

## Heritage Markham Committee Agenda

February 20, 2024, 7:00 PM Electronic Meeting

The Second Heritage Markham Committee Meeting of

The Corporation of The City of Markham in the year 2024.

Alternate formats are available upon request.

Pages

- 1. CALL TO ORDER
- 2. DISCLOSURE OF PECUNIARY INTEREST
- 3. PART ONE ADMINISTRATION
  - 3.1 APPROVAL OF AGENDA (16.11)
    - A. Addendum Agenda
    - B. New Business from Committee Members

#### Recommendation:

That the February 20, 2024 Heritage Markham Committee agenda be approved.

## 3.2 MINUTES OF THE JANUARY 10, 2024 HERITAGE MARKHAM COMMITTEE MEETING (16.11)

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See attached material.

#### **Recommendation:**

That the minutes of the Heritage Markham Committee meeting held on January 10, 2024 be received and adopted.

#### 3.3 HERITAGE MARKHAM ELECTION AND APPOINTMENTS - 2024

- 1) Election of Chair and Vice-Chair
- 2) Sub-Committees of Heritage Markham
- 3) Heritage Markham Representative- Other Committees (16.11)

File Numbers:

N/A

Extracts:

R. Hutcheson, Manager, Heritage Planning

#### Recommendations:

That the information on the need for election of a Heritage Markham chair and vice chair, and the appointment of members to subcommittees be received;

And That the election and appointments be addressed at the March 13, 2024 meeting.

#### 4. PART TWO - DEPUTATIONS

#### 5. PART THREE - CONSENT

#### 5.1 MINOR HERITAGE PERMIT APPLICATIONS

DELEGATED APPROVAL BY HERITAGE SECTION STAFF 17 UNION STREET, UNIONVILLE, 5 EUCLID STREET, UNIONVILLE, 230-232 MAIN STREET NORTH, MARKHAM VILLAGE (16.11)

File Numbers:

24 159789 HE

24 160547 HE

24 161184 HE

Extracts:

R. Hutcheson, Manager, Heritage Planning

E. Manning, Senior Heritage Planner

#### Recommendation:

THAT Heritage Markham receive the information on the Minor Heritage Permits approved by Heritage Section staff under the delegated approval process.

#### 5.2 BUILDING OR SIGN PERMIT APPLICATIONS

DELEGATED APPROVAL BY HERITAGE SECTION STAFF 4470 HWY. 7 E. (UHCD), 237 MAIN ST. (UHCD), 33 WASHINGTON ST. (MVHCD), 40 ROUGE ST. (MVHCD), 7651 9<sup>TH</sup> LINE, 6041 HWY. 7 E. (MVHCD), 4451 HWY. 7 E. (16.11)

File Numbers:

AL 21 146699,

23

HP 23 127197, HP 23 142104, HP 23 146080, AL 23 150294, NH 24 160546,

AL 24 159675

#### Extracts:

R. Hutcheson, Manager, Heritage Planning

P. Wokral, Senior Heritage Planner

#### Recommendation:

THAT Heritage Markham receive the information on building and sign permits approved by Heritage Section staff under the delegated approval process.

## 5.3 AMENDMENT TO A DESIGNATION BY-LAW TO CORRECT A LEGAL DESCRIPTION

4031  $16^{\text{TH}}$  AVENUE ("BRIARWOOD FARM-JAMES MCLEAN HOUSE") (16.11)

File Numbers:

N/A

Extracts:

R. Hutcheson, Manager, Heritage Planning

E. Manning, Senior Heritage Planner

#### Recommendation:

THAT Heritage Markham has no objection to the required amendments to the designation by-law to correct/revise the property's legal description and Statement of Significance.

#### 6. PART FOUR - REGULAR

#### 6.1 OFFICIAL PLAN AND ZONING BY-LAW AMENDMENT APPLICATION

PROPOSED DEVELOPMENT ("WILLIAM PREBBLE HOUSE") 31-51 OLD KENNEDY ROAD, MILLIKEN (16.11)

File Numbers:

PLAN 23 148834

Extracts:

R. Hutcheson, Manager, Heritage Planning

E. Martelluzzi, Senior Planner, Development

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#### **Recommendations**:

THAT Heritage Markham is of the opinion that 51 Old Kennedy Road is not a significant cultural heritage resource worthy of retention;

THAT as a condition of any future development approval, a Markham Remembered plaque be secured;

And THAT the committee has no further comment on the proposed development applications.

### 6.2 REQUEST FOR FEEDBACK

45

NOTICE OF OBJECTION TO THE INCLUSION OF A PROPERTY ON THE MARKHAM REGISTER OF PROPERTY OF CULTURAL HERITAGE VALUE OR INTEREST 7696 NINTH LINE ("ANTHONY GRAHAM HOUSE") (16.11)

File Numbers:

N/A

Extracts:

R. Hutcheson, Manager, Heritage Planning

E. Manning, Senior Heritage Planner

#### Recommendation:

THAT Heritage Markham is of the opinion that 7696 Ninth Line is not a significant cultural heritage resource and has no objection to removal of the property from the Markham Register of Property of Cultural Heritage Value or Interest.

#### 6.3 PLAN OF SUBDIVISION APPLICATION

61

RELOCATION OF A HERITAGE RESOURCE WITHIN A DRAFT PLAN OF SUBDIVISION
3575 ELGIN MILLS ROAD EAST "LYON-SCHELL-FRISBY HOUSE"

File Numbers:

N/A

Extracts:

(16.11)

R. Hutcheson, Manager, Heritage Planning

D. Brutto, Senior Planner, North District

E. Manning, Senior Heritage Planner

#### Recommendation:

THAT Heritage Markham has no objection from a heritage perspective to the relocation of 3575 Eglin Mills Road East from its previously contemplated location within Block 206 to a prominent corner lot within Phase I of the future subdivision.

#### 6.4 MAJOR HERITAGE PERMIT APPLICATION

69

## PROPOSED RESTORATION PLAN FOR THE GRAHAM-HALLMAN HOUSE

5474 19<sup>TH</sup> AVENUE, MARKHAM (16.11)

File Numbers:

HE 23 150152

**Extracts**:

R. Hutcheson, Manager, Heritage Planning

P. Wokral, Senior Heritage Planner

#### **Recommendation**:

THAT Heritage Markham has no objection to the existing metal roof remaining in place until it needs replacing with an appropriate new roof.

Or

THAT Heritage Markham recommends that the existing metal roof at 5474 be replaced with a more historically appropriate roof.

#### 6.5 HERITAGE PERMIT APPLICATION

76

## PROPOSED SECOND STOREY REAR ADDITION 8 DAVID GOHN CIRCLE, MARKHAM HERITAGE ESTATES (16.11)

File Numbers:

HE 23 149959

Extracts:

R. Hutcheson, Manager, Heritage Planning

P. Wokral, Senior Heritage Planner

#### Recommendations:

THAT Heritage Markham has no objection to the installation of historically appropriate metal roofing on the roof slopes previously approved by the Heritage Permit HE 20 124651;

AND THAT Heritage Markham has no objection to the proposed 2<sup>nd</sup> storey addition to 8 David Gohn and delegates final review of the Major Heritage Permit and any other development application necessary to approve the

#### 6.6 TRAINING / CONFERENCE

# ONTARIO HERITAGE CONFERENCE - JUNE 13-15, 2024, GRAVENHURST (16.11)

File Numbers:

N/A

Extracts:

R. Hutcheson, Manager, Heritage Planning

#### Recommendation:

THAT the information on the 2024 Ontario Heritage Conference be received as information.

## 7. PART FIVE - STUDIES/PROJECTS AFFECTING HERITAGE RESOURCES - UPDATES

The following projects impact in some manner the heritage planning function of the City of Markham. The purpose of this summary is to keep the Heritage Markham Committee apprised of the projects' status. Staff will only provide a written update when information is available, but members may request an update on any matter.

- a. Doors Open Markham 2024
- b. Heritage Week, February 2024
- c. Unionville Streetscape Detailed Design Project (2022-2025)
- d. Unionville Heritage Conservation District Plan Amendments/ Update
- e. Unionville Heritage Centre Secondary Plan
- f. Update to Markham Village Heritage Conservation District Plan (2024)
- g. New Secondary Plan for Markham Village
- h. Comprehensive Zoning By-law Project (2024)
- i. Priority Designation Program 2023-2024

#### 7.1 STAFF UPDATE

#### DOORS OPEN MARKHAM 2024 (16.11)

File Numbers:

N/A

Extracts:

R. Hutcheson, Manager, Heritage Planning

#### Recommendation:

THAT the information on Doors Open Markham 2024 be received as information.

#### 7.2 CHAIR UPDATE

#### HERITAGE WEEK 2024 (16.11)

File Numbers:

N/A

Extracts:

R. Hutcheson, Manager, Heritage Planning

#### Recommendation:

THAT the information on Heritage Week 2024 be received as information.

### 7.3 COMMUNITYHERITAGE ONTARIO REQUEST

PROPOSED AMENDMENT TO SUBSECTION 27(16) OF THE ONTARIO HERITAGE ACT WITH RESPECT TO THE REMOVAL OF LISTED (NON-DESIGNATED) PROPERTIES FROM MUNICIPAL HERITAGE REGISTERS (16.11)

Staff to provide an update on this request at the meeting.

File Numbers:

N/A

Extracts:

R. Hutcheson, Manager, Heritage Planning

#### Recommendation:

Whereas Subsection 27(16) of the Ontario Heritage Act stipulates that any non-designated heritage property listed on the municipal register of properties as of December 31, 2022 shall be removed from the municipal register on or before January 1, 2025, if the council of the municipal does not give a notice of intention to designate the property under subsection 29(1) of the Ontario Heritage Act on or before January 1, 2025; and,

Whereas since January 1, 2023, communities across Ontario have been diligently working to: review the municipal heritage register; research the heritage value and interest of listed (non-designated) properties; review and research the heritage value and interest of non-designated properties; contact

owners of such properties; determine which properties should potentially be designated in accordance with the provisions of Section 29 of the Ontario Heritage Act; and take all required steps to designate such properties; and,

Whereas it is becoming apparent that the above-noted work is extremely time-consuming, costly and will not be completed by most municipalities by December 31, 2024;

#### NOW THEREFORE BE IT RESOLVED THAT:

Heritage Markham recommends to Council that the Mayor or City Clerk be authorized to send a letter to Doug Ford, Premier of Ontario, with copies to Michael Ford, Minister of Citizenship and Multiculturalism; Peter Bethlenfalvy, Minister of Finance; and John Ecker, Chair, Ontario Heritage Trust, requesting that Subsection 27(16) of the Ontario Heritage Act be amended to extend the above-noted deadline for five years from January 1, 2025 to January 1, 2030.

#### 8. PART SIX - NEW BUSINESS

#### 9. ADJOURNMENT



## **Heritage Markham Committee Minutes**

Meeting Number: 1 January 10, 2024, 7:00 PM Electronic Meeting

Members Councillor Karen Rea, Chair David Butterworth

Councillor Keith Irish Victor Huang
Councillor Reid McAlpine Nathan Proctor
Lake Trevelyan, Vice-Chair Tejinder Sidhu
Ron Blake David Wilson

Regrets Ken Davis Paul Tiefenbach

Elizabeth Wimmer

Staff Regan Hutcheson, Manager, Heritage Jennifer Evans, Legislative Coordinator

Planning Giulio Cescato, Director, Planning &

Peter Wokral, Senior Heritage Planner Urban Design

Evan Manning, Heritage Planner Daniel Brutto, Senior Planner II

Erica Alligood, Election & Committee

Coordinator

#### 1. CALL TO ORDER

Councillor Karen Rea, Chair, convened the meeting at 7:03 PM by asking for any disclosures of interest with respect to items on the agenda.

#### 2. DISCLOSURE OF PECUNIARY INTEREST

Councillor Reid McAlpine declared a conflict with the following item as he has a working relationship with the architect on the file.

#### 3. PART ONE - ADMINISTRATION

#### 3.1 APPROVAL OF AGENDA (16.11)

- A. Addendum Agenda
- B. New Business from Committee Members

#### Recommendation:

That the January 10, 2024 Heritage Markham Committee agenda be approved.

**Carried** 

# 3.2 MINUTES OF THE DECEMBER 13, 2023 HERITAGE MARKHAM COMMITTEE MEETING (16.11)

See attached material.

Barry Nelson, deputant, commented that the December 13th Heritage Meeting in person presented a good opportunity for collaboration and expressed appreciation for the way this was detailed in the minutes.

#### Recommendation:

That the minutes of the Heritage Markham Committee meeting held on December 13, 2023 be received and adopted.

Carried

#### 4. PART TWO - DEPUTATIONS

Jeffrey Streisfield, Valerie Burke, Barry Nelson, Evelin Ellison, and Andrew Baldwin delivered a deputations on Item 6.1 as detailed with the respective item. Valerie Burke, Evelin Ellison, and Barry Nelson delivered deputations on Item 6.2 as detailed with the respective item.

#### 5. PART THREE - CONSENT

#### 5.1 HERITAGE PERMITS APPLICATION

# DELEGATED APPROVAL BY HERITAGE SECTION STAFF 5 UNION STREET, UNIONVILLE (16.11)

File Numbers:

23 148557 HE

Extracts:

- R. Hutcheson, Manager, Heritage Planning
- E. Manning, Senior Heritage Planner

#### Recommendation:

THAT Heritage Markham receive the information on the Minor Heritage Permit approved by Heritage Section staff under the delegated approval process.

Carried

#### 5.2 BUILDING OR SIGN PERMIT APPLICATIONS

DELEGATED APPROVAL BY HERITAGE SECTION STAFF 237 MAIN ST. U. (UHCD), 177 MAIN ST. U. (UHCD), 28 MARKHAM ST. (MVHCD), 9392 KENNEDY ROAD (16.11)

File Numbers:

HP 23 127197,

AL 23 148529,

HP 23 147450,

DP 23 148016

#### **Extracts:**

R. Hutcheson, Manager, Heritage Planning

P. Wokral, Senior Heritage Planner

#### Recommendation:

THAT Heritage Markham receive the information on building and sign permits approved by Heritage Section staff under the delegated approval process.

