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Town of Milton
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July 25, 2013

The Ontario Heritage Foundation
10 Adelaide Street, East
Toronto, Ontario
M5C 1J3

ONTARIO HERITAGE TRUST

JUL 26 2013

REGISTERED MAIL

RECEIVED

Dear Sirs:

Re: Designation of Heritage Property

Pursuant to Section 29, Subsection 6 of The Ontario Heritage Act, R.S.O. 1990, enclosed is a certified true copy of a By-law passed by Milton Council July 15, 2013, designating the following property as being of cultural heritage value or interest:

**By-law No. 071-2013 – 3053 Derry Road, Milton Con 4, Part Lot 11,
RP 20R4023 Part 3, Town of Milton, Regional Municipality of Halton**

No notices of objection were received to the proposed designation, resulting in the by-law being passed by Milton Council.

Should you have any questions with respect to this matter, please do not hesitate to contact the undersigned.

Yours very truly,

Brett Stein
Executive Services Department
Clerk's Division

BS/nlc

Encl.

cc: Heritage Milton
J. Reynolds, Director of Community Services, Town of Milton
Anne Fisher, Planner

THE CORPORATION OF THE TOWN OF MILTON

BY-LAW NO. 071-2013

BEING A BY-LAW TO DESIGNATE THE PROPERTY KNOWN MUNICIPALLY AS 3053 DERRY ROAD (LEGAL ADDRESS: CON 4, PART LOT 11, RP 20R-4023 PART 3 IN THE TOWN OF MILTON) AS BEING OF CULTURAL HERITAGE VALUE OR INTEREST

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

AND WHEREAS the Council or the Corporation of the Town of Milton has caused to be served on the owners of the lands and premises known as, 3053 Derry Road in the Town of Milton and upon the Ontario Heritage Foundation, Notice of Intention to so designate the aforesaid real property and has caused such Notice of Intention to be published in the same newspaper having general circulation in the municipality;

AND WHEREAS the reasons for designation are set out in Schedule 'B' attached hereto;

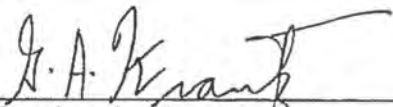
AND WHEREAS no Notice of Objection to the proposed designation has been served on the Clerk of the municipality;

NOW THEREFORE the Council of the Corporation of the Town of Milton hereby enacts as follows:


1. **THAT** there is designated as being of cultural heritage value or interest, the real property known as 3053 Derry Road (Con 4, Part Lot 11, RP 20R4023 Part 3,) in the Town of Milton, more particularly described in Schedule A' attached hereto.
2. **THAT** the municipal solicitor is hereby authorized to cause a copy of this By-law to be registered against the property described in Schedule 'A', attached hereto, in the proper Land Registry Office;
3. **THAT** the Clerk is hereby authorized to cause a copy of this By-law to be served on the owner of the aforesaid property and on the Ontario Heritage Foundation and to cause notice of the passing of this By-law to be published in the same newspaper having general circulation in the municipality.

Certified a true copy
Dated at the Town of Milton
this 25 day of July, 2013.
.....
Deputy Clerk

READ A FIRST, SECOND AND THIRD TIME AND FINALLY PASSED this 15th day
of July, 2013.



Gordon A. Krantz Mayor



Troy McHarg Town Clerk

SCHEDULE 'A' to BY-LAW NO. 071-2013

ALL AND SINGULAR that certain parcel or tract of land and premises situate, lying and being on the north side of Derry Road in the Town of Milton, Regional Municipality of Halton at as 3053 Derry Road, more particularly described, Con 4, Part Lot 11, RP 20R4023 Part 3, in the Town of Milton, Regional Municipality of Halton.

SCHEDULE 'B' to BY-LAW NO. 071-2013

Description of Property:

The Ernest Jay farmhouse is a two and a half storey red brick house that was built in 1913 and is a good representative example of vernacular Edwardian Classicism architecture and the use of brick from local brickworks.

Design Value or Physical Value.

The Ernest Jay farmhouse is a good representative example of vernacular Edwardian Classicism architecture. Edwardian classicism was prevalent in Ontario at the beginning of the twentieth century and its simple balanced designs represent a reaction to the decorative excess of the late Victorian era. Edwardian Classical houses in Ontario are typically constructed of smooth red brick. They are box-like in their massing and are a full two storeys in height with hipped roofs above. They are largely devoid of exterior ornament with the exception of generous verandas which often feature stout classical columns and chunky railings.

