

BYLAW NUMBER 33M2014

**BEING A BYLAW OF THE CITY OF CALGARY
TO DESIGNATE THE ELBOW PARK SWIMMING
POOL AND GROUNDS AS A MUNICIPAL
HISTORIC RESOURCE**

WHEREAS the *Historical Resources Act*, R.S.A. 2000 c. H-9, as amended (the "Act") permits the Council of The City of Calgary to designate real property as a Municipal Historic Resource whose preservation the Council considers to be in the public interest because of their heritage value;

AND WHEREAS the Owner(s) of the Elbow Park Swimming Pool and Grounds has been given sixty (60) days written notice of the intention to pass this Bylaw in accordance with the Act;

NOW, THEREFORE, THE COUNCIL OF THE CITY OF CALGARY ENACTS AS FOLLOWS:

SHORT TITLE

1. This Bylaw may be cited as "City of Calgary Bylaw to Designate the Elbow Park Swimming Pool and Grounds as a Municipal Historic Resource".

BUILDING AND LAND DESIGNATED AS A MUNICIPAL HISTORIC RESOURCE

2. The "Elbow Park Swimming Pool and Grounds" comprises:
 - a) A vernacular dressing room building dating from 1922;
 - b) 2,341.3 square-meters (0.58 acres) of land covering two separate parcels of land shown on attached Schedule "A" and described as follows:

I. First parcel

Municipal address: 3016 Elbow Drive SW

Legal description:

Plan 1553R Block "A"

Lots 1 to 4 inclusive and that portion of Lot 5 which lies to the west of a line drawn from the south west corner of said Lot 5 and to a point on the north easterly boundary thereof 19.2 feet distant from the northwest corner thereof, containing 240 square feet excepting thereout : **as to surface only**

Plan	Number	Lot	Hectares	Acres
Road	9210377	1-4	0.093	0.230
Road	9210377	5	in full	

II. Second parcel

Municipal address: 3020 Elbow Drive SW

Legal description:

Plan 1553R Block A

That portion of lot 5 which lies to the east of a line drawn from the south west corner of said lot to a point on the north easterly boundary thereof distant 19.2 feet from the north west corner thereof and the whole of lots 6, 7 and 8

Excepting out of all the above lots that portion taken for street widening on plan 6435jK

3. The "Elbow Park Swimming Pool and Grounds" are designated as a Municipal Historic Resource as defined in the *Act*.
4. The heritage value of the Elbow Park Swimming Pool and Grounds is described in the attached Schedule "B".
5. The specific elements of Elbow Park Swimming Pool and Grounds possessing heritage value are identified as the "character defining elements" in the attached Schedule "B". Those specific elements identified as "character defining elements" in the attached Schedule "B" are known as the Regulated Portions ("Regulated Portions").

PERMITTED REPAIRS AND REHABILITATION

6.
 - a) The Regulated Portions of the Elbow Park Swimming Pool and Grounds shall not be removed, destroyed, disturbed, altered, rehabilitated, repaired or otherwise permanently changed, other than routine preservation and maintenance work, without prior written approval from the City of Calgary Council, or the heritage planner appointed by the City of Calgary Council as the Approving Authority for the purposes of administration of Section 26 of the *Act*. Any alteration, rehabilitation, repair or change to the Regulated Portions must be in accordance with the terms of the Parks Canada 2010 publication Standards and Guidelines for the Conservation of Historic Places in Canada, ("Standards and Guidelines"), as referenced and summarized in the attached Schedule "C".
 - b) All portions of the Elbow Park Swimming Pool and Grounds which are not specifically described or identified as a Regulated Portion are hereby known as the Non-Regulated Portions ("Non-Regulated Portions"). The Non-Regulated Portions are not subject to the Standards and Guidelines and may be rehabilitated, altered or repaired, provided that such rehabilitation, alteration or repair does not negatively impact the Regulated Portions, and that all the other permits required to do such work have been obtained.
7.
 - a) Any changes to the Elbow Park Swimming Pool and Grounds that require a building permit or a development permit also require the approval of the City of Calgary Council, or the heritage planner appointed by the City of Calgary Council as the Approving Authority for the purposes of administration of Section 26 of the *Act*. Any such changes must be done in accordance with the terms of the Standards and Guidelines.
 - b) Changes to the Elbow Park Swimming Pool and Grounds that do not require a building permit or development permit are not subject to the Standards and Guidelines.

