

**NOTICE OF PASSING OF HERITAGE DESIGNATION BY-LAW PURSUANT TO
SECTION 29 OF THE ONTARIO HERITAGE ACT, R.S.O. 1990, C. O.18****400 Marshall Road**

TAKE NOTICE that the Council of the Corporation of the Township of Tiny has made the decision to pass By-law 26-051, being a by-law to designate the above noted property as being of Cultural Heritage Value or Interest pursuant to Part IV, Section 29 of the *Ontario Heritage Act*, R.S.O. 1990, c. O.18, as amended. The Township did not receive any objections to the Notice of Intention to Designate the Property therefore Council did not consider any objections and passed the designation by-law for the Property.

AND TAKE FURTHER NOTICE that as per section 29(11) of the *Ontario Heritage Act*, an appeal to the Ontario Land Tribunal in respect to this by-law may be made by filing a Notice of Appeal to the Ontario Land Tribunal. The Notice of Appeal must:

- set out the reasons for the objection to the designation by-law;
- set out the reasons in support of the objection to the designation by-law;
- be accompanied by the applicable fee charged by the Ontario Land Tribunal; and
- be submitted no later than thirty (30) days after the publication of this notice.

An appeal may be filed by filing a Notice of Appeal with the Township either via the Ontario Land Tribunal e-file service (first-time users will need to register for a My Ontario Account) at <https://olt.gov.on.ca/e-file-service> by selecting Tiny (Township of) as the Approval Authority or by mail 130 Balm Beach Road, Tiny, Ontario L0L 2J0. The filing of an appeal after 4:30 p.m., in person or electronically, will be deemed to have been received the next business day. The appeal fee can be paid online through e-file or by certified cheque/money order to the Minister of Finance, Province of Ontario. If you wish to appeal to the Ontario Land Tribunal or request a fee reduction for an appeal, forms are available from the Ontario Land Tribunal website at www.olt.gov.on.ca. If the e-file portal is down, the Notice of Appeal can be submitted in person or to mhunt@tiny.ca.

REASON FOR DESIGNATION

It has been determined that the property municipally known as 400 Marshall Road meets the criteria for designation under Part IV, Section 29, of the *Ontario Heritage Act* and Ontario Regulation 9/06 for its cultural heritage value.

DESCRIPTION OF PROPERTY

The property addressed as 400 Marshall Road is located in the countryside area of the Township. The property is on the west frontage of Marshall Road, north of Ellerys Sideroad, south of The Angela Schmidt Foster Road, and east of Base Line Road. The property is within an agricultural setting and contains several buildings including a dwelling, barn and outbuildings. The balance of the property consists of agricultural fields. It has an area of 38 hectares with approximately 418 metres of frontage. The surrounding area is predominantly agricultural. The property is legally described as: PT LT 97 CON 2 WPR TINY AS IN RO984214; TINY.

Questions regarding this notice can be directed to Maryann Hunt, Director of Planning and Development, at mhunt@tiny.ca or by calling 705-526-4204.

Mailing Date of this Notice: **October 16, 2026**

Maryann Hunt, MCIP, RPP
Director of Planning & Development, The Corporation of the Township of Tiny

THE CORPORATION OF THE TOWNSHIP OF TINY

BY-LAW NUMBER 26-051

**Being a By-Law to Designate 400 Marshall Road
as Being of Cultural Heritage Value and Interest
under Section 29 of the Ontario Heritage Act**

WHEREAS Section 8 of the Municipal Act, 2001, S.O. 2001, c.25, herein referred to as ("the Act") provides that the powers of a municipality under this or any other Act shall be interpreted broadly so as to confer broad authority on the municipality to enable the municipality to govern its affairs as it considers appropriate and to enhance the municipality's ability to respond to municipal issues;

AND WHEREAS Section 9 of the Municipal Act provides that a municipality has the capacity, rights, powers and privileges of a natural person for the purpose of exercising its authority under the Municipal Act or any other Act;

AND WHEREAS pursuant to section 29 of the Ontario Heritage Act R.S.O. 1990, c. 0.18, the Council of a municipality may, by By-law, designate a property within the municipality to be of cultural heritage value or interest;

AND WHEREAS the property is legally described in Schedule "A" to this By-law (the "Subject Property");