Carried

#### 6. PART FOUR - REGULAR

#### **6.1 DEMOLITION PERMIT APPLICATION**

INTENTION TO DEMOLISH A PROPERTY LISTED ON THE MARKHAM REGISTER OF PROPERTY OF CULTURAL HERITAGE VALUE OR INTEREST 7951 YONGE STREET, THORNHILL (16.11)

File Numbers:

n/a

**Extracts:** 

R. Hutcheson, Manager, Heritage Planning

#### E. Manning, Senior Heritage Planner

Evan Manning, Senior Heritage Planner, provided the Committee with a summary of the application and the legislative context, advising that a demolition request for the property was previously considered by the Committee in May 2022 and December 2023 and was deferred both times. In 2022, the demolition request was withdrawn by the owner to allow further discussions. Mr. Manning explained that in response to the most recent request for demolition, Staff are currently recommending designation of the property under Part IV of the Ontario Heritage Act, and noted that consideration of the matter would be before Development Services Committee on January 23, 2024 prior to proceeding to Council on January 31. Mr. Manning provided an overview of the Ontario Regulation 9/06 criteria that the property met based on research undertaken by Heritage Section staff, and noted that designation of the property does not preclude future intensification of the property provided that the heritage attributes of the on-site building are conserved.

Valerie Burke, deputant, expressed support for the Staff recommendation, citing the historical significance of the property for its association with the Heintzman House. Ms. Burke noted that Thornhill has lost other heritage buildings fronting Yonge Street, and stated that the property is significant as it contains one of the relatively few extant resources along the Thornhill portion of Yonge Street. Ms. Burke stated that she believes the property could be incorporated into future development.

Jeffrey Streisfield, deputant representing the applicant, expressed confusion over the Staff recommendation and asked for clarification as to who undertook the research for the Statement of Significance as he felt that that Staff's position regarding the cultural heritage significance of the property had fundamentally changed since May 2022. Mr. Streisfield noted that he does not believe that the property has a significant historical connection to the Heintzman House and that he believed that Staff were pressured to change their position as to the heritage significance of the property. Mr. Manning clarified that the Staff position has not fundamentally changed, noting that Staff were of the opinion that the property had contextual significance. Mr. Manning explained that the previous deferrals of the demolition request provided Staff with additional time to research and evaluate the property. Giulio Cescato, Director, Planning & Urban Design, further stated that while applicants may not always agree with the position of Staff, the reputation and professionalism of the Heritage Section Staff should not be called into question.

The Committee asked if the applicant hired their own heritage consultant to review the application. Mr. Streisfield confirmed that they did not hire a heritage consultant as they were of the opinion that Staff did not find the property to be historically significant based on the report produced for Committee consideration in May 2022.

Barry Nelson, deputant, representing the Thornhill Historical Society, noted that Staff may augment their evaluation of a property if additional historical information is provided or received, noting that requests for historical information are sometimes received and subsequently provided by the Thornhill Historical Society. Mr. Nelson expressed gratitude to the current owner of the property for conservation of the building to-date. Mr. Nelson expressed support for retaining the on-site building as a significant heritage asset and suggested an alternate motion for Committee consideration on behalf of the Thornhill Historical Society.

Evelin Ellison, deputant, thanked the Staff for the historical research undertaken, noting that the property is one of the only remaining examples in Thornhill of an Edwardian style building and as such warrants conservation. Ms. Ellison expressed support for preservation of the property, noting that it represents a gateway into the Thornhill Heritage Conservation District.

Mr. Streisfield clarified that the property is not in a heritage conservation district and noting that the applicant would be happy to work with the City on relocation of the building but that it would not make sense to incorporate the building into the development as it was not a building worth keeping.

Andrew Baldwin, deputant, agreed that the property is a gateway into Thornhill, noting that there are many more heritage properties on the Vaughan side of Yonge Street, but only four remaining on the Markham side, expressing support for the conservation of the on-site building.

The Committee provided the following feedback:

- Explained that efforts were made to explore the relocation of the building and that discussions were held between the Ward Councillor, the applicant, and City legal staff, but that these discussions were ultimately unsuccessful.
- Expressed concern regarding the absence of a development application for the property, explaining that it is difficult to support demolition without knowing what would go in its place.
- Asked if the building could still be relocated if it were designated. Mr. Cescato explained that there have been examples of designated properties

being incorporated into high-density developments, noting that designation would not be a barrier to redevelopment, though it may make development become more technical, complex and costly. Mr. Manning added that the building could be relocated and that the designation by-law could be amended to reflect the legal description of its new location. Regan Hutcheson, Manager of Heritage Planning, noted that heritage buildings are occasionally relocated within development sites following designation to respond to site constraints.

• Noted that many resources are considered historically significant without being in a heritage conservation district.

#### Recommendation:

THAT Heritage Markham finds that 7951 Yonge Street is a significant cultural heritage resource and should be conserved through designation under Part IV of the *Ontario Heritage Act*.

AND THAT the deputations from Jeffrey Streisfield, Valerie Burke, Barry Nelson, Evelin Ellison, and Andrew Baldwin be received.

AND FURTHER THAT the written submissions received from Jeffrey Streisfield, the Thornhill Historical Society, and Valerie Burke be received.

Carried

#### 6.2 PLAN OF SUBDIVISION APPLICATION

CONSERVATION OF CULTURAL HERITAGE RESOURCE - MUNSHAW HOUSE 10 RUGGLES AVE (16.11)

File Numbers:

22 247842 PLAN

**Extracts:** 

R. Hutcheson, Manager, Heritage Planning

E. Manning, Senior Heritage Planner

Regan Hutcheson, Manager, Heritage, provided an introduction to this item advising that it is related to the Munshaw House at 10 Ruggles Avenue in Thornhill. Mr. Hutcheson advised that a revised plan of subdivision was approved in May 2023 which included the temporary relocation of the Munshaw House.

The heritage building is proposed to be severed from its foundation and the rear addition removed to facilitate relocation to its temporary site at 10 Cedar Avenue. Mr. Hutcheson provided an overview of options explored for the final location of the Munshaw House as detailed in a Heritage Impact Assessment, explaining that from a Staff perspective relocating the building to a nearby school /mixed-use development site would be optimal. It was noted that the timeframe would be 2035-2040. Mr. Hutcheson highlighted the preservation measures Staff are recommending be incorporated into future agreements to ensure the heritage resource is properly maintained in its temporary location. These measures will be secured within a future Heritage Easement Agreement and Subdivision Agreement.

Valerie Burke, deputant, expressed support for the developer retaining the building and removing the non-original addition as she believes it will enhance the new development. Ms. Burke expressed concern with the length of time that the building is expected to be unoccupied and unused, notably the detrimental effects on the building caused by the lack of heating. Ms. Burke noted that photos of the building once per year may be inadequate to ensure proper conservation of the building.

Evelin Ellison, deputant, expressed concern with the proposed timeline to incorporate this building into the new development, noting that Langstaff is an important enclave, and that the heritage building is one of the oldest homes in Thornhill. Ms. Ellison expressed hope that the building could be incorporated within a shorter time horizon.

Barry Nelson, representing the Thornhill Historical Society, proposed that the heritage resource be relocated to an area near Ruggles Avenue and Langstaff Road East where it could be tenanted much sooner. Mr. Nelson noted the benefits of this approach as it would help ensure that the heritage resource is properly conserved in a timely manner. Mr. Nelson also emphasized the need to heat the building to ensure that it does not deteriorate. On behalf of the Thornhill Historical Society, Mr. Nelson proposed an alternate motion to the Committee.

Alex Beduz, Condor Properties Ltd., advised the Committee that 10 Cedar Avenue was strategically chosen as the temporary location as it is outside of the construction area of the new development. Mr. Beduz noted that the location proposed by Mr. Nelson would not be feasible due to extensive future grade changes at that location to accommodate the North Yonge Subway extension. Mr. Beduz expressed support for the Staff recommendation as the proposed final location for the heritage resource is the closest to its existing location.

Chris Uchiyama, Principal, Manager Heritage Consulting Services, LHC highlighted the monitoring recommended within the Mothballing Plan that was included in the Heritage Impact Assessment report noting that the exterior of the property would be inspected on a monthly basis. More thorough investigations would occur if concerns were identified during any of the monthly inspections. Ms. Uchiyama advised that she has recommended that a qualified architect or engineer with heritage experience further monitor the building at the change of seasons as well.

The Committee expressed support for the option that Staff recommended and asked if commemoration of the heritage resource could be incorporated into the approval conditions for the new development.

Mr. Hutcheson advised that prior to the submission of Site Plan Control application, submission and approval of a Major Heritage Permit application would be required. With respect to heritage commemoration, Mr. Hutcheson advised that the provision of three "Markham Remembered" plaques were conditions of draft subdivision approval and will be included in the subdivision agreement. These will explain the history of both the area and the Munshaw House to the community.

#### Recommendations:

THAT Heritage Markham has no objection to the proposed strategy to address the conservation and incorporation of the Munshaw House through a Major Heritage Permit application as part of the future development at the School/Mixed Use Development Site located east of Romeo Park (Phase 6- 2035 to 2040);

THAT Heritage Markham recommends in order to ensure the conservation of the Munshaw House, the mitigation measures outlined in Heritage Impact Assessment (Section 3.6) be implemented as necessary at this time, and/or included in the Subdivision Agreement as required by Heritage Section staff.

THAT the owner enter into a formal Heritage Easement Agreement with the City to further protect the Munshaw House at both its temporary storage location and the future final site.

AND THAT the deputations from Valerie Burke, Evelin Ellison, and Barry Nelson be received.

AND FURTHER THAT the written submission from Valerie Burke be received.

Carried

#### 6.3 REQUEST FOR FEEDBACK

### INSTALLATION OF BLACK METAL RAILINGS ON VERANDAS THE ROBERT HARRINGTON HOUSE, 141 MAIN STREET, UNIONVILLE (16.11)

File Numbers: NH 23 114972

#### Extracts:

R. Hutcheson, Manager, Heritage Planning

P. Wokral, Senior Heritage Planner

Councillor Reid McAlpine declared a conflict of interest on this matter and did not participate in the vote.

Peter Wokral, Senior Heritage Planner, introduced this item as related to the unauthorized installation of black metal railings on the front and side verandas of 141 Main Street North, advising that concerns were expressed by a community member regarding the appropriateness of the material choice. The property is being altered to accommodate a medical office use. Mr. Wokral informed the committee that the house historically had no railings, and that railings were now required due to the reconstruction of the veranda decks, which are higher than 2 ft. above grade and therefore subject to the provisions of the Ontario Building Code requiring railings meeting specifications that are not reflective of historic veranda railings. Mr. Wokral noted that code compliant railings are higher and denser than historic railings and their addition to existing heritage homes can be visually detrimental. Mr. Wokral advised that in speaking to the Owners and their architect, that the railings were specified to be simple in appearance and painted black so that they would not be visually linked to the existing historic veranda components and to blend in with the dark colour of the brick. In the opinion of staff, upon review, this was visually preferable from a heritage perspective to a more heavily constructed code compliant railing executed in wood and painted white to match the existing veranda posts.

A committee member commented that in their opinion, the black railings were highly visible and incompatible with the existing heritage building and expressed concerns that the use of aluminum railings in this case, could set a undesirable precedent for their use on other heritage buildings.

#### Recommendation:

THAT Heritage Markham has no objection to the simple black railings installed on the verandas of 141 Main St. because they are required by the Ontario Building Code, and because they have less of a negative impact on the historic

appearance of the building than a comparable, code compliant, wooden, railing of thicker material, painted either white or black.

Carried

## 7. PART FIVE - STUDIES/PROJECTS AFFECTING HERITAGE RESOURCES - UPDATES

#### 7.1 HERITAGE DAY AND HERITAGE WEEK 2024 (16.11)

File Numbers:

n/a

**Extracts:** 

R. Hutcheson, Manager, Heritage Planning

Regan Hutcheson, Manager, Heritage, advised that this memo is to alert the Committee that the City's Heritage Week will take place during the third week of February. Mr. Hutcheson advised that Heritage Section Staff traditionally install a small display in the Civic Centre Great Hall which they will endeavor to do this year as well, and advised that the Prince of Wales prize flag has traditionally been flown during Heritage Week. Mr. Hutcheson asked the Committee if any members were interested in collaborating on additional events or workshops to commemorate Heritage Week.

Councillor Karen Rea, Chair, Lake Trevelyan, Vice-Chair, Councillor Reid McAlpine, and Tejinder Sidhu, volunteered to collectively brainstorm additional ideas to commemorate Heritage Week.

#### Recommendations:

That Heritage Markham receive the information on Heritage Day and Week 2024 as information;

That Heritage Markham supports the proclamation of Heritage Week in Markham (February 19-25, 2024) and the flying of the Prince of Wales Prize flag as the Markham Civic Centre for the week.

AND That a Special Events Sub-Committee (Heritage Week 2024) be created to co-ordinate the planning of a program for Heritage Week 2024 consisting of the following Heritage Markham members:

Councillor Karen Rea

- Councillor Reid McAlpine\
- Tejinder Sidhu
- Lake Trevelyan

**Carried** 

#### 8. PART SIX - NEW BUSINESS

Councillor Karen Rea brought forth a possible change of date for the next Heritage Markham Committee meeting from February 14, 2024 to February 21, 2024, to allow members to celebrate Valentines Day.

### Recommendation:

THAT the Heritage Markham Committee meeting scheduled for February 14, 2024 be rescheduled to February 21, 2024.

Carried

#### 9. ADJOURNMENT

The Heritage Markham Committee adjourned at 8:39 PM.





#### **MEMORANDUM**

**TO:** Heritage Markham Committee

FROM: Regan Hutcheson, Manager-Heritage Planning

DATE: February 20, 2024

SUBJECT: Heritage Markham Election and Appointments- 2024

1) Election of Chair and Vice-Chair

2) Sub-Committees of Heritage Markham

3) Heritage Markham Representative- Other Committees

Notice of the need for election and new appointments – Proposed Date: **March 13, 2024** Members are encouraged to review the various opportunities noted below and consider serving.