COMPENSATION

8. No compensation pursuant to Section 28 of the *Act* is owing.

EXECUTION OF DOCUMENTS

9. Any employees of The City of Calgary who exercise land use and heritage planning powers and duties are hereby authorized to execute such documents as may be necessary to give effect to this Bylaw.

SCHEDULES

10. The schedules to this Bylaw form a part of it.

11. This Bylaw comes into force on the date it is passed.

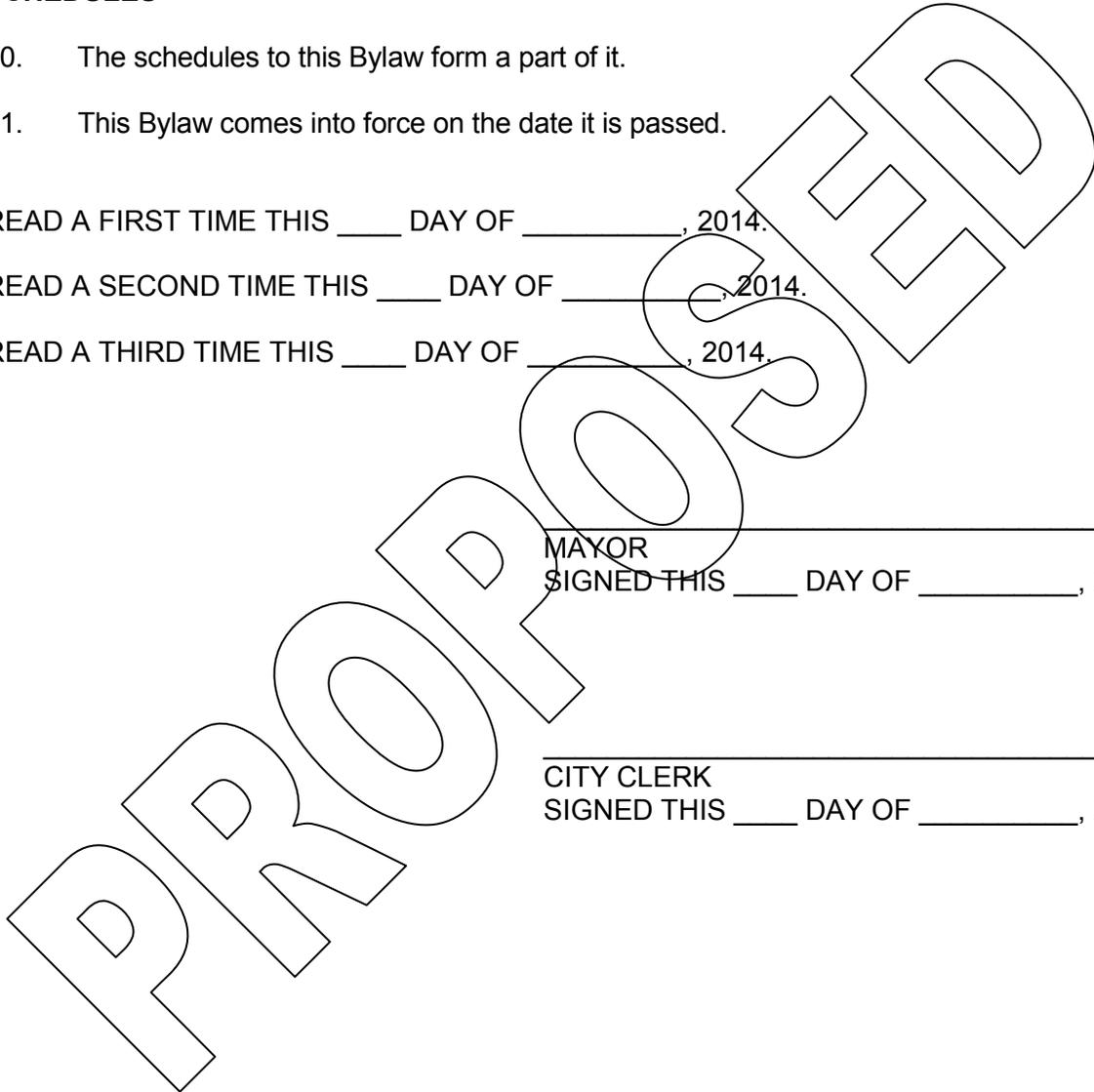
READ A FIRST TIME THIS ____ DAY OF _____, 2014.

