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CORPORATION OF THE MUNICIPALITY OF PORT HOPE  
BY-LAW NO. 27/2003

**A BY-LAW TO DESIGNATE CERTAIN PROPERTIES IN THE MUNICIPALITY OF PORT HOPE AS BEING OF HISTORIC VALUE OR INTEREST.**

**WHEREAS** the Ontario Heritage Act, R.S.O. 1990 authorizes the Council of the municipality to enact by-laws to designate property to be of historic or architectural value or interest;

**AND WHEREAS** the Council of the Corporation of the Municipality of Port Hope deems it desirable to designate

30 Bruton Street

and has caused to be served on the owners of the respective lands and premises, and upon the Ontario Heritage Foundation, Notice of Intention to designate the aforesaid real property and has caused such Notice of Intention to be published in a newspaper having a general circulation in the municipality, namely the "Northumberland News";

**AND WHEREAS** the land of the subject property is more particularly described in Schedule "A-1" attached hereto and the reasons for designating the respective property is set out in Schedule "B-1" attached hereto;

**AND WHEREAS** no notification of objections to the proposed designation has been served on the Clerk of the Municipality;

**NOW THEREFORE THE COUNCIL OF THE CORPORATION OF THE MUNICIPALITY OF PORT HOPE ENACTS AS FOLLOWS:**

1. There is designated as being of historic and/or architectural value or interest the following real property as an important component of the Municipality of Port Hope:

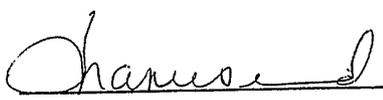
"30 Bruton Street" being more particularly described in Schedule "A-1" attached hereto and forming part of this By-law. The reasons for the designation of this property are set out in Schedule "B-1" attached hereto and forming part of this By-law.

2. The Clerk and the Solicitor of the Municipality of Port Hope are hereby authorized to serve, publish and register copies of the By-law in accordance with the Ontario Heritage Act, R.S.O. 1990.

READ a FIRST, SECOND AND THIRD time and finally passed in Open Council this 24<sup>th</sup> day of June, 2003.

  
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RICK AUSTIN  
MAYOR

  
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FRANCES M. AIRD  
CLERK

I, Frances M. Aird, Clerk of the Municipality of Port Hope do hereby certify that this photocopy conforms to the original documents which has not been altered in any way.

  
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Frances M. Aird, Clerk

Date: June 27, 2003

SCHEDULE "A-1"  
TO BY-LAW NO. 27/2003

**LEGAL DESCRIPTION:**

**30 Bruton Street:** Parts of Lots 549 and 550, Smith Estate Plan, designated as Part 2 on Reference Plan 9R1733, Municipality of Port Hope, formerly the Town of Port Hope, in the County of Northumberland. As in Deed Number 107949.

SCHEDULE "B-1"  
TO BY-LAW NO. 27/2003

**REASONS FOR DESIGNATION:**

Overlooking Bruton Street and backing onto Clayton's Lane on a lot originally part of the Smith estate this Victorian house includes many early elements which were incorporated into the present house after Richard Westaway, who owned a furniture store on John Street, bought it in 1884.

On a stone foundation, clad in brick veneer, the house is L-shaped with three gables. There are two clapboard extensions at the rear, one enclosing the kitchen and a recent one an office. The latter is not included in the designation.

Of particular note is the elegant front verandah sheltering the storm porch with oversized finely detailed doors dating from the 1850's. Other important features include wooden windows with original shutters, three ornately carved stone lintels and on the western elevation a deep bay and narrow verandah.

Interior features, confirming that the house was built in at least two stages, include mouldings from the 1850's and 1880's, pine and maple board flooring, and a Rumford fireplace with an ornate marble chimney piece.

**HISTORY**

In 1846 Lot 549 was willed by John David Smith to Augusta H. Elias Peter, and John Shuter Smith. In 1850 John Shuter Smith bought out the other Smith trustees and it remained in his possession until his death in 1871 when when it was willed to his wife, Josephine et al. In 1878 his wife's heirs sold the lot to Cornelius Quinlan.

Lot 549 was only one of the many lots owned by Smith on Bruton and Pine Streets. Quinlan's name, as well as Smith's appears frequently on property transactions that took place in Port Hope during the last half of the nineteenth century. Smith's own house (c.1850) was Rose Lawn now 78 Pine Street South. Both Smith's and Quinlan's obituaries state that their deaths took place at Rose Lawn making it unlikely that either man ever lived at 30 Bruton. Within the present house there is evidence of a much earlier frame one probably built by Smith as an investment and let by Smith and Quinlan to family members or tenants.

