

CHAPTER 54

HERITAGE PROPERTY BY-LAW

- 1.1 This By-law shall be known as the Heritage Property By-law of the Municipality of Colchester.
- 2.1 In this By-law:
 - (a) “Council” shall mean the County Council of the Municipality of the County of Colchester;
 - (b) “Clerk” shall mean the Municipal Clerk of the Municipality of the County of Colchester;
 - (c) “Act” shall mean the Heritage Property Act of the Province of Nova Scotia;
 - (d) “Committee” shall mean a Heritage Advisory Committee established pursuant to the Heritage Property Act;
 - (e) “County” shall mean the Municipality of the County of Colchester.
- 3.1 The Planning Advisory Committee of the Municipality shall be the Heritage Advisory Committee of the Municipality.
- 4.1 There shall be a municipal registry of heritage property for the Municipality of the County of Colchester.
- 4.2 The registry shall contain:
 - (a) A description of any building, street scape or area registered by the Council of the Municipality of the County of Colchester pursuant to the Heritage Property Act;
 - (b) The recommendation for registration, all notices pursuant to the registration, recording particulars of all notices recorded in the Registry of Deeds and particulars of services of all notices required pursuant to the Heritage Property Act;
 - (c) All applications for permission to make a substantial alternation to the exterior appearance, or to demolish a registered building, street scape or area, together with the particulars of the recommendations of the Heritage Advisory Committee thereon and the particulars of the disposition thereof;
 - (d) In a separate section, all buildings, street scapes and areas for which registration

was recommended by the Heritage Advisory Committee but which Council determined not to register.

- 4.3 The registry shall:
- (a) Be the responsibility of the Clerk to maintain and update;
 - (b) Be properly indexed;
 - (c) Be accessible to the public without charge.
- 5.1 The Heritage Advisory Committee may recommend to Council that a building, street scape or area may be registered as a Municipal Heritage Property and the prescribed notice of such recommendation shall be served and filed by the Clerk in accordance with the Act; and, in addition to the requirements of the Act, a copy of the notice shall be filed in the Registry of Heritage Property.
- 6.1 Council may register a building, street scape or area as a Municipal Heritage Property in accordance with the provisions of the Act. Notice of such registration shall be sent to each registered owner of the Municipal Heritage Property. One copy of the registration shall be deposited in the Registry of Deeds and one copy of the registration shall be filed in the Registry of Heritage Property.
- 7.1 Council may from time to time set out or amend the terms of reference within which the Heritage Advisory Committee shall operate. The Council may set out and amend such guidelines as it sees fit for the registration of property as Heritage Property and the Heritage Advisory Committee shall make recommendations in accordance therewith.

APPROVED BY MINISTER - AUGUST 13, 1990
AMENDMENT APPROVED BY MINISTER - OCTOBER 31, 1991 (clause 3.1)