

Town of Olds
Bylaw No 2009-16

A Bylaw of the Town of Olds to Designate
The Brown Residence
At 4809-49 Avenue: Plan 2186 H, Block 8, Lot 4-6
As a Municipal Historic Resource

WHEREAS the Historical Resources Act, R.S.A. 2000, c. H-9 permits Council to designate any historic resource within a municipality whose preservation Council considers to be in the public interest, together with any specified land in or on which it is located, as a Municipal Historic Resource; and

WHEREAS the preservation of **The Brown Residence**, located at 4809-49 Avenue Olds, Alberta is deemed in the public interest as described in Schedule "A" Statement of Significance and Description of Character Defining Elements; and

NOW THEREFORE, the Council of the Town of Olds, having complied with the Historical Resources Act, and duly assembled, hereby enacts as follows:

1. Building Designated as a Municipal Historic Resource

The building known as The Brown Residence (specifically described in Schedule "A"), being located at 4809-49 Avenue and legally described as Plan 2186 H, Block 8, Lot 4-6, in the Town of Olds, Alberta is hereby designated as a Municipal Historic Resource.

2. Permitted Repairs, Rehabilitation and Alterations

The designated Municipal Historic Resource shall not be removed, destroyed, disturbed, altered, rehabilitated, repaired or otherwise permanently affected, other than in accordance with the terms of Bylaw No. 2009-16 and its attachments.

2.1 Regulated Portions (Character Defining Elements)

No persons shall alter in anyway the Character Defining Elements of the Municipal Historic Resource (as enumerated in Schedule "A") without prior written approval.

Intervention of the **Regulated Portions** of the Municipal Historic Resource require review and approval by Council or the Authorized Representatives of the Town of Olds, and must be in accordance with the terms of the Parks Canada publication: *'Standards and Guidelines for the Conservation of Historic Places in Canada.'*

2.2 Non-Regulated Portions

With prior written consent, all portions of the building and property not specifically classified as a Character Defining Element may be repaired, rehabilitated, altered or otherwise permanently affected.

Intervention and/or alterations of the **Non-Regulated Portions** of the Municipal Historic Resource require review and approval by Council or the Authorized Representatives of the Town of Olds to ensure that **Regulated Portions** will not be impacted.

3. Administrator: Council and/or Authorized Representatives

Council of the Town of Olds or the Authorized Representative of the Town of Olds is authorized and hereby appointed to administer the implementation of any matters arising from the matters set out in Bylaw No. 2009-16 and its attachments.

Authorized Representatives of the Town of Olds may include:

- Chief Administrative Officer
- Director of Operational Services
- Heritage Advisor

Or any appointments thereof.

4. Compensation

No compensation pursuant to Section 28 of the Historical Resources Act is owing.

The owners of the Municipal Historic Resource and/or property as described shall accept total liability and hold harmless The Town of Olds from and against all financial and/or economic losses suits, charges and claims for compensation arising from the designation of the resource.

This waiver of liability does not preclude any incentives that maybe be related to the preservation of the designated resource.

5. Effective Date

In accordance with Section 26 (4) of the Historical Resources Act this Bylaw shall come into force on the date it is passed.

Read a first time this 14th day of September 2009.

Read a second time this 14th day of September 2009.

Received Unanimous Consent for presentation of third reading this 14th day of September 2009.

Read a third and final time this 14th day of September 2009.

Judy Dahl, Mayor

Norm McInnis
Chief Administrative Officer

SIGNED by the Chief Elected Officer and the Chief Administrative Officer this 15th day of September 2009.