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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 2025-25, 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:

387 Botsford Street, Newmarket, Ontario

PT LT 85 PL 81 NEWMARKET AS IN R278206, T/W R278206; 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](mailto: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](mailto:umahmood@newmarket.ca) during regular business hours.

**Dated** at the Town of Newmarket  
this 18<sup>th</sup> day of February 2025

Town Clerk  
Town of Newmarket

# Corporation of the Town of Newmarket

## By-law 2025-25

A By-law to designate the property at 387 Botsford Street, the William and Margaret Brown House, Brown/James 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 387 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;

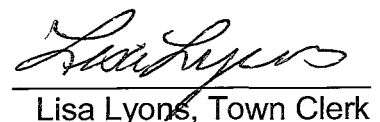
**Therefore** the Council of the Corporation of the Town of Newmarket enacts:

1. That the property at 387 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 10<sup>th</sup> day of February, 2025.



John Taylor, Mayor



Lisa Lyons, Town Clerk

# **Schedule “A” to By-law 2025-25**

## **Statement of Significance Reason for Designation**

William and Margaret Brown House, Brown/James House  
387 Botsford Street  
Newmarket, ON  
L3Y 1S7

## **Reason for Designation**

The property at 387 Botsford Street, also known as the William and Margaret Brown House, Brown/James 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**

387 Botsford Street is located on the north side of Botsford Street in the Town of Newmarket. The subject property contains a two-storey Gothic Revival building which was constructed circa 1883.

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

### **Physical/Design Value**

387 Botsford Street is a representative example of a building constructed in the Gothic Revival architectural style. The two-storey, buff brick building follows a L-shaped plan with an intersecting side gable roof with prominent front gable and overhanging eaves which is typical of the Gothic Revival design. The subject building includes rhythmically placed segmentally arched window openings with brick voussoirs. The façade showcases a one-storey bay window with flat roof and decorative brick banding and a formal centrally placed rectangular entryway topped by a segmentally arched transom which are all common characteristics of Gothic Revival design. 387 Botsford Street includes a classically inspired open front porch with an architrave supported by round wood columns which is also a feature associated with the Gothic Revival style.

### **Historical/Associative Value**

387 Botsford Street is directly associated with the historic Village of Newmarket. 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. 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 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 core. 387 Botsford Street exhibits massing, setback, and decorative details which are consistent with 19th century development in the historic village of Newmarket. 387 Botsford Street reflect the work of local builder and carpenter William Brown. William Brown was born in 1847, although little is known about his

early life, by 1874, he was living in Newmarket, where he married Margaret Hill. William Brown was a professional carpenter who constructed many residences on Botsford Street, Church Street, and Timothy Street, among others, in the late 19th century. Based on extant residences constructed by William Brown, most were of brick construction and relatively utilitarian in design. Many of his buildings possessed front porches or verandahs and were constructed on an L-shaped plan and constructed with brick. 387 Botsford Street reflects the work of builder William Brown who played a role in the construction of several 19th century buildings in the historic village.

## **Contextual Value**

387 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. 387 Botsford Street exhibits setback, massing, style, decorative details consistent with the historic village character.

387 Botsford Street is visually and historically linked to the adjacent building to the east (393 Botsford Street). The buildings were made by the same builder and share the same façade orientation, overall massing, height, setback and similar decorative detailing.

## **Cultural Heritage Attributes**

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

- Two-storey Gothic Revival building
- L-shaped plan
- Asymmetrical but balanced composition
- Buff brick construction
- Intersecting side gable roof with prominent front gable and overhanging eaves
- One-storey bay window with decorative brick banding and narrow segmentally arched windows
- Segmentally arched window openings with brick voussoirs
- Open one-storey front porch with classical elements
- Formal centrally placed entryway with rectangular opening topped by a segmentally arched transom

387 Botsford Street is directly associated with the historic Village of Newmarket. The property contains the following heritage attributes that reflect this value:

- Two-storey Gothic Revival building
- Overall massing, setback, and decorative details
- Buff brick construction

387 Botsford Street reflect the work of local builder and carpenter William Brown. The property contains the following heritage attributes that reflect this value:

- Two-storey Gothic Revival building
- Overall massing, setback, and decorative details
- Buff brick construction

387 Botsford Street is visually and historically linked to the adjacent building to the east (393 Botsford Street). The property contains the following heritage attributes that reflect this value:

- Two-storey Gothic Revival building
- Overall massing, setback, and decorative details
- Location on Botsford Street

387 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-storey Gothic Revival building
- Overall massing, setback, and decorative details
- Location on Botsford Street

## **Schedule “B” to By-law 2025-25**

### **LEGAL DESCRIPTION**

PT LT 85 PL 81 NEWMARKET AS IN R278206, T/W R278206;  
NEWMARKET

Property Identification Number: 03605-0026 (LT)