



THE CORPORATION OF THE CITY OF BRAMPTON

BY-LAW

Number 71-2010

To designate the property on Highway 50 south of Mayfield Road (Shiloh Cemetery) as being of cultural heritage value or interest.

WHEREAS Section 29 of the Ontario Heritage Act, R.S.O. 1990, Chapter O. 18 (as amended) authorizes the Council of a municipality to enact by-laws to designate real property, including all the buildings and structures thereon, to be of cultural heritage value or interest;

WHEREAS the Brampton Heritage Board supports the designation of the properties described herein;

WHEREAS a Notice of Intention to Designate has been published and served in accordance with the Act, and there has been no Notice of Objection served on the Clerk;

NOW THEREFORE the Council of the Corporation of the City of Brampton HEREBY ENACTS as follows:

- 1. The property on Highway 50 south of Mayfield Road (Shiloh Cemetery) more particularly described in Schedule "A" is hereby designated as being of cultural heritage value or interest pursuant to Part IV of the Ontario Heritage Act.
2. The City Clerk shall cause a copy of this by-law to be registered against the property described in Schedule "A" to this by-law in the proper Land Registry Office.
3. The City Clerk shall cause a copy of this by-law to be served upon the owners of the property on Highway 50 south of Mayfield Road (Shiloh Cemetery) and upon the Ontario Heritage Trust and to cause notice of this by-law to be published to the City's website in accordance with Council's Procedure By-law.
4. The City Clerk shall serve and provide notice of this by-law in accordance with the Act.
5. The short statement of the reason for the designation of the property, including a description of the heritage attributes are set out in Schedule "B" to this by-law.
6. The affidavit of Peter Fay attached, as Schedule "C" hereto shall form part of this by-law.

READ A FIRST, SECOND AND THIRD TIME AND PASSED IN OPEN COUNCIL THIS 10th DAY OF March, 2010.

Approved as to form
Jan 29 10

SUSAN FENNELL - MAYOR
PETER FAY - CLERK

Approved as to Content:
Karl Walsh, Director, Community Design, Parks Planning and Development

SCHEDULE "A" TO BY-LAW *71-2010*

LEGAL DESCRIPTION

Pt. Lot 17, Con. 12 ND Toronto Gore as in TG3037 Except Expropriation Plan TG5564;
Brampton

142130105 (LT)

SCHEDULE "B" TO BY-LAW 71-2010

SHORT STATEMENT OF THE REASON FOR THE DESIGNATION OF SHILOH CEMETERY ON HIGHWAY 50:

The property at Highway 50 south of Mayfield Road (Shiloh Cemetery) is worthy of designation under Part IV of the Ontario Heritage Act for its cultural heritage value. The property meets the criteria for designation prescribed by the Province of Ontario under the three categories of design or physical value, historical value and contextual value.

The subject property is the site of a rural Euro-Canadian cemetery. A Primitive Methodist Church was built on this location in about 1840 to serve the hamlet of Tormore. The first recorded burial was 1848 and the last was in 1905. Several early settlers are buried in this still rural and remote cemetery including members of the Woodill, Jolley and Ezard families.

The cultural heritage value of the Shiloh Cemetery is related to its design or physical value as a representative example of a rural historic Euro-Canadian cemetery. The many early tombstones and grave markers reflect a high degree of craftsmanship as exhibited by ornately carved motifs and symbols.

The earliest burial that is noted on a tombstone is that of Mary, the five-year-old eldest daughter of Robert and Jane Hart. She died on July 23, 1848. The last burial was that of Lester Shuttleworth in 1905. It is estimated that about a hundred bodies are buried in the cemetery. The property, and the burials it contains, also holds significant spiritual importance as the 'final resting place' of several 19th century citizens of Brampton, including some of its earliest Euro-Canadian settlers.

The property also has historical or associative value as it reflects the history of Tormore. The community of which this church and cemetery were a part was referred to as Tormore. Previously, however, the village had been known as Hartville or Hart's Corners. The village was only referred to Tormore after a post office, called Tormore, was established in William Graham's general store in 1851. Robert Hart purchased the lot from the Hall family and it is his name that appears on the Tremaine map. In the 1860s the Gaffney family of Blacksmiths set up their business and became so notable that the village was often referred to as Gaffney's Corners. However, the post office, established in 1851 in Graham's General Store, was called Tormore. In its time, from about 1855 to the 1880s, Tormore had a hotel, a general store, a blacksmith shop, a wagon maker's shop, a plough maker's shop and a veterinarian. All that remains of this once bustling village is the cemetery.

This cemetery is also illustrative of broad patterns of social history because the engravings on the grave markers act as a testament to the experiences of early settlers and their faith.