READ A SECOND TIME THIS ____ DAY OF _____, 2014.

READ A THIRD TIME THIS ____ DAY OF _____, 2014.

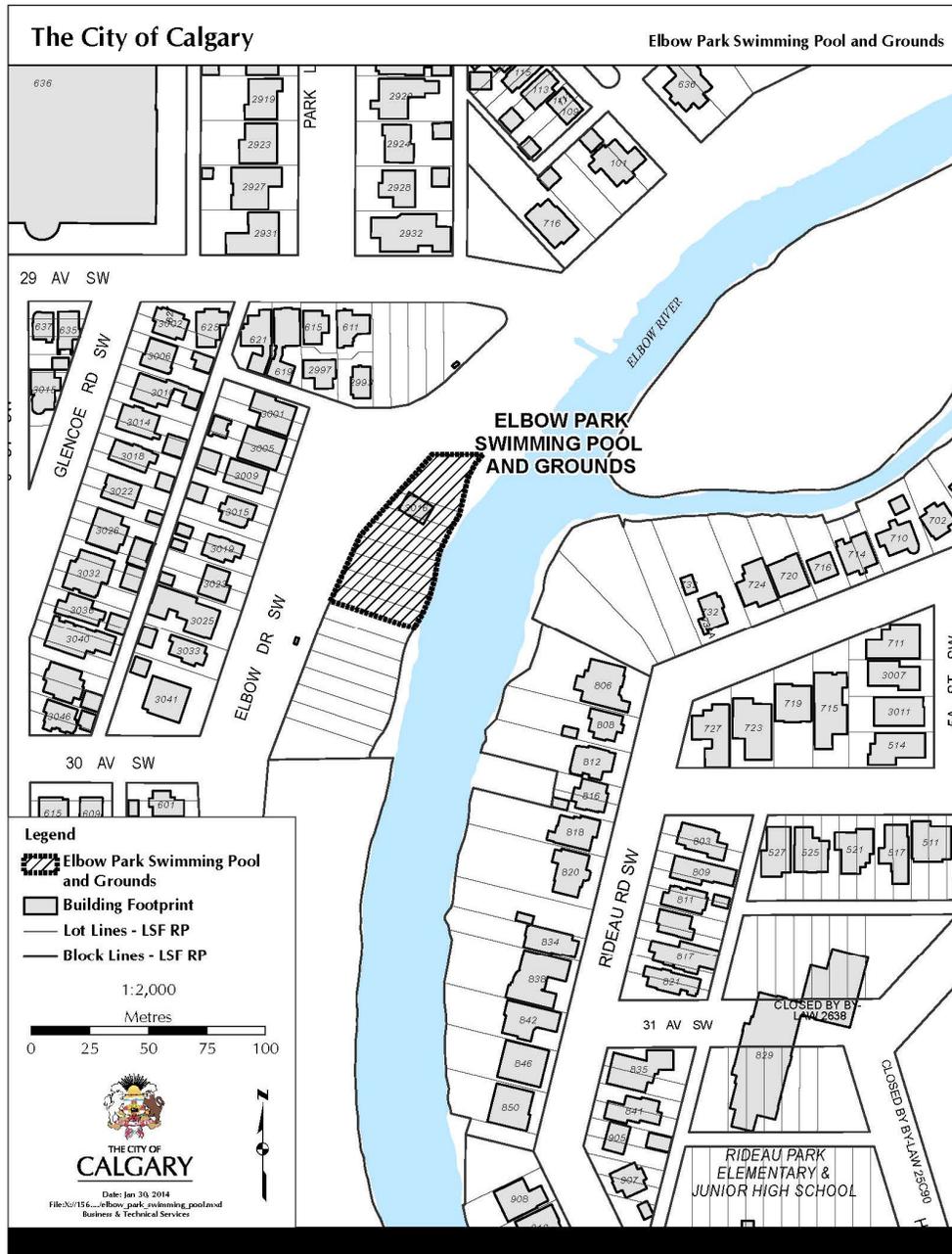
MAYOR
SIGNED THIS ____ DAY OF _____, 2014.

