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Mailing Address:
71 Main Street West
Hamilton, Ontario
Canada L8P 4Y5
www.hamilton.ca

Planning and Economic Development Department
Planning Division

February 13, 2025

Ontario Heritage Trust
Attn: Provincial Heritage Registrar
10 Adelaide Street East
Toronto, ON M5C 1J3

Dear Provincial Heritage Registrar:

Re: Notice of By-laws Passing to Designate Properties in Flamborough, Ancaster, and Hamilton in the City of Hamilton under Part IV of the *Ontario Heritage Act*

Please take notice that the Council of the City of Hamilton has passed by-laws to designate the following properties as being of cultural heritage value under Part IV of the *Ontario Heritage Act*:

- **265 Mill Street South, Flamborough (By-law Number 25-004)**
- **24 Blake Street, Hamilton (By-law Number 25-005)**
- **311 Wilson Street East, Ancaster (By-law Number 25-006)**
- **134 Cannon Street East, Hamilton (By-law Number 25-007)**

These properties were designated by Hamilton City Council on the 22nd day of January, 2025 and the designating by-laws can be found at www.hamilton.ca. **Attached** please find a copies of By-law No. 25-004, By-law No. 25-005, By-law No. 25-006, and By-law No. 25-007.

A Notice of Passing of these By-laws was also published in the Hamilton Spectator on **February 13, 2025**.

Any person who objects to any of the above By-laws may, within thirty days after the date of publication of the Notice of Passing of the By-laws, appeal to the Ontario Land Tribunal by giving the Tribunal and the Clerk of the municipality a notice of appeal setting out the objection to the By-law(s) and the reasons in support of the objection(s), accompanied by the fee charged by the Tribunal, in accordance with Section 29(8) of the *Ontario Heritage Act*.

If you have any questions regarding this Notice of Passing, please contact: Scott Dickinson, Cultural Heritage Planner, Phone: (905) 546-2424 ext. 7167, Email: Scott.Dickinson@hamilton.ca.

Received

FEB 20 2025

Ontario Heritage Trust



Sincerely,

A handwritten signature in cursive script, appearing to read "Anita Fabac".

Anita Fabac, MCIP RPP
Acting Director, Planning and Chief Planner

SD

Attach.

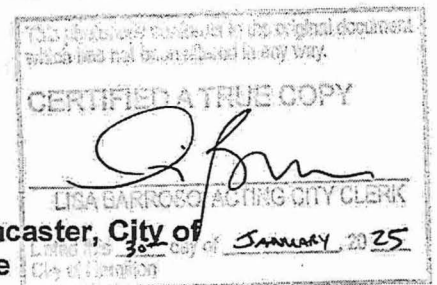
cc: Councillor Kroetsch, Ward 2
Councillor Nann, Ward 3
Councillor Cassar, Ward 12
Councillor McMeekin, Ward 15
Patrick MacDonald, Solicitor
Rob Lalli, Director, Building Division
Matt Gauthier, Legislative Coordinator
Scott Dickinson, Cultural Heritage Planner

Authority: Item 7(c), Planning Committee Report 24-015 (PED24170)
CM: October 23, 2024 Ward: 12
Written approval for this by-law was given by Mayoral Decision MDE-2025-01
Dated January 22, 2025

Bill No. 006

**CITY OF HAMILTON
BY-LAW NO. 25-006**

**To Designate Property Located at 311 Wilson Street East, Ancaster, City of
Hamilton as Property of Cultural Heritage Value**



WHEREAS section 29 of the *Ontario Heritage Act*, R.S.O. 1990, c. O.18 authorizes Council of the municipality to enact by-laws to designate property, including all buildings and structures thereon, to be of cultural heritage value or interest;

AND WHEREAS Council of the City of Hamilton has received and considered the recommendations of its Hamilton Municipal Heritage Committee pertaining to this by-law, arising from the meeting of the Hamilton Municipal Heritage Committee held on September 27, 2024;

AND WHEREAS the Council of the City of Hamilton, at its meeting held on October 23, 2024, resolved to direct the City Clerk to take appropriate action to designate the Property described as 311 Wilson Street East, Ancaster, in the City of Hamilton, and more particularly described in Schedule "A" hereto (the "Property"), as property of cultural heritage value or interest, which resolution was confirmed by By-law No. 24-192;