#### **Background**

- The Heritage Markham Terms of Reference adopted by Council in March 2021 provides direction of the election of the Chair/Vice Chair and the roles, as well as the need for appointments to sub-committees. See Attachment "A"
- The Terms of Reference indicates that at the first meeting of Heritage Markham of each year (or as soon as practicable), the members shall elect from within the membership a Chair and Vice Chair, and these persons shall hold office until a successor for each position is elected.

#### Chair and Vice-Chair

Heritage Markham is required to elect a Chair and Vice Chair. The current Chair is Councillor Karen Rea and the Vice Chair is Lake Trevelyan

## **Sub-Committees of Heritage Markham**

Members of Heritage Markham are also requested to volunteer for sub-committee duties and are usually appointed. The standard sub-committees are as follows:

#### Architectural Review Sub-Committee

- the purpose of this sub-committee is to examine in greater detail any issue referred by the main Heritage Markham committee.
- Heritage Markham may delegate its review function to the sub-committee in certain circumstances if timing is factor.
- any member may attend, but it is preferable to have a core group of at least 3 members.

- Depending on who is appointed and their constraints, the sub-committee may meet either during business hours or in the evening.
- Current Members: Ken Davis, Elizabeth Wimmer, Victor Huang, Karen Rea

#### **Building Evaluation Sub-Committee**

- <u>two members of Heritage Markham</u> are required. Involves a review of a historical and architectural information package
- assist Heritage Section staff in evaluating and classifying heritage properties using the City's own evaluation system.
- Meetings are held as required.
- Current Members: Ken Davis, Elizabeth Wimmer, Victor Huang, and Karen Rea

## Heritage Markham Representation on Other City Committees

(a vote would only be needed if more than one person wishes to represent Heritage Markham on committees where only a specific number of representatives is needed)

#### <u>Doors Open Markham – Heritage Markham Reps.</u>

- Heritage Markham members have been very active on this committee in the past few years. The City now organizes this committee.
- Planning meetings are usually held once a month or as needed
- Council resolution of December 1, 2009 allows up to 2 representatives of Heritage Markham to be members of the committee.
- Committee is currently meeting to plan 2024 event set for June.
- Current Representative(s): David Wilson

#### Historic Unionville Community Vision Committee

- Heritage Markham is provided the opportunity to have one (1) representative on this advisory committee
- Purpose is provide advice and guidance on the implementation of the Historic Unionville Community Vision Plan
- Committee meets as needed as part of the Unionville Sub-Committee of Council
- Usually a Unionville representative from Heritage Markham is selected.
- Current Representative: Lake Trevelyan

#### **Suggested Heritage Markham Recommendation:**

That the information on the need for election of a Heritage Markham chair and vice chair, and the appointment of members to subcommittees be received;

And That the election and appointments be addressed at the March 13, 2024 meeting.

Q:\Development\Heritage\HERITGE MARKHAM FILES\MEMBERS\Elections\Election Feb 2024 memo for HM.doc

# Attachment "A" Heritage Markham Terms of Reference

#### 2.4 Chair/Vice Chair

- 2.4.1 The Heritage Markham Committee will elect a chairperson (Chair) and a vice-chairperson (Vice Chair) from all members, annually at its first meeting of the year, or as soon as practicable. The Manager, Heritage Planning will conduct the elections of Chair and Vice Chair positions. Once the Chair and Vice Chair are elected, the Chair will preside over the remainder of the meeting.
- 2.4.2 The Chair and Vice Chair will retain the position until a successor for each position is elected.
- 2.4.3 The Chair (or Vice Chair) is responsible for the effective and respectful operation of the Heritage Markham Committee. They will ensure that the Committee's discussions and recommendations are within the scope of the Committee's mandate and that the focus of dialogue and debate is from a heritage perspective.
- 2.4.4 Additional responsibilities and duties of the Chair, including meeting protocols (i.e. voting and motions) is provided for in the City's Procedural By-law and any City guidelines for advisory committees, boards and committees. Where the document is silent on a matter, Robert's Rules of Order would apply.
- 2.4.5 If both the Chair and Vice Chair are not present within fifteen minutes after the time for the meeting to begin, the Manager, Heritage Planning will call the meeting to order and will preside for the election of an Acting Chair. While presiding, the Acting Chair will have all the Chair's rights, duties and responsibilities.
- 2.4.6 The Chair (or designate) is the official spokesperson for the Heritage Markham Committee and will represent the Committee at official events, functions and other meetings, when required. See section 3.12 regarding media requests.

#### 3.2 Sub-Committees

- 3.2.1 The Heritage Markham Committee may appoint a sub-committee from its members to investigate, organize and report on any matter related to the Committee's mandate.
- 3.2.2 In addition to any other sub-committees, on an annual basis, the Heritage Markham Committee will form the following sub-committees to meet as required:
  - an Architectural Review Sub-Committee comprised of a minimum of three (3) members
    to address issues and applications requiring detailed analysis, review and consultation
    with an applicant or proponent. Depending on the issues under discussion, other
    members of the main Committee are welcome to attend and participate.
  - A Building Evaluation Sub-Committee comprised of two (2) members and two (2)
     members of Heritage Section staff to evaluate and classify cultural heritage resources.
  - 3.2.3 Decisions of sub-committees can be made by voting or by consensus.





### **MEMORANDUM**

**TO:** Heritage Markham Committee

FROM: Evan Manning, Senior Heritage Planner

DATE: February 20, 2024

**SUBJECT:** Minor Heritage Permit Applications

17 Union Street, Unionville 5 Euclid Street, Unionville

230-232 Main Street North, Markham Village

Files: 24 159789 HE, 24 160547 HE, 24 161184 HE

The following Minor Heritage Permits were approved by Heritage Section staff under the delegated approval process:

Permit Number	Work to be Undertaken
24 159789 HE	Window replacement
	-
24 160547 HE	Garage door replacement
24 161184 HE	Hydro poll replacement over the Metrolinx
	rail corridor
	24 159789 HE 24 160547 HE

## **Suggested Recommendation for Heritage Markham**

THAT Heritage Markham receive the information on the Minor Heritage Permits approved by Heritage Section staff under the delegated approval process.





### **MEMORANDUM**

**TO:** Heritage Markham Committee

FROM: Peter Wokral, Senior Heritage Planner

DATE: February 20, 2024

**SUBJECT:** Building or Sign Permit Applications

**Delegated Approval by Heritage Section Staff** 

4470 Hwy. 7 E. (UHCD), 237 Main St. (UHCD), 33 Washington St. (MVHCD), 40 Rouge St. (MVHCD), 7651 9<sup>th</sup> Line, 6041 Hwy. 7 E. (MVHCD), 4451 Hwy. 7

E.

File Numbers: AL 21 146699, HP 23 127197, HP 23 142104, HP 23 146080, AL

23 150294, NH 24 160546, AL 24 159675

The following Building Permits were approved by Heritage Section staff under the delegated approval process:

Address	Permit Number	Work to be Undertaken
4470 Hwy. 7 E.	AL 21 146699	Interior alterations not affecting the
(UHCD)		exterior of the building
237 Main St. U.	HP 23 127197	Minor changes to rear elevation of one
(UHCD)		storey addition approved through the
		Major Heritage Permit process
33Washington St.	HP 23 142104	Construction of a new 2 storey dwelling
(MVHCD)		approved through the Site Plan Control
		process
40 Rouge St.	HP 23 146080	Construction of a new 2 storey dwelling
(MVHCD)		approved through the Major Heritage
		Permit process
7651 9 <sup>th</sup> Line	AL 23 150294	Repair to damaged interior finish and floor
Box Grove		structure due to fire
Community Centre		
6041 Hwy. 7 E.	NH 24 160546	Installation of temporary bleachers for
(MVHCD)		Markham Skate Club Ice Show
4451 Hwy. 7 E.	AL 24 159675	Interior alterations to convert non-heritage
(UHCD)		building into restaurant

## **Suggested Recommendation for Heritage Markham**

THAT Heritage Markham receive the information on building and sign permits approved by Heritage Section staff under the delegated approval process.

File: 4470 Hwy. 7 E., 237 Main St. U., 33 Washington St., 40 Rouge St., 7651 9<sup>th</sup> Line, 6041 Hwy. 7 E., 4451 Hwy. 7 E.

Q:\Development\Heritage\SUBJECT\Building Permits Delegate Approval\2024\HM January 2024 (Building or Sign Permit Applications).doc





#### **MEMORANDUM**

**TO:** Heritage Markham Committee

FROM: Evan Manning, Senior Heritage Planner

DATE: February 20, 2024

SUBJECT: Amendment to a Designation By-law to Correct a Legal Description

4031 16<sup>th</sup> Avenue ("Briarwood Farm-James McLean House")

FILE: N/A

**Property/Building Description**: One-and-a-half storey dwelling constructed c1842 as per

municipal records

**Use:** Residential (currently vacant and secured)

Heritage Status: Designated under Part IV of the Ontario Heritage Act

#### **Background**

- 4031 16<sup>th</sup> Avenue (the "Subject Property") is designated under Part IV of the *Ontario Heritage Act* (refer to By-law 2021-8);
- The Subject Property is located within a draft plan of subdivision consisting of seven residential lots. The heritage resource will be retained and restored within the new subdivision as a condition of development approval;
- As a further condition of development approval, Livante Holding Inc. (the "applicant") is required to transfer a portion of land adjacent to 16<sup>th</sup> Avenue to York Region (the "Region") for transportation-related purposes. The Region has requested that the legal description of the Part IV-designated property as it appears in Schedule A of the aforementioned designation by-law be amended to exclude those portions conveyed for transportation purposes.

#### **Heritage Policy**

Ontario Heritage Act

- Municipal councils may need to update different parts of an existing heritage designation by-law for a number of reasons including:
  - Changes have been made to the property or new information has become available affecting the Statement of Cultural Heritage Value or Interest or the Description of Heritage Attributes;
  - o The legal description has changed or needs to be corrected; or

- The information in the original by-law does not provide sufficient detail to guide and manage alterations to the property.
- Section 30.1 of the Act, as amended in 2005, provides for a simplified amendment process to, where required, correct the legal description of a property as contained within a designation by-law. Under this Section, the municipality is obliged to:
  - o (a) inform the owner of the amendment and their right to object thereto; and
  - (b) consult with the municipal heritage committee prior to giving notice of the proposed amendment to the owner. Upon receipt of notice of the amendment, the owner has 30 days to file a notice of objection to the amendment with the municipality. Should a notice of objection not be received by the municipality within the 30 day timeline, the council of the municipality may pass the proposed amending by-law;
- The Act was recently further amended with modifications coming into force on July 1, 2021. These amendments affect how a municipality undertakes amendments to designation by-laws, requiring those by-laws enacted post-2005 to be made consistent with the requirements of the Act as amended in 2021. These requirements include linking heritage attributes as contained within the Statement of Significance ("SOS") to their associated criteria within Ontario Regulation 9/06, and the identification of those portions of the property that are considered to be non-contributing to its cultural heritage significance.

#### **Staff Comments**

- In accordance with the statutory requirements as described above, Heritage Section staff have amended the SOS to ensure conformance with the Act as amended in 2021 (refer to Appendix 'C'), and will revise the legal description of the property when made available (note that the municipal address of the heritage resource will no longer be 4031 16<sup>th</sup> Avenue);
- A Staff report recommending amendment of designation by-law 2021-8 is anticipated to be considered by the Development Service Committee and Council in May 2024.

## **Suggested Recommendation for Heritage Markham**

THAT Heritage Markham has no objection to the required amendments to the designation bylaw correct/revise the property's legal description and Statement of Significance.

#### ATTACHMENTS:

Appendix 'A' Property Map and Photograph of the Subject Property

Appendix 'B' Designation Process (July 2021)

Appendix 'C' Amended Statement of Significance

**Appendix 'A'**Property Map and Aerial Image of the Subject Property





The subject property outlined in blue [above] and an aerial image of the Subject Property [below] (Source: City of Markham)

**Appendix 'B'** *Photograph of the Subject Property* 



The north (primary) elevation of the heritage resource as seen in June 2023 (Source: Google Earth)

## Appendix 'C'

Amended Statement of Signifiance

#### STATEMENT OF SIGNIFICANCE

### Briarwood Farm – James McLean House

#### 4031 Sixteenth Avenue

1855

Briarwood Farm – James McLean House is recommended for designation under Part IV, Section 29 of the Ontario Heritage Act as a property of cultural heritage value or interest, as described in the following Statement of Significance.

#### **Description of Property**

Briarwood Farm – James McLean House is a one and a half storey patterned brick farmhouse located on the south side of Sixteenth Avenue, east of Warden Avenue, bounded by a river valley on the west side and late twentieth century houses fronting on Normandale Avenue on the east side. The house faces north.

#### **Design Value and Physical Value**

Briarwood Farm – James McLean House has design and physical value as an excellent representative example of a mid-nineteenth century farmhouse in patterned brick, with a Georgian Tradition form and Classic Revival details. It is a type of substantial farmhouse that reflects a period of agricultural prosperity in the 1850s when wheat was selling for good prices, enabling many Markham Township farmers the means to replace older log and frame dwellings. This house is exceptional for its excellent state of preservation both on the exterior and interior.

#### **Historical Value and Associative Value**

Briarwood Farm – James McLean House has historical value and associative value, representing the theme of immigration, particularly the significant wave of British families that came to Markham in the 1820s -1830s, and the theme of improvement of early farmsteads as the agricultural community progressed past the early settlement phase into a period of prosperity. The property is associated with James McLean, a Scottish immigrant that received the Crown patent for Lot 15, Concession 5, a former Clergy Reserve Lot, in 1845. McLean was a tenant on the land prior to becoming the owner. At the time of the 1851 census, James and Flora (McKinnon) McLean resided in a log house. By 1861, the log house had been replaced by a fine brick farmhouse. In 1875, the west half of the farm, including this dwelling, was willed to John Patterson, a labourer who had resided with the family for a considerable time and was married to Flora, the McLeans' daughter. The property is also of significance for its more recent history. In 1945, the farm was purchased by Aubrey Dean Hughes and Dora Evelyn Hughes. The Hughes family named the farm "Briarwood." Dean Hughes wrote about life on this farm north of

Unionville in two books, *And So They Bought a Farm* and *Along the Sideroad*. He also used the farm as the basis of a radio show on the CBC that ran for 25 years, titled "The Craigs," and had a column in the Toronto Star.

