



# THE NEWFOUNDLAND AND LABRADOR GAZETTE

## PART I

### PUBLISHED BY AUTHORITY

Vol. 87

ST. JOHN'S, FRIDAY, AUGUST 24, 2012

No. 34

#### URBAN AND RURAL PLANNING ACT, 2000

##### NOTICE OF REGISTRATION MOUNT PEARL DEVELOPMENT REGULATIONS 2010 AMENDMENT NO. 6, 2012

TAKE NOTICE that the CITY OF MOUNT PEARL Development Regulations 2010 Amendment No. 6, 2012, adopted by Council on the 15<sup>th</sup> day of May, 2012 has been registered by the Department of Municipal Affairs.

In general terms, the purpose of the Development Regulations 2010 Amendment No. 6, 2012 is to provide Council with the authority to regulate the locations of heat pumps, air conditioners and external fans.

Development Regulations 2010 Amendment No. 6, 2012 comes into effect on the day that this notice is published in *The Newfoundland and Labrador Gazette*. Anyone who wishes to inspect a copy of this Amendment may do so at the Mount Pearl City Hall, 3 Centennial Street, during normal working hours.

CITY OF MOUNT PEARL  
Per: Michele Peach, Chief Administrative Officer

Aug 24

#### NOTICE OF REGISTRATION TOWN OF GANDER MUNICIPAL PLAN AMENDMENT NO. 3, 2012 DEVELOPMENT REGULATIONS AMENDMENT NO. 5, 2011

TAKE NOTICE that the TOWN OF GANDER Municipal Plan Amendment No. 3, 2012 and Development Regulations Amendment No. 5, 2012, adopted on the 13<sup>th</sup> day of June, 2012, and approved on the 25<sup>th</sup> day of July, 2012, has been registered by the Minister of Municipal Affairs.

In general terms, the purpose of Municipal Plan Amendment No. 3, 2012 and Development Regulations Amendment No. 5, 2012 is to re-zone a parcel of land on Gilmore Place from Commercial General (CG) to Residential High Density-2 (RHD-2).

The Municipal Plan Amendment No. 3, 2012 and Development Regulations Amendment No. 5, 2012 shall come into effect on the day that this notice is published in *The Newfoundland and Labrador Gazette*. Anyone who wishes to inspect a copy of these amendments may do so at the Town Office, Gander during normal working hours (8:30am to 4:30 pm).

TOWN OF GANDER  
John Boland, Planning  
and Control Technician

ADDRESS FOR SERVICE:  
100 Elizabeth Drive  
Gander, NL  
A1V 1G7

Aug 24

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**NOTICE OF REGISTRATION  
TOWN OF UPPER ISLAND COVE  
MUNICIPAL PLAN AND DEVELOPMENT  
REGULATIONS 2011-2021**

TAKE NOTICE that the TOWN OF UPPER ISLAND COVE Municipal Plan and Development Regulations 2011-2021 adopted on the 2<sup>nd</sup> day of April, 2012, has been registered by the Minister Municipal Affairs.

The TOWN OF UPPER ISLAND COVE Municipal Plan and Development Regulations 2011-2021, comes into effect on the day that this notice is published in *The Newfoundland and Labrador Gazette*. Anyone who wishes to inspect a copy of the TOWN OF UPPER ISLAND COVE Municipal Plan and Development Regulations 2011-2021, may do so at the Town Office, Upper Island Cove, during normal working hours.

