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No. 40

TOWNS AND LOCAL SERVICE DISTRICTS ACT

TOWN OF HUMBER ARM SOUTH ARREARS SALE BY-LAW PUBLISHED BY AUTHORITY

Pursuant to the authority conferred by the *Towns and Local Service Districts Act*, Chapter T- 6.2, Section 7(1)(d), the TOWN OF HUMBER ARM SOUTH has made the following By-law.

TOWN OF HUMBER ARM SOUTH
Erica-Humber Shears, Mayor

BY-LAW

1) TITLE

This By-law may be cited as the "Town of Humber Arm South Arrears Sale By-law".

2) INTERPRETATION

In this By-law:

- a) "By-law" means the Town of Humber Arm South Arrears Sale By-law.
- b) "Council" means the Council of the Town of Humber Arm South.
- c) "Act" means the *Towns and Local Service Districts Act*.

- d) "Town" means Town of Humber Arm South.

3) RESOLUTION

Council of the Town of Humber Arm South shall, by resolution, direct that real property be sold by arrears sale upon confirmation by the Town Manager that a Notice of Arrears for the real property was served in accordance with section 146 of the Act where the real property tax, water and sewer fee or a local improvement assessment is in arrears for 18 months and the 90 day notice period referred to in paragraph 146(2)(d) of the Act has expired.

4) NOTICE OF ARREARS SALE

- (1) The Town Manager shall immediately upon receipt of a copy of the resolution referred to in section 150 of the Act, serve an owner, mortgagee, judgment creditor, lienholder or other person having a charge or encumbrance upon or against the real property with written notice of the arrears sale.
- (2) A person who receives a notice under subsection (1) may, within 14 days of service of the notice, file an appeal with the Town.
- (3) Where an appeal has not been filed under

subsection (2), the Town Manager may advertise the real property referred to in the resolution for sale by public auction at a time and place that shall be stated in the advertisement.

- (4) Where an appeal has been filed under subsection (2), the Town Manager shall not advertise the real property referred to in the resolution for sale by public auction until a decision has been made with respect to the appeal.
- (5) An advertisement under this section shall be published in accordance with section 292 of the Act at least 30 days immediately before the date of the arrears sale.
- (6) It is sufficient in the notice and the advertisement to put the street and number of the real property, or to put another short reference by which the real property may be identified, together with a statement that a full description may be seen at the Town Manager's office.

5) ARREARS SALE

The arrears sale will be conducted in compliance with the *Towns and Local Service Districts Act*.

6) EFFECTIVE DATE

In witness whereof the Seal of the Town of Humber Arm South has been affixed hereto and this By-law has been signed by the Mayor and the Town Manager on behalf of Council on the 12th of August 2025.

Erica-Humber Shears,
Mayor

Marion Evoy,
Town Manager

Oct. 3

TOWN OF HUMBER ARM SOUTH ANIMAL CONTROL BY-LAW PUBLISHED BY AUTHORITY

Pursuant to the authority conferred by the *Towns and Local Service Districts Act*, chapter T- 6.2, Part I, Section 8 (l) (k), the TOWN OF HUMBER ARM SOUTH has made the following By-law.

TOWN OF HUMBER ARM SOUTH
Erica-Humber Shears Mayor

BY-LAW

1) TITLE

This By-law may be cited as the "Town of Humber Arm South Animal Control"

2) INTERPRETATION

In this By-law:

- a) "By-law" means the Town of Humber Arm South Animal Control By-law.
- b) "Act" means the *Towns and Local Service Districts Act*.
- c) "Animal" means any living animal including any mammal, bird, reptile or amphibian including a dog or cat.
- d) "Animal Health and Protection Act" means the *Animal Health and Protection Act* and the Animal Protection Regulations, Animal Protection Standards Regulations, Nuisance Animal Regulations and Animal Health and Protection Ticket Offences Regulations made under that Act.
- e) "Humane Services Officer" means any person appointed by the Town with the power to enforce this By-law and shall include a Municipal Enforcement Officer.
- f) "Cat" means a non-feral or feral cat regardless of age or sex.
- g) "Council" means the Town Council of the Town of Humber Arm South.
- h) "Distress" means the state of being in need of proper care, water, food or shelter, being sick, injured, abused or in pain or of suffering undue or unnecessary hardship, privation or neglect.
- i) "Dog" means an animal of the canine species regardless of age or sex and includes an animal which is a cross between a wolf and a dog.
- j) "Kennel" means an establishment for the keeping, breeding or boarding of dogs for commercial purposes.
- k) "License" means a numbered tag issued by the Town in accordance with this By-law.
- l) "Owner" means a person who owns, harbours, has custody or has possession of an animal or a person who has charge of a house, premises, part of the premises or place where an animal is kept, permitted to live or remain. When used with reference to the ownership of a dog or cat, "Owner" means the person registered with the Town as the owner by means of a numbered dog or cat tag or in the absence of a tag, the person who has custody, charge or possession of a dog or cat or who is the owner of a house or premises, part of the premises or place where the dog or cat is kept, permitted to live or remain, a guardian of an animal or a person who is responsible for the care of an animal.

- m) "Person" means any person, firm, partnership, association, corporation, company or organization of any kind.
- n) "Premises" means any an a Town.
- o) "Puppy" means a dog not more than three (3) months in age.
- p) "Roam" means being elsewhere than on the property of the person who owns the animal without a leash or restraint; where the animal is found on any private property or premises without the permission of the property owner; where the animal is found on a street, road, lane, body of water, park, or field without being under the control of its owner; or where the animal is not under the immediate charge and control of a responsible person.
- q) "Shelter" means a structure intended to house a dog which is weatherproof, waterproof and insulated containing an entrance and a hallway which is separated from the sleeping area and has a canvas or rubber flap attached to the entrance and meet the standards prescribed in the Animal Protection Standards Regulations made under the *Animal Health and Protection Act*.
- r) "Tag" means a metal tag issued by the Town bearing a registration number.
- s) "Tether" means a rope or similar material that is attached on one end to the neck, head or body of an animal for restraint or control and is affixed at the other end to a stationary object.
- t) "Town" shall mean the Town of Humber Arm South.

3) APPLICATION

This By-law shall apply within the boundaries of the Town.

4) PROHIBITION ON ROAMING

- a) No owner shall permit any animal to roam at large on any street, road, lane, municipal park or playground or body of water within the Town, or in any open field or common from which free access can be had to such street, road, lane or body of water.
- b) If an animal while not in the company of its owner, or a member of its owner's household, is found in any public place including bodies of water or any private property without the consent of the property owner, occupant or person having control of such property, the owner of such animal, as well as the person who caused the animal to be in such a place, shall be

- deemed to have committed an offence in terms of this By-law.
- c) All owners must maintain control of an animal on their property by means of a fence or use other appropriate and approved methods of restraint.

