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Notice of Passing

Notice of Passing a By-law to designate the following property to be of cultural heritage value and interest pursuant to the provisions of the Ontario Heritage Act, R.S.O. 1990, Chapter 0.18.

Take Notice that the Council of the Corporation of the Town of Newmarket, on February 10, 2025, passed By-law Number 2025-19, under Section 29 of the Ontario Heritage Act, R.S.O. 1990, Chapter 0.18 (“the Act”), to designate the following property to be of cultural heritage value and interest:

331 Botsford Street, Newmarket, Ontario

PT LT 19 PL 48 NEWMARKET AS IN R684109; NEWMARKET

In accordance with Section 29(11) of the Act, any person who objects to the By-law may appeal to the Ontario Land Tribunal (OLT) by providing a notice of appeal to the OLT and the Town Clerk.

This notice of appeal must:

1. Be filed within 30 days of the publication of the notice of passing (publication was on February 18, 2025) and by 4:30 p.m. on **March 20, 2025** (the filing of an appeal after 4:30 p.m., in person or electronically, will be deemed to have been received the next business day) to the attention of the Town Clerk, either via the OLT e-file service (first-time users will need to register for a My Ontario Account) at <https://olt.gov.on.ca/e-file-service/> by selecting Newmarket as the Approval Authority or by email at clerks@newmarket.ca, or in person or by mail at the Municipal Offices, 395 Mulock Drive, Newmarket, ON, P.O Box 328 STN, L3Y 4X7; and,
2. Set out the objection(s) to the By-law and the reasons in support of the objection(s); and,
3. Be accompanied by the fees charged by the OLT and the Town of Newmarket. The OLT appeal fee of \$1,100 can be paid online through e-file or by certified cheque/money order to the Minister of Finance, Province of Ontario. If you wish to appeal to the OLT or request a fee reduction for an appeal, forms are available from the OLT website at <https://olt.gov.on.ca/>. The Town of Newmarket’s fee is \$200.82 and must be paid in person at the Town of Newmarket’s Customer Service Department or by phone at 905-895-5193.

The appeal form is available from the Ontario Land Tribunal (OLT) website:
<https://olt.gov.on.ca/>.

The last date to file a notice of appeal in relation to this By-law is March 20, 2025.

Additional information, including a full description of the reasons for designation is available upon request from Umar Mahmood, Planner, Committee of Adjustment and Cultural Heritage at 905-953-5300, extension 2458, or at umahmood@newmarket.ca during regular business hours.

Dated at the Town of Newmarket
this 18th day of February 2025

Town Clerk
Town of Newmarket

Corporation of the Town of Newmarket

By-law 2025-19

A By-law to designate the property at 331 Botsford Street, the Joseph Millard House, as being of cultural heritage value or interest pursuant to the provisions of the Ontario Heritage Act.

Whereas pursuant to Section 29, Part IV of the Ontario Heritage Act, the Council of a municipality is authorized to enact By-laws to designate real property, including all the buildings and structures thereon, to be of cultural heritage value or interest; and,

Whereas authority was granted by Council to designate the property at 331 Botsford Street as being of cultural heritage value or interest; and,

Whereas the Council of the Corporation of the Town of Newmarket has caused to be served on the owners of the lands and premises, and upon the Ontario Heritage Trust, Notice of Intention to Designate, and has caused such notice of intention to be published on the Town of Newmarket website for a period of 30 days in accordance with the municipality's Notice Policy addressing notice requirements under the Ontario Heritage Act; and,

Whereas no notice of objection to the Notice of Intention to Designate was served to the Town Clerk of the Corporation of the Town of Newmarket; and,

Whereas the reasons for designation are set out in Schedule "A" to this By-law;

Therefore the Council of the Corporation of the Town of Newmarket enacts:

1. That the property at 331 Botsford Street, more particularly described in Schedule "B" to this By-law, is hereby designated as being of cultural heritage value or interest.
2. That Schedule "A" and Schedule "B" is declared to form part of this By-law.
3. That the Town Clerk is authorized to cause a copy of this By-law to be served on the owners of the lands described in Schedule "B" and on the Ontario Heritage Trust and to cause notice of the passing of this By-law to be published on the Town of Newmarket website for a period of 30 days in accordance with the municipality's Notice Policy addressing notice requirements under the Ontario Heritage Act.
4. And that the Municipal Solicitor or designate is authorized to cause a copy of this By-law to be registered against the property described in Schedule "B" to this By-law in the Land Registry Office.

Enacted and passed this 10th day of February, 2025.



John Taylor, Mayor



Lisa Lyons, Town Clerk

Schedule “A” to By-law 2025-19

Statement of Significance Reason for Designation

The Joseph Millard House
331 Botsford Street
Newmarket, ON
L3Y 1S1

Reason for Designation

The property at 331 Botsford Street, also known as the Joseph Millard House, is worthy of designation under Part IV, Section 29 of the Ontario Heritage Act, 1990 for its cultural heritage value or interest, and meets Ontario Regulation 9/06, for design/physical value, historical/associative value and contextual value.

Description of Property

331 Botsford Street is located on the corner of Botsford Street and Lorne Avenue in the Town of Newmarket. The subject property contains a two-and-a-half storey Queen Anne building which was constructed between 1880 and 1891.

