

RURAL MUNICIPALITY OF DUFFERIN

By-Law No. 1761

Being a by-law of the Rural Municipality of Dufferin to designate the dwelling located on the property commonly known as *Maplewood Farm* and homesteaded by the *Roblin Family* and located on Lot 1 Plan 32347, in the North East 1/4 24-6-4 W.P.M. as being a site of architectural and historic value.

WHEREAS Section 25 of THE HERITAGE RESOURCES ACT authorizes the Council of a Municipality to enact by-laws to designate a municipal site as a municipal heritage site;

AND WHEREAS Section 34(1) of The Heritage Resources Act provides in part as follows:
A municipality may by by-law, provide for:

- (a) the protection of any municipal heritage site designated or proposed to be designated under this Part, by prohibiting any or all of the things set out in clauses 12(1) (a), (b) and (c), except pursuant to a municipal heritage permit issued by the municipality or by such other means as the municipality deems advisable;
- (b) the issue, suspension and cancellation of municipal heritage permits for the purposes of clause (a);

AND WHEREAS the Council of the Municipality of Dufferin is satisfied that the site is of sufficient architectural, heritage or natural value or interest;

AND WHEREAS the Council of the Municipality of Dufferin has been served with a letter by Brian and Shawna Wiebe, owners of the lands and premises commonly known as *Maplewood Farm* and homesteaded by the *Roblin Family* and located within the Rural Municipality of Dufferin requesting that the dwelling be designated a Municipal Heritage Site;

AND WHEREAS the Council of the Municipality has caused to be served upon the Minister of Culture, Heritage and Tourism, c/o The Heritage Designation Officer, Historic Resources Branch, Main Floor, 213 Notre Dame Avenue, Winnipeg, Manitoba, R3B 1N3, and upon the owners and lessees of the lands and premises commonly known as *Maplewood Farm*, located on the NE ¼ 24-6-4 W.P.M., A Municipal Notice of Intent to so designate the aforesaid municipal site and has caused such Notice of Intent, stating the date, time and place for a hearing, not earlier than twenty-one (21) days after the last date of the service so prescribed the Act was made, to be held by the municipality to receive objections and other representations with respect to the proposed by-law, and has caused such Notice of Intent to be published in at least two (2) issues of a newspaper having general circulation in the municipality and having filed a copy of the Notice of Intent in the proper land titles or Registry Office;

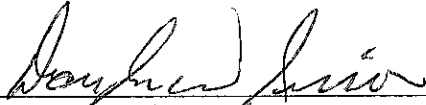
AND WHEREAS no objection to the proposed designation has been served on the Clerk of the Municipality;

By-Law #1761

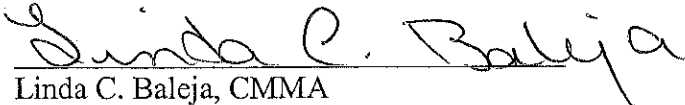
THEREFORE the Council of the Rural Municipality of Dufferin enacts as follows:

- 1) The municipal site, commonly known as *Maplewood Farm* and legally described in C.T. #1764149 as Lot 1, Plan 32347, in the NE 1/4 24-6-4 W.P.M. in the name of Shawna Joy Wiebe, is hereby designated as a Municipal Heritage Site pursuant to the Heritage Resources Act of Manitoba;
- 2) The Chief Administrative Officer is hereby authorized to cause a copy of the Municipal Heritage Notice in respect hereto to be served upon the Minister of Culture, Heritage and Tourism, in c/o the Heritage Designation Officer, and upon the owners and lessees of the said Municipal Site, and to cause a copy of the Municipal Heritage Notice in respect hereto to be published in at least one (1) issue of a newspaper having general circulation in the municipality.
- 3) The municipal site, commonly known as the dwelling on the Maplewood Farm is hereby protected by prohibiting any or all of the things set out in clauses 12(1)(1),(b) and (c) of The Heritage Resources Act except pursuant to a municipal heritage permit issued by the Municipality.
- 4) The Chief Administrative Officer is hereby authorized to cause a copy of this by-law to be registered against the property described in Schedule A hereto in the property land registry office.

DONE AND PASSED by the Council of the Rural Municipality of Dufferin in session duly assembled this 26th day of May, 2003.



Douglas W. Sisson, Reeve



Linda C. Baleja, CMMA
Chief Administrative Officer

READ a first time this 18th day of March, 2003.

READ a second time this 26th day of May 2003.

READ a third time this 26th day of May 2003.

Schedule A To By-Law #1761

Certificate of Title Number 1764149 described as Lot 1 Plan 32347 and located in the North East quarter of section 24, Township 6, Range 4 West of the Principal Meridian and registered in the Morden Land Titles Office, Morden, Manitoba.

RURAL MUNICIPALITY OF DUFFERIN

MUNICIPAL NOTICE OF INTENT

TAKE NOTICE that on the 18th day of March A.D., 2003 the council of the Rural Municipality of Dufferin gave first reading to By-law 1761 to designate as a municipal heritage site under *The Heritage Resources Act*, the land and premises commonly known as Maplewood Farm and located on Lot 1 Plan 32347 in the NE ¼ 24-6-4 W.P.M. in the Rural Municipality of Dufferin. The land is described in Certificate of Title No. 1764149 as follows:

Lot 1 Plan 32347 in the NE ¼ 24-6-4 W.P.M.

A copy of the proposed by-law is attached.

A public hearing will be held at the Council Chamber, Memorial Hall, Carman, Manitoba on Monday, May 26th, 2003 at 7:30 P.M. At that time any person may submit an objection or other representation on the proposal. If there is no objection, Council may resolve to adopt or amend the proposed By-law, or not to proceed with it. If there is an objection, Council may resolve not to designate, to amend the designation and adopt as amended, adopt as proposed, or refer the objection to The Municipal Board for a hearing and recommendation.

Dated at Carman, Manitoba, this the 30th day of April A.D., 2003.

Linda C. Baleja, Chief Administrative Officer
Rural Municipality of Dufferin

Municipality of Dufferin – Municipal Heritage Notice

TAKE NOTICE THAT:

The site described as follows:

The building commonly known as the dwelling on Maplewood Farm located in the NE ¼ 24-6-4 W.P.M. in the Province of Manitoba, and situated on the property legally described in Certificate of Title No. 1764149 as:

Lot 1 Plan 32347

of which the records of the Morden Land Titles Office show as owner of the property:

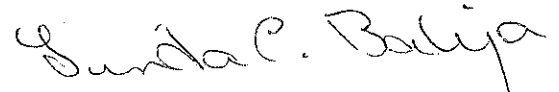
Shawna Joy Wiebe
Box 682
Carman, MB. ROG OJO

And the dwelling thereon, has been designated as a municipal heritage site to be protected under the authority of *The Heritage Resources Act* by Municipal By-law No. 1761 of the Rural Municipality of Dufferin, adopted on the 26th day of May A.D., 2003.

AND FURTHER TAKE NOTICE THAT:

A copy of the municipal Heritage Notice shall be filed in the appropriate land titles office or registry office in accordance with the provisions of *The Heritage Resources Act*.

Dated at Carman, in Manitoba this the 26th day of May A.D., 2003.



Linda C. Baleja, CMMA
Chief Administrative Officer
Rural Municipality of Dufferin