5) REMOVING EXCREMENT

- a) When an animal defecates on any public or private property other than the property or premise of the owner, the owner shall immediately remove and clean-up any animal excreta or feces from the property or premise.
- b) If an owner does not immediately remove excreta or feces from Town owned property including Town parks, dog parks, public open space, sidewalks or streets, Council may deny the owner access to Town owned facilities.
- c) An owner shall remove in a timely manner from his or her property excreta or feces left by such animal, so as not to disturb the enjoyment, comfort or convenience of any person in the vicinity of the property.

6) UNSANITARY CONDITIONS

No owner shall keep an animal in an unsanitary condition. Conditions shall be considered unsanitary where, in the opinion of the Humane Services Officer, the keeping of the animal results in an accumulation of fecal matter, an odour, insect infestation or material that may attract rodents which endanger the health of the animal or any person, or which disturb or are likely to disturb the enjoyment, comfort or convenience of any person.

7) LICENSES

- a) No person shall keep any dog, except for a puppy, within the Town unless a license has been issued by the Town for such a dog.
- b) The Town may issue a license for a cat at the request of the owner.
- c) A license issued by the Town is good for the life of the dog or cat.
- d) A license issued by the Town is not transferable.
- e) The owner shall advise the Town of any changes in licensing information including, but not limited to, change of ownership, address or phone number.
- f) No person or owner shall keep a licensed dog within the Town unless the license is attached to a collar, which collar shall be kept upon the dog's neck at all times.

g) The Town shall keep a register of all dogs and cats licensed by the Town showing the tag number, owner, address, telephone number and breed of dog.

8) DOGS TO BE TETHERED OR PENNED
An owner of a dog shall keep it safely tethered or penned at all times except where:

- It is held on a leash by a person capable of restraining its movement;
- It is being used by a person for the purpose of lawful hunting; or
- It is being used for working in a lawful manner with livestock.

9) DOG PEN OR ENCLOSURE
An owner of a dog that is penned, unsupervised, outside shall ensure that:

- The pen or enclosure in which a dog is confined shall be constructed in accordance with the *Animal Health and Protection Act*, basic standards of care, made of materials that are non-toxic to the dog and maintained in a good state of repair;
- The flooring of a pen or enclosure shall be made of a texture and design that prevents the dog from being injured and shall not be made of wire mesh, metal or wood;
- A pen or enclosure in which a dog is confined shall not contain more than 3 dogs, except in the circumstance of nursing offspring;
- A pen or enclosure shall provide a dog with shade at all times and contain at least one shelter for a dog, that is designed in accordance with the *Animal Health and Protection Act*; and
- The area in which a dog is penned shall be cleaned and have excreta removed from it on a daily basis;
- A dog confined in a pen or enclosure shall have social interaction with people or animals or both, toys and other enrichments that are appropriate for the dog's well-being and have daily access to exercise that is adequate and appropriate for that dog and that is untethered from a fixed area; and
- The dog shall be provided with clean, fresh, unfrozen drinking water at all times and a sufficient quality of food to allow for normal, healthy growth and the maintenance of normal, healthy body weight.

10) TETHERING
An owner of a dog that is tethered, unsupervised, outside shall ensure that:

- The dog is provided with clean, fresh, unfrozen drinking water at all times and a sufficient quality of food to allow for normal, healthy growth and the maintenance of normal, healthy body weight;
- The dog is tethered in a location that does not pose a high risk of injury or other distress to the tethered dog and is tethered in an environment that:
 - is free of debris; and
 - does not cause harm or undue strain or stress on the tethered dog;
- The area in which a dog is tethered shall be cleaned and have excreta removed from it on a daily basis;
- The restraining device used to tether a dog shall be at least 5 times the length of the dog, shall allow the dog to move in a manner that is safe and unrestricted except by the length of the restraint and shall not weigh more than 10 per cent of the dog's body weight;
- A tethered dog shall have social interaction with people or animals or both, toys and other enrichments that are appropriate for the dog's well-being and have daily access to exercise that is adequate and appropriate for that dog and that is untethered from a fixed area;
- An owner or caretaker shall provide protection from severe weather to which the animal could otherwise be exposed and that could cause the animal to be in distress;
- shade is accessible to the animal at all times within the area; and
- A dog that is young, aged or infirm shall not be tethered, unsupervised, outside for an extended period of time.

11) PROHIBITION ON TETHERING

- Notwithstanding section 10 (f), an animal's owner or caretaker must ensure that the animal is not left tethered outside during extreme heat, extreme cold or severe weather conditions.
- In deciding whether protection from weather is required, the following must be considered:
 - the animal's age;
 - the animal's health;
 - the animal's breed;
 - the animal's ability to adapt to the

heat or cold;

- (v) the animal's coat;
- (vi) the outdoor temperature; and
- (vii) the severe weather that the animal could be exposed to.

c) A Humane Services Officer may immediately remove an animal left tethered, outside during extreme heat, extreme cold or severe weather conditions, if in the opinion of the Humane Services Officer, the animal's safety appears to be in immediate danger.

d) The Humane Services Officer who removes an animal from a property must take it to the animal shelter or if the animal is in extreme distress to a veterinary hospital for treatment.

e) A Humane Services Officer who removes an animal from a property must leave a written notice bearing his or her name and title, and the address of the location where the animal can be claimed, in a secure and conspicuous location on the property. The animal may be claimed by the owner only after payment of any charges that have accrued for the maintenance, care, medical treatment or impoundment of the animal.

12) BARKING OR HOWLING
No person or owner of an animal within the Town shall keep or permit to be kept in any building, premises or yard or any part thereof, such animal which by reason of its barking, howling, meowing, crowing or otherwise disturbs the peace and quiet of residents in the neighbourhood.

13) REFUSE CONTAINERS
No person or owner of a dog or a cat within the Town shall permit the dog or cat to upset or break into a refuse container on a street or any other public place.

- a) No person shall operate a kennel or carry on any business or operation for the boarding, keeping, training or treating of dogs without a permit in writing from the Town.
- b) No permit for a kennel shall be issued unless it conforms to the standards, conditions and requirements established in the Town's Land Use Zoning, Subdivision and Advertisement By-laws and the *Animal Health and Protection Act*.
- c) Such kennel, business or operation may be inspected by a Humane Services Officer for the purpose of enforcing this By-law.

