



BY-LAW 752-2024
regarding the recognition of the Trinity Anglican church and its
cemetery as a local cultural heritage

NOTE EXPLICATIVE

The present by-law recognizes the property known as « Trinity Anglican church » as well as the cemetery as a local cultural heritage site in accordance to the Cultural Heritage Act (RLRQ, ch. P-9.002).

It defines the reasons for the summons and sets out certain mandatory measures to ensure the conservation of the building in question.

It lays down the procedure for issuing permits and certificates and provides for offences, penalties and fines in the event of failure to comply with the by-law.

WHEREAS the provisions of Article III of chapter IV of the *Cultural Heritage Act* (RLRQ, chapter P-9.002) (hereinafter called « Act ») which authorizes the Municipality to recognize, in whole or in part, a heritage asset located on its territory whose knowledge, protection, enhancement or transmission is of public interest;

WHEREAS the purpose of this by-law is to designate the immovable located at 757, chemin du Village (lot number 3 735 733 of the cadaster of Québec) as a heritage property (hereinafter referred to as « the church»);

WHEREAS the Municipal Council has received and ratified the favourable recommendation of the Municipality's local heritage council for the protection of certain characteristic elements of the interior and exterior architecture of the Church;

WHEREAS the building is of heritage interest for its historical, architectural and artistic, urban planning, landscape, identity and community values;

WHEREAS the conservation of this immovable is of public interest, since it is part of the Municipality's historical heritage;

WHEREAS a special notice has been sent to the owners of the heritage immovable that is the subject of the present citation;

WHEREAS the local heritage council also held a public consultation on March 4th, 2024, allowing anyone interested to submit comments;

CONSIDERING the Municipality's urban plan;

CONSIDERING the Municipality's 2020-2030 strategic vision;

WHEREAS a notice of motion was given by Councillor Peter MacLaurin at the regular Council meeting of February 14th, 2024;

WHEREAS the draft by-law was given to Council and a summary was given by the Director general at the regular council meeting of February 14th, 2024;

CONSEQUENTLY, the municipal council decrees the following:

CHAPTER 1: INTRODUCTORY PROVISIONS

1. **Goal** – The goal of the present by-law is to proceed with the recognition of the « Trinity Anglican church » to allow the application of every protection stipulated in the Cultural heritage Act, in perpetuity.
2. **Objectives** – The objectives are to protect, in particular, the property located at 757, chemin du Village, lot 3 735 733, surface area of 7,069.20 square meters as shown on the location plan included as Annex A of the by-law.

CHAPTER 2: REASONS FOR THE RECOGNITION

3. **Historical and community value** – The building specified in the present by-law is recognized as a heritage building for the following historical and community reasons:
 - Trinity Church is one of Morin-Heights' oldest surviving buildings. Located from the outset in the heart of what was to become the village core, it is a perfect example of the structuring impact of religion on the development of the urban fabric of small rural communities. This Anglican church also bears witness to the socio-economic role played by the first settlers from England in the municipality's history.
 - Trinity Cemetery is an essential place of commemoration for the community, as several generations of pioneer families are buried there, including the Seales, Woods, Kennedys, Watchorns, and Baldwins. Historians may use the grave markers to identify local tragedies such as the diphtheria and typhus epidemics. The Veteran's Corner, with its stones set into the ground, allows visitors to recall the names of those in the community who gave their lives for their country.
 - Trinity Anglican Church is open year-round and has always served as a meeting place for various Morin-Heights community organizations. Over the years, the dedication of parishioners has given rise to a number of initiatives, including Sunday School classes for young people, Quebec and Canada Day celebrations, breakfasts at the village school, the "Songs and Lectures" program broadcast to the population via Zoom, and intimate concerts as part of the SuperFolk festival. All these efforts are invested and bear fruit to make Trinity Anglican Church shine in the community.
 - Trinity Cemetery is an important place of remembrance for families whose members are buried there.
 - Trinity Cemetery's Veterans' Corner and the nearby Hillside Cemetery Cenotaph are gathering places for people from neighbouring areas. Every year, the Morin-Heights Legion organizes ceremonies to commemorate Remembrance Day.

4. ***Architectural and artistic value*** – The building specified in the present by-law is recognized as a heritage building for the following historical and community reasons:

- The architectural value of this church lies in its representativeness of the small, roughly squared log churches built by Protestant communities when they first arrived in the region. The front and rear additions have resulted in the original framework being covered with contemporary materials to preserve a certain visual uniformity. The difference in height of the straight-sloped roofs still allows the original building to be perceived.
- Trinity Church features a central porch surmounted by a spire bell tower housing the century-old bell. This type of protruding tower is typical of vernacular places of worship built in the region. The building's floor plan comprises a rectangular nave with a single aisle and a narrower chancel, which ends in a flat chevet illuminated by a magnificent oculus-shaped stained-glass window by master stained-glass artist C.W. Kesley. The side windows, three of which feature stained glass by another renowned master glassworker, Guido Nincheri, are distinguished by their ogee-shaped upper sections, a feature of the Neo-Gothic style.
- The sobriety of the interior decoration is representative of the small Anglican churches built in rural areas. Apart from commemorative stained-glass windows donated by community members, it is limited to wood panelling and a polygonal-arched ceiling covered in plaster. The ogival-shaped opening, which delimits the sacred space and the nave, is decorated with a stencilled motif.
- The artistic value of Trinity Cemetery lies in the meticulous ornamentation of several funerary monuments, such as those of Ann Colvin (1865) and Robert Newton (1878), among the earliest.

