

**THE CORPORATION
OF THE
TOWN OF NIAGARA-ON-THE-LAKE
BY-LAW NO. 2024-024**

(130 Front Street, Roll No. 262701000400200)

A BY-LAW TO DESIGNATE THE PROPERTY KNOWN MUNICIPALY AS, **KIRBY HOUSE, 130 FRONT STREET (PLAN 86 PART LOT 11 PART LOT 12)**, IN THE TOWN OF NIAGARA-ON-THE-LAKE, IN THE PROVINCE OF ONTARIO, AS BEING OF CULTURAL HERITAGE VALUE OR INTEREST.

WHEREAS Section 29 of the Ontario Heritage Act, R.S.O. 1990, Chapter 0.18, authorizes the Council of a municipality to enact by-laws to designate real property, including all buildings and structures thereon, to be of cultural heritage value or interest; and

WHEREAS the Council of the Corporation of the Town of Niagara-on-the-Lake has caused to be served on the owner of the lands and premises known as the **KIRBY HOUSE, 130 FRONT STREET**, in the Town of Niagara-on-the-Lake in the Province of Ontario and upon the Ontario Heritage Trust, 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; and

WHEREAS the reasons for designation are set out in Schedule 'B' hereto; and

WHEREAS no notice of objection to the proposed designation has been served on the clerk of the municipality;

NOW THEREFORE the Council of the Corporation of the Town of Niagara-on-the-Lake enacts as follows:

1. There is designated as being of cultural heritage value or interest the real property known as **KIRBY HOUSE, 130 FRONT STREET** in the Town of Niagara-on-the-Lake in the Province of Ontario, more particularly described in Schedule 'A' hereto.
2. The municipal solicitor is hereby authorized to cause a copy of this By-law to be registered against the property described in Schedule 'A' hereto.
3. The Clerk is hereby authorized to cause copy of this By-law to be served on the owners of the aforesaid property and on the Ontario Heritage Trust and to cause notice of the passing of this By-law to be published in a newspaper having general circulation.

READ A FIRST, SECOND AND THIRD TIME AND PASSED ON THIS 26TH DAY OF MARCH, 2024.

LORD MAYOR GARY ZALEPA

TOWN CLERK GRANT BIVOL

SCHEDULE 'A'

Legal Address: Plan 86 Part Lot 11 Part Lot 12

PIN: 463970344

Civic Address: 130 Front Street

SCHEDULE 'B'

KIRBY HOUSE, 130 FRONT STREET

Description of Property

The subject property is located on 130 Front Street. The Kirby House is located near the intersection of Front Street and Gate Street. The residential building is set in a large site which has partial views of Lake Ontario on the north. The orientation of the built structure is such that it is placed closer to Front Street and has a large backyard in the rear. 130 Front Street also contains a detached garage located towards the southeast corner of the subject property. The open space surrounding the residential building is landscaped with a few mature trees located towards the west and south of the subject property. The pedestrian access to the house is through a paved stone pathway through the picket fence facing Front Street. Access for cars is through a rubble driveway located towards the east of the residential structure, outside the picket fence boundary.

Statement of Cultural Heritage Value or Interest

The property known as the Kirby House has cultural heritage value or interest for its design and physical values, its historical and associative values and its contextual values.

The house which has become to be known as the 'Kirby House', was constructed in 1818. The property has design and physical value because it is a representative example of the Georgian style. The two-storey rectangular plan residence has a side gable roof with return eaves, symmetrical façade with three bays, cornice details, six over six double hung windows, the neo-classical doorway and the stucco finish. The balanced, simple and symmetrical side elevations are also characteristic of the Georgian style.

The Kirby House is also of value because of its association with William Kirby. The influence of William Kirby was far-reaching and had an impact locally, provincially, nationally and he also raised recognition of Canada internationally. Kirby first came to Niagara in September of 1839. Initially, he worked as a tanner and then was a partner in a tannery business, from there he transitioned to teaching. After his marriage in 1847 to Eliza Madeline Whitmore, Kirby moved permanently to Niagara and in 1850, became the editor of the Niagara Mail until well into the 1860's. William Kirby was the author of the Annals of Niagara, The Golden Dog, Canadian Idylls and other works. His work, The Golden Dog, went on to become an international best-seller. His work is well known internationally and even helped gain international interest in Canada's history. After his arrival in Niagara, he worked in various industries and was an essential part of many societies. William Kirby was also one of the original Fellows of the Royal Society of Canada. He has a plaque dedicated by the Ontario Archaeological and Historic Sites Board, installed in front of the Kirby house.

The Kirby House also has contextual value because it is important in supporting the historic character of the area. Kirby house is within the boundaries of the Historic Old Town of Niagara-on-the-Lake and is in close proximity to the Queen-Picton Heritage District. The house design and layout of the subject property, in terms of the open and built spaces, is in keeping with the surrounding properties.

Description of Heritage Attributes

Key exterior and structural attributes include:

- 3 bay symmetrical façade
- Side gable roof with overhanging return eaves
- Red brick chimneys on each gable end
- Upper sash and cornice details
- French and six over six double hung windows

- the wooden trim details around openings
- Main doorway with entablature, cornice, sidelights and pilasters
- Plaque dedicated by Ontario Archaeological and Historic Sites Board
- Location of Kirby house within historic old town of Niagara-on-the-Lake
- Mature trees and landscaped lawns

Key interior attributes include:

- Mantel piece with fluted pilasters
- Recessed carved fans
- Centre hall staircase