TOWN OF UPPER ISLAND COVE  
Neil Shute, Town Clerk

Aug 24

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**LANDS ACT**

**NOTICE OF INTENT  
*Lands Act, c36, SNL 1991, as amended***

Notice is hereby given that RICHARD M. CAINES of Parsons Pond, NL intends to apply to the Department of Environment and Conservation, two months from the publication of this notice, to acquire title, pursuant to Section 7(2) of the said Act, to that piece of Crown land situated within fifteen (15) metres of the waters of Port Saunders in the Electoral District of St. Barbe for the purpose of fishing and being more particularly described as follows:

*Bounded on the North by Main Street  
for a distance of 10 metres;  
Bounded on the East by property of Jimmy Plowman  
for a distance of 1 metre;  
Bounded on the South by Beach/Water(Cove)  
for a distance of 0 metres;  
Bounded on the West by Eugene Caines  
for a distance of 40 metres;  
and containing an area of  
approximately 400 square metres.*

Any person wishing to object to the application must file the objection, in writing, within one month from the publication of this Notice, with reasons for it, to the Minister of Environment and Conservation, and mail to the nearest Regional Lands Office:

c/o Eastern Regional Lands Office, P.O. Box 8700, 5 Mews Place, St. John's, NL, A1B 4J6.

c/o Central Regional Lands Office, P.O. Box 2222, Gander, NL, A1V 1L7.

c/o Western Regional Lands Office, P.O. Box 2006, Noton Building, Corner Brook, NL, A2H 6J8.

c/o Labrador Regional Lands Office, P.O. Box 3014, Station "B", Happy Valley-Goose Bay, NL, A0P 1E0.

For further information on the proposed application, please contact: RICHARD M. CAINES, Telephone Number: (709) 243-2599.

Aug 24

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**NOTICE OF INTENT  
*Lands Act, c36, SNL 1991, as amended***

NOTICE IS HEREBY given that ANDREW HICKS of Glovertown, NL intends to apply to the Department of Environment and Conservation, two months from the publication of this notice, to acquire title, pursuant to Section 7(2)(e) of the said Act, to that piece of Crown land situated within fifteen (15) metres of the waters of Northwest Arm in the Electoral District of Terra Nova for the purpose of constructing a wharf and slipway and being more particularly described as follows:

*Bounded on the North by property of Andrew Hicks  
for a distance of 45 metres;  
Bounded on the East by property of  
Ronald Hicks and Crown land  
for a distance of 15 metres;  
Bounded on the South by Northwest Arm  
for a distance of 45 metres;  
Bounded on the West by Crown Land  
for a distance of 15 metres;  
and containing an area of  
approximately 675 square metres.*

Any person wishing to object to the application must file the objection, in writing, within one month from the publication of this Notice, with reasons for it, to the Minister of Environment and Conservation, and mail to the nearest Regional Lands Office:

c/o Eastern Regional Lands Office, P.O. Box 8700, 5 Mews Place, St. John's, NL, A1B 4J6.

c/o Central Regional Lands Office, P.O. Box 2222, Gander, NL, A1V 1L7.

c/o Western Regional Lands Office, P.O. Box 2006, Noton Building, Corner Brook, NL, A2H 6J8.

c/o Labrador Regional Lands Office, P.O. Box 3014, Station "B", Happy Valley-Goose Bay, NL, A0P 1E0.

For further information on the proposed application, please contact: ANDREW HICKS, Telephone Number: (709) 631-0291.

Aug 24

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**NOTICE OF INTENT**  
***Lands Act, c36, SNL 1991, as amended***

NOTICE IS HEREBY given that WALLACE ROWE of Red Harbour, NL intends to apply to the Department of Environment and Conservation, two months from the publication of this notice, to acquire title, pursuant to Section 7(2)(d) of the said Act, to that piece of Crown land situated within fifteen (15) metres of the waters of a stream in Red Harbour in the Electoral District of Burin-Placentia West for the purpose of home occupation and being more particularly described as follows:

*Bounded on the North by a stream reservation  
for a distance of 5 metres;  
Bounded on the East by property of Wallace Rowe  
for a distance of 10 metres;  
Bounded on the South by a stream reservation  
for a distance of 5 metres;  
Bounded on the West by a stream reservation  
for a distance of 10 metres;  
and containing an area of  
approximately 50 square metres.*

Any person wishing to object to the application must file the objection, in writing, within one month from the publication of this Notice, with reasons for it, to the Minister of Environment and Conservation, and mail to the nearest Regional Lands Office:

c/o Eastern Regional Lands Office, P.O. Box 8700, 5 Mews Place, St. John's, NL, A1B 4J6.

c/o Central Regional Lands Office, P.O. Box 2222, Gander, NL, A1V 1L7.

c/o Western Regional Lands Office, P.O. Box 2006, Noton Building, Corner Brook, NL, A2H 6J8.

c/o Labrador Regional Lands Office, P.O. Box 3014, Station "B", Happy Valley-Goose Bay, NL, A0P 1E0.

