

BYLAW NO. 125-09

A BYLAW OF CLEAR HILLS COUNTY, IN THE PROVINCE OF ALBERTA, FOR THE PURPOSE OF AMENDING THE LAND USE BYLAW 107-08 BY DESIGNATING THE ALL SAINTS ANGLICAN CHURCH LOCATED ON SW 14-83-13-W6M AS A MUNICIPAL HISTORIC RESOURCE.

WHEREAS SECTION 27(2) of the *Historic Resource Act* R.S.A. 2000, c, H-9 as amended, deems that a bylaw designating a Municipal Historic Resource is deemed to form part of the land use bylaw of the municipality and Part 17 of the *Municipal Government Act*, relating to a land use bylaw applies to the bylaw; and.

WHEREAS Section 26 of the *Historic Resource 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 the Council of Clear Hills County has determined that it is in the public interest to preserve the All Saints Anglican Church and the land upon which the building is situated as a Municipal Historic Resource;

NOW THEREFORE the Council of Clear Hills County having complied with the requirements of the *Historical Resources Act*, hereby ENACTS AS FOLLOWS:

1. The building known as the All Saints Anglican Church, specifically described in Schedule "A" and the lands on which the building is located, being the lands legally described in Schedule "B", are hereby designated a Municipal Historic Resource ("Historic Resource").
2. The Chief Administrative Officer is appointed by Council to administer the implementation of any matters out of this designation and, in particular, for the purpose of determining whether a written approval shall be given under Section 3 of this Bylaw.
3. 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.
4. Except as provided herein, the Chief Administrative Officer, in the Chief Administrative Officer's absolute discretion, may refuse to grant an approval under

Section 3 of this Bylaw or may make the approval subject to any conditions considered appropriate.

5. In exercising the discretion under Section 3 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.

READ a first time this 11th day of August A.D., 2009.



(For) Frances Davis, Reeve



Wendy Schmaltz, Acting Chief Administrative Officer

READ a second time this 8th day of September A.D., 2009.



Pete Nykolyszyn, Reeve



Allan Rowe, Acting Chief Administrative Officer

READ a third time this 8th day of September A.D., 2009.



Pete Nykolyszyn, Reeve



Allan Rowe, Acting Chief Administrative Officer

SCHEDULE "A"
TO BYLAW 125- 09

All Saints Anglican Church, SW-14-83-13-W6M

Description of Historic Plan

The All Saints Anglican Church is an all wood structure with a bell steeple and attached front porch and rear wing. The church is located on the southwest quarter of section fourteen in townships eighty three range thirteen west of the sixth meridian (SW-14-83-13-W6M). It is situated adjacent to Secondary highway 717 and east of range road 132. (See Schedule "B")

Heritage Value

The All Saints Anglican Church possesses heritage value as one of the oldest extant churches in the region built in 1936 by missionaries with funds donated by an anonymous person in England. Missionary activity started in the area in the early 1930's shortly after the area was first settled. Local residents donated their time and skills to complete the building. The first church service was held in the unfinished church on August 25, 1937. Rev. R.J Pierce officiated and 17 individual were baptized that day. The church was dedicated the following September. Over the Years there have been 46 van workers and mission workers at the church. Some of the missionaries were also nurses. There were also 25 student ministers that spent their summers here. Community life revolved around the church services with picnics and ball games often following the services. All Saints Anglican Church is an integral part of the history of this area and needs to be preserved.

All Saints Anglican Church was built 70 years ago and is still in use today for worship services. As the only consecrated building in our community it is available to everyone for baptisms, weddings and funerals. All Saints is not locked so it is available to anyone to worship, meditate, or visit at any time. A display is being developed so these visitors can appreciate the history and structural significance of the building. In the past it served as the center of the community and it still fulfills this role on special occasions.

All Saints Anglican Church served three communities; Cherry Point, Bear Canyon and Clayhurst. The church was an integral part of an area that is geographically isolated by rivers on all sides. Transportation was very difficult in those days so people were fortunate to be able to attend regular church services without having to travel long distances. During the end of the depression, the church was a shining star in the darkness bringing people together in spite of their differences. Assistance was provided in various ways to anyone in need. While

lifestyles have changed dramatically, All Saints continues to be a vital component of our area because it is still available for weddings, baptisms, confirmations and funerals. It is important for today's generation to understand their roots and know their families' and community's heritage. Preserving a part of our heritage, such as the All Saints Church, is a vital part of linking the past, present and future.

Character Defining Elements

Key elements that define the heritage character of the All Saints Anglican Church.

- 1 storey wooden building
- Nailed frame
- Front porch entry
- Rear wing
- Bell tower
- Cross on top of bell tower

SCHEDULE "B"
TO BYLAW 125- 09

CERTIFICATE OF TITLE 132-Y-87
THE SYNOD OF THE DIOCESE OF ATHABASCA

Land All that portion of the south west quarter of section fourteen (14) township eighty three (83) range thirteen (13) west of the sixth meridian in the Province of Alberta, Dominion of Canada, described as follows:

Commencing at the south east corner of the said quarter section; thence westerly along the south boundary thereof seventy (70) yards; thence northerly and parallel with the east boundary of the said quarter section seventy (70) yards; thence easterly and parallel with the said south boundary seventy (70) yards to a point on the said east boundary; thence southerly along the said east boundary seventy (70) yards to the point of commencement containing one and one hundredth (1.01) acres more or less.

To have and to hold the same unto the Synod of the Diocese of Athabasca in the Province of Alberta its successors and assigns so long as the same are and upon the trust and subject to the condition that the same shall be used for church purposes and for no other purpose or purposes whatsoever.

Reserving unto the Province of Alberta, its successors and assigns, all mines and mineral and the right to work the same as set forth in Notification No.13412 and also subject to such other rights and provisoes as are contained in the said notification.

Dated August 5, 1938

Created by Instrument 3853 F.B. 120

Cherry Point Church