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Planning & Development  
67 Sharp Road, Brighton, ON K0K 1H0  
613-475-1162 – phone - 613-475-2599 – fax

ONTARIO HERITAGE TRUST

JUN 20 2014

RECEIVED

June 18, 2014

Jim Leonard  
Ontario Heritage Act Registrar  
Ontario Heritage Trust  
10 Adelaide Street East  
Toronto, Ontario  
M5C 1J3

**RE: REGISTERED BY-LAWS FOR 4 DESIGNATED PROPERTIES**

Dear Mr. Leonard:

Enclosed you will find the four registered by-laws for designated properties within the Municipality of Brighton re: Subsection 29 (6)(A) of the *Ontario Heritage Act* requires municipalities to send copies of its section 29 by-laws to the Ontario Heritage Trust.

By-Law 088-2010 – Butler-Tobey House

By-Law 007-2011 – Fife House

By-Law 089-2012 – Bettes Homestead

By-Law 090-2012 – Spring Valley Park

As an added bit of information we have plaques in front of the Bettes Homestead and garden site and will be placing one at Spring Valley Park that you can visit on your next time through Brighton.

If you require additional information, please let me know.

Sincerely,

Patricia Johnston  
Planning Assistant  
pjohnston@brighton.ca

Enclosures - 4

THE CORPORATION OF THE MUNICIPALITY OF BRIGHTON

BY-LAW NO. 088-2010

BEING A BY-LAW TO DESIGNATE CERTAIN PARTS OF THE BUILDING KNOWN AS THE BUTLER-TOBEY HOUSE AND KNOWN MUNICIPALLY AS 211 PRINCE EDWARD STREET, BRIGHTON, AND LEGALLY DESCRIBED AS PART OF LOT 35, CONCESSION B, PLAN NO. 28, MUNICIPALITY OF BRIGHTON, WHEREAS IN THE INITIAL SURVEY OF THE AREA IT WOULD HAVE BEEN SITUATED IN MURRAY TOWNSHIP, ROLL NO. 1408108060285000000, AS BEING A PROPERTY OF CULTURAL HERITAGE VALUE AND INTEREST IN THE MUNICIPALITY OF BRIGHTON, COUNTY OF NORTHUMBERLAND.

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

AND WHEREAS the Council of the Municipality of Brighton has caused to be served on the owners of the Butler-Tobey House, known municipally as 211 Prince Edward Street, Brighton, legally described as Part of Lot 35, Concession B, Plan No. 28, Municipality of Brighton, and on the Ontario Heritage Trust a Notice of Intention to Designate the aforesaid real property and has caused such a Notice of Intention to Designate to be published in a newspaper having general circulation in the Municipality;

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

AND WHEREAS this By-Law is to be registered in the proper Land Registry Office with respect to the aforesaid property;

AND WHEREAS the Statement of Cultural Value or Interest and the Description of Heritage Attributes are set out in Schedule "A" attached to this By-Law;

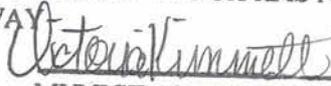
AND WHEREAS certain additional information was provided in the property owner's Application for Heritage Designation that is set out in Schedule "B" attached to this By-Law;

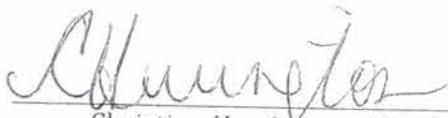
NOW THEREFORE the Council of the Corporation of the Municipality of Brighton hereby ENACTS AS FOLLOWS:

1. THAT the exterior of the existing building, known as the Butler-Tobey House, and two interior Count Rumford fireplaces situated on the property legally described as Part of Lot 35, Concession B, Plan No. 28, Municipality of Brighton, County of Northumberland, and known municipally as 211 Prince Edward Street, more particularly described in Schedule "A", are hereby designated as being of cultural value and interest pursuant to Section 29 of the *Ontario Heritage Act*.
2. 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 Trust.
3. THAT this By-law shall come into force on the date it is passed by the Council of the Corporation of the Municipality of Brighton.

Read a first, second and third time, and finally passed this 15<sup>th</sup> day of November, 2010.

