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NOTICE OF PASSING OF HERITAGE DESIGNATION BY-LAW 006-2024
– 133 MILL STREET

IN THE MATTER OF THE *ONTARIO HERITAGE ACT R.S.O. 1990, CHAPTER O.18* AND IN THE MATTER OF the lands in the Town of Milton known municipally as 133 Mill Street, Milton, ON L9T 1S1, Lots 39 & Part of Lot 41, John Martin Survey (Plan 6), Block 6, Town of Milton, Regional Municipality of Halton, in the Town of Milton.

TAKE NOTICE that the Council for the Town of Milton passed Designation By-law 006-2024 on February 12th, 2024, which designates the building known municipally as 133 Mill Street, under Part IV, Section 29 of the *Ontario Heritage Act, R.S.O. 1990, c.O.18*, as amended, as a property of cultural heritage value or interest.

IF YOU WISH TO APPEAL TO THE ONTARIO LAND TRIBUNAL (OLT):

An appeal of the Designation Bylaw for the Property may be made by filing a notice of appeal with the Town Clerk, Town Clerk Office, Milton Town Hall, 150 Mary Street Milton, ON Canada L9T 6Z5; Email: <https://forms.milton.ca/ContactUs/Town-Clerks-Office> within thirty days of February 21st, 2024, which is March 22nd, 2024.

A Notice of Appeal must:

- (1) set out the reasons for the objection to the designation bylaw and
- (2) set out the reasons in support of the objection to the designation bylaw.
- (3) be accompanied by the fee charged by the Ontario Land Tribunal (OLT).

If you wish to appeal to the OLT, forms are available from the Ontario Land Tribunal website at <https://olt.gov.on.ca>.

Who can file an appeal?

Any persons who object to the designation bylaw may refer the matter to the Ontario Land Tribunal.

Getting more information:

A copy of the bylaw and background information about the application is available for public inspection by contacting Heritage Planning staff at <https://forms.milton.ca/ContactUs/Planning-and-Development> or reading the **Designation Bylaw**.

Received
FEB 23 2024
Ontario Heritage Trust

THE CORPORATION OF THE TOWN OF MILTON

BY-LAW NO. 006-2024

BEING A BY-LAW TO DESIGNATE THE PROPERTY KNOWN MUNICIPALLY AS 133 MILL STREET, MILTON, ON L9T 1S1, LOTS 39 & PART OF LOT 41, JOHN MARTIN SURVEY (PLAN 6), BLOCK 6, TOWN OF MILTON, REGIONAL MUNICIPALITY OF HALTON, IN THE TOWN OF MILTON, AS BEING OF CULTURAL HERITAGE VALUE OR INTEREST.

WHEREAS Part IV of the Ontario Heritage Act, R.S.O. 1990, Chapter 0. 18, as amended, authorizes the Council of a municipality to enact by-law to designate real property including all buildings and structures thereon, to be of cultural heritage value or interest;

AND WHEREAS the Council or the Corporation of the Town of Milton has caused to be served on the owners of the lands and premises known as, 133 Mill Street in the Town of Milton and upon the Ontario Heritage Foundation, Notice of Intention to so designate the aforesaid real property and has caused such Notice of Intention to be published in the Town website having general circulation in the municipality;

AND WHEREAS the reasons for designation are set out in Schedule 'B' attached hereto;

NOW THEREFORE the Council of the Corporation of the Town of Milton hereby enacts as follows:

1. **THAT** there is designated as being of cultural heritage value or interest, the real property known as the building located at 133 Mill Street, Milton, ON L9T 1S1, Lots 39 & Part of Lot 41, John Martin Survey (Plan 6), Block 6, Town of Milton, Regional Municipality of Halton, more particularly described in Schedule A' attached hereto.
2. **THAT** the municipal solicitor is hereby authorized to cause a copy of this By-law to be registered against the property described in Schedule 'A', attached hereto, in the proper Land Registry Office;
3. **THAT** the Clerk is hereby authorized to cause a copy of this By-law to be served on the owner of the aforesaid property and on the Ontario Heritage Foundation and to cause notice of the passing of this By-law to be published in the same newspaper having general circulation in the municipality.