AND WHEREAS the Council of the Corporation of the Township of Tiny has set out the statement of cultural heritage value or interest, and described the heritage attributes of the Subject Property in schedule "B" to this By-law;

AND WHEREAS the Council of the Township of Tiny has consulted with its Municipal Heritage Committee pertaining to this By-law;

AND WHEREAS the Council of the Corporation of the Township of Tiny has caused to be served on the owners of the Subject Property and upon the Ontario Heritage Trust, notice of intention to designate the Subject Property and further, has caused the notice to be published for general circulation in the municipality;

AND WHEREAS no objections to the notice of intention to designate were served on the Clerk of the municipality;

NOW THEREFORE BE IT RESOLVED THAT the Council of The Corporation of Tiny enacts as follows:

1. THAT the Subject Property more particularly described on Schedule "A" attached hereto, is hereby designated as being of Cultural Heritage Value and Interest pursuant to section 29 of the Ontario Heritage Act R.S.O. 1990, c. 0.18.
2. THAT the statement of cultural heritage value or interest and description of heritage attributes is attached hereto and forming part of the By-law as Schedule "B".
3. THAT the attached schedules form part of the By-law;
4. THAT the Clerk is hereby authorized to cause a copy of this By-law to be served on the owner of the Subject Property and the Ontario Heritage Trust, and publish notice of passing of this By-law for general circulation in the municipality;
5. THAT once this By-law comes into force and effect in accordance with the applicable provisions of the Ontario Heritage Act R.S.O. 1990 c. 0.18, the Town Solicitor is hereby authorized to cause this By-law to be

registered against the Subject Property described in Schedule "A"
hereto at the Land Registry Office.

BY-LAW PASSED AND ENACTED THIS 16th DAY OF SEPTEMBER 2026.



MAYOR, David Evans



CLERK, Tina Arbuckle

SCHEDULE A

LEGAL DESCRIPTION

PT LT 97 CON 2 WPR TINY AS IN RO984214; TINY

SCHEDULE "B" TO BY-LAW 2026-051

STATEMENT OF CULTURAL HERITAGE VALUE

The cultural heritage value of the property is related to its physical and contextual value. The property is a rare, unique, representative or early example of a style, type, expression, material or construction method, displays a high degree of craftsmanship or artistic merit and it is important in defining, maintaining or supporting the character of an area.

The property contains a c. 1865-1873 dwelling that is a representative example of an Ontario gothic cottage. This was the most popular dwelling style in Ontario, promoted by the Canadian Farmer magazine in 1865. Elements of the gothic cottage present in the dwelling include the side gable roof and two steeply pitched front and side gables each with arched windows.

The property also contains two timber framed barns. The property has been maintained in an agricultural setting, with structures that represent a historic farmstead. The collective concentration of these structures within the agricultural context is representative of a turn of the century farmstead.

The property contains a dwelling that demonstrates a high degree of artistic merit. The dwelling features several decorative and ornamental elements which enhance the dwelling's appearance as an exceptional example of the gothic cottage style. Such elements include the dichromatic brickwork in the quoins and voussoirs, as well as the steep gables with centred arched windows, and the front entrance with transom and sidelights.

The immediate surrounding area can be characterized as agricultural, which is an element of the rural heritage of the Township. The surrounding area includes several agricultural lands with original elements indicative of the rural heritage, including original barns, farmhouses and pastures. Collectively, these inform a historic agricultural character area. The property contains original features which comprise a historic farmstead, including the gothic cottage farmhouse and the pastures. These features collectively support the historic agricultural character of the area.

The property has contextual value as it is representative of a historic agricultural farm complex which supports the historic agricultural character of the area.

DESCRIPTION OF HERITAGE ATTRIBUTES

The property contains a c. 1865-1873 dwelling that is a representative example of an Ontario gothic cottage.

Heritage attributes of the property include:

- The original construction of the 2-storey dwelling including:
 - Gable rooflines, including the two steep gables with arched windows at the front (east) and side (south) elevations
 - Front entrance with transom and sidelights
 - Brick construction
 - Dichromatic voussoirs and quoins

- Original window openings and brick sills, and door openings
- The two barns including stone foundation, massing, timber construction and rooflines
- Original orientation and layout of structures.