CERTIFIED TO BE A TRUE COPY AND CORRECT COPY  
OF THE ORIGINAL DOCUMENT WHICH HAS NOT BEEN  
ALTERED IN ANY WAY

 DEPUTY  
CLERK  
MUNICIPALITY OF BRIGHTON

  
Christine Herrington, Mayor

  
Gayle J. Frost, CAO/Clerk

**SCHEDULE "A"**  
**of By-Law No. 088-2010**

**Description of the Property**

The 'Butler-Tobey House' is a large, spacious, two-storey residential building located at 211 Prince Edward Street, Brighton, Ontario, K0K 1H0. Today its location is legally described as Part of Lot 35, Concession "B" on Registered Plan 28, Municipality of Brighton, whereas in the initial survey of the area, it would have been situated in the Township of Murray. The Municipal Roll Number for this property is 14 08 108 060 285 000000

**Statement of Cultural Heritage Value or Interest**

The Butler-Tobey House's cultural heritage value lies in it being one of Brighton's finest examples of Georgian Style architecture. Typical of the style, it features a gabled roof with wooden cornice and fold-back eaves, and single-hung windows. The house also has a similarly styled 1½ -storey rear part with an attached carriage room, which features a three-centred arch, wooden, double door entry. The house was built in 1848 by William Butler and it remained in the family until 1967, when it was purchased by the present owners.

The Butler-Tobey House's associative heritage value also rests in the role that Mr. Butler played as a prominent founder of Brighton. In addition to running a farm where the house is situated, just across the road he established a saw mill, which later became a carding and fulling mill on what then became Butler's Creek. Further, he set up a kiln that was used to fire clay from a nearby pit to make bricks for his house, as well as for the first brick church in Brighton. In recognition of his contribution to the community, Brighton has two streets named after Mr. Butler - Butler St. and William St.

**Contextual Value**

Mr. and Mrs. G. Tobey purchased the property in 1967 from Lillian, wife of the late Malcolm L. Butler, a grandson of William and Elizabeth. Since then, Mr. and Mrs. Tobey have gradually restored the exterior and interior to its original glory. The replacement of some spalled bricks, some aluminium storm windows and installation of a porch or portico that was initially provided for at the front of the house is some of the work that still remains.

**Description of Heritage Attributes**

Key exterior attributes that embody the heritage value of the Butler-Tobey House as a fine example of Georgian style include:

- cedar-shingled, gable roofs, with wooden cornice and fold-back eaves;
- two matching chimneys on each end of the front part and a rear chimney that serves for both the kitchen fireplace and bake oven;  
mainly single-hung windows, with 6-over-6 panes on the front part and 12-over-12 on the rear part;
- a wide front door entrance with side lights and a transom;
- structural design of 'Flemish Bond' and 'Common Bond' brickwork, the outer facade being red

Key interior attributes include two Count Rumford fireplaces, one in the living room and one with a bake oven in what was the original kitchen. Both are built with brick, similar to the exterior.

**SCHEDULE "B"**  
**of By-Law No. 088- 2010**

**211 PRINCE EDWARD STREET**

Legal Description: Lot 35, Concession B, Plan No. 28, Municipality of Brighton  
Municipal Roll No. 14 08 108 060 285 000000

In addition to the information presented in the Statement of Cultural Heritage Value or Interest, Schedule "A", certain additional information was provided in the property owner's Application for Heritage Designation that is relevant to this By-Law.

**House Size and Description**

- front part, 44.3 feet across the front and 33.3 feet deep, 2 stories
- rear part, 58.4 feet long and 28 feet wide, 1 ½ stories
- total square footage, including carriage room, 5930
- there are 15 rooms
- a complete set of plans for the house, completed by University of Toronto School of Architecture students in 1934, are on file at the Queen's Park Archives, Toronto

**Restoration Completed**

- installation of a cedar roof, shutters on the front part, and porches on the southeast, southwest and northwest sides
- repair of the cornice and windows
- painting
- removal of interior partitions to return house to its original floor plan
- exposing and repair of original floors
- other work to bring the house to modern living standards

**Restoration and Repairs Needed**

- repair of some spalled bricks
- replacement of aluminum storm windows on the front part
- possible installation of a porch(s) or portico(s) that were provided for during initial construction
- possible installation of eaves trough to protect the building

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