For further information on the proposed application, please contact: WALLACE ROWE, Telephone Number: (709) 443-2608.

Aug 24

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**QUIETING OF TITLES ACT**

**2012 01G 3355**  
**IN THE SUPREME COURT OF**  
**NEWFOUNDLAND AND LABRADOR TRIAL**  
**DIVISION (GENERAL)**

IN THE MATTER OF the *Quieting of Titles Act*. cQ-3, RSNL 1990;

AND IN THE MATTER OF ALL THAT piece or parcel of land situate and being on the north of Barrow's Road, St. John's, in the Province of Newfoundland and Labrador, Canada (Parcel "A"), and also being known as a portion of 27 Barrow's Road, St. John's, NL;

AND IN THE MATTER OF ALL THAT piece or parcel of land situate and being on the southwest of Barrow's Road, St. John's, in the Province of Newfoundland and Labrador, Canada (Parcel "B"), and also being known as a portion of 27 Barrow's Road, St. John's, NL;

AND IN THE MATTER OF an application of RANDY RING, of St. John's, in the Province of Newfoundland and Labrador.

NOTICE OF APPLICATION UNDER THE *QUIETING OF TITLES ACT* RSNL 1990, cQ-3, as amended

NOTICE IS HEREBY given to all parties that RANDY RING has applied to the Supreme Court of Newfoundland and Labrador, Trial Division, in the Judicial Centre of St. John's, to have the title to ALL THAT piece or parcel of land situate and being on the north side of Barrow's Road, Quidi Vidi, St. John's, in the Province of Newfoundland and Labrador, Canada, and being more particularly described in the Schedule marked "A" annexed hereto (and designated as Parcel "A" thereon) and ALL THAT piece of parcel of land also situate and being on the southwest side of the aforesaid Barrow's Road, Quidi Vidi, St. John's, in the Province of Newfoundland and Labrador, Canada, and being more particularly described in the Schedule marked "A" annexed hereto (and designated as Parcel "B" thereon), and cumulatively known as civic number 27 Barrow's Road, St. John's, NL, of which parcels he claims on his own behalf to be the owner, investigated and for a declaration that he is the absolute owner thereof. All persons having a claim adverse to this title claimed by the Petitioner shall file in the Registry of the Supreme Court, Trial Division, Judicial Centre of St. John's, at the Court House Building, Duckworth Street, St. John's, Newfoundland and Labrador, Canada, A1C 5M3, particulars of such adverse claim and serve the same together with an Affidavit verifying the same on the undersigned solicitor for the Petitioner on or before the 21<sup>st</sup> day of September, 2012, after which date no party having any claim shall be permitted to file the same or to be heard except by special leave of the Court and subject to such conditions as the Court may deem just. All such adverse claims shall then be investigated in such manner as the Supreme Court of Newfoundland and Labrador, Trial Division, may direct.

DATED at St. John's, Newfoundland and Labrador, this 13<sup>th</sup> day of August, 2012.

