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UNDER THE ONTARIO HERITAGE ACT

Notice of Passage of Designating By-law



APRIL 25, 2025

Notice of Passage of Designating By-law: 13718 22 Side Road

IN THE MATTER OF THE ONTARIO HERITAGE ACT AND IN THE MATTER OF the lands in the Town of Halton Hills known municipally as 13718 22 Side Road, Regional Municipality of Halton, and known as the Samuel Kennedy House.

NOTICE IS HEREBY GIVEN that Council for the Town of Halton Hills passed Designation By-law 2025-0034 on April 14, 2025, which designates the property at 13718 22 Side Road under Section 29(1), Part IV of the Ontario Heritage Act, R.S.O. 1990, Chapter O.18.

A copy of the by-law and accompanying schedules may be requested through the Town's Manager of Heritage Planning. Any person who objects to the by-law may appeal to the Ontario Land Tribunal by giving the Tribunal and the clerk of the municipality, within 30 days after the date of this publication, a notice of appeal setting out the objection to the by-law, and the reasons in support of the objection, accompanied by the fee charged by the Tribunal.

IF YOU WISH TO APPEAL TO THE ONTARIO LAND TRIBUNAL (OLT):

An appeal of the Designation By-law for the Property may be made by giving the Tribunal at OLT.Registrar@ontario.ca and the Town Clerk at valeriep@haltonhills.ca, a notice of appeal within 30 days of April 25, 2025, which is May 25, 2025.

A Notice of Appeal must:

1. set out the objection to the designation by-law;
2. set out the reasons in support of the objection to the designation by-law; and
3. be accompanied by the fee charged by the Ontario Land Tribunal (OLT).

If you wish to appeal to the OLT, forms are available from the Ontario Land Tribunal website at <https://olt.gov.on.ca>.

Dated at the Town of Halton Hills this 25th day of April 2025.

Laura Loney, Manager of Heritage Planning, Planning and Development, The Corporation of the Town of Halton Hills, 1 Halton Hills Drive, Halton Hills, ON L7G 5G2.





BY-LAW NO. 2025-0034

A By-law to designate the Samuel Kennedy House, located at 13718 22 Side Road, Esquesing, under Part IV of the Ontario Heritage Act as being of cultural heritage value or interest

WHEREAS Section 29 of the Ontario Heritage Act, R.S.O. 1990, c.O.18 authorizes the Council of a municipality to enact a by-law to designate real property, including all of the buildings and structures thereon, to be of cultural heritage value or interest;

AND WHEREAS authority was granted by the Council for the Corporation of the Town of Halton Hills to designate the property at 13718 22 Side Road, Town of Halton Hills, Regional Municipality of Halton, and known as the Samuel Kennedy House, as being of cultural heritage value or interest;

AND WHEREAS the Council for the Corporation of the Town of Halton Hills has caused to be served upon the owners of the land and premises known as the Samuel Kennedy House, at 13718 22 Side Road, and upon the Ontario Heritage Trust, Notice of Intention to Designate the property and has caused Notice of Intention to be published on the Town's website per the Town's "Ontario Heritage Act – Alternate Notice Policy";

AND WHEREAS the Reasons for Designation are set out in Schedule "B" of this by-law;

AND WHEREAS on March 3, 2025, Council for the Town of Halton Hills approved Report No. PD-2025-006, dated February 6, 2025, in which certain recommendations were made relating to the designation of the subject property.

NOW, THEREFORE, BE IT RESOLVED THAT THE COUNCIL OF THE CORPORATION OF THE TOWN OF HALTON HILLS ENACTS AS FOLLOWS:

1. THAT the Samuel Kennedy House located at 13718 22 Side Road and further described in Schedule "A", is hereby designated under Part IV of the *Ontario Heritage Act* as being of cultural heritage value or interest for the reasons set out in Schedule "B" attached to and forming part of this By-law;
2. THAT a copy of this By-law together with reasons for the designation be registered against the property and served in accordance with Section 29 of the Act;
3. THAT a notice of this By-law be published in accordance with Section 29 of the Act.

BY-LAW read and passed by the Council for the Town of Halton Hills this 14th day of April, 2025.