AND WHEREAS in accordance with subsection 29(3) of the *Ontario Heritage Act*, Council of the City of Hamilton has caused to be served on the owner of the Property and upon the Ontario Heritage Trust, a Notice of Intention to Designate the Property as being of cultural heritage value or interest, and has caused a Notice of Intention to Designate to be published in a newspaper having general circulation in the municipality, a copy of which is attached hereto as Schedule "B";

AND WHEREAS no Notice of Objection to the proposed designation under section 29(5) of the *Ontario Heritage Act* has been served upon the Clerk of the municipality;

AND WHEREAS Council has decided to designate the Property in accordance with section 29(8) of the *Ontario Heritage Act*;

NOW THEREFORE the Council of the City of Hamilton enacts as follows:

1. A statement explaining the cultural heritage value or interest of the Property, and a description of the heritage attributes of the Property are set out in Schedule "C" hereto.

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Ontario Heritage Trust

To Designate Property Located at 311 Wilson Street East, Ancaster, City of Hamilton as Property of
Cultural Heritage Value

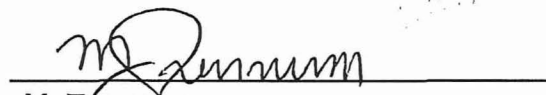
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2. The Property, together with its heritage attributes listed in Schedule "C" hereto, is hereby designated as property of cultural heritage value or interest.
3. The City Clerk is hereby authorized and directed,
 - a. to cause a copy of this By-law, together with the statement of cultural heritage value or interest and description of heritage attributes of the Property, to be served on the Ontario Heritage Trust, the owner of the Property, and any person who served an objection to the Notice of Intention to Designate, by a method permitted by the *Ontario Heritage Act*; and,
 - b. to publish a notice of passing of this By-law in a newspaper having general circulation in the City of Hamilton. Once this By-law comes into force and effect in accordance with the applicable provisions of the *Ontario Heritage Act*, the City Solicitor is hereby authorized and directed to cause a copy of this By-law, together with its Schedules, to be registered against the whole of the Property described in Schedule "A" hereto in the proper registry office.

PASSED this 22nd day of January, 2025.



A. Horwath
Mayor



M. Trennum
City Clerk

To Designate Property Located at 311 Wilson Street East, Ancaster, City of Hamilton as Property of
Cultural Heritage Value

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Schedule "A"

To

By-law No. 25-006

**311 Wilson Street East, Ancaster
Hamilton, Ontario**

PIN: 17444-0024 (LT)

Legal Description:

PT LT 45, CON 2 ANCASTER , AS IN CD314266 ; ANCASTER CITY OF HAMILTON

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Schedule "B"
To
By-law No. 25-006

311 Wilson Street East, Ancaster
Hamilton, Ontario

Notice of Intention to Designate

311 Wilson Street East, Ancaster (Orton House)

The City of Hamilton intends to designate 311 Wilson Street East, Ancaster, under Section 29 of the *Ontario Heritage Act*, as being a property of cultural heritage value.

Statement of Cultural Heritage Value or Interest

The two-storey brick building located at 311 Wilson Street East is a unique example of a single-storey vernacular structure converted to a two-storey Italianate dwelling which displays a high degree of craftsmanship through the turned and carved wooden brackets along the roof eaves and the decorative belvedere. The property has historical value due to its direct association with prominent Ancasterians including lawyer Thomas McMurray (1835-1875), Doctor Henry Orton (1832-1882) and Doctor George Devy Farmer (1866-1928). The property helps define the historic character of Ancaster Village, being visually, historically and functionally linked to its surroundings. The size of the building and its unique style and setback at the corner help make it a local landmark, known by name as the Orton House.

The Statement of Cultural Heritage Value or Interest, Description of Heritage Attributes and supporting Cultural Heritage Assessment may be found online via www.hamilton.ca or viewed at the Office of the City Clerk, 71 Main Street West, 1st Floor, Hamilton, Ontario, L8P 4Y5, during regular business hours.

Any person may, within 30 days after the date of the publication of the Notice, serve written notice of their objections to the proposed designation, together with a statement for the objection and relevant facts, on the City Clerk at the Office of the City Clerk.

Dated at Hamilton, this 8th day of November, 2024.