LEARMONTH, DUNNE & BOULOS  
Solicitors for the Petitioner  
PER: Joseph F. Boulos

ADDRESS FOR SERVICE:

Suite 804, TD Place  
140 Water Street, P.O. Box 700  
St. John's, NL A1C 5L4

Tel: (709) 739-8585  
Fax: (709) 739-8151

**Schedule "A"**

Randy Ring Parcel "A"

Barrows Road St. John's, NL

ALL THAT piece or parcel of land situate and being North of Barrow's Road, in the City of St John's, in the Province of Newfoundland and Labrador, Canada, bounded and abutted as follows: that is to say beginning at a point, said point having M.T.M. Grid Co-ordinates (C.M. 53°) [NAD 83] of N 5 271 434.424 and E 329 096.386;

THENCE RUNNING North six degrees thirty six minutes twenty eight seconds East (N06°36'28"E), a distance of 6.341 meters by land of Eli Tucker, V2721 F30 to a point;

THENCE turning and running South eighty three degrees thirty one minutes three seconds East (S83°31'03"E), a distance of 10.864 meters by the waters of Quidi Vidi Harbour to a point;

THENCE turning and running South seventy seven degrees fifty minutes twenty nine seconds East (S77°50'29"E), a distance of 9.402 meters by the waters of Quidi Vidi Harbour to a point;

THENCE turning and running South seventy three degrees forty two minutes fifty four seconds East (S73°42'54"E), a distance of 5.589 meters by the waters of Quidi Vidi Harbour to a point;

THENCE turning and running South seventy five degrees six minutes nineteen seconds East (S75°06'19"E), a distance of 12.997 meters by the waters of Quidi Vidi Harbour to a point;

THENCE turning and running South seventeen degrees thirty two minutes forty six seconds West (S17°32'46"W), a distance of 14.662 meters by the waters of Quidi Vidi Harbour and by land of Greg Walsh to a point;

THENCE turning and running North fifty eight degrees twelve minutes forty seven seconds West (N58°12'47"W), a distance of 6.904 meters by the northern limits of Barrow's Road to a point;

THENCE turning and running North sixty two degrees eight minutes fifty nine seconds West (N62°08'59"W), a distance of 13.655 meters by the northern limits of Barrow's Road to a point;

THENCE turning and running North sixty six degrees nineteen minutes thirty four seconds West (N66°19'34"W), a distance of 9.786 meters by the northern limits of Barrow's Road to a point;

THENCE turning and running North seventy five degrees forty eight minutes ten seconds West (N75°48'10"W), a distance of 7.546 meters by the northern limits of Barrow's Road to the PLACE OF BEGINNING and containing in all an area of 0.0382 hectares as more particularly described and delineated on plan 12077, April 13, 2012 hereto annexed.

SUBJECT TO a sewer line easement being 6m wide as shown on the plan hereto annexed. ALL bearings are referred to Grid North.

TOGETHER WITH

**Schedule "A"**

Randy Ring Parcel "B"

Barrows Road St. John's, NL

ALL THAT piece or parcel of land situate and being South west of Barrows Road, in the City of St. John's, in the Province of Newfoundland and Labrador, bounded and abutted as follows: that is to say beginning at a point said point having M.T.M. Grid Co-ordinates (C.M. 53°) [NAD 83] of N 5 271 428.446 and E 329 096.552;

THENCE RUNNING along a curve to the right having a radius of 124.961 meters, an arc of 38.334 meters and a chord of South sixty three degrees nine minutes thirty four seconds East (S63°09'34"E) a distance of 38.183 meters by the south western limits of Barrows Road to a point;

THENCE turning and running South one degree thirty seven minutes twenty five seconds West (S01°37'25"W), a distance of 17.554 meters by land of unknown ownership to a point;

THENCE turning and running South forty six degrees thirty eight minutes thirty seconds West (S46°38'30"W), a distance of 22.980 meters by land of Corey and Kimberley Higdon (R1786 F2237) to a point;

THENCE turning and running South thirty five degrees twenty four minutes twenty seconds East (S35°24'20"E), a distance of 9.354 meters by land of Corey and Kimberley Higdon (R1786 F2237) to a point;

THENCE turning and running South nineteen degrees forty two minutes thirty one seconds West (S19°42'31"W), a distance of 21.444 meters by land of Corey and Kimberley Higdon (R1786 F2237) and by land of Edward Soper (Reg. No. 403086) to a point;

