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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 2025-29, 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:

429 Botsford Street, Newmarket, Ontario

LT 54 PL 81 NEWMARKET EXCEPT PT 5 65R224; 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 2025-29

A By-law to designate the property at 429 Botsford Street, the Friends/Congregationalist Church, Magic Kingdom Learning Centre, 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 429 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,

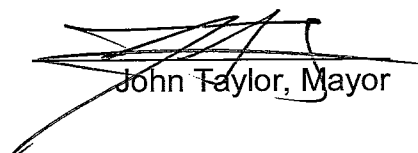
**Whereas** a notice of objection to the Notice of Intention to Designate was served to the Town Clerk of the Corporation of the Town of Newmarket; and,

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

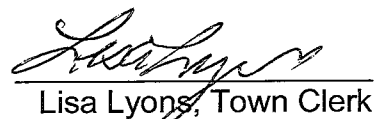
**Therefore** the Council of the Corporation of the Town of Newmarket enacts:

1. That the property at 429 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 2025-29**

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

The Friends/Congregationalist Church and Magic Kingdom Learning Centre  
429 Botsford Street  
Newmarket, ON  
L3Y 4C1

## **Reason for Designation**

The property at 429 Botsford Street, also known as the Friends/Congregationalist Church and Magic Kingdom Learning Centre, 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**

429 Botsford Street is located on the north side of Botsford Street in the Town of Newmarket. The former place of worship consists of a large one-storey with rear wing built in a Gothic Revival architecture style and was constructed in the 1896.

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

### **Physical/Design Value**

429 Botsford Street is a representative example of a former place of worship constructed in the Gothic Revival architectural style. The simple and symmetrical design of the large one-storey building, with a one-storey rear wing, follows a rectangular plan building with a steeply pitched front gable roof, rhythmically placed side windows, and buff brick envelope with brick belt course, which is typical of Gothic Revival structures. The vestibule includes the original lancet arch entryway opening and two segmentally arched window openings with decorative brick voussoirs which are additional features associated with places of worship built in a Gothic Revival style.

### **Historical/Associative Value**

429 Botsford Street has historical value for serving as a place of worship within the Town of Newmarket from almost 100 years. The site was originally home to a Congregationalist Church, which was housed in a frame building from 1843 until the declining congregation left circa 1890s. The building purchased in 1895 by the Quakers for use as a Meeting House after a split within the Society of Friends. The frame building was destroyed by fire at the end of 1895. The Quakers rebuilt the brick Meeting House in 1896 (the exact building at 429 Botsford Street), likely using locally manufactured bricks from Stickworks brickyard, and opened for service the same year. The church was built by local craftsmen Nelson May, W.R. Traviss, and E. Groom. The Quaker congregation constructed a two-and-a-half storey brick and concrete block residence at the rear of the property in 1907 for use as the church Manse. The Quakers used the facility for almost 100 years. The building was sold for non-religious purposes in 1983, ending 140 years of religious occupation on the site.

### **Contextual Value**

429 Botsford Street is important in supporting the 19<sup>th</sup>-century character of the historic Village of Newmarket. Several residential side streets, including Botsford Street, were established in the village core, near the commercial

Main Street. 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 time period. 429 Botsford Street as a former place of worship represents the range of buildings and uses in the historic village and exhibits setback, massing, style, decorative details consistent with a place of worship of that time period and supports the historic character of the area.

## **Cultural Heritage Attributes**

**429 Botsford Street is a representative example of a former place of worship built in a Gothic Revival architectural style** The property contains the following heritage attributes that reflect this value:

- Large one-storey with rear wing former place of worship built in the Gothic Revival architecture style
- Rectangular plan
- Symmetrical design
- Buff brick envelope with brick belt course
- Steeply pitched front gable roof
- Rhythmically placed side windows
- Vestibule with gable roof
- Original lancet door opening and segmentally arched window openings with brick voussoirs on vestibule

**429 Botsford Street has historical value for serving as a place of worship within the Town of Newmarket from almost 100 years** The property contains the following heritage attributes that reflect this value:

- Large one-storey with rear wing former place of worship built in the Gothic Revival architecture style
- LACAC noted inscriptions on the vestibule of the building which reads "Rebuilt 1883" and "Congregational church Erected 1843 J.J, Botsford First Beacon".
- Two-and-a-half storey, former Mance built with brick and concrete, hip roof with Dutch gable and square window openings with voussoirs.

**429 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:

- Large one-storey with rear wing former place of worship built in the Gothic Revival architecture style
- Location on corner lot fronting Botsford Street and Church Street

## **Schedule “B” to By-law 2025-29**

### **LEGAL DESCRIPTION**

LT 54 PL 81 NEWMARKET EXCEPT PT 5 65R224; NEWMARKET

Property Identification Number: 03606-0011 (LT)