Statement of Cultural Heritage Value or Interest/Statement of Significance

Physical/Design Value

331 Botsford Street is a representative example of a building constructed in the Queen Anne architectural style. The two-and-a-half storey, brick building follows an irregular plan with complex roofline showcasing a pyramidal hip roof intersected by a side gable accentuated by wide overhanging eaves and finished with prominent large projecting front, side, and rear gable pediments, which create the playful and asymmetrical composition typical of the Queen Anne design. The rusticated stone foundation extends into the envelope and contrasts against the red brick envelope and the building design includes a two-storey, projecting canted walls positioned along the façade and side elevation which is representative of the irregular composition of Queen Anne design. The variety of window openings and sizes, which include segmentally, rounded, rectangular and oculus style window openings, with brick voussoirs and rusticated stone sills which are characteristics of the Queen Anne style. There are a variety of porches found on the building including an enclosed two-storey porch with flat roof, a semi-circular porch constructed with brick and concrete and ribbon windows, and an upper storey enclosed porch located above the enclosed portico and entranceway with rectangular door opening flanked by narrow sidelights. The use of mixed materials and ornamental design of openings is representative of the Queen Anne design aesthetic.

Historical/Associative Value

331 Botsford Street is directly associated with the historic Village of Newmarket, Thomas Robertson, and Peter W. Pearson. The lots lines, layout, and built form of the historic village of Newmarket was well established in the mid-19th century and evident in a well-established commercial core found along Main Street South and the large presence of residences located along several side streets. 331 Botsford Street is a residential building located near the historic commercial core. The development of the commercial core and surrounding residential streetscapes in the mid-19th century played a significant role in the social and economic development and growth of the historic Village of Newmarket. It is likely that the brick used in the construction

of the residence was from the Stickwood Brickyard, which produced both red and buff/yellow- coloured bricks during this time period. Local historians indicate that almost all of the brick buildings built in Newmarket between 1860 and 1910 were likely constructed with bricks that originated at the Stickwood Brickyard. The use of locally made bricks reflects the concentrated development and prosperity of the historic village.

331 Botsford Street is associated with local lawyer Thomas J. Robinson. Thomas Jaffray George Mahon Robertson was born on October 2, 1841, in Dublin, Ireland. The Robertson family settled in York County in 1847, and Thomas Robertson moved to Newmarket in 1875 after passing the bar a few years earlier. The 1891 census strongly resembles the description of 331 Botsford Street, suggesting that the building was constructed for Thomas Robertson, as his residence sometime between 1880 and 1891. Thomas Robertson was a barrister by profession maintained a law office on Main Street, however he also played a prominent and respected role within the community. Thomas served as Newmarket's mayor from 1894 until 1896, was partially responsible for bringing the Office Specialty Manufacturing Company Ltd to Newmarket in 1895, served as the town's de-fact legal advisor, was involved with the Mechanics' Institute, the Public Library Board and served as the Secretary Treasurer of the High School Board. Thomas J. Robinson died on November 19, 1917, in Newmarket.

Thomas Robinson sold 331 Botsford Street to lumber and coal merchant Peter W. Pearson in 1909. Peter William Pearson was born on December 20, 1862 (or 1863). The Pearson family were early settlers and played an influential role the Newmarket's social, economic, and municipal affairs. Peter Pearson was particularly active in Newmarket's civic affairs. He served as Newmarket's mayor from 1908 until 1911, as a Town Reeve in 1913, and as a County Warden in 1926. He also represented the riding of York North as its MPP in the provincial legislature from 1926 to 1930. It is possible that Pearson made substantial improvements to 331 Botsford Street between 1909 and 1930. Peter Pearson died on September 16, 1946, in Waterloo, Ontario.

Contextual Value

331 Botsford Street is important in supporting the 19th century character of the historic Village of Newmarket. Located off or parallel to Main Street, the buildings along the side streets are comprised of predominantly one to two-and-a-half storey residences, primarily brick construction, most using bricks from Stickwood's brickyard, with modest setbacks and include a range of architectural styles from that period. Many of the early residences were owned by local merchants who owned and/or worked within the commercial core. 331 Botsford Street exhibits setback, massing, style, decorative details consistent with the historic village character.

Cultural Heritage Attributes

331 Botsford Street is a representative example of a building constructed in the Queen Anne architectural style. The property contains the following heritage attributes that reflect this value:

- Two-and-a-half storey Queen Anne building
- Asymmetrical composition and irregular plan
- Red brick construction
- Complex roofline showcasing a pyramidal hip roof intersected by a side gable by wide overhanging eaves and finished with prominent large projecting front, side, and rear gable pediments
- Variety of window openings which include segmental, rounded, rectangular, and oculus, with brick voussoirs and rusticated stone sills
- One-storey, semi-circular porch

- There are a variety of porches found on the building including an enclosed two-storey porch with flat roof, an upper storey enclosed porch located above the primary entrance
- Primary entrance with rectangular door opening flanked by narrow sidelights

331 Botsford Street is directly associated with the historic Village of Newmarket, Thomas Robertson, and Peter W. Pearson. The property contains the following heritage attributes that reflect this value:

- Two-and-a-half storey Queen Anne building
- Overall massing, setback, and decorative details
- Red brick construction

331 Botsford Street is important in supporting the 19th century character of the historic Village of Newmarket. The property contains the following heritage attributes that reflect this value:

- Two-and-a-half storey Queen Anne building
- Overall massing, setback, and decorative details
- Location on the corner of Botsford Street and Lorne Avenue

Schedule "B" to By-law 2025-19

LEGAL DESCRIPTION

PT LT 19 PL 48 NEWMARKET AS IN R684109; NEWMARKET

Property Identification Number: 03605-0038 (LT)