15) ANIMALS IN DISTRESS

- a) An Owner or a person shall produce an animal for inspection by a Humane Services Officer where the Humane Services Officer reasonably believes it is necessary to determine whether an animal is in distress.
- b) If the Humane Services Officer determines that the animal is in distress, the owner shall immediately relieve the animal's distress by providing food, water, care or treatment.
- c) A Humane Services Officer may provide an animal that is found in distress with food, water, care or treatment.
- d) A Humane Services Officer may take custody of an animal in distress in the following circumstances:
 - (i) A veterinarian has examined the animal and has advised the Humane Services Officer in writing that the health and well-being of the animal necessitates its removal;
 - (ii) The Humane Services Officer has reasonable grounds for believing that the animal is in distress and the owner of the animal cannot be found promptly; or
 - (iii) An owner does not promptly take reasonable steps to relieve the distress of the animal.
- e) A Humane Services Officer who takes custody of an animal in distress may retain custody of the animal and shall relieve the animal's distress by providing food, water, care or treatment with a full written report of the incident.
- f) A Humane Services Officer who has taken custody of an animal in distress will immediately serve written notice of his/her actions on the owner of the animal, or take reasonable steps to find the owner and inform him/her of the actions taken.

16) UNATTENDED ANIMAL

- a) A person must not leave or confine an animal in any unattended motor vehicle or enclosed container under any conditions that could endanger the health or well-being of the animal or any circumstances that could reasonably be expected to cause distress or death to the animal, including

any of the following:

- (i) heat;
- (ii) cold;
- (iii) lack of adequate ventilation; or
- (iv) lack of food or water.

b) A Humane Service Officer may remove an animal from a motor vehicle or other enclosed container if the animal's safety appears to be in immediate danger from any of the conditions or circumstances listed in subsection (a) and take it to the animal shelter or, if the animal is in extreme distress, to a veterinary hospital for treatment.

c) A Humane Services Officer is authorized to take all steps that are reasonably necessary to remove an animal from a motor vehicle or other enclosed container, including breaking into the motor vehicle, after a reasonable effort to locate the owner or other person responsible has been made.

d) A Humane Services Officer who removes an animal from a motor vehicle must leave a written notice bearing his or her name and title, and the address of the location where the animal can be claimed, in a secure and conspicuous location on or within the motor vehicle.

e) An animal that has been removed from a motor vehicle or enclosed container by an inspector or peace officer may be claimed by the owner only after payment of any charges that have accrued for the maintenance, care, medical treatment or impoundment of the animal.

17) IMPOUNDING ANIMALS

- a) The Humane Services Officer may seize and impound any animal within the Town found roaming, at large, or in contravention of this By-law, and may enter upon any premises for the purpose of capturing any animal.
- b) When an animal has been impounded, the Humane Services Officer shall make a record of such impounding. It shall be the responsibility of the owner to find out if his or her animal is impounded.
- c) Any animal found damaging or destroying private property may be seized by the injuriously affected person or persons and held for collection by the Humane Services Officer.
- d) The owner may recover an impounded animal on such proof of his ownership of

the animal, as the Council may require, and upon payment of all fees and expenses in connection with the impounding and keep of the animal;

- e) Humane Services Officer may euthanize any animal found roaming within the Town, if in his/her opinion, such animal is diseased, injured, dangerous, in such condition that it ought to be destroyed and may so dispose of the carcass and hide in an appropriate manner.
- f) The Humane Services Officer shall keep any unclaimed domestic animal in the pound, having regard to all the circumstances, for a minimum of five (5) days.
- g) An impounded animal that the Humane Services Officer believes to be dangerous shall not be offered for adoption.

18) DESTROYING ANIMALS

- a) Where a Humane Services Officer must euthanize an animal under this Regulation, the services of a licensed veterinarian shall be used.
- b) Any resident who is the known owner of an animal that has been euthanized shall be responsible for the costs incurred by the Town.

19) ADOPTION

An animal that is impounded and not claimed by the owner within the time provided in section 17 (f) may:

- a) be adopted in accordance with conditions as may be established; or
- b) be euthanized by humane methods

20) FEES

The following seizing and impounding fees shall be paid by the owner of dogs seized or impounded:

First Offence	\$100.00
Second Offence	\$250.00
Third Offence	\$500.00

21) NO INTERFERENCE

No person shall interfere with, or impede in any way, the Humane Services Officer in the performance of their duties, or in any way tamper with equipment or vehicles utilized for the purpose of enforcing this By-law.

22) PENALTIES

Every person who is guilty of an offence under

this By-law or who acts in contravention of or fails to comply with any provision thereof, or neglects or refuses to do so:

- a) Shall be liable to penalties as stipulated in accordance with section 290 of the *Towns and Local Service Districts Act*
- b) Shall be subject to a violation notice issued under section 287(1) of the *Towns and Local Service Districts Act* or
- c) Shall be issued a ticket under the *Provincial Offenses Act* in accordance with section 288 of the *Towns and Local Service Districts Act*.

23) EFFECTIVE DATE

This By-law shall come into force on the 12th of August, 2025.

In witness whereof the Seal of the Town Humber Arm South has been affixed hereto and this By-law have been signed by the Mayor and the Town Manager on behalf of Council on this 12th day of August 2025.

Erica-Humber Shears,
Mayor

Marion Evoy,
Town Manager

Oct. 3

TOWN OF HUMBER ARM SOUTH BICYCLE HELMET BY-LAW PUBLISHED BY AUTHORITY

Pursuant to the authority conferred by the *Towns and Local Service Districts Act*, chapter T- 6.2, Part 1, Section 8(1)(a), the TOWN OF HUMBER ARM SOUTH has made the following By-law.

TOWN OF HUMBER ARM SOUTH
Erica-Humber Shears, Mayor

BY-LAW

1) TITLE

This By-law shall be known and cited as “Town of Humber Arm South Bicycle Helmet”.

2) INTERPRETATION

In this By-law:

- a) “Act” means the Towns and Local Service Act
- b) “By-law” means the Town of Humber Arm South Bicycle Helmet By-law.
- c) “Bicycle” means every device having two or more tandem wheels propelled by human power. This will include a tricycle

and bicycle with training wheels.

- d) “Bicycle Helmet” means a helmet that is designed for use and is approved by the Canadian Standards Association, the Snell Memorial Foundation, or the American National Standards Institute.
- e) “Council” means the Council of the Town of Humber Arm South.
- f) “Street” means any street, road or highway or any other way designed for the passage of vehicles and pedestrians that is accessible by fire department and other emergency vehicles.