#### **Contextual Value**

Briarwood Farm – James McLean House has contextual value for being physically, functionally, visually and historically linked to its surroundings as a remnant of the former agricultural community that historically existed to the north of Unionville, now transformed to a suburban community in the City of Markham.

#### **Heritage Attributes**

Character-defining attributes that embody the cultural heritage value of Briarwood Farm – James McLean House are organized by their respective Ontario Regulation 9/06 criteria, as amended, below:

Heritage attributes that convey the property's design value and physical value as an excellent representative example of a mid-nineteenth century farmhouse in patterned brick, with a Georgian Tradition form and Classic Revival details:

Exterior, character-defining elements that embody the cultural heritage value of Briarwood Farm – James McLean House include:

- One-and-a-half storey main block of the building, and its one storey rear kitchen wing;
- Exterior walls of red brick with buff brick accents in the form of quoining, ground floor door and window arches, and frieze;
- Gable roof with its wood cornice and eave returns;
- Gable-end single-stack brick chimneys with limestone copings;
- Six over six sash-style wood windows with operable louvered wood shutters and projecting window sills;
- Single-leaf front door with a single panel in the Classic Revival style, with multipaned wood transom and sidelights and wood panels below the sidelights.

Interior, character-defining elements remaining from the 1850s that embody the cultural heritage value of Briarwood Farm – James McLean House include:

- Pine plank floors;
- Staircase with turned newel posts, oval handrail and square pickets;
- Pine, single-panelled front door with rim lock;
- Four panelled pine doors with period hardware;
- Pine baseboards:
- Pine door and window architrave trim, and panelled window aprons;
- Brick fireplace and pine fireplace mantel in the west room;
- Brick cooking fireplace, iron crane and wood mantel in the rear wing.

Heritage attributes that convey the property's historical value and associative value, representing the theme of immigration, particularly the significant wave of British families that came to Markham in the 1820s -1830s, and the theme of improvement of early farmsteads as the agricultural community progressed past the early settlement phase into a period of prosperity:

• The dwelling is a tangible reminder of the Scottish-Canadian McLean family that historically resided on this property from the 1830s to the mid-1870s, and how they prospered on this land to enable the construction of a fine brick farmhouse in 1855.

Heritage attributes that convey the property's contextual value because it is physically, functionally, visually or historically linked to its surroundings:

• The location of the building facing north, where it has stood since 1855.

Attributes of the property that are not considered to be of cultural heritage value, or are otherwise not included in the Statement of Significance:

• Modern addition to rear.





### **MEMORANDUM**

**TO:** Heritage Markham Committee

FROM: Regan Hutcheson, Manager, Heritage Planning

**DATE:** February 20, 2024

**SUBJECT:** Applications for Official Plan and Zoning By-law Amendment

31-51 Old Kennedy Road, Milliken

Proposed Development ("William Prebble House")

FILE: PLAN 23 148834

**Property/Building Description**: 1 ½ storey, frame dwelling constructed 1895-1896

<u>Use</u>: Residential/Vacant

Heritage Status: Listed on the Markham Register of Property of Cultural

Heritage Value or Interest

#### **Application/Proposal**

- A 30-storey building (24 storeys with a six-storey podium), consisting of 372 residential units, including four integrated live-work units fronting Old Kennedy Road, and 305 m2 of ground level commercial space is proposed. The Owner also proposes to convey a portion of the lands for a public right-of-way (the westerly extension of Sun Yat-Sen Avenue) (the "Proposed Development"). See Appendix 'C'.
- The Proposed Development consists of two properties. Removal of the listed heritage property at 51 Old Kennedy Road (the "Heritage Property") is contemplated as part of the development proposal. The proposed continuation of Sun Yat-Sen Avenue to Old Kennedy Road would impact the existing dwelling.

#### **Background**

- A gas station, accessory building, and detached dwelling (listed under Section 27 of the Ontario Heritage Act) currently occupy the .30 ha (0.75 ac) (the "Subject Lands"). See Appendix 'B' for photos.
- Surrounding land uses include older commercial uses in former dwellings and other low rise building forms as well as newer residential developments. To the east of the Subject Lands are two multi-storey residential developments.
- The existing dwelling on the Heritage Property is a small labourer's cottage built at the end of 19<sup>th</sup> century. See Appendix 'E' for the research report. There are also other listed

heritage properties in the immediate vicinity including the property to the north of the Heritage Property.

#### **Legislative and Policy Context**

Ontario Heritage Act

- Section 27 of the *Ontario Heritage Act* (the "Act") provides a mechanism for a municipality to include properties on a municipal heritage register;
- Note that "listing" a property as provided for by Section 27 (3) of the Act does not necessarily mean that the property is municipally-considered to be a significant cultural heritage resource, rather it provides a mechanism for the municipality to be alerted of any application to demolish or insensitively alter the on-site structure(s), and provides time for further evaluation and review of the property for potential designation under Part IV of the Act.

#### Ontario Heritage Act, Regulations

If the City wishes to protect a heritage property as part of a development application (a prescribed event), it must initiate designation through Council within 90 days from the date the application is deemed complete (January 16, 2024). If this does not occur, the resource cannot be designated until the planning application process is completed.

City of Markham Official Plan (2014)

- Chapter 4.5 of the Official Plan ("OP") contains polices concerning cultural heritage resources. The following are relevant to the current proposal.
- Concerning the identification and recognition of *cultural heritage resources*, Chapter 4.5.2.4 of the OP states that it is the policy of Council:

To ensure consistency in the identification and evaluation of cultural heritage resources for inclusion in the Register of Property of Cultural Heritage Value or Interest and/or for individual property designation, by utilizing the criteria for determining cultural heritage value or interest established by provincial regulation under the Ontario Heritage Act and criteria included in Markham's Heritage Resources Evaluation System.

• Concerning the protection of *cultural heritage resources*, Chapter 4.5.3.2 of the OP states that it is the policy of Council:

To give immediate consideration to the designation of any **significant cultural heritage resource** under the Ontario Heritage Act if that resource is threatened with demolition, inappropriate alterations or other potentially adverse impacts.

Milliken Mills Secondary Plan (Draft- 2023/2024)

• The Secondary Plan is not yet approved. In May 2023, Planning staff were authorized to schedule a statutory public meeting on the Milliken Centre Secondary Plan Draft Policies. The

- public meeting was held in November 2023 and a final recommendation report is proposed for spring of 2024;
- Nine cultural heritage resources were identified three designated and six listed (see Appendix 'D'). As part of the study process, the heritage resources were evaluated and 51 Old Kennedy Road was classified as a Group 3 property. This was supported by Heritage Markham Committee on February 14, 2018.

#### **Staff Comment**

Ontario Regulation 9/06 Evaluation

- The Heritage Property was evaluated using Ontario Regulation 9/06 "Criteria for Determining Cultural Heritage Value or Interest" in accordance with the above-referenced OP policy. This regulation, introduced by the Province in 2006 and revised in 2023, provides a uniform set of criteria for municipalities to use when determining whether a property should be considered a significant cultural heritage resource. As per Provincial direction, a property must now meet a minimum of two (2) of the 9/06 criteria to warrant designation under Part IV of the Act;
- Based on research undertaken by Heritage Section staff ("Staff") included as Appendix 'E' of this memo, the Heritage Property has minimal *design/physical value*, *historical/associative value* and *contextual value* and would not appear to meet the minimum number of Ontario Regulation 9/06 criteria required for designation. As noted in the research report, the Heritage Property has some historical value, but there is insufficient design value, owing to the current condition and modifications made to an already utilitarian structure, and insufficient contextual value, as there are nearby properties that better define the area's historical character.

#### Markham's Heritage Resources Evaluation System

- As earlier noted, the Subject Property was evaluated using Markham's Heritage Resources Evaluation System in 2018 and was classified as 'Group 3;
- This evaluation system, adopted by the City in 1991 to offer more context-specific criteria for the assessment of potential significant cultural heritage resources, has a point-based property classification system consisting of three tiers (Group 1, 2 and 3). It is a complementary evaluation system to Ontario Regulation 9/06 to which it predates.
- The City's Group 1, 2 and 3 classifications are defined as follows:
  - o Group 1

Those buildings of major significance and importance to the Town and worthy of designation under the Ontario Heritage Act.

o Group 2

Those buildings of significance and worthy of preservation.

o Group 3

Those buildings considered noteworthy.

- Guidance for Group 3 properties:
  - The designation of the building pursuant to the <u>Ontario Heritage Act</u> may be supported with an approved restoration plan, but would not be initiated by the City.
  - Retention of the building on the site is supported.

- o If the building is to be demolished, a photographic record, measured drawings and/or salvage of significant architectural elements may be required.
- The City's Evaluation System guidelines also indicate the following:
  - o It should also be noted that the designation or demolition of a building should not be based solely on the results of this rating and classification exercise. There may be exceptions, for example where a building may possess one specific historical attribute of great significance, but otherwise receives a low rating. While the evaluation criteria and classification system will provide a valid guideline for both staff and Council, the Town (now City) should retain the option to make exceptions when necessary.

#### Site Visit

• Staff undertook a site visit to the property. The building was not habitable and generally in poor condition. It has been boarded for over ten years. The dwelling also has a very small building footprint limiting its utility.

#### Conclusions

Based upon the above findings, staff do not recommend retention of the building, but do suggest a recommendation to obtain an interpretive plaque as a condition of approval to highlight the former use of the property by the Prebble family as part of the former Milliken community.

### **Suggested Recommendation for Heritage Markham**

THAT Heritage Markham is of the opinion that 51 Old Kennedy Road is not a significant cultural heritage resource worthy of retention;

THAT as a condition of any future development approval, a Markham Remembered plaque be secured;

And THAT the committee has no further comment on the proposed development applications.

#### ATTACHMENTS:

Appendix 'A'	Property Map and Aerial Image
Appendix 'B'	Photographs of the Subject Property
Appendix 'C'	Proposed Development
Appendix 'D'	Draft Milliken Mills Secondary Plan- Cultural Heritage Resources
Appendix 'E'	Research Report

# **Appendix 'A'**Property Map and Aerial Image of the Subject Property





The subject property outlined in red [above] and an aerial image of the subject property [below]

**Appendix 'B'**Photographs of the Subject Property



Gas Station with dwelling to the left. Multi-storey residential to the east. (Google Maps, Oct 2020)





Front (West) Elevation and South Elevation, November 30, 2023- Site Visit



East (Rear) Elevation, November 30, 2023- Site Visit

# **Appendix 'C'**Proposed Development

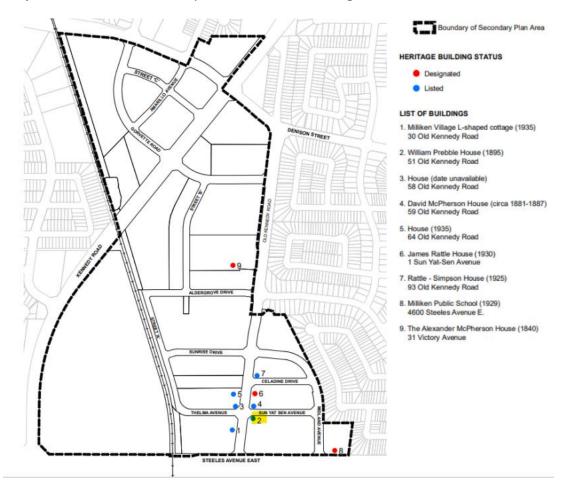
Conceptual Site Plan







**Appendix 'D'**Draft Milliken Mills Secondary Plan- Cultural Heritage Resources



The subject property is identified as #2

# **Appendix 'E'** *Research Report*

#### RESEARCH REPORT



William Prebble House 51 Old Kennedy Road c.1895

#### **Historical Background:**

The William Prebble House was constructed on Lot 6, within a small subdivision of village lots created in the mid-1830s by Joseph Vancise Jr. Vancise purchased the west 100 acres of Township Lot 1, Concession 6, in 1832 from Joseph Tomlinson. The subdivision and sale of lots marked the founding of a crossroads community that would eventually be called Milliken, after a prominent local family. Village Lot 6, in association with Village Lot 4, was owned by a series of blacksmiths beginning with John Crone in 1843. A blacksmith shop may have operated from this site from the early 1840s into the late 1880s, therefore there is potential for archaeological resources relating to this use. In 1887, the property was sold to Catherine McPherson, the widow of David McPherson, a member of an early Milliken family of Scottish origin. Catherine McPherson resided in a house that still stands at 59 Old Kennedy Road.

In 1895, Catherine McPherson sold the property to William Prebble (1859-1900), a labourer residing in the part of Milliken located on the south side of the town line, in neighbouring Scarborough Township. Prebble was born in Ontario and married to Ada Anne Curtis. There were six children in the family. One of their sons, Luther William Prebble, served with the Canadian Mounter Rifles, Canadian Expeditionary Force, during World War One.

A modest one and a half storey dwelling was constructed for the Prebbles c.1895-1896. After the death of William Prebble in 1900, Ada Prebble remarried and became Ada Whittle.

In 1956, the family home was willed to Howard Prebble, the youngest son. Howard Prebble, like his father, was a labourer. He resided here until his death in 1968. The property was sold by his estate in 1969, after which it was no longer in the ownership of the Prebble family.

#### **Architectural Description:**

The Prebble House is a small, one and a half storey frame dwelling with a simple rectangular plan and a medium-pitched gable roof with projecting eaves. It has been converted to commercial use. The building is clad in asphalt shingles, which conceals the nature of its original siding. Based on local examples from the same time period, this may have been vertical tongue and groove wood siding. The front façade has a central door sheltered by a gable-roofed open porch supported by simple wood posts. To the right of the front door is a large plate glass window. Older photos show a smaller window opening to the left of the door, likely indicating the proportions of the original window openings of a symmetrical 3 bay front wall. On the south gable-end wall, a large opening has been created, possibly to allow vehicles or other equipment to enter.