Matthew Trennum
City Clerk
Hamilton, Ontario

CONTACT: Scott Dickinson, Heritage Planning Technician,
E-mail: Scott.Dickinson@hamilton.ca

www.hamilton.ca/heritageplanning



Hamilton

Schedule "C"

To

By-law No. 25-006

**311 Wilson Street East, Ancaster
Hamilton, Ontario**

**STATEMENT OF CULTURAL HERITAGE VALUE OR INTEREST, AND
DESCRIPTION OF HERITAGE ATTRIBUTES**

Description of Property

The 0.16 hectare property municipally addressed as 311 Wilson Street East is comprised of a single-detached brick building, known as the Orton House, originally constructed as a one-storey dwelling circa 1850 and significantly modified into a two-storey building by the late-nineteenth century. The property is also comprised of a modern three car garage constructed in 1997. The property is located on the southwest corner of Wilson Street East and Sulphur Springs Road in Ancaster Village, in the City of Hamilton.

Statement of Cultural Heritage Value or Interest

The two-storey brick building located at 311 Wilson Street East has physical value as a unique example of a former dwelling influenced by the Italianate style of architecture. The unique features of this property are the modifications undertaken to the original single-storey vernacular structure to convert it to a two-storey Italianate dwelling, as evidenced by the contrasting brick bonds and uneven placement and size of windows. The property also displays a high degree of craftsmanship as demonstrated by the turned and carved wooden brackets supporting the projecting eaves and the decorative belvedere which tops the truncated hip roof.

The property has historical value due to its direct association with several prominent Ancasterians. It is believed that the Italianate-influenced additions were constructed between 1869 and 1882, when the property was owned by either Thomas McMurray (1835-1875), a lawyer, or Doctor Henry Orton (1832-1882), who had a large medical practice in Ancaster and who is commemorated in a stain glass window in St. John's Anglican Church. McMurray had his law office in the house before selling to Doctor Orton. Other prominent Ancaster residents to occupy the building included: Doctor George Devy Farmer (1866-1928); Charles Stuart (1868-1937), school principal and bank manager; and Charles Reinke (1871-1929), long-serving clerk of Ancaster Township.

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The property at 311 Wilson Street East helps define the historic character of Ancaster Village. Located on the southwest corner of Wilson Street East and Sulphur Springs Road in the core of the nineteenth-century village, the property holds a prominent location in proximity to the Township Hall. It is visually, historically and functionally linked to its surroundings with its principal entrance fronting onto Wilson Street and the historic “office” entrance fronting onto Sulphur Springs Road. The size of the building and its unique style and setback at the corner help make it a local landmark, known by name as the Orton House.

Description of Heritage Attributes:

Key attributes that embody the physical value of the property as being a unique example of the Italianate style of architecture, in demonstrating a high degree of craftsmanship and its association with prominent Ancasterians, such as Doctor Henry Orton, include:

- All elevations and the roofline of the two-storey brick building including its:
 - Truncated hip roof with its central belvedere, wide projecting eaves with ornate paired wooden brackets and flanking brick chimneys;
 - Front gable dormer and oculus window that may remain intact behind contemporary front covered portico;
 - Three-bay front (east) elevation including its:
 - Brick laid in Flemish bond in the first storey;
 - Round-headed window with stone hood in the second storey;
 - Flat-headed openings throughout the first storey with alternating brick voussoirs;
 - Segmentally-arched window openings in the second storey with brick voussoirs and stone lug sills;
 - Contrasting brickwork between the first and second storeys;
 - Two-storey rear brick wing with its:
 - Gable roof with projecting eaves and paired wood brackets;
 - Segmentally-arched window openings with brick voussoirs and stone lug sills;
 - Projecting one-storey ‘office entrance’ on the north side elevation with gable roof and round window in gable; and,
 - Stone foundation.

The contemporary two-storey covered portico, constructed in 2014, and the detached three-car garage, constructed in 1997, are not considered to be heritage attributes.

To Designate Property Located at 311 Wilson Street East, Ancaster, City of Hamilton as Property of
Cultural Heritage Value

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Key attributes that embody the contextual value of the property as a defining feature of the historical character Ancaster Village and as a local landmark include its:

- Location at the corner of Wilson Street East and Sulphur Springs Road, with a moderate setbacks from the public rights-of-way; and,
- Distinctive features, including its belvedere and projecting side entrance.