

CITY OF SURREY

BY-LAW NO. 13888

A heritage designation by-law

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WHEREAS:

- A. The Council (the "Council") of the City of Surrey (the "City") may by by-law pursuant to Part 27 of the Municipal Act, R.S.B.C. 1996, Chapter 323, as amended, re-enacted or consolidated from time to time and any successor statute (the "Municipal Act"), protect a heritage property by by-law; and
- B. The City has acknowledged the heritage value and heritage character of the designated features of the real property described by civic address and legal description in Schedule "A" to this By-law (the "Heritage Property"), the Collishaw House built in 1889, which has been included on the Surrey Heritage Register; and
- C. The City has defined the nature, extent and form of conservation necessary to protect the heritage value and heritage character of the Heritage Property in order that it may be appreciated and enjoyed by present and future generations.

NOW THEREFORE IN OPEN MEETING ASSEMBLED, THE COUNCIL ENACTS AS FOLLOWS:

TITLE

- 1. This By-law may be cited for all purposes as "Surrey Heritage Designation By-law, 1999, No. 13888."

INTERPRETATION

- 2. In this By-law, the terms "heritage value", "heritage character", "heritage property", "owner" and "real property" have the meaning given to them in Section 5 of the

Municipal Act, and any grammatical form of the terms "alter", "approval" and "heritage designation by-law" have the meaning corresponding to the meaning given to them in Section 947 of the Municipal Act.

DESIGNATION

3. The Heritage Property is designated as protected under Section 967 of the Municipal Act.
4. Designation protection of the Heritage Property shall restrict the owner from making alterations to the Heritage Property without first obtaining approval from the City.

EXEMPTIONS FROM APPROVAL FOR ALTERATIONS

5. The following types of alterations may be made to the Heritage Property without the owner having to obtain approval from the City:
 - (a) alterations to the interior that do not include the designated features identified in Schedule "A"; and
 - (b) normal repair and maintenance of the designated features identified in Schedule "A".
6. For the purposes of Section 5, "normal repair and maintenance" means the repair to, or removal and reattachment of existing elements, features, finishing materials or any other components of the Heritage Property such that the heritage value and heritage character of the Heritage Property is not altered, including but not limited to the configuration, design and style.
7. Should normal repair and maintenance result in damage to any existing elements, features, finishing materials or any other components of the Heritage Property as identified in Schedule "A", the owner shall notify the City and repair the damage to the satisfaction of the City.

8. Notwithstanding the exemption of Section 5, a building permit may be required in accordance with Surrey Building By-law, 1987, No. 9011, as amended or consolidated from time to time and any successor by-law.

FINANCIAL ASSISTANCE

9. Where an owner of the Heritage Property is required to complete normal repair and maintenance, or other alterations to the Heritage Property, the owner may by application in writing apply to the City for financial assistance.
10. An application for financial assistance may be made under Section 9 only once every year as determined by the Municipal Heritage Sites Financial Compensation By-law, 1983, No. 7692, as amended or consolidated from time to time and any successor by-law, and the Council may grant such financial assistance under any terms or conditions as it deems appropriate.
11. Nothing in this By-law obligates the Council to exercise its discretion to provide financial assistance under Section 256 of the Municipal Act.

READ A FIRST AND SECOND TIME on the 15th day of November, 1999.

PUBLIC HEARING HELD thereon on the 13th day of December, 1999.

READ A THIRD TIME on the 13th day of December, 1999.

RECONSIDERED AND FINALLY ADOPTED, signed by the Mayor and Clerk, and sealed with the Corporate Seal on the 19th day of June, 2000.

MAYOR

CLERK

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SCHEDULE "A"

PART ONE: REAL PROPERTY WITH HERITAGE VALUE OR HERITAGE CHARACTER

<u>CIVIC ADDRESS</u>	<u>LEGAL DESCRIPTION</u>	<u>DESIGNATED FEATURES</u>
16520 - 40 Avenue	Lot 4, NE Section 25, Township 1, New Westminster District, Plan 26296	Structure and exterior of residential dwelling otherwise known as the "Collishaw House". Interior features and fixtures include: (a) the main staircase located in the front entry hall, including the newel posts placed at the base, the landing and the top of the staircase, the banister and balusters, and the face string with all associated wood detailing; (b) interior doors and door hardware on the main floor, including door knobs and door hinges and manually operated doorbell of the main front door; (c) wood detailing framing the main front door and adjacent stained glass windows; and (d) doors and door hardware on the second floor, including door knobs and door hinges, but limited to those rooms having exterior windows.