Stylistically, the Prebble House is an altered example of a simple labourer's or tradesman's cottage, which according to the 1891 census, contained four rooms when used it was used as a dwelling. The building, prior to the modern-era alterations, had the balanced, symmetrical form that was a hold-over from the older Georgian architectural tradition, a form much used for the modest dwellings of those that worked in local industries. These small buildings provided basic accommodation for workers and their families but typically did not have much in the way of decorative detail, except perhaps around a front porch or veranda. The Prebble House porch appears to be a mid-20<sup>th</sup> century feature added to the 1890s dwelling, perhaps replacing an earlier porch or veranda.



# Archival Photograph, 1991

#### **Context:**

The Prebble House is related to the period in Milliken's history when it was a crossroads hamlet in a primarily agricultural community. It is one of three remaining 19<sup>th</sup> century structures in the area. Although its original architectural character has been altered through conversion to commercial use, the building's form remains recognizable as a former dwelling within the hamlet.

G. Duncan, December 2017, with historical research by Su Murdoch Historical Consulting.





## **MEMORANDUM**

**TO:** Heritage Markham Committee

FROM: Evan Manning, Senior Heritage Planner

DATE: February 20, 2024

**SUBJECT:** Notice of Objection to the Inclusion of a Property on the Markham Register

of Property of Cultural Heritage Value or Interest

7696 Ninth Line ("Anthony Graham House")

FILE: N/A

**Property/Building Description**: One-and-a-half storey dwelling constructed c1880 as per

MPAC records

Use: Residential

Heritage Status: Listed on the Markham Register of Property of Cultural

Heritage Value or Interest

#### Application/Proposal

• The City has received a notice of objection to the inclusion of the property municipally known as 7696 Ninth Line (the "Subject Property") on the Markham Register of Property of Cultural Heritage Value or Interest (the "Heritage Register").

#### **Background**

- The Subject Property is located on the east side of Ninth Line between 14<sup>th</sup> Avenue to the north and Ridgevale Drive to the south;
- The majority of adjacent properties contain contemporary suburban dwellings although there are a number of heritage resources remaining from the hamlet of Box Grove.
- The owner has indicated that there have been substantial alterations to the dwelling (refer to Appendix 'E') including:
  - All of the features that could have been considered as having historical or cultural significance were removed in a 1950s renovation, including: the removal of the barrel-style cistern, stone foundation, the back summer kitchen, the concrete chimneys, and the original siding and roofing;
  - None of the original exterior, including siding, windows, doors or the roof remain.
     The siding on the dwelling is now composed of aluminium, plywood and brick;
  - The footprint of the house was enlarged in the 1960s as the owners constructed an addition at the rear of the dwelling (the exterior of which is composed of brick).

- Major alterations were made to the very frame of the dwelling to incorporate new modern windows;
- The size and location of most, if not all, of the windows and door frames have been altered;
- The blacksmith's shop (a separate outbuilding) was demolished in the 1950s as well;
- The interior was completely remodelled around the same time: the layout of the rooms were reconfigured; the lath and plaster walls were replaced with drywall and fake wood panelling; the original stairwells were moved and are now composed of modern materials; and the rotting floors were torn up and fitted with new joists and flooring.

#### **Legislative and Policy Context**

Ontario Heritage Act

- Section 27 (7) of the *Ontario Heritage Act* (the "Act") provides a mechanism for an owner to object to the inclusion of their property on a municipal heritage register;
- Section 27 (8) of the Act directs the council of a municipality to consider the notice of objection and make a decision as to whether the property should continue to be included on the heritage register or whether it should be removed. Note that there are no timelines within the Act for Council consideration of the notice of objection;
- Note that "listing" a property as provided for by Section 27 (3) of the Act does not necessarily mean that the property is municipally-considered to be a significant cultural heritage resource, rather it provides a mechanism for the municipality to be alerted of any application to demolish or insensitively alter the on-site structure(s), and provides time for evaluation of the property for potential designation under Part IV of the Act.

#### City of Markham Official Plan (2014)

- Chapter 4.5 of the Official Plan ("OP") contains polices concerning cultural heritage resources. The following are relevant to the request to remove 7696 Ninth Line from the Heritage Register:
- Concerning the identification and recognition of *cultural heritage resources*, Chapter 4.5.2.4 of the OP states that it is the policy of Council:

To ensure consistency in the identification and evaluation of cultural heritage resources for inclusion in the Register of Property of Cultural Heritage Value or Interest and/or for individual property designation, by utilizing the criteria for determining cultural heritage value or interest established by provincial regulation under the Ontario Heritage Act and criteria included in Markham's Heritage Resources Evaluation System.

• Concerning the protection of *cultural heritage resources*, Chapter 4.5.3.2 of the OP states that it is the policy of Council:

To give immediate consideration to the designation of any **significant cultural heritage resource** under the Ontario Heritage Act if that resource is threatened with demolition, inappropriate alterations or other potentially adverse impacts.

#### **Staff Comment**

Ontario Regulation 9/06 Evaluation

- The Subject Property was evaluated using Ontario Regulation 9/06 "Criteria for Determining Cultural Heritage Value or Interest" in accordance with the above-referenced OP policy. This regulation, introduced by the Province in 2006 and revised in 2023, provides a uniform set of criteria for municipalities to use when determining whether a property should be considered a significant cultural heritage resource. As per Provincial direction, a property must now meet a minimum of two (2) of the 9/06 criteria to warrant designation under Part IV of the Act;
- Based on research undertaken by Heritage Section staff ("Staff") included as Appendix D of this memo, the Subject Property has minimal design/physical value, historical/associative value and contextual value and as such would not appear to meet the minimum number of Ontario Regulation 9/06 criteria required for designation. As noted in the research report, the Subject Property has some historical value, but there is insufficient design value, owing to the substantial modifications made to an already utilitarian structure, and insufficient contextual value, as there are nearby properties that better define the area's historical character, to satisfy the relevant criteria.

#### Markham's Heritage Resources Evaluation System

- The subject property was evaluated using Markham's Heritage Resources Evaluation System for the purpose of the this report. It is the opinion of staff that the subject property should be classified under 'Group 3;
- This evaluation system, adopted by the City in 1991 to offer more context-specific criteria for the assessment of potential significant cultural heritage resources, has a point-based property classification system consisting of three tiers (Group 1, 2 and 3). It is a complementary evaluation system to Ontario Regulation 9/06 to which it predates.
- The City's Group 1, 2 and 3 classifications are defined as follows (for a description of the typical guidance associated with each Group, please see Appendix 'C' of this memo).
  - o Group 1

Those buildings of major significance and importance to the Town and worthy of designation under the Ontario Heritage Act.

Group 2

Those buildings of significance and worthy of preservation.

o Group 3

Those buildings considered noteworthy.

- The City's Evaluation System guidelines also indicate the following:
  - o It should also be noted that the designation or demolition of a building should not be based solely on the results of this rating and classification exercise. There may be exceptions, for example where a building may possess one specific historical attribute of great significance, but otherwise receives a low rating. While the

evaluation criteria and classification system will provide a valid guideline for both staff and Council, the Town (now City) should retain the option to make exceptions when necessary.

# **Suggested Recommendation for Heritage Markham**

THAT Heritage Markham is of the opinion that 7696 Ninth Line is not a significant cultural heritage resource and has no objection to removal of the property from the Markham Register of Property of Cultural Heritage Value or Interest.

#### **ATTACHMENTS:**

Appendix 'A' Property Map

Appendix 'B' Photographs of the Subject Property

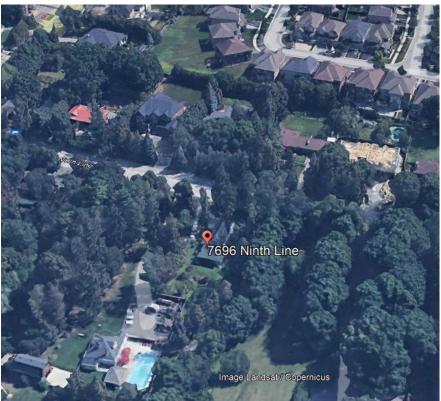
Appendix 'C' Markham's Heritage Resources Evaluation System

Appendix 'D' Research Report for the 7696 Ninth Line

Appendix 'E' Notice of Objection

**Appendix 'A'**Property Map and Aerial Image of the Subject Property





The subject property outlined in yellow [above] and an aerial image of the subject property [below] (Source: City of Markham)

**Appendix 'B'** *Photographs of the Subject Property* 





The east (primary) elevation [above] and the west/south elevations of the on-site dwelling [below] as seen in October 2023 (Source: Applicant)



The north elevation of the on-site dwelling as seen in October 2023 (Source: Applicant)

# Appendix 'C'

Markham's Heritage Resources Evaluation System

#### **GROUP 1**

- The designation of the building pursuant to the Ontario Heritage Act will be pursued.
- Every attempt must be made to preserve the building on its original site.
- Any development proposal affecting such a building must incorporate the identified building.
- Appropriate alternative uses for the building will be encouraged when necessary to ensure its preservation.
- A Letter of Credit will typically be required to ensure the protection and preservation of the building.

#### **GROUP 2**

- The designation of the building pursuant to the Ontario Heritage Act will be encouraged.
- The retention of the structure in its existing location is encouraged.
- Any developed proposal affecting such a structure should incorporate the identified building.
- Appropriate alternative uses for the building will be encouraged when necessary to ensure its preservation.
- A Letter of Credit may be required to ensure the protection and preservation of the building.

#### **GROUP 3**

- The designation of the building pursuant to the Ontario Heritage Act may be supported with an approved restoration plan, but would not be initiated by the Town.
- Retention of the building on the site is supported.
- If the building is to be demolished, a photographic record, measured drawings and/or salvage of significant architectural elements may be required.

# Appendix 'D'

Research Report for 7696 Ninth Line

#### **RESEARCH REPORT**



# Graham-Osland-Grant House Lot 5 Block A Plan 19 7696 Ninth Line, Box Grove c.1880

Heritage Section
City of Markham Planning & Urban Design
2023

#### **History**

The Graham-Osland-Grant House at 7696 Ninth Line is located on Lot 5, Block A, Plan 19, a plan of village lots laid out by George McPhillips, P.L.S. in 1850 on the lands of Joseph Tomlinson and William E. Beebe. Block A is within the eastern portion of Markham Township Lot 5, Concession 8.

In the mid-nineteenth century, a hamlet of tradesmen and labourers grew up around a cluster of industries located on the banks of the Rouge River, near the crossroads of Fourteenth Avenue and Ninth Line. In the early years, the community was known as Sparta, after the celebrated city-state of ancient Greece. By 1867, the year of Canada's Confederation, a local post office was opened with the name Box Grove.

The Tomlinson family, along with the Kirkhams, played a prominent role in the establishment of a sawmill, woollen mill and shoddy mill (for recycling old cloth) in the Rouge River valley. These and other industries took advantage of the water power available from the creation of a dam and mill pond in the hollow. In time, modest houses for workers in the numerous local industries were built on village lots subdivided from the Tomlinson and Beebe farms. A general store, two taverns, two blacksmith shops and a cooperage were built to serve the needs of the local residents and the surrounding farm families.

Anthony Graham was an English-born blacksmith that was working in the blacksmith shop at Cedar Grove at the time of the 1871 census. His widowed father, Alexander Graham, lived in the same household and was also a blacksmith. This blacksmith shop is now located on the grounds of the Markham Museum.

In 1880, Anthony Graham purchased a block of land within Markham Township Lot 5, Concession 8 in two parts. He bought two and a half acres from Thomas Ellis, and two acres from John Mapes. The portion purchased from John Mapes included a number of quarter-acre village lots fronting onto Ninth Line, including Lot 5 and several lots to the south.

The McPhillips Plan of 1850 shows the outline of buildings that were standing at the time the plan was created. There was a building (presumably a dwelling) illustrated on Lot 5 with a rectangular plan shape that generally conforms to that of the front section of the existing house at 7696 Ninth Line. It is possible that the ground floor of the front section of the existing dwelling may be the building illustrated on Plan 19, raised to one and a half storeys at a later date. It is also possible that the old house on the property was replaced by a new dwelling by Anthony Graham in 1880. A site visit would be necessary to examine the structure in detail to determine its age.

Anthony Graham was married to Mary Ann (Gibson) Graham, who was also born in England. The family were of the Roman Catholic faith. At the time of the 1881 census, they had four children between the ages of three and eleven: Alexander, Elizabeth, Mary J. and John A. Later, at the time of the 1891 census, Anthony Graham was a widower, age 53. The Graham residence was described in the census records as a one storey frame house containing five rooms. This description differs from the existing one-and-a-half storey form of the house at 7696 Ninth Line. It is possible that second storey was added to this dwellings later in the 1890s, around the time that Anthony Graham re-married. His second wife was named Mary. At the time of the 1901 census, they had two children together, James A., age nine, and Owen G., age 8.

The blacksmith shop (demolished) was located to the west of the Grahams' dwelling. A note at the Markham Museum concerning the memories of Levi DeGeer about various sites in Box Grove says the shop was at the end of the driveway leading to the Murray Dowdell House (7682 Ninth Line). It is not known if the blacksmith shop was on the property at the time of Anthony Graham's purchase. If not, then Graham was the builder of the shop.

Anthony and Mary Graham sold Lot 5 (7696 Ninth Line) to Wesley Osland in 1906 and continued to live on the larger portion of their property, possibly on Lot 9, Block A, Plan 19, in the frame house now addressed 7662 Ninth Line that he acquired in the early twentieth century. There is a gap in the Abstract of Deeds for that property that does not show how it passed from Edward Smith to Anthony Graham. By 1921, Anthony Graham's occupation had changed from "Blacksmith," as it was in 1911, to "Farmer."

Census records from 1911 and 1921 have George Osland, an English-born labourer, as Anthony and Mary Graham's neighbor. His wife was named Annie. The property passed to George Osland's son Charles Osland. In 1944, the administrator of Charles Osland's estate sold to Harry and Elizabeth Brennan. In 1954, Joseph and Martha Grant purchased the property. Based on the style of the large front windows and front door, it seems probable that the house was modernized by the Grant family in the 1950s. The time period of the renovations was recently confirmed as the mid-1950s by members of the Grant family.