3) USE OF HELMET

- a) No person shall ride on or operate a bicycle on a street unless the person is wearing a bicycle helmet that complies with these regulations and the chin strap of the helmet is securely fastened under the chin.
- b) Members of religious communities who, in accordance with their beliefs, are required to wear religious head wear are exempt from the provisions of this By-law.
- c) Persons who for medical reasons cannot wear a bicycle helmet and have provided confirmation of same from a licensed physician are exempt from the provisions of this By-law.
- d) No parent or guardian of a person under the age of twelve shall authorize or knowingly permit that person to ride on or operate a bicycle on a street unless that person is wearing a bicycle helmet as required by section.

4) PENALTY

Every person who is guilty of an offence under this By-law or who acts in contravention of or fails to comply with any provision thereof, or neglects or refuses to do so:

- a) Shall be liable to penalties as stipulated in accordance with section 290 of the *Towns and Local Service Districts Act*
- b) Shall be subject to a violation notice issued under section 287(1) of the *Towns and Local Service Districts Act* or
- c) Shall be issued a ticket under the *Provincial Offenses Act* in accordance with section 288 of the *Towns and Local Service Districts Act*.

5) EFFECTIVE DATE

This By-law shall come into force on the 12th day of August 2025.

In witness whereof the Seal of the Town of Humber Arm South has been affixed hereto and this By-law have been signed by the Mayor and the Town Manager.

Erica-Humber Shears,
Mayor

Marion Evoy,
Town Manager

Oct. 3

**TOWN OF HUMBER ARM SOUTH
FENCE BY-LAW
PUBLISHED BY AUTHORITY**

Pursuant to the authority conferred by Sections 10 and 11 of the *Towns and Local Service Districts Act*, SNL Chapter T-6.2, the Town Council of the TOWN OF HUMBER ARM SOUTH has made the following By-law.

TOWN OF HUMBER ARM SOUTH
Erica-Humber Shears, Mayor

BY-LAW

1) TITLE

This By-law may be cited as the "Town of Humber Arm South Fence By-law".

2) INTERPRETATION

In this By-law:

- a) "By-law" means the Town of Humber Arm South Fence By-law.
- b) "Building" means:
 - (i) structure, erection, alteration or improvement placed on, over or under land or attached, anchored or moored to land,
 - (ii) mobile structures, vehicles and marine vessels adapted or constructed for residential, commercial, industrial and other similar uses,
 - (iii) a part of and fixtures on buildings referred to in subparagraphs (i) and "Established Grade" means average elevation of the finished grade of the ground immediately surrounding the structure, exclusive of any artificial embankment or entrenchment.
 - (iv) an excavation of land whether or not that excavation is associated with the intended or actual construction of a building or thing referred to in subparagraphs (i) to (iii).
- c) "Building Line" means a line established by an authority that runs parallel to a street line and is set at the closest point to a street

- that a building can be set.
- d) "Commercial Lot" means a lot used exclusively or primarily for commercial purposes.
- e) "Corner Lot" means a lot situated at the intersection of two streets.
- f) "Council" means the Town Council of the Town of Humber Arm South or designate.
- g) "Electrical Fence" means a fence through which electricity passes.
- h) "Fence" means a physical barrier including rail, wall, line of posts, wire, gate, boards or other similar substances used to separate or divide any parcel of land or part thereof from any other parcel of land or part thereof, immediately adjacent thereto or to establish a property boundary.
- i) "Fence Height" means the vertical distance from the established Grade to the top of the Fence surface.
- j) "Flanking Street Lot Line" means a street line abutting the lot other than the Front Lot Line such as the side of a corner lot or the portion of the lot line to the side of the property on a lot by a curved street but excludes the Rear Lot Line.
- k) "Front Lot Line" means the street line on which a lot has its civic address, except where a lot has two or more street lines, in which case Council shall determine the front lot line.
- l) "Front Yard" means a yard extending across the full width of the lot from the front lot line to the front wall of the main building on the lot.
- m) "Industrial Lot" means a lot used exclusively or primarily for industrial purposes.
- n) "Lot" means any plot, tract or parcel of land, which can be considered as a unit of land for a particular use or building.
- o) "Lot Line" means any line defining the boundaries of a lot and shall include a front lot line, side lot line and rear lot line.
- p) "Nuisance Condition" means any condition of a Fence or Retaining Wall that is deemed to be an eyesore due to use of non-approved construction materials, poor maintenance, poor construction, graffiti and/or advertisements.
- q) "Owner" means the legal entity having legal or beneficial ownership to a property.
- r) "Rear Lot Line" means the lot line or lines opposite the front lot line.
- s) "Rear Yard" means a yard extending across the full width of the lot between the rear lot line and the rear wall of the main

building on the lot.

t) "Retaining Wall" means any structure built to resist lateral pressures, prevents the movement of a mass of earth or water/ or abruptly and artificially changes the elevation of the ground surface on a property (except the wall of a building).

u) "Retaining Wall Height" means the total vertical distance from the established grade to the top of the Retaining Wall regarding of terracing or other change in horizontal location from grade to the top of the structure.

v) "Side Lot Line" means the lot line or lines other than a front or rear lot line.

w) "Snow Fence" means a light fence of lath and wire or constructed of polyethylene mesh.

x) "Street Line" means the edge of a street, road or highway reservation as defined by the authority having jurisdiction.

y) "Town" shall mean the Town of Humber Arm South.

3) CONFORMITY WITH By-law
No person shall erect, maintain or repair a fence except in accordance with this By-law.

4) PERMIT REQUIRED
No person shall erect, alter, repair or relocate a fence unless the Council has approves the location and plan for the fence or retaining wall and a permit has been issued for its construction, alteration, repair, and/or relocation of the fence.

5) FORM OF APPLICATION
An application to erect a fence shall be made only by the owner of the property where the fence would be located, or by a person authorized by that owner, in writing, on such form as may be prescribed by Council, and every application shall include such plans, specifications and drawings Council may require, and be accompanied by the permit fee required by Council.

6) CONSTRUCTION MATERIALS
The material or materials used in the erection and repair of a fence shall only be of a type, which meets the approval of Council.

7) WOODEN POSTS
All wooden posts required for the erection and construction of a fence shall be:

a) Installed a minimum depth of 600 millimeters below grade and if not, pressure treated at plant, coated with a wood preserver for that portion of the fence post situated below established grade; and

b) Anchored by means of a concrete pier footing or wooden shoe and the concrete footing or wooden shoe shall be covered by soil.

8) METAL POSTS
All metal posts required for the erection and construction of a fence shall be in accordance with the following requirements:

a) All corner posts shall be installed a minimum depth of 900 millimeters below established grade and anchored by a concrete pier footing.

b) All line posts shall be installed a minimum depth of 600 millimeters below established grade and anchored by a concrete pier footing.