CITY CLERK
SIGNED THIS ____ DAY OF _____, 2014.



SCHEDULE "A" TO THE BYLAW TO DESIGNATE THE ELBOW PARK SWIMMING POOL AND GROUNDS AS A MUNICIPAL HISTORIC RESOURCE

PROPOSED



SCHEDULE “B” TO THE BYLAW TO DESIGNATE THE ELBOW PARK SWIMMING POOL AND GROUNDS AS A MUNICIPAL HISTORIC RESOURCE

Description

The Elbow Park Swimming Pool and Grounds are a portion of the Elbow River, historically used for swimming, and the adjacent river-bank parkland. The Grounds comprise the west bank of the river between 29th and 30th Avenues SW and are part of contiguous, soft, manicured parkland. The property includes a vernacular, one-storey, wood-frame dressing room building that dates from 1922.

Heritage Value

The Elbow Park Swimming Pool and Grounds is significant for the historical recreational activity associated with the site, being the first public swimming facility in Calgary. Residents had been swimming in this place, as well as others in the rivers in and around Calgary, from the earliest times. The provision of swimming facilities at this site in 1914, first with safety ropes and then construction in 1922 of the dressing rooms building, made the Elbow Park Swimming Pool distinctly attractive. The addition of booms in the river, play equipment (including an outdoor checker board), washrooms attached to the building, a fountain, pathways and ornamental plantings further enhanced the attractiveness of the Grounds. Until interest shifted to constructed swimming pools in the 1940s, the Elbow Park Swimming Pool was the most popular swimming place in the inner city and second only to the lagoon at Bowness Park in numbers of users. Attendance records for 1933 include the observation: “the number at the Elbow Swimming Pool was so great that no record could be kept”. A prominent resident of the area, Leslie Sara, observed that the Elbow Park pool grounds were the “Lido of Calgary”.

The Parks Department also established a winter recreation program in 1913 with development of skating rinks around the city. Among these was the reach of the Elbow River which included the Elbow Park Swimming Pool where the dressing rooms also served the skaters.

Also, the dressing room building is significant for its vernacular design which constitutes a notable and unique example of a river-side swimming ‘hole’ change-room facility, and is the only structure of its type to exist within the city. The one-storey, wood-frame building features a simple side-gable-roof with extended slopes that shelter washrooms on one side of the building and form a veranda on the other; change rooms occupy the centre of the building and face the river. The building is simply finished with bevelled wood siding and exposed rafters, creating a harmonious, albeit utilitarian structure. Located adjacent to, and parallel with the Elbow River, it creates a strong outdoor spatial relationship with the water’s edge and defines the beach. The matching change room entrances set within the open veranda create a direct linkage to the river bank and water.

Additionally, the Elbow Park Swimming Pool and Grounds is historically significant for its association with the pioneering Parks Superintendent, William Reader. This site was a prominent element of the public park land Reader conserved and established along the Elbow River in the context of his vision for the beautification of the city. While Reader’s interests and achievements in horticulture and the urban landscape are well recognized, he was also an advocate of public recreation. He was himself a swimmer -a member of the Calgary Swimming Club - and he directly initiated the first preparations for swimming at the Elbow Park site and led the further provision of facilities there. Reader aligned the use of the pool with the swimming programs of institutions like the YMCA and YWCA.

Character-defining Elements

Key elements that define the heritage character include:

- The terraced landform of the riverbank;
- The wide river channel which formed the swimming pool;
- Boundary trees along Elbow Drive;
- Continued use of soft, manicured landscaping;
- The dressing room building comprising: one-storey, wood-frame construction with narrow, bevelled wood siding; side-gable roof with extended slopes including river-side veranda; wood-shingle roof; grouped, multi-pane fixed windows; separate and symmetrically placed men's and women's entrance doors; and
- Playground area (on the south side of the dressing room building).