#### **Architecture**

The Graham-Osland-Grant House is a one-and-a-half storey frame dwelling with a rear-facing L-shaped plan. Exterior cladding is wide horizontal aluminum siding. The front section of the house is rectangular in plan, facing east. A one-and-a-half storey rear wing extends west from the south half of the rear wall. There is an open porch within the north-facing ell formed by the intersection of the front and rear sections of the building. The ground floor is placed a little above grade level, and the foundation material is not readily visible. Information recently provided by the Grant family indicates the original stone foundation was replaced during renovations of the 1950s. A one storey flat-roofed addition in red-brown brick, dating from the 1960s, is located at the western end of the rear wing.

The roof is a steeply-pitched cross gable with projecting, boxed eaves. There is a single-stack exterior chimney centred on the north gable end wall. The red-brown brick of this chimney is similar to that of the one-storey rear addition. There is a small shed-roofed dormer window on the rear slope of the main roof, and a shed-roofed wall dormer on the north slope of the roof of the rear wing.

The house has a three-bay façade. The single-leaf front door, centred on the wall, has a 1950s style slab door with small rectangular lights. On either side of the front door are large three-part picture windows, also characteristic of the 1950s. Door and window frames are simple and narrow, likely contemporary with the application of modern siding to the exterior.

The gable end walls and north and south walls of the rear wing have a variety of styles and sizes of windows. There is picture window on the south wall, simpler in detail and smaller in scale than the picture windows on the front wall. Some of the window openings on the north and side walls are more in keeping with the nineteenth century age of the building, but all contain modern replacement windows.



7696 Ninth Line. West and south side view showing rear wing and 1960s addition.

The side porch has a simple shed roof supported on slender square wooden posts. It does not appear to be very old, but it could occupy the same space as an earlier porch that may have existed in this location. There is a single-leaf door within the side porch, at the east end of the north wall of the rear wing.

The Graham-Osland-Grant House is an altered nineteenth century village dwelling that may have once reflected a vernacular Georgian architectural tradition character in the symmetry of its façade and the simplicity of its design. Unfortunately, there are no historic photographs to illustrate its earlier appearance. The door and flanking windows of the street-facing façade are typical of the 1950s period of its remodeling. The steep pitch of the roof suggests a possible Gothic Revival influence in a general way, but overall it is difficult to place this modest house within any definite stylistic category in its present state.

The research into this building raises a number of questions. The front section occupies the same approximate footprint of a building shown in this location on Plan 19. If it is indeed the same structure, then at least a portion of the existing building pre-dates 1850. The description of the home of the Graham family and those of their immediate neighbours in the 1891 census as one storey is unexpected since the house at 7696 Ninth Line is one-and-a-half storeys in height and appears to have been in this form for a long period of time.

#### Context

The Graham-Osland House is historically linked to the Tomlinson-Smith House at 7662 Ninth Line, owned by the Graham family from 1880 until 1933.

Several properties in the vicinity have been individually designated under Part IV of <u>The Ontario</u> <u>Heritage Act</u>, including the James Bishop House, c.1890 at 7739 Ninth Line (By-law 2020-67),

the Box Grove Schoolhouse, 1877, at 7651 Ninth Line (By-law 2005-78), and the Tomlinson-Gates House, c.1875, at 7790 Ninth Line (By-law 2016-135).

#### Sources

Abstract Index of Deeds for Markham Township Lot 5, Concession 8.

Abstract Index of Deeds for Lots 2 - 10, Block A, Plan 19.

Plan 19 (1850).

Markham Township Assessment Rolls: 1880, 1890 and 1900.

Canada Census: 1851, 1861, 1871, 1881, 1891, 1901, 1911 and 1921.

Maps of Markham Township: McPhillips (1853-54), Tremaine (1860), and Historical Atlas of York County, Ontario (1878).

Directories of Markham Township: Nason (1871).

Burkholder, Paul. "Box Grove." *Pioneer Hamlets of York.* Kitchener: Pennsylvania German Folklore Society, 1977. Pages 91-96.

Champion, Isabel (ed.). *Markham 1793-1900*. Markham: Markham Historical Society, Revised Edition, 1989. Pages 287-289.

Compliance with Ontario Regulation 9/06, as amended – Criteria for Determining Cultural Heritage Value or Interest

The property has historical or associative value because it has direct associations with a theme, event, person, activity, organization or institution that is significant to a community.

The Graham-Osland-Grant House has historical value and associative value representing the theme of urban development, specifically the nineteenth century development of the historic hamlet of Sparta/Box Grove around a cluster of industries at the crossroads of Fourteenth Avenue and Ninth Line.

**Appendix 'D'** *Notice of Objection* 



Joe Grant <u>igrant@llf.ca</u> (705) 742-1674 Ext 264

October 16, 2023

Kimberly Kitteringham City Clerk, City of Markham 101 Town Centre Boulevard, Markham, Ontario, L3R 9W3 VIA EMAIL: kkitteringham@markham.ca

# Re: <u>7696 9TH LINE (Box Grove) Markham, Ontario; Notice of Objection to Listing</u> of Property of Register (Section 27 (3) Ontario Heritage Act)

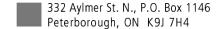
Please be advised that we represent the estate of the late Martha Grant, the owner of the property municipally described as 7696 9TH LINE (Box Grove) Markham, Ontario ("Subject Property"). It has very recently come to the attention of the Estate Trustees that the dwelling located on the Subject Property is listed as a property with cultural heritage value or interest pursuant to subsection 27(3) of the *Ontario Heritage Act*, R.S.O. 1990, c. O. 18 ("Heritage Act"). The estate objects to the inclusion of the dwelling on the register and requests that the council remove the Subject Property and dwelling located thereon from the register it maintains pursuant to Section 27 of the Heritage Act. The dwelling in question contains little or no historical or cultural value as the exterior and interior of the dwelling has, since the 1950s, been altered to such an extent that none of the original exterior or interior remains. This letter is provided to you pursuant to Subsection 27(7) of the Heritage Act, which provides:

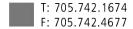
The owner of a property who objects to a property being included in the register under subsection (3) or a predecessor of that subsection shall serve on the clerk of the municipality a notice of objection setting out the reasons for the objection and all relevant facts. 2019, c. 9, Sched. 11, s. 6; 2022, c. 21, Sched. 6, s. 3 (3).

## Pursuant to Subsection 27(8) of the Heritage Act

If a notice of objection has been served under subsection (7), the council of the municipality shall,

- (a) consider the notice and make a decision as to whether the property should continue to be included in the register or whether it should be removed; and
- (b) provide notice of the council's decision to the owner of the property, in such form as the council considers proper, within 90 days after the decision.







While the original dwelling (along with a blacksmith's shop) may have been constructed in the 1880s, the house in question was completely renovated in the mid-1950s and the shop is long gone. The estate trustees, who are the children of the deceased, have knowledge of the overhaul as they were present when their parents effected the renovations. They wish to draw the following to your and council's attention:

- All of the features that could have been considered having historical or cultural interest were removed in the 1950s renovation, including: the removal of the barrel-style cistern, the stone foundation, the back summer kitchen, the concrete chimneys, and the original siding and roofing:
- 2) None of the original exterior, including siding, windows, door or the roof remain. The siding on the dwelling is now composed of aluminum, plywood and brick;
- 3) The footprint of the house was enlarged in the 1960s as the owners constructed an addition at the rear of the dwelling (the exterior of which is composed of brick).
- 4) Major alterations were made to the very frame of the dwelling to incorporate new modern windows:
- 5) The size and location of most, if not all, of the windows and door frames have been altered;
- 6) The blacksmith's shop (a separate outbuilding) was demolished many in the 1950s as well.

Included with this letter are photographs of the exterior of the dwelling as it currently appears.

In addition to the exterior alterations, the interior was completely remodeled around the same time: the layout of the rooms was reconfigured; the lath and plaster walls were replaced with drywall and fake wood paneling; the original stairwells were moved and are now composed of modern materials; and the rotting floors were torn up and fitted with new joists and flooring.

We appreciate that recent amendments to the Heritage Act are requiring municipalities, including the City of Markham, to consider what listed buildings on its register should receive designated status ahead of January 1, 2025. Given the above, the estate trustees feel that it is highly unlikely that this non-descript house composed of vinyl siding, plywood and brick has any of the features and/or characteristics will receive a heritage designation under the Heritage Act and can and should be removed from the list of non-designated properties included on the Register. The estate trustees, therefore, respectfully request that the municipal council remove this building and property from the list of properties included on the register pursuant to Subsection 27(3) of the Heritage Act.

We look forward to receiving council's decision. Please advise should you have any questions or require any further documentation.

Yours truly,

Joe Grant;

LLF LAWYERS LLP

c.c. Hutcheson, Regan <rhutcheson@markham.ca>





## **MEMORANDUM**

**TO:** Heritage Markham Committee

FROM: Evan Manning, Senior Heritage Planner

DATE: February 20, 2024

SUBJECT: Relocation of a Heritage Resource within a Draft Plan of Subdivision

3575 Elgin Mills Road East "Lyon-Schell-Frisby House"

FILE: N/A

**Property/Building Description**: One-and-a-half storey dwelling constructed c.1850 as per

municipal records

<u>Use</u>: Residential (currently vacant and secured)

Heritage Status: Part IV-Designation in process (designation by-law

forthcoming)

#### Application/Proposal/Background

- The heritage resource, municipally-known as 3575 Elgin Mills Road East, (the "Subject Property" is located within a development site owned by Berzcy Elgin Holdings Inc. (the "applicant");
- The heritage resource faces north in close proximity to Elgin Mills Road East;
- Development approvals exist for the Subject Property including a Council-adopted Zoning By-law Amendment and approved Draft Plan of Subdivision. Within the draft plan of subdivision, the heritage resource was originally contemplated for in-situ retention within "Block 206" fronting Elgin Mills Road East. This Block is slated for mid-rise residential construction as part of Phase I of development;
- The applicant has proposed to relocate the heritage resource from Block 206 to a corner lot within the future subdivision as the perspective owners, descendants of one of the prior owners of the home, would prefer it to be located within a Block containing lower density residential uses;
- The proposed location of the heritage resource would place it adjacent to new low-rise residential development of a compatible scale while also retaining it within the Phase I development lands. Refer to Appendix D for the proposed new location of the heritage resource.

Previous Consideration by the Heritage Markham Committee

- Redevelopment of the Subject Property was previously considered by the Heritage Markham Committee at its meetings in January and May 2019. At these meeting, the aforementioned *Planning Act* applications were considered as well as the proposed retention and placement of the heritage resource within the new development;
- As the currently proposed location of the heritage resource differs from the location last considered by Heritage Markham, Heritage Section staff ("Staff") has returned to seek feedback from the Committee on the revised proposal. Feedback from the Committee is also being sought in accordance with the heritage approval conditions for the development site;

#### **Staff Comment**

- Staff have no objection to the proposed relocation of the heritage resource to the corner lot. While this precludes in-situ retention, the heritage resource would be sited on a prominent corner lot in a manner that retains its historic orientation (northwards) to Elgin Mills Road East. As the existing orientation would be conserved, impact on the relevant heritage attribute as identified in the appended Statement of Significance is mitigated;
- Staff has worked with the applicant to secure a lot of sufficient size to accommodate the dwelling, a potential garage and amenity space.
- Staff also note the desirability of an end user who has a familial connection to one of the previous property owners, and who have expressed interest in the property at this relatively early stage of the development process.

## **Suggested Recommendation for Heritage Markham**

THAT Heritage Markham has no objection from a heritage perspective to the relocation of 3575 Eglin Mills Road East from its previously contemplated location within Block 206 to a prominent corner lot within Phase I of the future subdivision.

#### ATTACHMENTS:

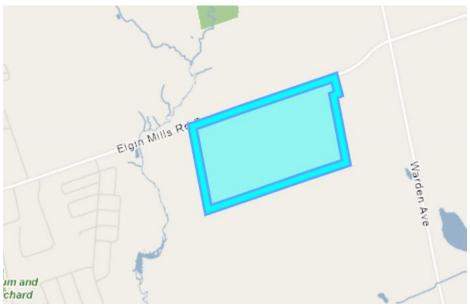
Appendix 'A' Property Map

Appendix 'B' Images of the Subject Property

Appendix 'C' Statement of Significance for 3575 Elgin Mills Road East

Appendix 'D' Current Location and Proposed Location of 3575 Elgin Mills Road East

# **Appendix 'A'** *Property Map*



The Subject Property is outlined in blue (Source: City of Markham)

Appendix 'B'





The primary elevation of 3575 Elgin Mills Road East in c.2023 [above] and an archival image of the primary elevation prior to removal of the verandah [below] (Source: Google Earth and City of Markham))

# Appendix 'C'

Statement of Significance

#### STATEMENT OF SIGNIFICANCE

# Lyon-Schell-Frisby House

3575 Elgin Mills Road East c.1846

The Lyon-Schell-Frisby House is recommended for designation under Part IV, Section 29 of the Ontario Heritage Act as a property of cultural heritage value or interest, as described in the following Statement of Significance.

#### **Description of Property**

The Lyon-Schell-Frisby House is a one-and-a-half storey brick dwelling located on the south side of Elgin Mills Road East, east of the historic crossroads community of Victoria Square. The house faces north.

## **Design Value and Physical Value**

The Lyon-Schell-Frisby House has design and physical value as a good representative example of a mid-nineteenth century brick farmhouse designed in the vernacular Classic Revival style, and for being a locally rare example of a brick farmhouse with a five-bay facade. The rational form of the building, following the strict symmetry of the Georgian architectural tradition but with details reflecting the Classic Revival style, is typical of mid-nineteenth century residential construction in Markham Township. The front doorcase, with its flat-headed transom light and sidelights, is the focal point of the façade. The large flat-headed windows that flank the entrance are noteworthy for their size.