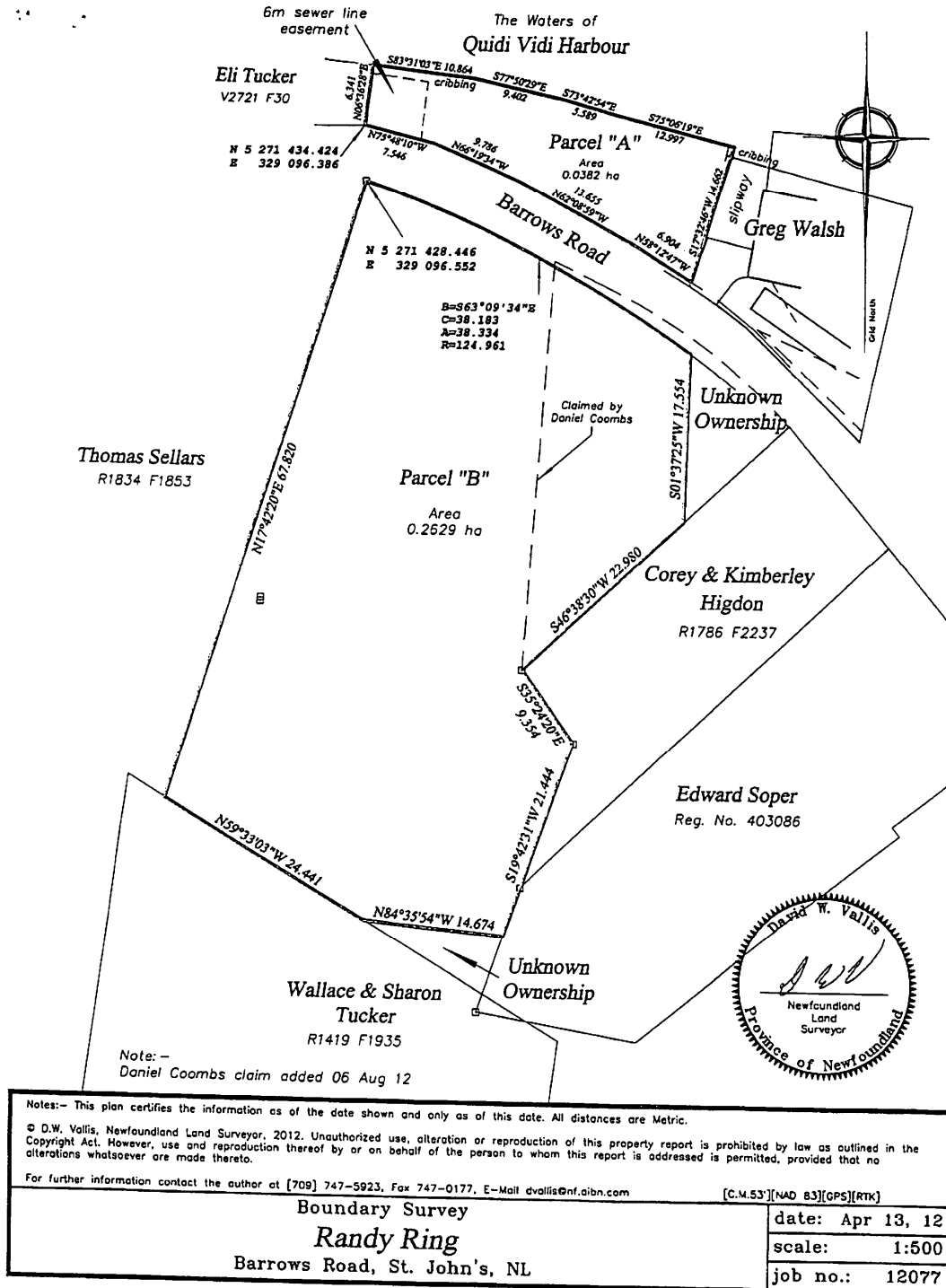
THENCE turning and running North eighty four degrees thirty five minutes fifty four seconds West (N84°35'54"W), a distance of 14.674 meters by land of unknown ownership to a point;

THENCE turning and running North fifty nine degrees thirty three minutes three seconds West (N59°33'03"W), a distance of 24.441 meters by land of Wallace and Sharon Tucker (R1419 F1935) to a point;

THENCE turning and running North seventeen degrees forty two minutes twenty seconds East (N17°42'20"E), a distance of 67.820 meters by land of Thomas Sellars (R1834 F1853) to the PLACE OF BEGINNING and containing in all an area of 0.2629 hectares as more

particularly described and delineated on plan 12077, dated April 13<sup>th</sup>, 2012 hereto annexed.