9) MAINTENANCE
Every person who owns a fence shall maintain such fence in a good state of repair. For the purposes of this section, "good state of repair" shall mean:

a) the fence is complete and in a structurally sound condition, plumb and securely anchored;

b) protected by weather-resistant materials;

c) fence components are not broken, rusted, rotten or in a hazardous condition;

d) all stained or painted fences are maintained free of peeling; and

e) that the fence does not present an unsightly appearance deleterious to abutting land or to the neighbourhood.

10) CLEAR VIEW
No fence shall be erected that obscures a clear view of street intersection, pedestrian pathways, driveways or other points of access or egress of vehicles or pedestrian traffic.

11) PROPERTIES ABUTTING A PARK, PUBLIC WALKWAY OR RIGHT OF WAY
Council shall determine the location, style, type and height of fence to be erected, relocated or repaired on any property, that abuts a park, public walkway or right of way.

12) CORNER LOTS
No person shall erect a fence on a corner lot any closer than the front building line setback and within 3 metres of the side boundary on the flanking street. The fence shall not create visible obstruction at any intersection or driveway. In such cases, the council will determine the height and location of the fence.

13) ROAD RESERVATION

No person shall erect a fence that projects into or onto the road reservation.

14) RESIDENTIAL LOT- FRONT YARD FENCE

No person shall erect a fence for residential purposes in the front yard with the following exceptions:

- a) For the purpose of acting as a retaining wall (along the front or side of the property) provided the retaining wall does not impede sight distance.
- b) On boundaries bordering public walkways where a maximum 1-metre high fence will be permitted.
- c) In areas of adjoining driveways, a curb no higher than 0.15m or a fence no higher than 0.6m may be constructed along the boundary between the adjoining driveways and must be set back from the front property boundary as required by Council.
- d) Where an established form of front yard fencing has been established along a street, a fence may be constructed that is consistent with this form of front yard fencing provided:
 - (i) It does not create a visual obstruction for vehicles entering or exiting the lot;
 - (ii) It does not create an obstruction to the traveling public;
 - (iii) It does not interfere with snow clearing operations;
 - (iv) The fence is consistent and is in line with other fences in the immediate neighbourhood or meets the conditions established by the Town;
 - (v) Any front yard fence between the building line and the front property line shall not exceed 1.2 metres; and
 - (vi) Any front yard fence between the building line and the front wall of the dwelling or main building on the lot shall not exceed 1.8 metres.

15) RESIDENTIAL LOTS- REAR AND SIDE YARD FENCE

Unless otherwise approved by Council, the maximum height of a fence erected or constructed for residential purposes shall not exceed a height of 1.8 metres above established grade.

16) INDUSTRIAL AND COMMERCIAL LOT-FRONT YARD FENCE

Unless otherwise approved by Council, a minimum setback of 10 metres shall be required between the front lot line and the erection or construction of a fence for industrial and commercial purposes and the maximum height of the fence shall not exceed a height of 2.7 metres above established grade.

17) INDUSTRIAL AND COMMERCIAL LOT-REAR YARD AND SIDE YARD FENCE

- a) Unless otherwise approved by the Council, the maximum height of a fence erected or constructed on an industrial and commercial lot shall not exceed a height of 2.7 metres above established grade in the area of the lot between the building line and street line and rear lot line provided the lot does not abut a residential lot.
- b) Unless otherwise approved by the Council, in the case where an industrial or commercial lot abuts a residential lot or residential use zone, the maximum height of a fence erected or constructed on an industrial and commercial lot shall not exceed a height of 1.8 metres above established grade except where the side yard of a commercial or industrial lot is used for open storage and then a 2 metre fence must be provided.

18) REAR YARD FENCES ABUTTING STREETS

No person shall erect or construct a fence along the rear lot line of a lot that abuts a highway or street unless it is in accordance with a style, type and height of fence as determined by Council.

19) ELECTRICAL FENCE

No person shall erect an electrical fence on any land except where required in a rural use zone to contain livestock or protect agricultural crops.

20) BARBED WIRE FENCES

- a) No person shall erect a fence consisting wholly or partly of barbed wire or other barbed material on a residential lot or in a residential use zone.
- b) Barbed wire may be used:
 - (i) along the top of a fence in excess of 2.1 metres enclosing a lot used for commercial or industrial purposes provided the industrial or commercial lot does not abut a residential lot or residential use zone; or

(ii) in a rural use zone to contain livestock or protect agricultural crops or land.

21) SNOW FENCE
No person shall erect or maintain a snow fence for the period of May 1st to October 31st in any year. Snow fences should only be erected for snow abatement purposes.

22) SWIMMING POOL FENCE
A 1.8-metre fence shall be erected and maintained completely surrounding the area of the lot in which a swimming pool is constructed, located or placed. The fence shall be located so as to maintain a minimum separation distance of 1.8 metres between the swimming pool and the fence.

- The fence shall be constructed so that no openings are greater than 10 cm and that no grip, attachment, or opening will facilitate climbing.
- A swimming pool fence shall not be constructed of chain link.
- Where accessed by gate(s), all gates in the swimming pool fence shall meet the same height and construction requirements; the gate(s) shall have a properly maintained self-closing and self-latching device installed on the gate(s) on the pool side of the enclosed area at a position no less than 1.5 metres above the established grade and the gate(s) must be locked whenever the pool area is unsupervised. The sidewalls of an aboveground pool shall not form part of the swimming pool fence.

23) RETAINING WALLS

- Retaining walls shall not be placed on any right-of ways or easements without approval of the easement Grantee(s).
- Retaining walls shall not conflict with site grading requirements in new subdivisions unless approved by Council.
- Retaining walls shall be equipped with a guard as required by the latest current edition of the National Building Code of Canada, as adopted by Council.
- Retaining walls under a height of 1.22 metres that have imposed loads from driveways, deck footings, house footings, sloped backfill or other structures are required to be designed by a professional engineer licensed to practice in Newfoundland and Labrador. Design drawings, stamped by the responsible professional engineer, shall be submitted to Council for review and approval. The responsible professional engineer shall provide the Town with written verification that the wall has been constructed as per the submitted design drawings.
- Retaining walls with overall cumulative heights of 1.22 metres or higher shall be designed by a professional engineer licensed to practice in Newfoundland and Labrador. Design drawings, stamped by the responsible professional engineer, shall be submitted to Council for review and approval the design engineer will specify a distance from the boundary that is sufficient for the future maintenance of the retaining wall. The design engineer shall provide the Town with written verification that the wall has been constructed as per the submitted design drawings.

24) PUBLIC AUTHORITIES
The provisions of this Bylaw shall apply to all public authorities except in those cases where an exception from this By-law is required to respond to an emergency or for a public purpose.

