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THE CORPORATION OF THE CITY OF BRAMPTON

BY-LAW

Number 382-2006

To designate the property of Alloa Cemetery, Wanless Drive and Creditview Road as being of cultural heritage value or interest.

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

WHEREAS the Brampton Heritage Board supports the designation of the properties described herein;

WHEREAS a Notice of Intention to Designate has been published and served in accordance with the Act, and there has been no Notice of Objection served on the Clerk;

NOW THEREFORE the Council of the Corporation of the City of Brampton HEREBY ENACTS as follows:

1. The property of Alloa Cemetery, Wanless Drive and Creditview Road more particularly described in Schedule "A" is hereby designated as being of cultural heritage value or interest pursuant to Part IV of the *Ontario Heritage Act*.
2. The City Clerk shall cause a copy of this by-law to be registered against the property described in Schedule "A" to this by-law in the proper Land Registry Office.
3. The City Clerk shall cause a copy of this by-law to be served upon the owners of the property of Alloa Cemetery, Wanless Drive and Creditview Road and upon the Ontario Heritage Trust and to cause notice of this by-law to be published in a newspaper having general circulation in the City of Brampton as required by the *Ontario Heritage Act*.
4. The City Clerk shall serve and provide notice of this by-law in accordance with the Act.
5. The short statement of the reason for the designation of the property, including a description of the heritage attributes are set out in Schedule "B" to this by-law.
6. The affidavit of Kathryn Zammit attached, as Schedule "C" hereto shall form part of this by-law.

READ A FIRST, SECOND AND THIRD TIME AND PASSED IN OPEN COUNCIL
THIS 13th DAY OF DECEMBER, 2006.

Approved as
to form
C. Turley
07 12 06

Susan Fennell
SUSAN FENNELL - MAYOR

Kathryn Zammit
KATHRYN ZAMMIT - CLERK

Approved as to Content:

Karl Walsh

Karl Walsh, Director, Community Design, Parks Planning and Development

SCHEDULE "A" TO BY-LAW **382-2006**

LEGAL DESCRIPTION

PT LT 15 CON 4 WHS CHINGUACOUSY AS IN CP5812; BRAMPTON

14364-0007 (LT)

SCHEDULE "B" TO BY-LAW 382-2006

SHORT STATEMENT OF THE REASON FOR THE DESIGNATION OF ALLOA CEMETERY, WANLESS DRIVE AND CREDITVIEW ROAD

Heritage designation of Alloa Cemetery, under Part IV of the Ontario Heritage Act, is recommended for architectural, historical and contextual reasons.

The land for this cemetery was made available in 1828 by the Clarridge Family, at what is today the south-west corner of Wanless Drive and Creditview Roads. In 1870, SS No. 6 public school was also erected on the property. The Alloa Methodist Church was located on the opposite corner.

Many early "pioneer" settlers are buried in this cemetery, including members of the McClure, McKnight and Leflar families.

The Cemetery holds several original, hand carved tombstones and markers displaying well executed and beautiful motifs, symbols and inscriptions. The markers are of the slab and obelisk form and are made of principally of marble, and limestone.

A large, L-shaped commemorative cairn was erected about 1970. It runs the perimeter of the Cemetery along the south and west edges of the lot line. The cairn contain all markers extant in the Cemetery. Also in the cairn is the date stone for S.S. No. 6 public school.

The cemetery has a rectangular shape and comprises 0.5 acres. The frontage is 132 feet. A wire fence runs along the west lot line. The other property lines are unfenced.

The landscaping elements of the Cemetery are significant with some mature shade trees, shrubs and hedges along the lot lines. The setting and landscaping elements form an interesting green space.

The Cemetery retains its rural character with grass swales and no concrete curbs or gutters. This important rural character is worthy of on-going care and protection.

The property, and the burials it contains, hold significant spiritual importance as the 'final resting place' of several 19th century citizens of Brampton, including its earliest Euro-Canadian settlers.

The many heritage attributes in the cemetery are a symbol of the people who helped shape the character and development of Brampton. This well preserved cemetery also represents one remaining vestige of the nearby former hamlet of Alloa.

The wood frame drive shed for the Alloa Methodist Church (opposite corner) was relocated to Caledon. It remains standing and in a good state of preservation.

The short statement of reason for the designation, including a description of the heritage attributes along with all other components of the full Heritage Report: Statement of Reason for Heritage Designation, constitute the "reason for heritage designation" required under the Ontario Heritage Act. The full Heritage Report is available for viewing in the City Clerk's office at City Hall, during regular business hours.

DESCRIPTION OF HERITAGE ATTRIBUTES (CHARACTER DEFINING ELEMENTS):

Unless otherwise indicated, the reason for designation apply generally to all exterior elevations, facades, foundation, markers, construction materials and their related building techniques, all burials, the grounds generally including all landscaping elements, hedgerows, groupings of trees, and shrubs, vistas, fences and all other natural and structural elements found on the subject property. Specific heritage attributes of significance include:

Exterior Architectural Heritage Attributes:

Several original, hand carved tombstones and markers displaying well executed and beautiful motifs, symbols and inscriptions; markers are of the slab and obelisk form and are made of principally of marble and limestone.

Large, L-shaped commemorative cairn erected about 1970, running the perimeter of the Cemetery along the south and west edges of the lot line; cairn contain all markers extant in the Cemetery; also the date stone for S.S. No. 6 public school.

Contextual Heritage Attributes:

Landscaping elements are significant with some mature shade trees, shrubs and hedges along the lot lines; setting and landscaping elements form an interesting green space.

The property retains it rural character with grass swales and no concrete curbs of gutters; rural characteristics should be retained.

Historical /Cultural Heritage Attributes:

Many very prominent early settlers are buried in this cemetery; it is a vivid symbol of the early inhabitants who helped shape the character and development of Brampton; the property has significant spiritual importance as the 'final resting place' of several 19th century citizens of Brampton.

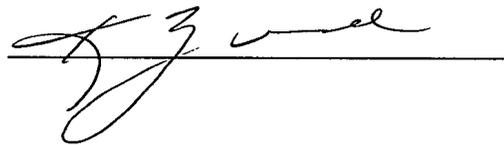
SCHEDULE "C" TO BY-LAW 382-2006

AFFIDAVIT OF KATHRYN ZAMMIT

I, KATHRYN ZAMMIT, of the Town of Caledon in the Region of Peel, MAKE OATH AND SAY:

1. I am the Clerk for the Corporation of the City of Brampton and as such I have knowledge of the facts therein contained.
2. The public notice of intention to designate "Alloa Cemetery, Wanless Drive and Creditview Road" was served on the owner of the property and was advertised, in the form attached as Exhibit A to this my affidavit, in the Brampton Guardian, a newspaper having general circulation in the City of Brampton, on *November 10* 2006.
4. The by-law to designate the "Alloa Cemetery, Wanless Drive and Creditview Road" came before City Council at a Council meeting on *December 13* 2006 and was approved.
5. A copy of the by-law, including a short statement of the reason for the designation has been served upon the owner of the property and the Ontario Heritage Trust and notice of such by-law was published in the Brampton Guardian on ~~November 10 2006~~
June 29 2007

SWORN before me at the City)
of Brampton, in the Region)
of Peel, this)
day of *3rd July 2007*)



A Commissioner for Taking Affidavits, etc.