PASSED IN OPEN COUNCIL ON FEBRUARY 12, 2024.

Gordon A. Krantz Mayor

Meaghen Reid

SCHEDULE 'A' to BY-LAW NO. 006-2024

ALL AND SINGULAR that certain parcel or tract of land and premises situate at, 133 Mill Street, Milton, ON L9T 1S1, Lots 39 & Part of Lot 41, John Martin Survey (Plan 6), Block 6, Town of Milton, Regional Municipality of Halton.

SCHEDULE 'B' to BY-LAW NO. 006-2024

Legal Description

133 Mill Street, Milton, ON L9T 1S1, Lots 39 & Part of Lot 41, John Martin Survey (Plan 6), Block 6, Town of Milton, Regional Municipality of Halton.

Description of Property

The original one-story brick Regency-style cottage (popular between 1820 and 1860) with an open veranda was built by Eli Van Allen in 1857. The cottage underwent various renovations over the 20th century, with a two-storey addition to the east of the original structure with new stucco to the bricks and was completed in 1991. The original form and the house's location are retained, but the original style of the windows and doors have been altered. This property forms a 'gatepost' to this significant part of this old Milton neighbourhood established through John Martin Survey Plan 6. This neighbourhood is seeing an increasing number of designated historic homes.

Statement of Cultural Heritage Value and Interest

The historic house at 133 Mill Street was built circa 1857. Its cultural heritage value lies in its physical, historical and contextual value. It is a surviving example of the Ontario Regency Style Cottage. It has historical significance as it is the house of former Town Councillor Eli Van Allen, who built this house. It has contextual significance as this property is one of the original houses in the John Martin Survey Plan 6 for this significant part of Old Milton.

Design Value or Physical Value

133 Mill Street is an altered example of a Regency cottage. Built in 1856, the brick cottage, now covered in stucco, retains its original form and location. Extensive renovations in the 1990s altered the character and appearance of this house, hiding its Regency origins. A two-storey addition was added to the east of the historic house. The original structure of the home featured a simple centre-gable porch entrance. Renovations of the cottage added transoms to the windows. They are not original to the house. The current structure retains its original low hip roof with a centre gable, decorative frieze, plain soffit and open veranda, which is common in Regency Cottage style. The veranda features plain rectangular posts. The new veranda occupies both the original structure and the addition.

Historical Value or Associative Value

Eli Van Allen purchased the land from Edward Martin in 1856 and built this house in 1857. Eli Van Allen was a Town Councillor from 1868 to 1870. Eli sold this house to his son Joshua Van Allen, who was appointed the Town jailer in 1857. Eli was also a

carpenter by trade and worked in constructing the Wallace Hotel that previously existed at the intersection of Main and Brown Streets. The Van Allen's raised their two sons, George and Frank. Richard White, the founder of the Milton Reformer, was a tenant in this house.

Contextual Value

This property has contextual value as one of the earliest houses built in the John Martin Survey (Plan No. 6) in 1853. This neighbourhood was one of the very early subdivisions in Milton that were created even before Milton was incorporated as a Town in 1857. The Martin Survey included houses North of Main Street East, East of Bronte Street North, Mill Street, Victoria Street and James Street. This house helps to define, maintain and support the heritage character of this neighbourhood, which is seeing an increase in the number of designated heritage properties, which could turn the neighbour into a future heritage conservation district. It is described as a 'gatepost' to the neighbourhood.

Character Defining Elements/Heritage Attributes

Key heritage attributes vital to the preservation of 133 Mill Street are the following character-defining elements/heritage attributes:

- The original location, form and massing of the one-storey house (except for the two-storey addition) with a stone foundation and basement.
- Original low-hip roof with centre gable, decorative frieze and plain soffit.
- Open veranda with plain wood posts
- Home of Town Councillor Eli Van Allen 1868-1870
- Context of the location of the original house as the 'gatepost' and contributing to the heritage character of the John Martin survey neighbourhood of 1853.

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