

THE CORPORATION OF THE TOWNSHIP OF KING

BY-LAW NUMBER 2009-107

**A BY-LAW TO DESIGNATE
ST. PAUL'S PRESBYTERIAN CEMETERY (LINTON)
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 St. Paul's Presbyterian Cemetery (Linton) located on lands described as Concession 9, Part Lot 15, and municipally known as 14380 Highway 27, 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 St. Paul's Presbyterian Cemetery (Linton) 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;

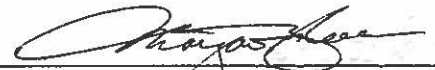
NOW THEREFORE the Council of the Corporation of the Township of King **HEREBY ENACTS AS FOLLOWS:**

1. The property known as the St. Paul's Presbyterian Cemetery (Linton) located on lands described as Concession 9, Part Lot 15, 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.

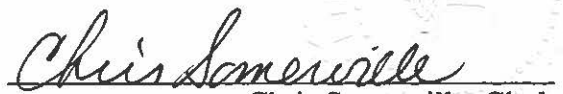
2. The Township Solicitor is authorized to cause a copy of this By-law to be registered against the Lands as described in Clause 1 above in the proper Land Registry Office.
3. The Clerk is authorized and directed to cause a copy of this By-law to be served on the *Ontario Heritage Trust* and to cause 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 2009-107

ST. PAUL'S PRESBYTERIAN CEMETERY (LINTON), TOWNSHIP OF KING

REASONS FOR DESIGNATION:

Property Name: St. Paul's Presbyterian Cemetery, Linton
Street Address: 14380 Highway 27
Location: Concession 9, Part Lot 15
Municipality: Township of King, Regional Municipality of York
Assessment Roll: #055 427 **Property Owner:** Township of King

The Township of King Heritage Committee wishes to advise King Township council the property known municipally as St. Paul's Presbyterian Cemetery, Linton 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

St. Paul's Presbyterian Cemetery, Linton is an inactive, small, rural, mid 19th to late 20th-century community cemetery located at 14380 Highway 27. Measuring approximately 1 acre, it is situated on the west side of Highway 27, immediately south of the 16th Concession, at the southeast corner of Concession 9 Lot 15, 2.5 kilometres north of the village of Nobleton.

Statement of Cultural Heritage Value or Interest

The cultural heritage value of St. Paul's Presbyterian Cemetery, Linton is related to its design/physical value as a good example of a small, mid 19th to late 20th-century, local community cemetery situated in a rural setting. Its seeming unstructured arrangement of gravesite markers, from unadorned limestone, sandstone and granite to more elaborate stone columns, in a open, gently sloped, grassed surrounding acts a reminder of how those in the past by design created a composed, undisturbed setting for the memory of the dead of their community.

The cultural heritage value of St. Paul's Presbyterian Cemetery, Linton is related to its historical/ associative value as the burial site of members of a number of the original families of the one time hamlet of Linton. Established circa 1851 on land donated by James Stewart the property was also the one time site of a Presbyterian church known at times as the Ninth Line Church and as the Linton Church. Its approximately 34 markers and monuments, dating from 1856 to 1983, list the names of approximately 187 of the last remaining known burial sites of the early settlers of the community. Previous surveys record the burials of 34 others whose markers no longer exist. Closed in 1958 many of the cemetery's earliest burial sites are of Irish émigrés. These include that of the first minister, the Reverend James Adams, who served for 26 years, his wife and children, and of Joseph Lynn Jr., first postmaster of the Linton Post Office who served for 26 years from 1858, and namesake of the one time community of Linton.

The cultural value of the St. Paul's Presbyterian Cemetery, Linton also relates to its contextual value for its more than 152 years influence on the continued rural character of the immediate landscape. Its unadorned, open treed setting, situated on a hill overlooking the roadway, contributes to the rural landscape, serves as a spiritual and visual landmark and important reminder of the past to the community.

Description of Heritage Attributes

The heritage attributes of the St. Paul's Presbyterian Cemetery, Linton related to its cultural heritage value as a small, mid 19th to late 20th -century, rural burial site of early settlers of the one time hamlet of Linton, its influence on the rural character of the landscape, 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 gentle slope
- the grassy landscape
- the mature trees along the west and south fence lines
- its hillside location and dimensions

- the hillside steps on the northeast corner
- the metal pipe fence along the top of the northeast and east hillside
- the sloped path up the northern boundary

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