

CITY OF ST. ALBERT

BYLAW 18/2009

Being a Bylaw to designate the Cunningham House and Hogan Farm House as Municipal Historic Resources and the Surrounding Lands as a Municipal Historic Area.

WHEREAS Section 26 of the *Historic Resources Act* R.S.A. 2000, c. H-9, as amended, provides that a municipality may by bylaw designate any historic resource within the municipality whose preservation it considers to be in the public interest, together with any land on which it is located, as a Municipal Historic Resource; and

WHEREAS Section 27 of the *Historic Resources Act* provides that a municipality may by bylaw designate any part of the municipality whose historical character it considers worthy of preservation as a Municipal Historic Area, and

WHEREAS the Council of the City of St. Albert has determined that it is in the public interest to preserve the Cunningham House, Hogan Farm House and the lands upon which they sit as Municipal Historic Resources and the lands surrounding the Cunningham Farm House and Hogan Farm House as a Municipal Historic Area;

NOW THEREFORE the Council of the City of St. Albert, having complied with the requirements of the *Historic Resources Act*, hereby ENACTS AS FOLLOWS:

1. The buildings known as the Cunningham House and the Hogan Farm House, specifically described in Schedule "A" and the lands on which the buildings are located, are hereby designated as Municipal Historic Resources ("Historic Resource").
2. The land surrounding the Cunningham House and the Hogan Farm House, specifically described in Schedule "B", is hereby designated as a Municipal Historic Area.
3. The Chief Administrative Officer is appointed by Council to administer the implementation of any matters arising out of this designation and, in particular, for the purpose of determining whether a written approval shall be given under Section 4 of this Bylaw.
4. No person shall:
 - a. destroy, disturb, alter, restore, repair or in any way cause changes to the Historic Resource; or
 - b. remove any historic object from the Historic Resource,without the written approval of the Chief Administrative Officer.
5. Except as provided herein, the Chief Administrative Officer, in the Chief Administrative Officer's absolute discretion, may refuse to grant an approval under Section 4 of this Bylaw or may make the approval subject to any conditions the Chief Administrative Officer considers appropriate.

6. In exercising the discretion under Section 4 of this Bylaw the Chief Administrative Officer shall consider The Standards and Guidelines for the Conservation of Historic Places in Canada adopted for use in Alberta by the Province of Alberta.
7. The Historic Area shall be governed in the same way as Direct Control Districts under the Land Use Bylaw, Bylaw 9/2005, with all authority to prohibit, regulate and control the use and development of the Historic Area resting with the Council of the City of St. Albert.
8. Bylaw 1/2000 is hereby repealed.

SCHEDULE "A"

TO BYLAW 18/2009

Cunningham House, Meadowview Drive, St. Albert

Description of Historic Place

The Cunningham House is a small early 20th century house situated on River Lot 24 in St. Albert. The house and river lot are associated with local Métis families and early land settlement patterns in St. Albert.

Heritage Value

The heritage value of the Cunningham House lies in its status as a rare example of one of the community's early houses that is still located on an undeveloped river lot with access to the Sturgeon River.

The house is situated on River Lot 24. The first recorded owner of this river lot was Louis Chastellain who acquired the land in 1866. Louis Chastellain worked for the Hudson's Bay Company (HBC) and ran the HBC post in St. Albert until its closure in 1875. Alfred Cunningham (husband of Chastellain's granddaughter Amelia Rowland) and Chastellain's grandson Dolphus Rowland s constructed the house in the early 1900s. It was used as a winter residence for the Cunningham family. Various owners lived in the house until it was abandoned in 1967.

Character-Defining Elements

Key elements that define the heritage character of this residence include:

- siting of the house on one of the St. Albert river lots;
- one and half-storey, timber framed construction;
- hip roof;
- dormer windows;
- exposed wooden vertical and horizontal wall boards in upper level of house; and
- the association with the Chastellain/Rowland/Cunningham families, early Métis families in the St. Albert area.

Hogan Farm House, Meadowview Drive, St. Albert

Description of Historic Place

The Hogan House is an early 20th century clapboard farmhouse that has been moved three times within St. Albert since it was built. It was moved to its current site on River Lot 24 in the early 1950s.

Heritage Value

The heritage value of the Hogan Farm House lies in its association with Edward Hogan and Albert Belcourt, two of the owners of the house. The house was originally located on Hogan's farm in the Mission area, it was moved to the Gervais farmstead in the 1930s. In 1948 Albert Belcourt acquired a portion of River Lot 24. In the early 1950s the Hogan farmhouse was moved to River Lot 24 and occupied by Belcourt until his death in 1993. Belcourt kept horses on his portion of River Lot 24.

Character-Defining Elements

Key elements that define the heritage character of this residence include:

- siting of the house on one of the St. Albert river lots;
- two-storey timber framed construction;
- gable roof;
- exterior clapboard siding; and
- open veranda on east and south side of the house.

SCHEDULE "B"

TO BYLAW 18/2009

- FIRSTLY: ST. ALBERT SETTLEMENT
THE MOST WESTERLY 220 FEET OF ALL THAT PORTION OF
RIVER LOT 24 WHICH LIES TO THE SOUTH OF THE STATION
GROUNDS OF THE EDMONTON SLAVE LAKE RAILWAY
AS SHOWN ON RAILWAY PLAN 9201S,
CONTAINING 2.38 HECTARES (5.90 ACRES) MORE OR LESS.
EXCEPTING THEREOUT ALL MINES AND MINERALS
- SECONDLY: ST. ALBERT SETTLEMENT
ALL THAT PORTION OF RIVER LOT TWENTY FOUR (24) WHICH LIES TO
THE SOUTH OF THE SOUTHERLY BOUNDARY OF THE STATION
GROUNDS OF THE EDMONTON SLAVE LAKE RAILWAY AS SHOWN
ON PLAN 9201S
EXCEPTING THEREOUT
(A) THE MOST EASTERLY TWO HUNDRED AND TEN (210) FEET
THROUGHOUT
(B) THE MOST WESTERLY TWO HUNDRED AND TWENTY (220) FEET
THROUGHOUT
(C) ALL THAT PORTION TAKEN FOR WATER SUPPLY PURPOSES AS
SHOWN SHADED IN RED ON ROAD PLAN 3130KS CONTAINING
2.38 HECTARES (5.90 ACRES) MORE OR LESS
THE LAND HEREBY DESCRIBED CONTAINING 0.445 HECTARES
(1.10 ACRES) MORE OR LESS
EXCEPTING THEREOUT ALL MINES AND MINERALS
- THIRDLY: PLAN 5428AW
BLOCK 12
EXCEPTING THEREOUT ALL MINES AND MINERALS