#### **Historical Value and Associative Value**

The Lyon-Schell-Frisby House has historical and associative value for its association with Robert Lyon, a local builder, and for its association with the Schell and the Frisby families, prominent in Victoria Square and vicinity. Further, the property has historical and associative value as it reveals the progression of the agricultural community past the early settlement phase into a later period of prosperity where more sophisticated residential construction took place. The existing house on the property was constructed c.1846 by Robert Lyon on a portion of the eastern quarter of Markham Township Lot 25, Concession 4. Lyon sold to John F. Schell in 1854, a farmer who was a member of a family from New York State that came to Markham in the late 1790s. The local crossroads was once known as Schell's Corners. From 1888 to the 2010s, the farmhouse was home to multiple generations of the Frisby family, a family of English origin that were prominent members of the Victoria Square community.

#### **Contextual Value**

The Lyon-Schell-Frisby House has contextual value as the farmhouse that once served the Schell and Frisby farms to the east of the historic crossroads community of Victoria Square. It is historically linked to the former farm property where it has stood since c.1846, and to both the Thomas Frisby Jr. House at 83 Thomas Frisby Jr. Crescent and the Lucy Frisby House at 15 Victoria Street, Victoria Square.

#### **Heritage Attributes**

Character-defining attributes that embody the cultural heritage value of the Lyon-Schell-Frisby House are organized by their respective Ontario Regulation 9/06 criteria, as amended, below:

Heritage attributes that convey the property's design value or physical value as a good representative example of a mid-nineteenth century brick farmhouse designed in the vernacular Classic Revival style:

- Rectangular plan;
- Five bay configuration of the façade;
- One-and-a-half storey height;
- Red brick walls with Flemish bond on the façade and splayed brick arches over door and window openings;
- Medium pitched gable roof with projecting boxed eaves and remnants of eave returns;
- Front doorcase with wood six-panelled door, flat-headed transom light and sidelights with panelled aprons;
- Flat-headed window openings with projecting lugsills;
- Wood single-hung windows with a two-over-two configuration on the ground floor and altered six-over-six configuration on the second floor.

Heritage attributes that convey the property's historical value for its association with Robert Lyon, a local builder, and the Schell and the Frisby families who were prominent in Victoria Square and vicinity:

• The dwelling is a tangible reminder of Robert Lyon, who built the house, and the Schell and Frisby families that historically resided here after him.

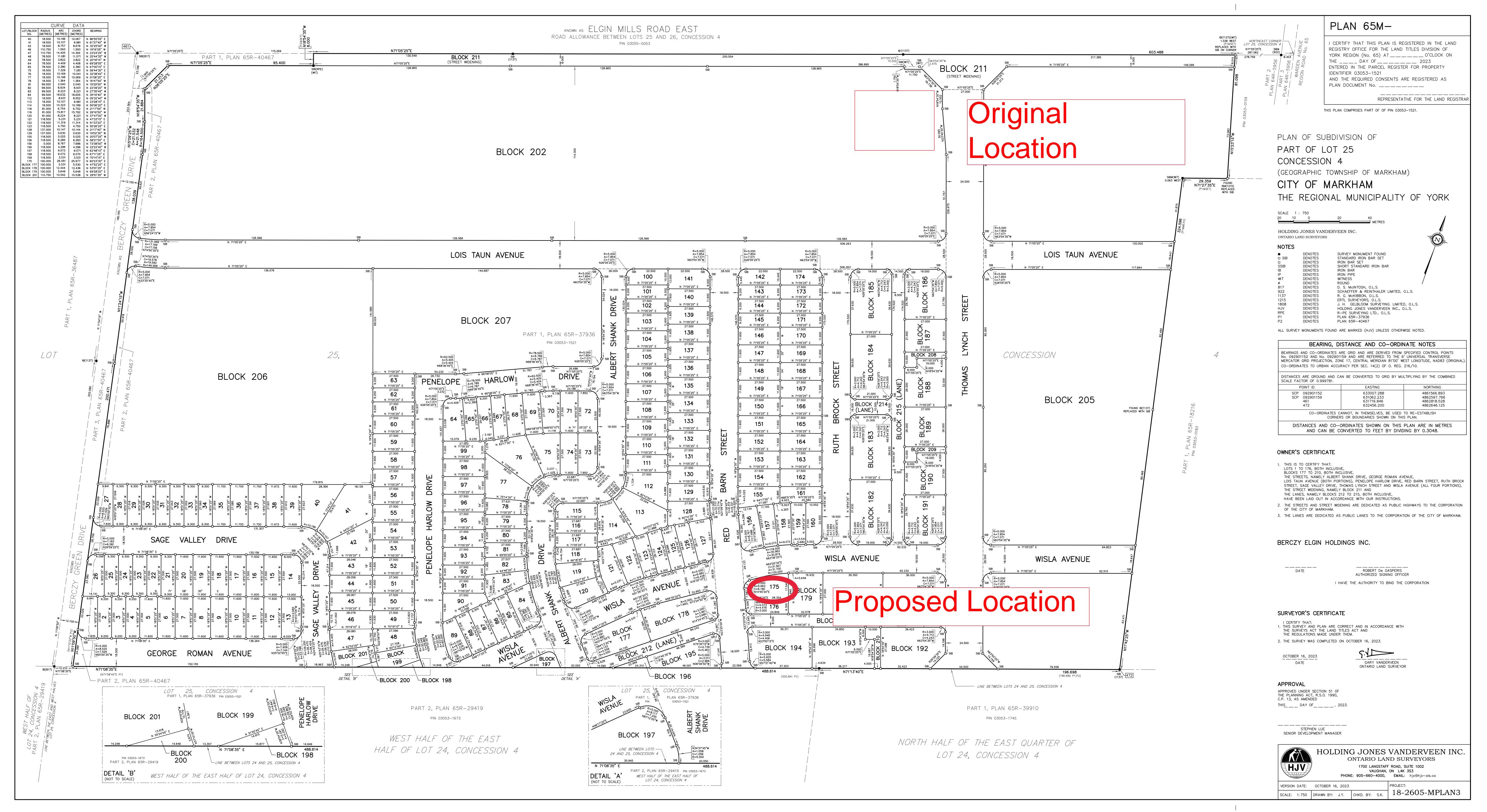
Heritage attributes that convey the property's contextual value as a building that is physically, functionally, visually and historically linked to its surroundings:

• The location of the building facing north, east of the historic crossroads community of Victoria Square, where it has stood since c.1846.

Attributes of the property that are not considered to be of cultural heritage value, or are otherwise not included in the Statement of Significance:

- Garage and rear and east side additions;
- Brick chimney;
- Screen door.

**Appendix 'D'**Draft Plan of Subdivision







## **MEMORANDUM**

**TO:** Heritage Markham Committee

FROM: Peter Wokral, Senior Heritage Planner

DATE: February 20, 2024

**SUBJECT:** Major Heritage Permit - Restoration Plan for the Graham-Hallman House

5474 19th Avenue, Markham

HE 23 150152

**Property/Building Description**: 2 storey mid-19<sup>th</sup> century Regency style stone farmhouse

<u>Use</u>: Residential

Heritage Status: Designated under Part IV of the Ontario Heritage Act

#### **Application Proposal**

• The City has received a Major Heritage Permit application proposing to restore the exterior of the Graham-Hallman house.

#### **Background**

- The restoration of this heritage house is part of the larger residential development of the property;
- The restoration plan proposes the removal of later claddings of a late 19<sup>th</sup> century addition to the house, new windows for non-heritage 20<sup>th</sup> century additions, and retention and restoration of character defining features of the original 1850's stone house and is supportable from a heritage perspective;
- However, the restoration plan does not propose the removal and replacement of a modern metal roof designed to resemble clay tiles that was installed sometime after 2004 prior to the building being designated under Part IV of the Ontario Heritage Act.

#### **Staff Comment**

• Although the existing metal roof is not historically appropriate, staff have no objection to it remaining in place for its natural lifespan and that it be replaced with a more appropriate roof when a new roof is needed in the future. Staff's position is based on the high cost of installing a metal roof, the existing roof being in good condition, and because the shallow slope of the roof does not make the roofing highly visible. Also, the alternative would be an asphalt shingle roof in an appropriate colour (the City has never

- required cedar shingle roofs as part of restoration plans other than at Markham Heritage Estates subdivision).
- However, staff would like to obtain feedback from the Heritage Markham Committee as to whether the metal roof should be replaced as part of the proposed restoration or remain in place until a new roof is required.

# **Suggested Recommendation for Heritage Markham**

THAT Heritage Markham has no objection to the existing metal roof remaining in place until it needs replacing with an appropriate new roof.

Or

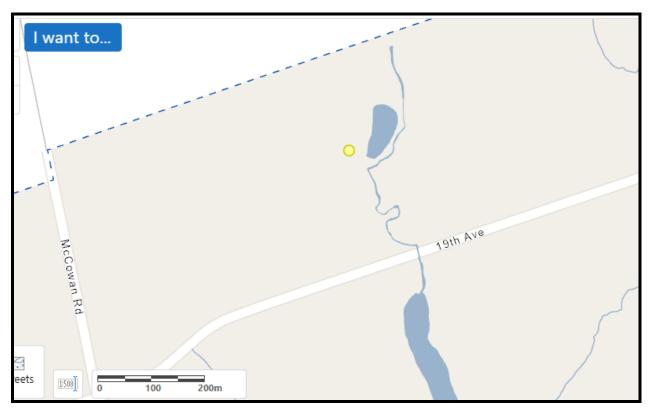
THAT Heritage Markham recommends that the existing metal roof at 5474 be replaced with a more historically appropriate roof.

#### Attachments

Attachment A- Location and Aerial Map Attachment B- Photograph of the Graham-Hallman House Attachment C- Restoration Plan Elevations

File: 5474 19th Avenue

Attachment A
Location and Aerial Map- 5474 19<sup>th</sup> Avenue, Markham





Attachment B- Photograph of Graham-Hallman House Prior to installation of metal roof 2004





Photograph of Graham-Hallman House from summer of 2023



Photograph of East side of Graham Hallman House November 2023

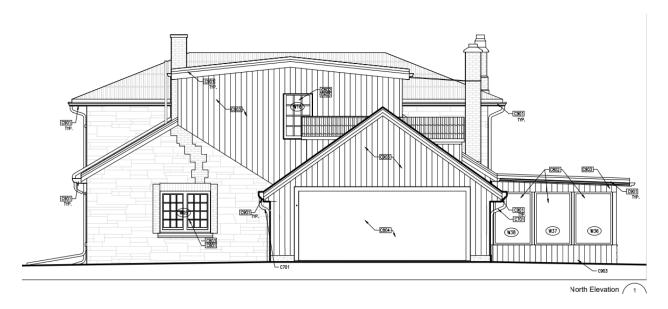
## **Attachment C** Restoration Plan Elevations



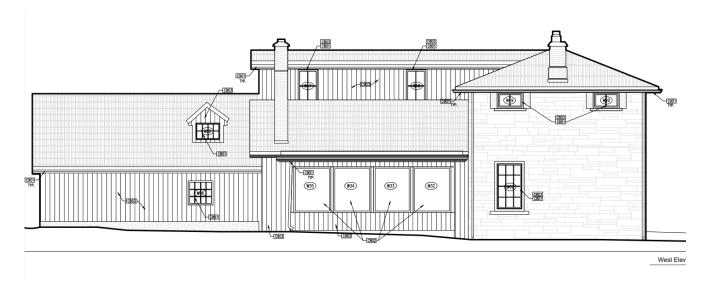
### South Elevation



East Elevation



# North Elevation



West Elevation





### **MEMORANDUM**

**TO:** Heritage Markham Committee

FROM: Peter Wokral, Senior Heritage Planner

DATE: February 20, 2024

**SUBJECT: Proposed Second Storey Addition** 

8 David Gohn Circle, Markham Heritage Estates

HE 23 149959

**Property/Building Description**: 1-1/2 storey single detached dwelling constructed c.1855

Use: Residential

Heritage Status: Designated under Part IV of the Ontario Heritage Act

### **Application Proposal**

- The owner proposes to demolish the second storey of the existing non-heritage addition and construct a new second storey to increase the ceiling height, without expanding the building footprint of the existing dwelling;
- The owner also proposes to install a new standing seam metal roof on the addition.

#### **Background**

- In October of 2020, the applicant submitted a building permit application seeking permission to install a metal roof on the non-heritage roof of the addition due to advanced deterioration of the cedar shingle roof caused by the fallen needles of adjacent spruce trees, the high cost and short life span of cedar shingles, and based on the roof of the addition being largely invisible from the public realm due to the form and orientation of the existing building;
- Heritage Markham Committee supported a onetime exception for the proposed metal roof
  in consideration of the low visibility of the roof and in recognition of the "hardships
  experienced in securing an appropriate warranty for cedar shingle roofing;"
- The Committee also requested that Heritage Staff report back on policy options regarding the installation of metal roofing to provide an appropriate and consistent approach for future applications to install metal roofing;
- The owner has attempted to obtain approval for the removal of some of the spruce trees contributing to the deterioration of the cedar roof, but his application was not supported by the City.

### **Staff Comment**

- The proposed form of the proposed 2<sup>nd</sup> storey addition is very similar to the existing roof line, only raised in order to provide more ceiling height and head room for the occupants of the house. Therefore, staff has no concerns regarding the proposed form, height, exterior cladding and architectural details of the proposed addition and therefore recommends that final review of the Major Heritage Permit application be delegated to the City (Heritage Section) staff;
- Given the past support of a metal roof for the addition, staff has no objection to a new metal roof provided that metal is limited to the roof slopes previously approved by the Heritage Permit, but not on slopes visible from the public realm;
- Staff has not had the opportunity to draft a policy regarding the appropriate use of metal roofs in Heritage Estates, but the most simple and equitable policy may be to permit historically appropriate metal roofs for all accessory buildings and modern additions regardless of their visibility (the issue is that metal roofs were not common in Markham and MHE subdivision has attempted to reflect accurate Markham restoration approaches). This would help address resident concerns regarding the rising costs and reduced lifespan of modern cedar shingle roofs and would have the additional benefit of helping distinguish the historic portion of the home from modern additions. Cedar shingles could continue to be the default required roofing material for the restoration of historic roofs in the absence of any documented or physical evidence of a different original historic roofing material. A more fulsome discussion and exploration of the pros and cons of this potential policy should be undertaken at a future meeting.