ALL bearings are referred to Grid North.



**2012 05G 0061**  
**IN THE SUPREME COURT OF**  
**NEWFOUNDLAND AND LABRADOR**  
**TRIAL DIVISION (General)**

NOTICE OF APPLICATION under the *Quieting of Titles Act*, cQ-3, RSNL 1990.

NOTICE IS HEREBY given to all parties that WILLIAM VARDY, of the Town of Clarenville, in the District of Trinity North, in the Province of Newfoundland and Labrador, has applied to the Supreme Court, Trial Division, Gander, to have title to all that piece or parcel of property situate at Clarenville, in the Province of Newfoundland and Labrador, which property is more particularly described in Schedule "A" hereto annexed and shown in Schedule "B" hereto annexed.

ALL BEARINGS aforementioned, for which WILLIAM VARDY claims to be the owner investigated and for a Declaration that he is the absolute owner in fee simple in possession and the said WILLIAM VARDY has been ordered to public Notice of Application as required by the above named Act.

All persons having title adverse to the said title claimed by the said WILLIAM VARDY shall file in the Registry of the Supreme Court of Newfoundland and Labrador, Trial Division, Gander, particulars of such adverse claim and serve the same together with an Affidavit verifying same on the undersigned Solicitors for the Petitioner on or before the 14<sup>th</sup> day of September, 2012, after which date no party having any claim shall be permitted to file the same or to be heard except by special leave of the Court and subject to such conditions as the Court may deem just.

All such adverse claims shall be investigated then in such manner as the Supreme Court of Newfoundland and Labrador, Trial Division, Gander, may direct.

DATED AT Clarenville, in the Province of Newfoundland and Labrador, this 16<sup>th</sup> day of March, 2012.

MILLS PITTMAN LAW OFFICES  
Solicitors for the Applicant  
PER: Corwin Mills, Q.C.

ADDRESS FOR SERVICE:  
111 Manitoba Drive  
Suite 201  
Clarenville, NL A5A 1K2

Tel: (709) 466-2641  
Fax: (709) 466-7109

**SCHEDULE "A"**

William Vardy

Clarenville, NL

ALL THAT piece or parcel of land situate and being in the Town of Clarenville, in the Electoral District of Trinity North abutted and bounded as follows:

THAT IS TO SAY; Beginning at a point on the eastern limit of Memorial Drive (20 metres wide), the said point having coordinates N 5 337 874.62 metres and E 232 822.31 metres of the Three Degree Modified Transverse Mercator Projection (NAD83) for the Province of Newfoundland and Labrador;

THENCE by property of Wayne Williams and by property of Walter Blackmore north sixteen degrees forty-eight minutes zero zero seconds east (N16°48'00"E) forty eight decimal seven one (48.71) metres;

THENCE along the western limit of T'Railway Provincial Park Right-of-Way (18.28 metres wide) south thirty-three degrees thirty-six minutes zero zero seconds east (S33°36'00"E) twenty-seven decimal six nine (27.69) metres;