MAYOR – ANN LAWLOR


TOWN CLERK – VALERIE PETRYNIAK

SCHEDULE “A” TO BY-LAW NO. 2025-0034

LEGAL DESCRIPTION

PT LT 22, CON 8 ESQ, PTS 1-4 20R5905 EXCEPT PTS 1,5 20R1611; HALTON HILLS.
S/T 233673,258035,317019,356952 & 398840

PIN: 250140039

SCHEDULE “B” TO BY-LAW NO. 2025-0034

REASONS FOR DESIGNATION

Description of Property

The property is located along the southeast side of 22 Side Road and features a c.1826 one-and-a-half-storey vernacular residential building. The property is legally described as “PT LT 22, CON 8 ESQ, PTS 1-4 20R5905 EXCEPT PTS 1,5 20R1611; HALTON HILLS. S/T 233673,258035,317019,356952 & 398840”.

Statement of Cultural Heritage Value or Interest

The Samuel Kennedy House at 13718 22 Side Road has physical and design value as it is a representative example of a rare, early nineteenth-century vernacular Loyalist Georgian cottage in the Town of Halton Hills. Constructed by Samuel Kennedy in 1826, the one-and-a-half storey residential building features characteristics typical to the Georgian architectural style including the hipped-gable roof, frame construction, sidelights flanking the entryway, symmetrical 5-bay façade, and flatheaded window openings throughout.

The Samuel Kennedy House at 13718 22 Side Road historical and associative value due to its associations with one of the earliest settler families in Esquesing, the Kennedy family. Samuel Kennedy, alongside his brothers, acquired Lot 22, Concession 8, from the Crown in 1821. By 1826, Kennedy constructed the extant dwelling, and in 1841, received the Crown Patent for the eastern half of Lot 22, Concession 8. Samuel was a farmer and owned livestock including hogs and horned cattle. During his time in Esquesing, Kennedy served in many Town roles, acting as a warden, assessor, pound keeper, and a path master. After Samuel passed away, his son Adam Kennedy owned the subject property.

The Samuel Kennedy House is also associated with William Tost, a well-known resident of Glen Williams who worked as a blacksmith and carriage maker in the village and later opened his own shop along Main Street in the community. Additionally, the property is associated with Henry P. Lawson, one of the early entrepreneurs of Halton Hills who owned several sawmills, limekilns, and lumbering operations. In 1893, Lawson was also involved in local politics and sat on the Esquesing Council as Deputy-Reeve.

The property was later owned by prominent community member Morris Saxe, who owned a dairy creamery first in Acton, then later in Georgetown. Saxe was also a member of the Jewish faith and established the Canadian Jewish Farm School south of Georgetown, which served as an agricultural training school for Polish children orphaned during WWI. Saxe was also the founder and president of the Federation of Jewish Farmers of Ontario and was also a founding member of the University Avenue Synagogue in Toronto.

After 1938, the subject property was owned by Benson Case, who was a WWI veteran and scholar from the University of Toronto. Case was a well-known member of the community, participating in the Georgetown Horticultural Society, the Halton Museum Board, and was the first male member of the Silverwood Women’s Institute. Case also hosted several community events within the subject property.

The Samuel Kennedy House at 13718 22 Side Road has contextual value, as it is physically, visually, and historically linked to its surroundings, and has remained in its original location since 1826. The barn adjacent to the house represents the original agricultural uses of the property from the early-nineteenth to mid-twentieth centuries.

The identified heritage attributes of the property at 13718 22 Side Road that contribute to its physical and design value include:

- The setback, location, and orientation of the existing building along 22 Side Road in Esquesing;
- The scale, form, and massing of the existing c.1826, one-and-a-half storey residential building with hipped-gable roof and wood materials;
- The front (southwest) elevation, including:
 - o Four flatheaded window openings along the first storey with wood windows;

- Flatheaded entryway flanked by sidelights;
- The side (southeast and northwest) elevations, including:
 - Flatheaded window openings with wood windows at the first and second storey;
- Interior features, including:
 - Wooden front door with the American Colonial lock box; and,
- Accessory barn structure, including:
 - Existing stone foundation.

The identified heritage attribute of the property at 13718 22 Side Road that contributes to its historical and associative value includes:

- The legibility of the existing property as an early-nineteenth-century Loyalist Georgian residential building along 22 Side Road within the community of Esquesing in the Town of Halton Hills.

The identified heritage attributes of the property at 13718 22 Side Road that contribute to its contextual value include:

- The legibility of the existing property as an early-nineteenth-century Loyalist Georgian residential building along 22 Side Road within the community of Esquesing in the Town of Halton Hills;
- The setback, location, and orientation of the c.1826 Samuel Kennedy House on the southeast side of 22 Side Road in the community of Esquesing; and,
- The scale, form, and massing of the one-and-a-half storey frame Loyalist Georgian cottage.