

**TOWN OF LOCKEPORT**

**BY-LAW NUMBER 37**

**HERITAGE BY-LAW**

**Original By-Law**

Passed by Council of the Town of Lockeport 10th day of August 1987.


Given under hand of the Town Clerk and the corporate seal of the said Town this 9th day of September, 1987.

**Amendments**

1st Reading	10 March 1997
2nd Reading	14 April 1997
3rd Reading	14 April 1997

THIS IS TO CERTIFY that the amendments of the by-law, of which this is a true copy was duly passed by a majority vote of the whole Council at a duly called meeting of the Town Council of the Town of Lockeport held on the 14th day of April 1997.

GIVEN under the hand of the Town Clerk and under the corporate seal of the said Town this 7<sup>th</sup> day of July, 1997.

  
\_\_\_\_\_  
Maureen Lewis  
Town Clerk/Treasurer

**BY- LAW NUMBER 37**  
**TOWN OF LOCKEPORT**  
**HERITAGE BY-LAW**

1. This By-Law shall be known as the Heritage By-Law of the Town of Lockeport.
2. In this By-Law:
  - (a) "Council" shall mean the Town Council of the Town of Lockeport.
  - (b) "Clerk" shall mean the Town Clerk of the Town of Lockeport.
  - (c) "Act" shall mean the Heritage Property Act of Nova Scotia.
  - (d) "Committee" shall mean a Heritage Advisory Committee established pursuant to the Heritage Property Act.
3.
  - (a) The Council, annually, at a regularly called meeting of the Councils shall appoint a Committee of Council to be known as the Heritage Advisory Committee. The Heritage Advisory Committee may consist of six (6) members. The Heritage Advisory Committee shall have not less than two(2) members of Council.
  - (b) The Committee shall have the powers and duties of a Heritage Advisory Committee pursuant to the Act.
  - (c) The Committee shall be governed, where not inconsistent with the Act or this By-Law, by the general rules of procedure applicable to Committees as are contained in the By-Laws of the Town of Lockeport.

4. The Clerk shall establish and maintain at the Town Office of the Town, a registry of heritage property. The registry shall:
- (a) be properly indexed.
  - (b) contain data with respect to recommendation, registration, if applicable, recording particulars of documents required to be lodged at the Registry of Deeds for Shelburne County and true copies of all notices required by the Act.
  - (c) contain particulars of heritage property under recommendations or registered so as to adequately identify the property.
  - (d) be accessible to the public at no charge during regular Town business hours at the Town Office.
5. The Clerk in addition to the duties outlined in Section 4 shall ensure compliance with notice requirements respecting recommendation and registration of heritage property under the Act.

**DEPARTMENT OF HOUSING  
& MUNICIPAL AFFAIRS**

Recommended for  
approval of the Minister

*Cathleen O'Grady*  
.....  
Department Solicitor

APPROVED this .....21.....day  
of .....August.....19..97

*[Signature]*  
.....  
Minister of Housing & Municipal Affairs

THIS IS TO CERTIFY that the By-Law of which the foregoing is a true copy was duly passed at a duly called meeting of the Town Council of the Town of Lockeport duly held on the 14th day of April, A.D., 1997.

GIVEN under the hand of the Town Clerk and under the seal of the Town of Lockeport this 14th day of April, A.D., 1997.

*Maureen Lewis*  
\_\_\_\_\_  
Maureen Lewis  
Town Clerk/Treasurer

**FORM A**

**NOTICE OF RECOMMENDATION TO REGISTER  
AS A TOWN HERITAGE PROPERTY  
TOWN OF LOCKEPORT, NS**

**TO:** \_\_\_\_\_

**You are hereby notified that:**

**1. The land and building located at** \_\_\_\_\_

**(address location, legal description or other identification of property) has been recommended to be registered in the Town Registry of Heritage Property for the Town of Lockeport.**

**2 The reasons for this proposed designation are:** \_\_\_\_\_

**(approximate date of erection; type of architecture, typical of an era; part of a streetscape with description of streetscape location; local historical significance; national historical significance).**

**3. Section 13(4) of the Heritage Property Act prohibits any substantial alteration to the appearance of a property described herein for a period of one hundred twenty (120) days from the date and service of this notice, unless the Town Council sooner refuses to register the property.**

**4. The effect of recommendation and registration in the Town Heritage Registry described in paragraph 1 is that no demolition or substantial alteration in exterior appearance may be taken from the date of registration unless an application, in writing, for permission is submitted to the Town and the application is granted with or without conditions. Where such application is not approved, the owner may make the alterations described in his application or carry out the proposed demolition at any time after one year but not more than two years from the date of the application.**

**5. You are hereby notified that the Council will sit to hear any objections regarding the recommendation of the property described in this notice on the \_\_\_\_\_ day of**

**\_\_\_\_\_, 20\_\_\_\_\_ at \_\_\_\_\_, at \_\_\_\_\_**  
**(time) (place)**

**(This date must be 21 days after service.)**

**Information and particulars concerning the reasons for recommendation are available from the office of the Clerk for the Town of Lockeport weekdays from \_\_\_\_\_ a.m. to \_\_\_\_\_ p.m.**

**DATED this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_**

**(seal)**

\_\_\_\_\_  
**Town Clerk/Treasurer**

**FORM B**

(To be filed in the registry of Deeds for the district in which the property is located in the Town Registry of Heritage Property)

**NOTICE OF REGISTRATION OF HERITAGE PROPERTY  
TOWN OF LOCKEPORT, NS**

**TO:** \_\_\_\_\_

**You are hereby notified that:**

**1. The land and building located at:** \_\_\_\_\_

\_\_\_\_\_  
(address, local, legal description or other identification of property)  
has been registered in the Town Registry of Heritage Property by resolution adopted at a meeting of Council the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

**2. The effect of registration in the Town Registry of Heritage Property is that no demolition or substantial alteration in the exterior appearance may be undertaken from the date of registration unless an application is granted with or without conditions. Where an application is not approved, the owner may make the alteration described in his application or carry out the proposed demolition at any time after one year but not more than two years from the date of the application.**

**DATED this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.**

\_\_\_\_\_  
**Town Clerk/Treasurer**

**(seal)**