John Shuter Smith was a son of Elias Smith U.E. and brother of John David Smith who built The Bluestone. One of Port Hope's leading citizens, John Shuter Smith was twice Mayor, appointed by Council in 1854-55, and elected by the people in 1868. On his death an exceptionally long obituary took up one complete column in the Guide including not only his 'good works' but also a detailed description of the funeral including the hymns, one of which he had written himself.

Cornelius Quinlan, a Roman Catholic, was a successful trader and manufacturer. In the 1870s he was taking out large advertisements on the front page of the Guide announcing that he dealt in stoves, tin, sheet-iron and copper-ware, coal oil and coal oil lamps as well as claiming that he paid the highest prices for sheep and calf-skins, wool and wool-pickings, paper and woollen rags, old copper, brass, iron, etc. He was an elected Mayor serving from 1861 to 1865. Later in the century, in 1885, his son, J.W. Quinlan, would found the Electric Light Co.

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By a codicil to Quinlan's will the property came into the possession of Eliza Jane Dixon in 1882. Two years later, acting as Dixon's trustee, Seth Smith, a lawyer and another son of Elias, who lived nearby at Pinchurst (the south-west corner of Pine and Bruton Streets), sold it to Richard Westaway.

The Westaways owned a furniture store on the west side of John Street, north of the arcade. (Around 1909 it relocated to 94 Walton Street where it remained until the 1930s). In the 1891 census Richard Westaway is listed as a gentleman with three employees. The latter probably included John Westaway who, in the 1901 census, is registered as a cabinet maker.

Before Westaway's purchase several extensions and adjustments had been made to the original frame house. These are now impossible to date or define. It is Westaway who is credited with completely refashioning the building and covering most of the exterior with brick veneer. By the mid 1880s it had been transformed into a Victorian house typical of the period.

The property remained in the Westaway family until 1919 and then, for the next 57 years, in the Johan A.R. Elliott family. Philip and Nancy Clayton were the next owners. Since 1991 it has been the home of [REDACTED].

#### DESCRIPTION

With more than twenty steps in the flight leading to its front door the house faces south, high on the hill overlooking Bruton Street. On the north it backs onto Clayton's Lane opposite the site of the old cemetery.

Of brick veneer in common bond on a stone foundation, the house is L-shaped with three gables. There are two clapboard additions at the rear, one enclosing the kitchen and a more recent one enclosing an office. The latter is not included in the designation. A long gable runs east-west and a short gable runs south on the east side of the façade.

The windows throughout are wood, most with their original operable shutters. They are glazed four-over-four, two-over-two or one-over-one. Some are rounded, others flat topped. Recently, five windows and three pairs of shutters have been restored.

#### THE FAÇADE

The gable end has four two-over-two windows, the lower ones with eared lintels of stone ornately carved. On the gable's east, an elegant five-sided open verandah shelters an elaborate storm porch. The verandah is supported by narrow chamfered pilasters and pillars under a bracketed sloping roof, the cornice of which has a delicate keyhole design. Recently the verandah has been restored (2002) and a handrail has been added to the steps.

The storm porch is of particular note. It is in the corner of the verandah with the entrance facing south. On its eastern exposure are a pair of narrow round-arched windows. Both doors are typical of the 1850s and are reputed to have been saved from a fire at a former grand house on Walton Street.

Above the transom of the outer door are two large half-moon lights. The casing on either side of the door is panelled. The upper two thirds of the door is glazed, divided by wooden mullions in a simple geometric pattern.

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The inner door, like the outer is exceptionally large (93 in. by 40 in.) and handsomely detailed. The lower third is solid and designed to include an unusual elliptical panel. Above are two windows similar to the two on the east side of the porch. In the interior the surrounding moulding has corner blocks establishing that the doors predate Westaway's purchase of the house.

**THE WEST ELEVATION**

At the end of the west gable is a deep bay with windows to the south and west. The upper window has a lintel matching those on the façade. To the south of the bay is a narrow verandah with posts the same as the front verandah. Steps have been added recently. There is no entry from this verandah to the house.

**INTERIOR**

The mouldings vary even within the same room. Some could be as early as the 1840s and others are from the 1880s. The early mouldings and the enclosed staircase as well as the brick veneer indicate that an early frame house was incorporated into the present brick and clapboard one.

Wide board pine floors and narrow board maple floors are found in the three main rooms on the first floor further confirming that there have been additions and alterations over the years.

A fine Rumford fireplace in the south room with its exceedingly ornate chimney piece was probably moved from another house.

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