PROPOSED

SCHEDULE “C” TO THE BYLAW TO DESIGNATE THE ELBOW PARK SWIMMING POOL AND GROUNDS AS A MUNICIPAL HISTORIC RESOURCE

The primary purpose of the *Standards and Guidelines* is to provide guidance to achieve sound conservation practice. They are used to assess proposed changes to designated Municipal Historical Resources and form the basis for review and assessment for the approved rehabilitation program.

The *Standards and Guidelines* were developed by Parks Canada and were formally adopted by The City of Calgary in 2005. They provide a philosophical consistency for project work; and while neither technical nor case-specific, they provide the framework for making essential decisions about those features of a historic place, which should be conserved.

The Standards

Definitions of the terms in italics below are set forth in the *Standards and Guidelines*. In the event of a conflict between the italicized terms below and those in the *Standards and Guidelines*, the latter shall take precedence. The Standards are not presented in a sequential or hierarchical order, and as such, equal consideration should be given to each. All Standards for any given type of treatment must; therefore, be applied simultaneously to a project.

General Standards (all projects)

1. Conserve the *heritage value* of a *historic place*. Do not remove, replace, or substantially alter its intact or repairable *character-defining elements*. Do not move a part of a *historic place* if its current location is a *character-defining element*.
2. Conserve changes to a *historic place* which, over time, have become *character-defining elements* in their own right.
3. Conserve *heritage value* by adopting an approach calling for *minimal intervention*.
4. Recognize each *historic place* as a physical record of its time, place and use. Do not create a false sense of historical development by adding elements from other *historic places* or other properties or by combining features of the same property that never coexisted.
5. Find a use for a *historic place* that requires minimal or no change to its *character defining elements*.
6. Protect and, if necessary, stabilize a *historic place* until any subsequent *intervention* is undertaken. Protect and preserve archaeological resources in place. Where there is potential for disturbance of archaeological resources, take mitigation measures to limit damage and loss of information.
7. Evaluate the existing condition of *character-defining elements* to determine the appropriate *intervention* needed. Use the gentlest means possible for any *intervention*. Respect *heritage value* when undertaking an *intervention*.
8. Maintain *character-defining elements* on an ongoing basis. Repair *character-defining elements* by reinforcing their materials using recognized conservation methods. Replace in kind any extensively deteriorated or missing parts of *character-defining elements*, where there are surviving prototypes.

9. Make any *intervention* needed to preserve *character-defining elements* physically and visually compatible and identifiable upon close inspection and document any *intervention* for future reference.

Additional Standards Relating to Rehabilitation

10. Repair rather than replace *character-defining elements*. Where *character-defining elements* are too severely deteriorated to repair, and where sufficient physical evidence exists, replace them with new elements that match the forms, materials and detailing of sound versions of the same elements. Where there is insufficient physical evidence, make the form, material and detailing of the new elements compatible with the character of the *historic place*.
11. Conserve the *heritage value* and *character-defining elements* when creating any new additions to a *historic place* or any related new construction. Make the new work physically and visually compatible with, subordinate to and distinguishable from the *historic place*.
12. Create any new additions or related new construction so that the essential form and integrity of a *historic place* will not be impaired if the new work is removed in the future.

Additional Standards Relating to Restoration

13. Repair rather than replace *character-defining elements* from the restoration period. Where *character-defining elements* are too severely deteriorated to repair and where sufficient physical evidence exists, replace them with new elements that match the forms, materials and detailing of sound versions of the same elements.
14. Replace missing features from the restoration period with new features whose forms, materials and detailing are based on sufficient physical, documentary and/or oral evidence.

Guidelines

The full text of the *Standards and Guidelines* is available from:

City of Calgary	Parks Canada National Office
Planning, Development and Assessment	25 Eddy Street
Department	Gatineau, Quebec
P.O. Box 2100, Stn. M, #8117	Canada
Calgary, Alberta, T2P 2M5	K1A 0M5