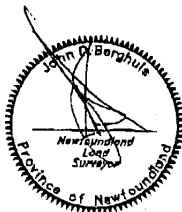
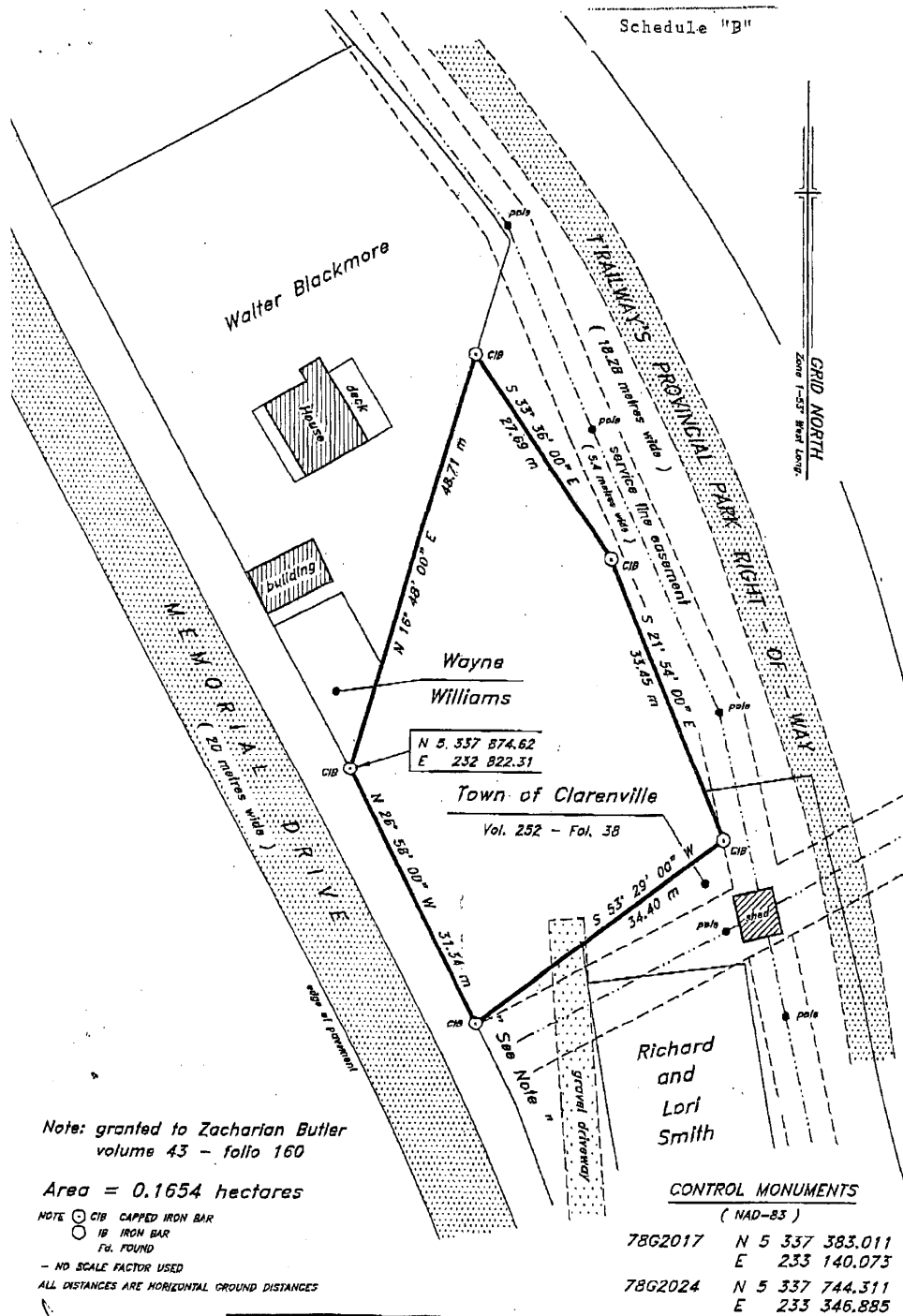
THENCE by property of T'Railway Provincial Park Right-of-Way (18.28 metres wide) and property of Town of Clarenville (vol. 252 - fol. 38) south twenty-one degrees fifty-four minutes zero zero seconds east (S21°54'00"E) thirty-three decimal four five (33.45) metres;

THENCE by property of Town of Clarenville (vol. 252 - fol. 38) and by property granted to Zacharian Butler (volume 43 - folio 160) south fifty-three degrees twenty-nine minutes zero zero seconds west (S53°29'00"W) thirty-four decimal four zero (34.40) metres;

THENCE along the said eastern limit of Memorial Drive north twenty-six degrees fifty-eight minutes zero zero seconds west (N26°58'00"W) thirty-one decimal three four (31.34) metres more or less to the point of beginning and containing an area of 0.1654 hectares.