25) RESPONSIBILITY FOR DAMAGE
Council shall not be liable for any damages for the repair of any fence whatsoever where the Town, its employees or agents or otherwise, have acted without negligence. In particular, Council shall not be liable for any damages for the repair of any fence whatsoever during the normal operation of snow clearing on streets or sidewalks located within the Town.

26) COMPLIANCE WITH BYLAW
A fence in existence at the date of coming into effect of this By-law which is not in accordance with the provisions of this By-law may continue to exist provided the fence is maintained in a good state of repair and the fence is not deemed to be a safety hazard or obstruction by Council. A fence which is in existence at the date of coming into effect of this By-law shall not be modified or replaced with a fence which differs in the height, type, style or material used in the erection or construction of the existing fence unless the fence is constructed in accordance with this By-law.

27) PENALTIES
Every person who is guilty of an offence under this By-law or who acts in contravention of or fails to comply with any provision thereof, or neglects or refuses to do so:

- a) Shall be liable to penalties as stipulated in accordance with section 290 of the *Towns and Local Service Districts Act*; or
- b) Shall be subject to an order under section 285 (1) of the *Towns and Local Service Districts Act*; or
- c) Shall be subject to a violation notice issued under section 287 (1) of the *Towns and Local Service Districts Act*; or
- d) Shall be issued a ticket under the *Provincial Offences Act* in accordance with section 288 of the *Towns and Local Service Districts Act*.

28) EFFECTIVE DATE
This By-law shall come into force on the 12th day of August, 2025.

In witness whereof the Seal of the Town of Humber Arm South has been affixed hereto and this By-law has been signed by the Mayor and the Town Manager.

Erica-Humber Shears,
Mayor

Marion Evoy,
Town Manager

Oct. 3

**TOWN OF HUMBER ARM SOUTH
NOISE AND NUISANCE BY-LAW
PUBLISHED BY AUTHORITY**

Pursuant to the authority conferred by the *Towns and Local Service Districts Act*, chapter T- 6.2, Section 8 (f), the TOWN OF HUMBER ARM SOUTH has made the following By-law.

TOWN OF HUMBER ARM SOUTH
Erica-Humber Shears, Mayor

BY-LAW

1) TITLE

This By-law may be cited as the "Town of Humber Arm South Noise and Nuisance By-law".

2) INTERPRETATION

In this By-law:

- a) "By-law" means the Town of Humber Arm South Noise and Nuisance By-law.
- b) "Air Gun" means those guns commonly referred to as B.B. or pellet guns and all guns operated by pump or spring mechanisms and compressed gas cylinders regardless of muzzle velocity.
- c) "Chief" means the Fire Chief of the Humber South Fire Department or other

- person designated by the Chief in and for the fire protection of the town.
- d) "Council" means the Council of the Town of Humber Arm South or designate.
- e) "Nuisance" means anything or any condition of things which is or may become injurious or dangerous or presents an obstruction to pedestrians or vehicular traffic or anything or any condition of things, in the opinion of Council, has an unpleasant effect on the senses or adversely affects the amenities of the surrounding property.
- f) "Public Address System" means any system of loudspeakers, amplifiers, microphones or reproducers or any combination of such equipment used in the reproduction or amplification of music, speech or other sounds when used for communication or to otherwise address or entertain groups of people whether the same is mounted upon a vehicle or upon a building or other structure or upon the ground.
- g) "Town" means the Town of Humber Arm South.

3) APPLICATION

This By-law shall apply within the boundaries of the Town.

4) GENERAL PROHIBITION

No person shall make, continue or cause to allow to be made or continued any loud, unnecessary or unusual noise or any noise whatsoever which either annoys, disturbs, injures, endangers, or detracts from the comfort, repose, health, peace or safety of other persons within the limits of the Town, except in accordance with this By-law.

5) NOISE

- a) No person shall create a noise within the Town through the use of fire-arms or other similar noise-making devices, except as may be approved by Council and subject to the approval of law enforcement or other regulatory agencies.
- b) No person shall create a noise within the Town through the use of shouting or noise-making devices for the purpose of selling wares, soliciting business or attracting attention.
- c) No person shall create a noise within the Town through the use of motor vehicle horns except as may be reasonably necessary in the opinion of Council for the safety and warning of traffic and

pedestrians.

6) NUISANCE

- a) No person shall fire or discharge an air gun within 300 metres of a house or 1000 metres of a school, playground or athletic field within the Town.
- b) No person shall fire or discharge an air gun in a manner creating a nuisance.
- c) A police officer/By-law enforcement officer/peace officer may seize any air gun where there are reasonable and probable grounds to believe that an offence has been committed pursuant to this By-law.
- d) Where a charge is not laid pursuant to section 6 (a) and (b) within a period of thirty (30) days from the date of the offence, an air gun seized pursuant to 6 (c) shall be returned.

7) PEACE AND TRANQUILITY

- a) No person shall use within the Town, a lawnmower, chainsaw, snowmobile or other machinery or equipment which may disturb the peace and quiet of a neighborhood between the hours of 11:00 p.m. of any day to 7:00 a.m. of the following day, except as may otherwise be approved by Council.
- b) No person shall create a noise within the Town through the use of a motor vehicle that has no muffler or a defective muffler except as may be necessary to move such motor vehicle to a location for associated repairs.
- c) No person shall create a noise within the Town through the squealing of tires of a motor vehicle which is caused by unnecessary braking, turning or setting in motion of such motor vehicle.
- d) No Person shall create, cause or permit an intrusion of light of an unusual intensity or type onto adjacent property so as to be or to cause a nuisance. All exterior illuminated light fixtures shall be directed in a manner to minimize glare and the undue intrusion of light onto adjacent property.

8) EXCEPTIONS

- a) Nothing in this By-law shall be deemed to prohibit:
 - (i) The sounding of any bell, horn, siren or other warning device of any vehicle the law requires, or when responding to an emergency;
 - (ii) The ringing of church bells or chimes;
 - (iii) The sounding of industrial whistles;

- (iv) The sounding of motor vehicle horns in a wedding procession or in parades permitted by Council; or
- (v) The removal of snow by heavy equipment or any snow removal machinery, following a snow fall.

- b) The provisions of this By-law shall not apply to:
 - (i) Any member of the Royal Canadian Mounted Police, Royal Newfoundland Constabulary, Enforcement Officer or the Humber Arm South Fire Department.
 - (ii) A person or an employee of the Town, while any such member or employee is employed in the execution of his duties as a member of the Town.

9) ENFORCEMENT

This By-law may be enforced by the Royal Newfoundland Constabulary, Royal Canadian Mounted Police, Enforcement Officer, or any other person appointed by Council.

