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Wednesday, June 20, 2018

Our File No. D-2110-0683 2018

Ontario Heritage Trust  
10 Adelaide Street East  
Toronto, ON M5C 1J3

ONTARIO HERITAGE TRUST

JUN 21 2018

RECEIVED

**RE: Designation of Part 3 on 40R-21755 – Northern Dancer Cemetery, Oshawa, Ontario  
Section 29 of the *Ontario Heritage Act***

I confirm that the Council of The Corporation of the City of Oshawa passed By-law 67-2018 on June 11, 2018 designating the property legally known as Part 3 on 40R-21755 – Northern Dancer Cemetery Oshawa as being of cultural heritage value or interest. Schedule "A" to By-law 67-2018 is a statement explaining the cultural heritage value or interest of the property and a description of the heritage attributes of the property.

Please find served upon you pursuant to section 29(14) of the *Ontario Heritage Act* a copy of By-law 67-2018, including Schedule "A".

I trust the foregoing to be satisfactory.

Yours very truly,

Carlton Thorne  
Lawyer  
Legal Services

Encls. By-law 67-2018

Copy to: Margaret Kish  
Andrew Brouwer



**By-law 67-2018  
of The Corporation of the City of Oshawa**

being a by-law to designate the property known as Northern Dancer Cemetery and legally described as Part 3, Plan 40R-21755, City of Oshawa, Regional Municipality of Durham, as being of cultural heritage value and interest pursuant to the *Ontario Heritage Act*, R.S.O. 1990, Chapter O.18.

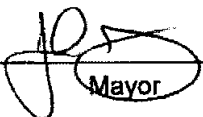
**Recitals:**

1. Section 29 of the *Ontario Heritage Act*, R.S.O. 1990, Chapter O.18 (the "Act") authorizes the Council of a municipality to enact by-laws to designate a property to be of cultural heritage value and interest.
2. The University of Ontario Institute of Technology (U.O.I.T.) is the registered owner of the property legally described as Part 3, Plan 40R-21755, City of Oshawa, Regional Municipality of Durham and has requested that the property (the "Property"), be designated under Section 29 of the Act. The property to be designated contains a horse cemetery including the remains of 11 horses including Northern Dancer.
3. On May 2, 2018 the City forwarded to the Ontario Heritage Trust and the registered owner of the Property a Notice of Intention to Designate the Property.
4. Notice of Intention to Designate the Property was published on May 2, 2018 in the *Oshawa This Week* and *The Oshawa Express* newspapers having general circulation in the City of Oshawa.
5. The last day for serving a Notice of Objection to the Notice of Intention to Designate the Property was June 1, 2018. No Notice of Objection to the proposed designation was served on the City Clerk.

NOW THEREFORE BE IT ENACTED AND IT IS HEREBY ENACTED as a by-law of The Corporation of the City of Oshawa, by its Council, as follows:

1. The Property, and its features which are described in Schedule "A" to this By-law, legally described as Part 3, Plan 40R-21755, City of Oshawa, Regional Municipality of Durham, is hereby designated as being of cultural heritage value and interest.
2. The reasons for designation of this Property under the Act are set out in Schedule "A" to this by-law. Schedule "A" forms an integral part of this by-law.
3. A copy of this by-law shall be registered against the Property in the Land Registry and Land Titles Offices for the Land Registry Division of Durham (No. 40).
4. The City Clerk is hereby authorized to serve a copy of this by-law on the Ontario Heritage Trust and the registered owner of the Property, and to publish notice of the passing of this by-law in the *Oshawa This Week* and *The Oshawa Express* newspapers.

By-law passed this eleventh day of June, 2018.

  
\_\_\_\_\_  
Mayor

  
\_\_\_\_\_  
City Clerk

## **Schedule "A" to By-law 67-2018**

**Passed this eleventh day of June, 2018**

### **Northern Dancer Cemetery Part 3, Plan 40R-21755**

#### **Designation Statement and Description**

##### **Location and Description of Property**

The Northern Dancer Cemetery is an equine cemetery located south of Britannia Avenue West and west of Simcoe Street North and legally described as Part 3, Plan 40R-21755, City of Oshawa, Regional Municipality of Durham. The cemetery area is defined by a metal railing boundary fence and contains stone grave-markers, white gravel stones and grass and contains the remains, partial and full, of 11 thoroughbred horses including Northern Dancer, Archers Bay, Ascot Knight, Ballade, Canadiana, Cats at Home, New Providence, South Ocean, Vice Regent, Victoria Park, and Windfields

##### **Legal Description**

The Northern Dancer Cemetery is legally described as Part 3, Plan 40R-21755, City of Oshawa, Regional Municipality of Durham.

##### **Statement of Cultural Heritage Value or Interest**

The cultural heritage value of the Northern Dancer Cemetery derives from the landscape's direct association with Northern Dancer, a famed Canadian stallion; being a rare example of equine burial practices; association with E. P. Taylor's horse breeding operation at Windfields Farm; as well as the burial site for 11 of Taylor's illustrious thoroughbreds.

Northern Dancer, born in 1961 at Windfields Farm, was a short, stocky horse that most thought was not made of the right stuff for winning big. In fact, in 1962 there were no interested purchasers for Northern Dancer's \$25,000 reserve purchase price. Northern Dancer thus remained in the Windfields Farm racing stable. Even following his 2 minute record-breaking win at the Kentucky Derby in 1964, a first for a Canadian-bred horse, racing fans paid little attention to Northern Dancer. Many in the racing world thought of Northern Dancer as just a lowly Canadian horse owned by Canadian business tycoon E.P. Taylor. It was after his win at the Preakness Stakes, and the excitement that comes before a possible Triple Crown, that Northern Dancer grabbed the attention of all, even those who didn't follow racing. A Triple Crown win was not to be when he came third in the Belmont. However, Northern Dancer went on to win the Queen's Plate, Canada's premier horse race. Winning the Kentucky Derby, the Preakness Stakes and the Queen's Plate, was a record never before achieved by a Canadian horse. Northern Dancer's career consisted of 18 races (14 wins, two seconds, two thirds) over 11 months from August 1963 to June 1964.

In the 1980s, Northern Dancer's stud fee of \$1 million was an amount that was four to five times that of his rivals and was not equalled until 2009. Northern Dancer would also go on to become the first non-human to be inducted into the Canadian Sports Hall of Fame and the most influential thoroughbred stallion in the world, with his progeny continuing to have worldwide success. Northern Dancer almost single-handedly raised Canadian thoroughbred standards to the international level. On November 16, 1990, at the age of 29, Northern Dancer passed away.

Typical equine burial practice included burial of a horse's heart, hooves and sometimes head. Northern Dancer is buried in his entirety and accordingly this can be considered a rare type of equine burial.

The Northern Dancer Cemetery area was once at the core of the significant horse breeding operation, Windfields Farm, created by famed Canadian inventor and businessman, E. P. Taylor. Taylor is remembered for his modernization of the race track industry in addition to being one of Canada's most prominent businessmen of the 1950s.

### **Heritage Attributes**

The key heritage attributes of the Northern Dancer Cemetery include:

- The boundary defined by fencing;
- The grave markers; and,
- The remains, partial and full, of the following known thoroughbred horses:
  - Northern Dancer
  - Archers Bay
  - Ascot Knight
  - Ballade
  - Canadiana
  - Cats at Home
  - New Providence
  - South Ocean
  - Vice Regent
  - Victoria Park
  - Windfields