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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 2025-33, 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:

445 Botsford Street, Newmarket, Ontario

PT LT 53 PL 81 NEWMARKET AS IN R437899; TOWN OF 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 2025-33

A By-law to designate the property at 445 Botsford Street, the Timothy 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 445 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,

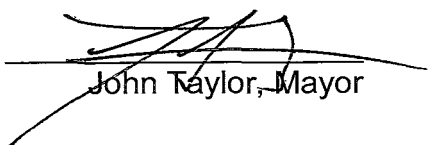
**Whereas** no notice of objection to the Notice of Intention to Designate was served to the Town Clerk of the Corporation of the Town of Newmarket; and,

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

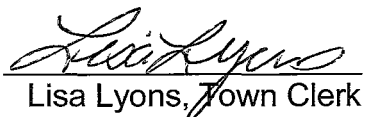
**Therefore** the Council of the Corporation of the Town of Newmarket enacts:

1. That the property at 445 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 2025-33**

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

The Timothy Millard House  
445 Botsford Street  
Newmarket, ON  
L3Y 1T2

### **Reason for Designation**

The property at 445 Botsford Street, also known as the Timothy 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**

445 Botsford Street is located on the north side of Botsford Street in the historic village of Newmarket. The subject property consists of a two-and-a-half-storey Georgian building which was constructed between 1834 and 1839.

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

#### **Physical/Design Value**

445 Botsford Street was built between 1834 and 1839 and is one of the earliest buildings in Newmarket and a representative example of the Georgian architectural style. The main portion of the building is a two-and-a-half storey, brick building which has been clad in vinyl, with a symmetrical three-bay façade with centrally placed entranceway opening topped by a regular transom are characteristics of the Georgian architecture. The box like massing of the building topped by a side gable roof with slightly overhanging eaves and simple cornice, as well as the unadorned and rhythmically placed rectangular and quarter round window openings are also representative features associated with Georgian architectural style.

#### **Historical/Associative Value**

445 Botsford Street directly associated with the historic Village of Newmarket and one of Newmarket's earliest families, the Millards. 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 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 Village of Newmarket.

Timothy Millard was born to Joseph Millard and Mary Garratt around May 29, 1766, in Wales. After immigrating to Pennsylvania, Timothy spent several years in Markham Township before relocating with his wife Mary and children to Newmarket in 1812. Millard purchased 200 acres, which included present day 445 Botsford Street, on March 25, 1812, from the 'father of Newmarket' Timothy Rogers. As an early settler to the area, Timothy constructed a humble, red-painted, dwelling on the east portion of his large landholding. Timothy Millard worked as a farmer and miller in the fledgling settlement of Newmarket and eventually constructed the building at 445 Botsford Street as

early as 1834 in proximity to what would become the commercial core on Main Street. Timothy Millard died in 1840 and was buried in Newmarket Cemetery. Prior to his death, Timothy created a will confirming the building at 445 Botsford Street and leaving it to his daughter, Mary. There is no evidence the house was ever occupied by Mary Millard Wasley, instead Timothy's grandson Joseph Millard (1816-1909) appears to have occupied the property. Joseph Millard was a farmer and lumberman and worked as a cabinet maker and undertaker and eventually owned a furniture works and steam cabinet factory near Timothy Street. In 1909, he left the subject property to his daughters Jane Rumsey, a widow, and Elizabeth Millard. For several years the property remained within Millard ownership until it was sold in 1962, ending over almost 130 years of Millard family occupancy.

## **Contextual Value**

445 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, with modest setbacks and include a range of architectural styles from that time period. As one of the earliest buildings in Newmarket, 445 Botsford Street exhibits setback and massing which associated with early buildings which help define the early origins of the historic village.

## **Cultural Heritage Attributes**

**445 Botsford Street was built between 1834 and 1839 and is one of the earliest buildings in Newmarket and a representative example of the Georgian architectural style.** The property contains the following heritage attributes that reflect this value:

- Two-and-a-half storey Georgian building
- Side gable roof with plain cornice
- Balanced and symmetrical façade
- Rhythmically placed rectangular window openings of front and side elevations
- Quarter round attic windows in gable ends
- Centrally placed rectangular entrance with rectangular transom

**445 Botsford Street directly associated with the historic Village of Newmarket and one of Newmarket's earliest families, the Millards.** The property contains the following heritage attributes that reflect this value:

- Two-and-a-half storey Georgian building
- Massing, setback, and decorative details
- Location on Botsford Street

**445 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 Georgian building
- Massing, setback, and decorative details
- Location on Botsford Street

## **Schedule “B” to By-law 2025-33**

### **LEGAL DESCRIPTION**

PT LT 53 PL 81 NEWMARKET AS IN R437899; TOWN OF NEWMARKET

Property Identification Number: 03606-0009 (LT)