5. ***Urbanistic and identity value*** – The building covered by this by-law is designated as a heritage building for the following urbanistic and identify reasons:

- The church and surrounding cemetery, built on a gently sloping site along the main street, evoke the rural environment of the community's early days. Located close to two churches dating from the 19th century and already cited by the Municipality, the United Church and Hillside Chapel, this place of worship is an essential element in preserving the heritage character of the village core. These three still-active places of worship also bear witness to the area's historically multi-faith character.
- Trinity Anglican Church is thus a tangible witness to the history of Morin-Heights and is cited as a reference in literature on the municipality's heritage and tourist sites.

6. ***Characteristic elements*** – The specific characteristic elements covered by this citation which must be protected are the following:

- The church and cemetery location in the village's heart.
- The rural character of the exterior landscaping on a gently sloping site.
- The volume of the main body of the church, characterized by a rectangular nave with a single aisle and a narrower choir ending in a flat chevet.
- The different roof heights that make it possible to identify the original building.
- The central porch topped by a spire and its century-old bell.
- The exterior clapboard cladding laid horizontally and painted white.
- The shape and detail of the ogival-arched side openings.
- All the stained-glass windows donated by community members, and their commemorative plaques.
- The wood panelling, the polygonal-arched ceiling and the stencilled ogival opening between the sacred space and the nave.
- The cemetery's fieldstone entrance gate, commemorative plaque, and low stone walls.
- Grave stones, some of which are embedded in the ground (veterans' corner).

CHAPTER 3 : EFFECTS OF THE CITATION

7. ***Duty to preserve***– The owner of the cited heritage property shall put in place all measures necessary to ensure the preservation of the heritage value of the cited property in accordance with the reasons and conditions set out in Chapter 2.

8. ***Applications for permits or certificates*** – An application for a permit or certificate must be accompanied by a report prepared and signed by a licensed professional in heritage protection matters that justifies any action referred to in Chapter 4.

9. ***Council's authorization*** – No person shall, without the approval of the municipal council :

a) relocate the whole or any part of a cited heritage building or use it as a building pad;

b) divide, subdivide, redivide or sever the lot on which the listed building is located;

10. ***Advice of the Local heritage council*** – Before making a decision of an application under Article 8, the municipal council shall seek the advice of the Local heritage council.

The Local heritage council shall make recommendations with respect to the application and any conditions that it considers relevant.

11. ***Compliance with conditions*** – Every holder of a permit or certificate referred to in Article 7 must respect any condition imposed therein.

12. ***Withdrawal of Council's authorization*** – The authorization referred to in Article 8 shall be withdrawn if the work provided for in the permit or certificate is not undertaken within one year of its issuance or if the work has been started but interrupted for more than one year.

Notwithstanding the interruption provided for in the first paragraph, the Municipality retains the possibility of obtaining an order under Article 203 of the Act.

13. **Precedence of this by-law** – Chapter 3 applies notwithstanding any provision to the contrary contained in the Municipality's By-law regarding permits and certificates.

14. **Interpretation of the by-law** - No interpretation of this by-law shall have the effect of relieving any person of any obligation inherent any federal or provincial law or in a municipal by-law.

15. **Refusal of authorization** – The municipal council must give reasons for any refusal of authorization provided for in this chapter and send a notice to this effect containing, among other things, the reasons for such refusal to the owner concerned and to the local heritage council.

16. **Designated officer** - A designated officer as defined in Article 17 of By-law (645-2022) regarding permits and certificates and is deemed to have authority to enforce the provisions of this by-law.

CHAPTER 4 : CONDITIONS OF PRESERVATION

17. **Consideration of reasons for citation** – All work affecting the cited heritage building must take into account the reasons stipulated in Chapter 2.

CHAPTER 5 : RECOURSES, VIOLATIONS AND PENALTIES

18. **Recourse** – The Municipality may exercise any recourse to have the present by-law respected including those stipulated in Article 203 of the Law.

19. **Violations and penalties** – Any person who contravenes to any of the provisions of the present by-law commits a violation and is liable to a penalty in accordance to Article 205 of the Law.

CHAPTER 6 : APPLICATION AND ENTERING INTO EFFECT

20. **Application and administration** – The administration and application of the present by-law is the responsibility of the public servants designated by the Urbanism and environment department.

21. **Entering into effect**– The present by-law enters into effect on the date of notification of the special notice as stipulated by Law to the owner of the heritage building in question.



Timothy Watchorn
Mayor



Hugo Lépine
Director general / Registrar-treasurer