The cultural heritage value of the property is also connected to its contextual value as it helps identify the location of the former village of Tormore. This important and well-preserved cemetery is the only remaining tangible vestige of the former hamlet. The landscaping elements of the cemetery are also significant with some mature shade trees and a thick hedgerow of mature conifers on the south edge of the property. The

cemetery also retains its rural character with grass swales and no concrete curbs or gutters.

DESCRIPTION OF THE HERITAGE ATTRIBUTES OF THE PROPERTY:

Unless otherwise indicated, the reason for designation apply generally to all structures, monuments, gravestones, fencing, trees, shrubs, hedgerows, other vegetation and the grounds and vistas generally.

To ensure that the cultural heritage value of this property is conserved, certain heritage attributes that contribute to its value have been identified specifically and they include:

- Representative example of a rural historic Euro-Canadian Cemetery;
- All tombstones and grave markers
- Spiritual value as the burial site of an indeterminate number of 19th century Euro-Canadians and other persons;
- Associative value reflecting the history of the former community of Tormore
- All landscaping elements including trees, shrubs and grass swales;
- Rural character and setting of the cemetery;
- Archaeological potential including all burials and the site of the former Shiloh United Church

The cemetery fronts highway 50 and is rectangular in shape. It is exactly half of an acre and is 135 feet by 150 feet. There is a wooden sign on two posts that reads "Shiloh Methodist Cemetery, 1851." The cemetery also contains a granite cairn that outlines the family names of those interred at the cemetery, a brief history, and the original date stone from the church. The property is fenced and has two stone posts at the front.

SCHEDULE "C" TO BY-LAW 71-2010

AFFIDAVIT OF PETER FAY

I, PETER FAY, of the City of Mississauga in the Region of Peel, MAKE OATH AND SAY:

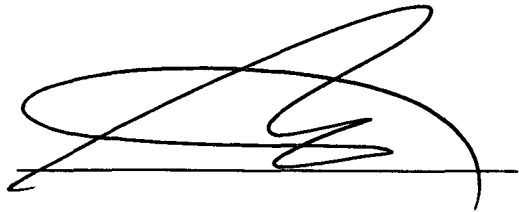
1. I am the Clerk for the Corporation of the City of Brampton and as such I have knowledge of the facts herein contained.
2. The public notice of intention to designate Shiloh Cemetery at Highway 50 south of Mayfield Road was served on the owner of the property and was advertised, in the form attached as Exhibit A to this my affidavit, on the City's website in accordance with Council's Procedure By-law.
3. The by-law to designate the Shiloh Cemetery at Highway 50 south of Mayfield Road came before City Council at a Council meeting on *March 10,* 2010 and was approved.
4. A copy of the by-law, including a short statement of the reason for the designation has been served upon the owner of the property and the Ontario Heritage Trust and notice of such by-law was published on the City of Brampton website on *November 19, 2009.*

SWORN before me at the City)
of Brampton, in the Region)
of Peel, this *29th*)
day of *March, 2010*)

EARL EVANS, Deputy City Clerk
The Corporation of The City of Brampton
2 Wellington Street West
Brampton, Ontario L6Y 4R2
A Commissioner, etc.,
in the Regional Municipality of Peel

Earl Evans

A Commissioner for Taking Affidavits, etc.



SCHEDULE "C" TO BY-LAW 71-2010

AFFIDAVIT OF PETER FAY

I, PETER FAY, of the City of Mississauga in the Region of Peel, MAKE OATH AND SAY:

1. I am the Clerk for the Corporation of the City of Brampton and as such I have knowledge of the facts herein contained.
2. The public notice of intention to designate Shiloh Cemetery at Highway 50 south of Mayfield Road was served on the owner of the property and was advertised, in the form attached as Exhibit A to this my affidavit, on the City's website in accordance with Council's Procedure By-law.
3. The by-law to designate the Shiloh Cemetery at Highway 50 south of Mayfield Road came before City Council at a Council meeting on *March 10,* 2010 and was approved.
4. A copy of the by-law, including a short statement of the reason for the designation has been served upon the owner of the property and the Ontario Heritage Trust and notice of such by-law was published on the City of Brampton website on *November 2019, 2009.*

SWORN before me at the City)
of Brampton, in the Region)
of Peel, this *29th*)
day of *March, 2010*)

EARL EVANS, Deputy City Clerk
The Corporation of The City of Brampton
2 Wellington Street West
Brampton, Ontario L6Y 4R2
A Commissioner, etc.,
in the Regional Municipality of Peel

Earl Evans

A Commissioner for Taking Affidavits, etc.