### **Suggested Recommendation for Heritage Markham**

THAT Heritage Markham has no objection to the installation of historically appropriate metal roofing on the roof slopes previously approved by the Heritage Permit HE 20 124651;

AND THAT Heritage Markham has no objection to the proposed 2<sup>nd</sup> storey addition to 8 David Gohn and delegates final review of the Major Heritage Permit and any other development application necessary to approve the proposed alteration to the City (Heritage Section) staff.

#### Attachments

Attachment A- Location Map
Attachment B- Proposed Site Plan

Attachment C- Existing and Proposed Elevations

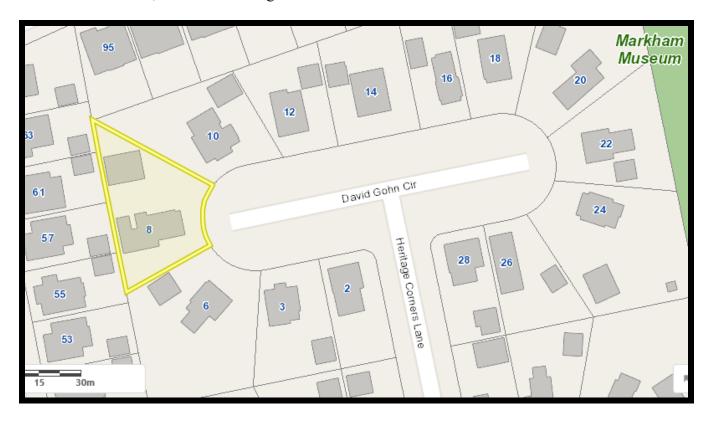
Appendix D- Roof slopes approved for metal roofing by previous heritage permit

Appendix E- Aerial view of existing metal roofing

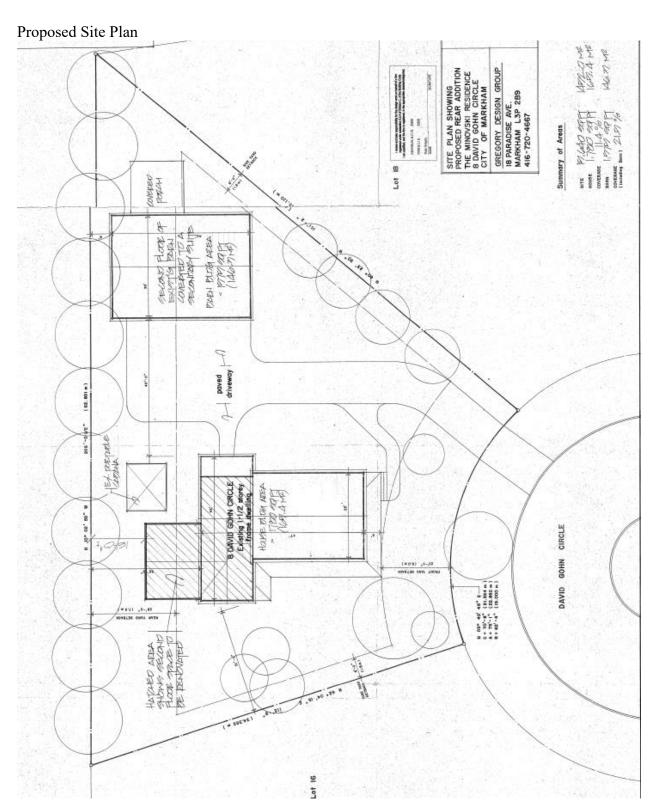
File: 8 David Gohn Circle

# **Attachment A**

8 David Gohn Circle, Markham Heritage Estates

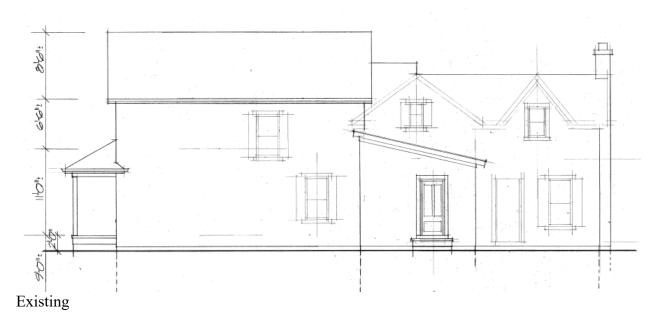


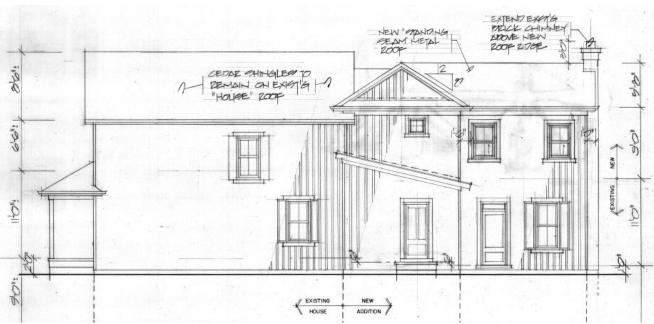
# Attachment B



# **Attachment C**

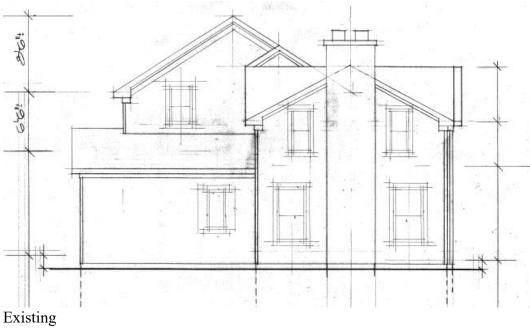
# Existing and Proposed North Elevation





Proposed

# Existing and Proposed West (rear) Elevations





### **Existing and Proposed South Elevations**



# Existing



Proposed

# Existing and Proposed East (front) Elevations

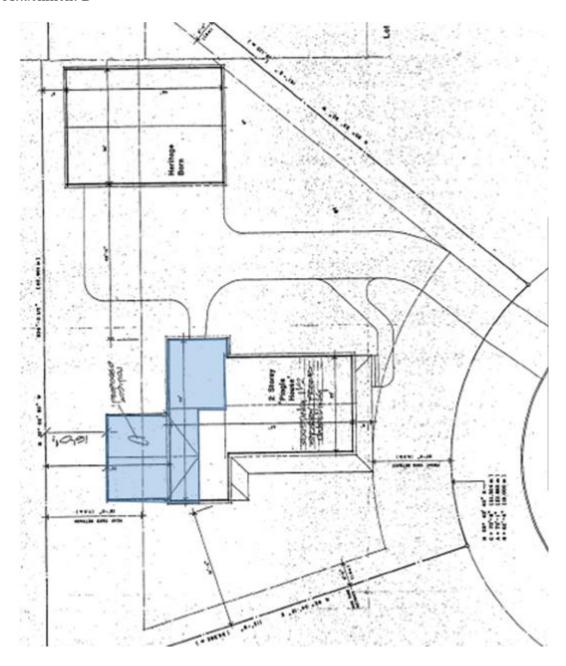


# Existing



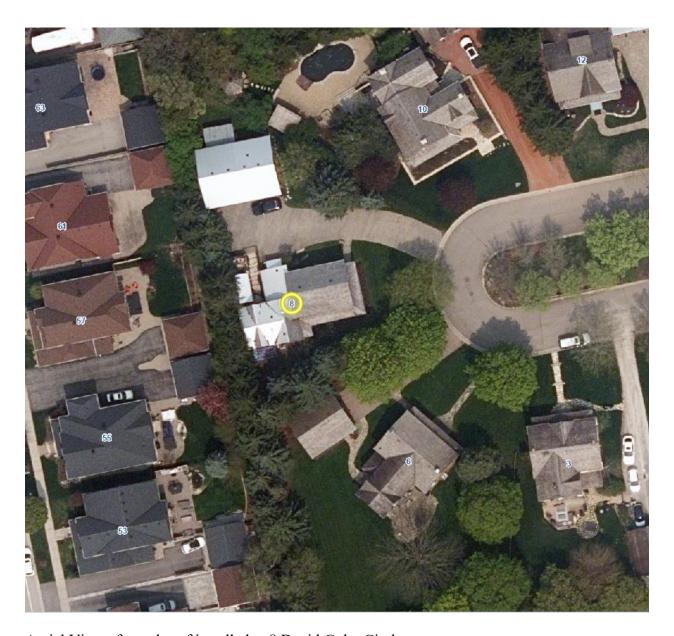
Proposed

## Attachment D



Roof slopes approved for metal roofing by Heritage Permit HE 20 124651

## Attachment E



Aerial View of metal roof installed at 8 David Gohn Circle





## **MEMORANDUM**

**TO:** Heritage Markham Committee

FROM: Regan Hutcheson, Manager-Heritage Planning

**DATE:** February 20, 2024

**SUBJECT:** Training / Conference

Ontario Heritage Conference - June 13-15, 2024, Gravenhurst

**Purpose**: To inform members of the upcoming conference.

#### **Background**

- Ontario Heritage Conference sponsored by Community Heritage Ontario (CHO) in cooperation with the Architectural Conservancy of Ontario (ACO) and the Ontario Association of Heritage Professional (OAHP) will be held on June 13-15, 2024 in Gravenhurst.
- See attached information on the Program being proposed for the Brockville conference.
- Registration Costs have not been posted yet: usually Full is \$250-275. The Thursday evening is a meet and greet with the conference beginning on the Friday morning and concluding Saturday afternoon.
- In past years, members of Heritage Markham have attended the conference and the City has paid for the registration, mileage and in some cases, overnight accommodation. Conference organizers indicated that due to demand for accommodation during this period in Gravenhurst, people wishing to attend are encouraged to book a hotel room by the end of February and then cancel if necessary.

### **Staff Comment**

- The 2024 budget proposal for committee member attendance at workshops/training is \$2,000.
- If one or more members are interested in attending for one day or both days, the Committee should support the allocation of training funding in the recommendation. For example, the recommendation could be as follows:
  - o THAT \_\_\_\_\_\_, be authorized to attend the Ontario Heritage Conference 2024 in Gravenhurst and be reimbursed for registration and mileage (and accommodation) to an upset limit of \$XXX from the Heritage Markham budget (Technical Workshops- Training for Volunteers).

### Suggested Recommendation for Heritage Markham

THAT the information on the 2024 Ontario Heritage Conference be received as information.

## Gravenhurst's Heritage Conference is full steam ahead

It's Full Steam Ahead for the Ontario Heritage Conference June 13 -15, 2024.

With less than 6 months to this year's conference, things are heating up in Gravenhurst, despite the snow and cold temperatures in the past few weeks. The theme for 2024's Conference is "Community Embracing Heritage". The local organizing committee has been focusing on breaking down silos between the various parties who are passionate about heritage.

So frequently, we all get stuck in a familiar way of assessing, operating and organizing projects and forget that sometimes a shift in perspective can help break through mind blocks, open up the creative process and allow us to find solutions that were in front of us all along. This has inspired the local organizing committee to focus on breaking down silos between the various parties who are passionate about heritage.

Our goal for this conference is to shake up the traditional format and blend together learning while being



Telegraph on board the RMS Segwun, the oldest operating steamship in North America. (Photo courtesy the Town of Gravenhurst)

a tourist. Ever had an exciting webinar or session booked that lands on the first sunny day in months, and you are torn between attending the event and seizing the day - well why not be on a historic steamship sailing the lake, while hearing about and seeing actual heritage projects right in front of your eyes... yup, we are doing that!

Or touring an adaptive reuse building while drinking a heritageinspired beer and hearing about the heritage that has driven a state-ofthe-art brewery to become a community hub...yup we're doing that too!

So what are some of the topics? How about: the Lifecycle of a Tree – from roots to roofs; Lost Airmen of Muskoka Project – far reaching impacts of war; Building for the Future – the 90s are retro now! There will be walking tours, a bus tour, a visit to our airport, panel discussions on development and debunking the myths of "Heritage", and of course, mapping tools and new technology topics too!

Join us on Thursday night at Sawdust City Brewery for our welcome reception! Sawdust City is a showcase for heritage adaptation as this former Canadian Tire building has been serving the community in its new capacity for over 10 years! Come early for dinner and then join us at 7 pm for the welcome recep-

(Continued on page 11)



Inside the opera house, built in 1901. This building was adapted from a former town hall into a community hub. (Photo courtesy the Town of Gravenhurst)

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# Book Gravenhurst rooms, speaker spot in February

(Continued from page 10)

tion and special live trivia session featuring local and provincial heritage questions, balanced with music and general knowledge questions. Fully accessible, ample parking and located centrally in Gravenhurst.

#### What's the catch?

Gravenhurst is a busy summer destination, so we don't want you to miss out on booking your accommodation now! We have created a handy website <a href="https://www.Gravenhurst.ca/HeritageConference">www.Gravenhurst.ca/HeritageConference</a> where you can find all the hotel information, activities and attractions in the area, a sneak peek of the program and photos of the area.

We HIGHLY recommend that you book your hotel first as some preferred locations have limited room blocks held until the end of February. The accommodations listed on our site all offer flexible cancellation policies, in case plans change. The website also includes tips for other things to see and do while you're in town. Consider extending your stay and take advantage of your time in beautiful Gravenhurst, Muskoka. For some inspiration check out our video teaser that was presented at the conference in 2023 in London. Don't delay...head to the website, book your hotel. Conference registration will be open soon!

#### Some openings for speakers

Last but not least – we still have some openings for speakers. We are looking for architects interested in speaking about:

- Urban Design Guidelines: balancing current design with "heritage aesthetics"
- addressing sustainability and climate change through design and building
- insuring your heritage property appropriately
- conservation vs adaptation of heritage assets
- the economic benefit of heritage tourism

So if you have a great topic that will fit in, want to be part of a panel or would like to represent one of our partner organizations in a session, please let us know by February 29th. You can send your proposals or expressions of interest to Amy Taylor — <a href="mailto:amy.taylor@gravenhurst.ca">amy.taylor@gravenhurst.ca</a>