

THE CORPORATION OF THE TOWNSHIP OF KING

BY-LAW NUMBER 2009-109

**A BY-LAW TO DESIGNATE
WESLEYAN METHODIST CEMETERY
(CEMETERY ON THE HILL),
AS A HERITAGE SITE UNDER THE
ONTARIO HERITAGE ACT**

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

AND WHEREAS the Council ('Council') of the Corporation of the Township of King ('Township') has determined that the Wesleyan Methodist Cemetery (Cemetery On The Hill) located on lands described as Concession 9, Part Lot 6, and municipally known as 6400 King Road, in the Village of Nobleton in the Township of King in the Regional Municipality of York (the 'Lands') shall be designated as a property of cultural heritage value or interest pursuant to Section IV of the *Ontario Heritage Act*, 1990, c.O.18;

AND WHEREAS Council has caused to be served on the Ontario Heritage Trust notice of intention to so designate the Wesleyan Methodist Cemetery (Cemetery On The Hill) for the reasons set out in Appendix "A" attached to this By-law, and has caused such notice of the intention to be published in the local newspaper having general circulation in the municipality;

AND WHEREAS no notice of objection to the proposed designation has been served on the Clerk of the Municipality;

NOW THEREFORE the Council of the Corporation of the Township of King **HEREBY ENACTS AS FOLLOWS:**

1. The property known as the Wesleyan Methodist Cemetery (Cemetery On The Hill) located on lands described as Concession 9, Part Lot 6, in the Village of Nobleton, Township of King in the Regional Municipality of York is designated pursuant to Part IV of the *Ontario Heritage Act* as a property of cultural heritage value or interest.

2. The Township Solicitor is authorized to cause a copy of this By-law to be registered against the Lands as described in Clause 1 above in the proper Land Registry Office.
3. The Clerk is authorized and directed to cause a copy of this By-law to be served on the *Ontario Heritage Trust* and to cause notice of passing of this By-law to be published in the local newspaper having general circulation in the municipality.

READ a FIRST and SECOND time this 30th day of November, 2009

READ a THIRD time and **FINALLY PASSED** this 30th day of November, 2009



Margaret Black, Mayor



Chris Somerville, Clerk

APPENDIX 'A' TO BY-LAW NUMBER 2009-109

WESLEYAN METHODIST CEMETERY (CEMETERY ON THE HILL), TOWNSHIP OF KING

REASONS FOR DESIGNATION:

Property Name: Wesleyan Methodist Cemetery, Nobleton (also known as Cemetery On The Hill)
Street Address: 6400 King Road
Location: Concession 9, Part Lot 6
Municipality: Township of King, Regional Municipality of York
Assessment Roll: #052 260 **Property Owner:** Township of King

The Township of King Heritage Committee wishes to advise King Township council the property known municipally as the Wesleyan Methodist Cemetery, Nobleton is recommended for designation for its cultural heritage value or interest under Part IV of the *Ontario Heritage Act*. It meets criteria for municipal designation prescribed by *Ontario Regulation 9/06* under the three categories of design/physical value, historical/associative value and contextual value.

Description of Property

The Wesleyan Methodist Cemetery, Nobleton is an inactive, small, mid to late 19th-century, local cemetery located at 6260 King Road. With a frontage of 215.36 ft and a depth of 139.67 ft, it is situated on the north side of King Road, immediately east of Nobleview Drive, Concession 9 West Part Lot 6, in the village of Nobleton.

Statement of Cultural Heritage Value or Interest

The cultural heritage value of the Wesleyan Methodist Cemetery, Nobleton is related to its design/physical value as a good example of a mid to late 19th-century, one time rural municipal cemetery situated in growing urban community. It is characterized by its remaining gravesite markers, ranging from limestone, granite and marble, arranged predominantly in 3 parallel rows both upright and flat on the ground within a open park like setting. Inscriptions from the modest to the more ornate adorn their surfaces and perpetuate the memory of the long dead of the community.

The cultural heritage value of the Wesleyan Methodist Cemetery, Nobleton is related to its historical/associative value as the burial site of members of a number of the early families of the village of Nobleton. Samuel Sheardown, an 1828 English immigrant, provided this portion of his property for a church and cemetery in 1845. While the church was taken down in 1896 the cemetery closed in 1905. It's been known at times as the Water Tower Cemetery due to a former water tower located there for many years and as the Cemetery on the Hill. Though many of its gravesite markers and monuments have since disappeared the approximately 40 remaining markers, dating from 1849 to 1901, list the names of approximately 86 members of the families of the earliest settlers, influential residents and business owners of the community.

The cultural value of the Wesleyan Methodist Cemetery, Nobleton also relates to its contextual value for its more than 157 years influence on the continued rural character of the immediate landscape. Its simple, open park like setting with few mature trees serves as a spiritual and visual landmark and is an important reminder of the rural past to the community.

Description of Heritage Attributes

The heritage attributes of the Wesleyan Methodist Cemetery, Nobleton related to its cultural heritage value as a small, mid 19th to late 20th-century, rural burial site of early settlers of the village of Nobleton and its spiritual and visual landmark value to the community are portrayed by:

- the variety of styles and material of its original markers and monuments, with their surviving inscriptions
- its placement of the original markers and monuments
- the original placement of gravesites
- the level park like setting
- the grassy landscape
- the mature trees
- its location and dimensions
- the base of the former water tower

Reference: Clerks Department Report CL-2009-35, October 19th, 2009.