10) PENALTIES

Every person who is guilty of an offence under this By-law or who acts in contravention of or fails to comply with any provision thereof, or neglects or refuses to do so:

- a) Shall be liable to penalties as stipulated in accordance with section 290 of the *Towns and Local Service Districts Act*; or
- b) Shall be subject to an order under section 285 (1) of the *Towns and Local Service Districts Act*; or
- c) Shall be subject to a violation notice issued under section 287(1) of the *Towns and Local Service Districts Act*; or
- d) Shall be issued a ticket under the *Provincial Offences Act* in accordance with section 288 of the *Towns and Local Service Districts Act*.

11) EFFECTIVE DATE

This By-law shall come into force on the 12th day of August 2025.

In witness whereof the Seal of the Town Humber Arm South has been affixed hereto and this By-law have been signed by the Mayor and the Town Manager on behalf of Council on this 12th day of August 2025.

Erica-Humber Shears,
Mayor

Marion Evoy,
Town Manager

Oct. 3

TOWN OF HUMBER ARM SOUTH SNOW CLEARING BY-LAW

PUBLISHED BY AUTHORITY

Pursuant to the powers conferred by Chapter T-6.2, Section 8 (1) (c) of the *Towns and Local Service Districts Act*, the TOWN OF HUMBER ARM SOUTH has made the following By-law.

TOWN OF HUMBER ARM SOUTH
Erica-Humber Shears, Mayor

BY-LAW

1) TITLE

This By-law shall be known and cited as "Town of Humber Arm South Snow Clearing".

2) INTERPRETATIONS

- a) "By-law" shall mean the Town of Humber Arm South Snow Clearing By-law.
- b) "Council" shall mean the Town Council of the Town of Humber Arm South.
- c) "Enforcement Officer" shall mean a person designated under section 278 of the *Towns and Local Service Districts Act*.
- d) "Person" shall mean and include a person, a firm, partnership, corporation or company.
- e) "Street" shall mean any street, road or highway or any other way designed or intended for public use for the passage of vehicles and pedestrians, owned by the Authority or other public agency and maintained at public expenses and is accessible to Fire Department vehicles and equipment.
- f) "Road Reservation" shall mean an area determined by Council that is reserved for a street, a future street or future street improvements as determined in the Road Reservation By-law.
- g) "Town" shall mean the Town of Humber Arm South.

3) SNOW CLEARING PERIOD

- a) During the period from and including the first day of November in each year and the last day of April in the year following and any other period when unusual snow and/or ice conditions prevail, shall be known as the "Snow Clearing Period".

4) PARKING

- a) No person shall park an unattended

vehicle on any street, road reservation or municipal parking areas in such a way as to interfere with, hinder or obstruct snow clearing operations.

- b) No person shall park an unattended vehicle on any street or road reservation within the Town:
 - (i) between the hours of 12:00 midnight and 10:00 a.m. during the Snow Clearing Period regardless of weather conditions; or
 - (ii) during a snowstorm; or
 - (iii) during the 24 hours immediately following a snowstorm; or
 - (iv) during such other period as may be declared by Council to enable clean-up after a severe storm or snowfall.
- (v) Any motor vehicle parked contrary to Regulation 4 (a) or (b) may be towed away by Council or their representatives, at the owner's risk and expense, to a place selected by the Council or person so

5) LIABILITY FOR DAMAGES

Claims against the Town for damage to mobile or portable articles, buildings, fences, trees, shrubs, ledges, rock walls and lawns on private property will be accepted by the Town when they occur, as a result of being struck by equipment operated by employees of the Town or by Town contractors during the periods of time they are engaged in work on behalf of the Town and where they occur at a distance not less than 7.5 meters/24.6 feet from the center line of the street. Items located within 7.5 meters/24.6 feet from the center line of the street due to nature historical development may be accepted upon assessment and approval by the Director of Engineering and Public Works or their designate.

6) DISCLAIMER OF DAMAGES

No claims for damages to property will be accepted by the Town where:

- a) the damages occurred on or to property located within 7.5 meters/24.6 feet from the center line of the Route 450; or
- b) the damages occurred on or to property located within 17.25 meters/ 56.5 feet from the center of a cul-de-sac;
- c) the damages occurred as a result of the weight of snow and/or ice deposited on mobile or portable articles, waste carts, buildings, fences, trees, shrubs, hedges, rock walls and lawns; or
- d) lawns become brown or decayed as a result of the deposit of snow and/or ice; or

e) a claim for damages is received by the Town after May 31 of the year in which the snow clearing period ends.

7) PENALTIES

Every person who is guilty of an offence under this By-law or who acts in contravention of or fails to comply with any provision thereof, or neglects or refuses to do so:

- a) Shall be liable to penalties as stipulated in accordance with section 290 of the *Towns and Local Service Districts Act*; or
- b) Shall be subject to an order under section 285 (1) of the *Towns and Local Service Districts Act*; or
- c) Shall be subject to a violation notice issued under section 287 (1) of the *Towns and Local Service Districts Act*; or
- d) Shall be issued a ticket under the *Provincial Offences Act* in accordance with section 288 of the *Towns and Local Service Districts Act*.

8) PROSECUTION

Prosecution under this By-law may be taken summarily by an Enforcement Officer, Police Constable or by any person authorized by Council.

This By-law shall come into force on the 12th day of August 2025.

In witness whereof, the Seal of the Town of Humber Arm South has been affixed herewith, and the Mayor and Town Manager have signed this By-law on behalf of the Town Council of the Town of Humber Arm South this 12th day of August 2025.

Erica-Humber Shears,
Mayor

Marion Evoy,
Town Manager

Oct. 3

LANDS ACT

NOTICE OF INTENT, SECTION 7 LANDS ACT, SNL1991 c36 AS AMENDED

NOTICE IS HEREBY given that an application has been made to the Department of Fisheries, Forestry and Agriculture Branch, to acquire title, pursuant to section 7(2) (d) of the said Act, to that piece of Crown lands situated within 15 metres of the waters of Bethune's Pond, Whitbourne, for the purpose of a boathouse and wharf.

The application may intrude on the 15 metre shoreline of the above mentioned water body(s) in various locations. For a detailed map, please see website: <https://www.gov.nl.ca/ffa/lands/sec7notifications/>.

