestone of an even coursing, the structure has numerous features worthy of note. The second floor has projecting pediments and brackets over all windows while the windows found on the third level are trimmed by a stone moulding with eared blocks and keystones. Continuous sills underscore both second and third floor structural openings. The main entranceway is topped by a stone tablet and flanked by windows which have curved pediments. Such a variety in window pediments and mouldings is rare and seldom found.

A decorative frieze provides a base for the low hipped roof upon which sit two cupolas. Originally, two small cupolas sat to either side of a large octagonal cupola which is capped by a domed roof.

The Court House's pleasing proportions and symmetrical facade illustrate a style and grandeur of architecture which will probably never be seen in Welland again.

Historical Significance

In 1851, the southern section of the Niagara Peninsula detached itself politically from the district below the Niagara Escarpment and formed a Provisional Council for the purpose of municipal government. Knowing that becoming the county seat would bring a village commercial and political advantage, several communities vied for the right to host the new County's headquarters. But in 1854, largely due to the influence of Warden John Frazer, Merrittsville (later to be renamed Welland) won out.

Located on the corner of East Main Street and Cross Street, the Court House is Welland's most important architectural link to its past. Moreover, the fortunes of the City were tied to its designation as the county seat, for prior to that designation, Welland was a village of little significance. After the construction of the Court House, Welland began to grow and prosper, soon overshadowing rival communities such as Port Robinson, Fonthill and Cooks Mills.

Justice has been dispensed in the Court House for well over one hundred years. On several occasions between 1859 and 1956, offenders have paid the ultimate penalty for their deeds upon gallows constructed in the jail yard.

The Court House is an architectural monument not only to the history of the City of Welland but to the history of the entire Niagara Peninsula as well.

BY-LAW NUMBER 7951

DATED: 24th of July 1984

438280

A BY-LAW TO DESIGNATE 102 EAST
MAIN STREET IN THE CITY OF
WELLAND, KNOWN AS THE WELLAND
COUNTY COURT HOUSE, AS BEING
OF ARCHITECTURAL AND HISTORIC
VALUE OR INTEREST

No.
Registry Division of Niagara South (No. 59
I CERTIFY that this instrument is registered
'84 OCT 30 P2:30
and
Registry Office
at Welland
Ontario.

Land Registrar

R. I. SMITH
City Solicitor
City Hall
Welland, Ontario

RIS:je

Registry Act

REQUISITION UNDER SECTION 100 OF THE ACT

TO the Registrar of the Registry Division of Niagara South (No. 59):

I, RANDOLPH I. SMITH, of the City of Welland in the Regional Municipality of Niagara, hereby deposit with and require you to take into your custody, under Part II of the Registry Act the following document, viz:

<u>Description of Document</u>	<u>Names of All Parties</u>	<u>Any other particulars or subject of certificate, affidavit, etc.</u>	<u>Lands in this Registry Division to which document relates</u>
Reasons for designation pursuant to <u>Ontario Heritage Act</u> , R.S.O. 1980, chapter 337	The Corporation of the City of Welland	Reasons for designation of lands described in Schedule "A" as being of historic or architectural value or interest, pursuant to By-law 7951 of The Corporation of the City of Welland, registered as Instrument No. 438280 in the Registry Division of Niagara South (No. 59) Land Registry Office on October 30, 1984.	

Date: January 16, 1985

Signature Randolph Smith

Address: City Hall
411 East Main Street
Welland, Ontario
L3B 3X4

Occupation: City Solicitor

Registry Act

REGISTRAR'S ENDORSEMENT ON DEPOSIT

Deposit No. 59) Registry Division of Niagara South (No. 59)

The documents herein mentioned were deposited _____ (time)

_____ (date) in the Land Registry Office at Welland,

Ontario.

Land Registrar, Deputy Land Registrar
or Assistant Deputy Land Registrar

SCHEDULE "A"

TO BY-LAW 7951

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PREMISING that the bearings are derived from the southerly limit of the said Lots "A", "B", "C", "D" and "E", having a bearing of north seventy-eight degrees, zero minutes east (N 78° 00' E) as shown on the said McFarland and Donaldsons Plan, and relating all bearings herein thereto;

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Form 29 (O. Reg 896/80)

Registry Act

REQUISITION UNDER SECTION 1.00
OF THE ACT

TO the Registrar of the
Registry Division of Niagara
South (No. 59):

Lot "B" and Part of Lots "A", "C",
"D" and "E" on the north side of
East Main Street, according to the
McFarland and Donaldsons Plan of the
Village of Merrittsville, now known
as Plan No. 551

DEPOSIT

R. I. SMITH
City Solicitor
City Hall
411 East Main Street
Welland, Ontario

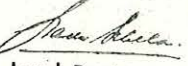
/J.A.EDER

443378

Deposit No.
Registry Division of Niagara South (No. 59)
The documents herein mentioned were deposited

'85 FEB -1 P3:43

Land Registry
Office at
Welland,
Ontario.


Land Registrar

10.00