The Ernest Jay farmhouse is a two and a half storey smooth red brick house with brick voussoirs that have an overhanging brick header band above and concrete sills. The east facing side of the house includes a decorative brick bracket feature below the eaves. This may have formed part of a chimney that no longer exists. A large off-set modern enclosed porch has replaced the open verandah that would have originally been present at the front of the house. The house has a stone foundation that has been partly covered and a high hipped roof with a projecting front bay with a gable above. The pediment in the front gable is covered in painted cedar shingles. The house has an asymmetrical arrangement of windows of different sizes on the front gable wall. They comprise of a traditional double hung sash window, two wider 3-pane windows (these windows were becoming popular in Milton during the Edwardian period) and a smaller window, that may have originally included decorative stained glass. Symmetrically arranged traditional double hung sliding sash windows are included on the remainder of the front façade and on the side walls of the house. A modern single storey garage addition projects from the rear of the house.

The Town of Milton experienced a period of considerable expansion in the late 19th and early 20th Century. This growth coincided in the popularity of the Edwardian Classical style of architecture and as a consequence Milton contains a considerable number of Edwardian buildings that were built prior to World War 1. The red terra cotta bricks would have come from the local brickworks in Milton Heights. These high quality bricks are found on many buildings that were built in Milton during the late nineteenth/early twentieth century and this building is a good representative example of their use.

Historical Value.

The subject property was originally part of a 200 acre lot at Lot 11, Con 4 in the former Nelson Township. The patent for the property was acquired by Elizabeth De-Forest in 1833. The De-Forests were United Empire Loyalists from the United States and built their house on the eastern end of the lot. The family cemetery, now known as the De-Forest Family Cemetery, is situated on the north west corner of the intersection of Derry Road and Walkers Line.

In 1842 the western half of this lot was sold to George Agnew. Mr. Agnew gave part of this lot for the construction of the St. John's Anglican Church on Guelph Line.

George Agnew eventually sold the property to Samuel Dice in 1865. Samuel Dice is unlikely to have lived on this property as he only owned the property for 2 years before selling it to his sister-in-law Margaret Dice (wife of George Dice). Both Samuel and his brother Dr. George Dice owned nearby lots on Lot 10, Con 5 in the Nelson Township. Samuel Dice's first wife was Sarah Martin, who was the daughter of John Martin and granddaughter of Jasper Martin the founder of Milton. Samuel Dice later became an insurance agent and moved to Milton where he owned a number of different properties. He served on Milton Council, was a Police Magistrate and Justice of the Peace and was the Mayor of Milton (1889-1893, 1897-1898, 1902-1903). During Samuel Dice's ownership he gave part of the property for the construction of the school known as SS#12 (3179 Derry Road). Margaret Dice, was another granddaughter of Jasper Martin.

Margaret Dice sold the property to John Turnbull in 1874 who then sold it in 1910 to Joseph Jay. Joseph Jay was a widower who was born in England in 1850. He had 6 sons and one daughter. Ernest Alfred, his fourth son was born in 1890. He acquired the subject lands from his father in 1912 and built the red brick house in the Edwardian Classism style, which was popular at the time.

Contextual Value

The subject property's contextual significance lies in its relationship to the small community at the intersection of Guelph Line and Derry Road. This small community included a number of houses as well as a church and a school. It did not have a shop and was never known as a village.

Heritage Attributes

Important to the preservation of the Ernest Jay farmhouse, 3053 Derry Road are the following character-defining elements/heritage attributes:

- The two and a half storey form and structure of the house including its smooth red brick form and projecting front bay with a gable above.
- Hip roof with front gable pediment that is covered in painted cedar shingles.
- Placement of windows and doors (on the front and side facades).
- Stone foundation and concrete window sills.
- Red brick voussoirs with overhanging header band above the windows.
- Asymmetrical arrangement of windows of different sizes on the front gable wall; comprising of a traditional double hung sash window, two wider 3-pane windows and a smaller window.
- Symmetrically arranged traditional double hung sliding sash windows on the remainder of the front façade as well as on the east and west facing facades of the former farmhouse building.
- Decorative brick bracket feature below the eaves on the east side of the house.

Note: The rear single storey garage addition and the front enclosed porch are not included in the Reasons for Designation.