All bearings refer to the above mentioned Projection.

(((CONTROL SURVEYS LTD



(((CONTROL SURVEYS LTD. NEWFOUNDLAND LAND SURVEYORS 373C MEMORIAL DRIVE, 5A 1B - Tel: (709) 468-3888			
Clarenville			Newfoundland
SURVEY ON BEHALF OF WILLIAM VARDY			
Clarenville			Newfoundland
SCALE:	1 : 500	JOB No.:	2004-268
DATE:	January 25, 2005	SURVEY BY:	J.D.B.







# THE NEWFOUNDLAND AND LABRADOR GAZETTE

## PART II

### SUBORDINATE LEGISLATION

### FILED UNDER THE STATUTES AND SUBORDINATE LEGISLATION ACT

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Vol. 87

ST. JOHN'S, FRIDAY, AUGUST 24, 2012

No. 34

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### NEWFOUNDLAND AND LABRADOR REGULATION

NLR 61/12





**NEWFOUNDLAND AND LABRADOR  
REGULATION 61/12**

*Newfoundland and Labrador T'Railway Provincial Park Proclamation  
(Amendment)  
under the  
Provincial Parks Act*

*(Filed August 21, 2012)*

Under the authority of subsection 4(2) of the *Provincial Parks Act*, I make the following Order.

Dated at St. John's, August 21, 2012.

Terry French  
Minister of Environment and Conservation

**ORDER**

*Analysis*

1. Sch. Amdt.

NR 93/97  
as amended

**1. The *Newfoundland and Labrador T'Railway Provincial Park Proclamation* is amended by adding at the end of the Schedule the following:**

**The area described in this Schedule is decreased by removing the following parcel of land:**

All that piece or parcel of land lying north of St. Aidens Road, in the City of Corner Brook, in the Electoral District of Humber West, in the

Province of Newfoundland and Labrador, being further bounded and described as follows, that is to say:

Beginning at a survey marker on the northerly limit of St. Aidens Road, the said survey marker being the westerly angle of the herein described parcel of land, the said angle having co-ordinates of north 5,424,487.027 and east 343,088.167;

Running then from the above described point of beginning by land occupied by John Staples, south 87° 29' 34" east 23.808 metres to a survey marker;

Then continuing by land occupied by John Staples, south 85° 07' 15" east 44.187 metres to a survey marker;

Then continuing by land occupied by John Staples, south 87° 19' 43" east 44.377 metres to a survey marker;

Then continuing by land occupied by John Staples, north 89° 15' 41" east 1.571 metres to a survey marker;

Then running by Newfoundland and Labrador T'Railway Provincial Park, south 17° 51' 29" west 3.146 metres to a survey marker;

Then continuing by Newfoundland and Labrador T'Railway Provincial Park, north 85° 00' 39" west 113.176 metres, more or less, to the point of beginning;

Containing an area of 153 square metres, more or less.

All bearings refer to 3° Grid North, NAD 1983, as referred to the Transverse Mercator Projection for the Province of Newfoundland and Labrador with the Central Meridian at 58° 30' west longitude.

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### PART II

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<b>Provincial Parks Act</b>			
Newfoundland and Labrador T' Railway Provincial Park Proclamation (Amdt.)	NLR 61/12	NLR 93/97 Amdt. Sch. Amdt.	Aug 24/12 p. 823

*The Newfoundland and Labrador Gazette* is published from the office of William E. Parsons, Queen's Printer.

Copy for publication must be received by **Friday, 4:30 p.m.**, seven days before publication date to ensure inclusion in next issue.

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