



**Sustainable Planning
and Community
Development
Department**

Development Services
Division

August 22, 2019

#1 Centennial Square
Victoria
British Columbia
V8W 1P6

Mr. Ron Hampton
The Frontier Group
1127 Wharf Street
Victoria BC V8W 1T7

Tei (250) 361-0382
Fax (250) 361-0386
www.victoria.ca

Dear Mr. Hampton:

Re: Unauthorized Mural at 15 Bastion Square (Darcy's Pub Downtown)

I write with respect to a mural that has been painted on the side of your building at 15 Bastion Square. This property is a heritage-designated building, protected pursuant to Part 15 of the *Local Government Act*. Any changes or alterations to this building require a heritage alteration permit. No such permit has ever been obtained and your application for the permit has been denied by City Council.

The City requires you to remove this mural and to maintain the property in a state consistent with its heritage designation. However, based on your previous discussions with the City, we are prepared to defer enforcement in relation to this matter provided that you agree to and strictly comply with the following terms:

1. Within six months of the date of this letter, you alter the mural to remove all branding and logos, and paint over the pink background and multi-coloured bottles in a beige colour that matches that used on the remainder of the building; and
2. Within five years of the date of this letter, you remove the mural and repaint the wall in its original colour.

Unless these terms are complied with, to the satisfaction of the City's Director of Sustainable Planning and Community Development, the City will initiate legal proceedings against you without any further notice to you. Such proceedings may include seeking of an injunction to compel removal of the mural and prosecution for contravention of heritage provisions under the *Local Government Act*.

Please confirm your acceptance of these terms by signing and returning to us a copy of this letter provided for this purpose.

Sincerely yours,


John O'Reilly
Senior Heritage Planner

cc: Craig C. Mearns
Lindsay J. Mearns
Marilyn A. Mearns

Agreed to and accepted by:

Signature

Name

Date