Please note: It may take up to five (5) days from the date of application for details to appear on the website. Any person wishing to object to the application must file the objection in writing with reasons, within 30 days from the publication of notice on the Department of Fisheries, Forestry and Agriculture website, Crown Lands, <https://www.gov.nl.ca/ffa/lands/>, to the Minister of Department of Fisheries, Forestry and Agriculture by mail or email to the nearest Regional Lands Office:

- Eastern Regional Lands Office, P.O. Box 8700, Howley Building, Higgins Line, St. John's, NL, A1B 4J6 Email: easternlandsoffice@gov.nl.ca
- Central Regional Lands Office, P.O. Box 2222, Gander, NL, A1V 2N9 Email: centrallandsoffice@gov.nl.ca
- Western Regional Lands Office, P.O. Box 2006, Sir Richard Squires Building, Corner Brook, NL, A2H 6J8 Email: westernregionlands@gov.nl.ca
- Labrador Regional Lands Office, P.O. Box 3014, Station "B", Happy Valley-Goose Bay, NL, A0P 1E0 Email: labradorlandsoffice@gov.nl.ca

(DISCLAIMER: *The Newfoundland and Labrador Gazette* publishes a NOTICE OF INTENT as received from the Applicant and takes no responsibility for errors or omissions in the property being more particularly described.)

Oct. 3

NOTICE OF INTENT, SECTION 7 LANDS ACT, SNL1991 c36 AS AMENDED

NOTICE IS HEREBY given that an application has been made to the Department of Fisheries, Forestry and Agriculture Branch, to acquire title, pursuant to section 7(2) (d) of the said Act, to that piece of Crown lands situated within 15 metres of the waters of Blue Gull Pond for the purpose of a boathouse and wharf.

The application may intrude on the 15 metre shoreline of the above mentioned water body(s) in various locations. For a detailed map, please see website: <https://www.gov.nl.ca/ffa/lands/sec7notifications/>.

Please note: It may take up to five (5) days from the date of application for details to appear on the website. Any person wishing to object to the application must file the objection in writing with reasons, within 30 days from the publication of notice on the Department of Fisheries, Forestry and Agriculture website, Crown Lands, <https://www.gov.nl.ca/ffa/lands/>, to the Minister of Department of Fisheries, Forestry and Agriculture by mail or email to the nearest Regional Lands Office:

- Eastern Regional Lands Office, P.O. Box 8700, Howley Building, Higgins Line, St. John's, NL, A1B 4J6 Email: easternlandsoffice@gov.nl.ca
- Central Regional Lands Office, P.O. Box 2222, Gander, NL, A1V 2N9 Email: centrallandsoffice@gov.nl.ca
- Western Regional Lands Office, P.O. Box 2006, Sir Richard Squires Building, Corner Brook, NL, A2H 6J8 Email: westernregionlands@gov.nl.ca
- Labrador Regional Lands Office, P.O. Box 3014, Station "B", Happy Valley-Goose Bay, NL, A0P 1E0 Email: labradorlandsoffice@gov.nl.ca

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Oct. 3

NOTICE OF INTENT, SECTION 7 LANDS ACT, SNL1991 c36 AS AMENDED

NOTICE IS HEREBY given that an application has been made to the Department of Fisheries, Forestry and Agriculture Branch, to acquire title, pursuant to section 7(2) (d) of the said Act, to that piece of Crown lands situated within 15 metres of the waters of Bonne Bay, Wild Cove, for the purpose of a boathouse and wharf.

The application may intrude on the 15 metre shoreline of the above mentioned water body(s) in various locations. For a detailed map, please see website: <https://www.gov.nl.ca/ffa/lands/sec7notifications/>.

Please note: It may take up to five (5) days from the date of application for details to appear on the website. Any person wishing to object to the application must file the objection in writing with reasons, within 30

days from the publication of notice on the Department of Fisheries, Forestry and Agriculture website, Crown Lands, <https://www.gov.nl.ca/ffa/lands/>, to the Minister of Department of Fisheries, Forestry and Agriculture by mail or email to the nearest Regional Lands Office:

- Eastern Regional Lands Office, P.O. Box 8700, Howley Building, Higgins Line, St. John's, NL, A1B 4J6 Email: easternlandsoffice@gov.nl.ca
- Central Regional Lands Office, P.O. Box 2222, Gander, NL, A1V 2N9 Email: centrallandsoffice@gov.nl.ca
- Western Regional Lands Office, P.O. Box 2006, Sir Richard Squires Building, Corner Brook, NL, A2H 6J8 Email: westernregionlands@gov.nl.ca
- Labrador Regional Lands Office, P.O. Box 3014, Station "B", Happy Valley-Goose Bay, NL, A0P 1E0 Email: labradorlandsoffice@gov.nl.ca

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Oct. 3

NOTICE OF INTENT, SECTION 7 LANDS ACT, SNL1991 c36 AS AMENDED

NOTICE IS HEREBY given that an application has been made to the Department of Fisheries, Forestry and Agriculture Branch, to acquire title, pursuant to section 7(2) (d) of the said Act, to that piece of Crown lands situated within 15 metres of the waters of Placentia Bay - 119 Seaview Drive, Swift Current, for the purpose of an existing walkway.

The application may intrude on the 15 metre shoreline of the above mentioned water body(s) in various locations. For a detailed map, please see website: <https://www.gov.nl.ca/ffa/lands/sec7notifications/>.

Please note: It may take up to five (5) days from the date of application for details to appear on the website. Any person wishing to object to the application must file the objection in writing with reasons, within 30 days from the publication of notice on the Department of Fisheries, Forestry and Agriculture website, Crown Lands, <https://www.gov.nl.ca/ffa/lands/>, to the Minister of Department of Fisheries, Forestry and

Agriculture by mail or email to the nearest Regional Lands Office:

- Eastern Regional Lands Office, P.O. Box 8700, Howley Building, Higgins Line, St. John's, NL, A1B 4J6 Email: easternlandsoffice@gov.nl.ca
- Central Regional Lands Office, P.O. Box 2222, Gander, NL, A1V 2N9 Email: centrallandsoffice@gov.nl.ca
- Western Regional Lands Office, P.O. Box 2006, Sir Richard Squires Building, Corner Brook, NL, A2H 6J8 Email: westernregionlands@gov.nl.ca
- Labrador Regional Lands Office, P.O. Box 3014, Station "B", Happy Valley-Goose Bay, NL, A0P 1E0 Email: labradorlandsoffice@gov.nl.ca

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Oct. 3

NOTICE OF INTENT, SECTION 7 LANDS ACT, SNL1991 c36 AS AMENDED

NOTICE IS HEREBY given that an application has been made to the Department of Fisheries, Forestry and Agriculture Branch, to acquire title, pursuant to section 7(2) (d) of the said Act, to that piece of Crown lands situated within 15 metres of the waters of Upper Brook, Route 436, for the purpose of an access road.

The application may intrude on the 15 metre shoreline of the above mentioned water body(s) in various locations. For a detailed map, please see website: <https://www.gov.nl.ca/ffa/lands/sec7notifications/>.

Please note: It may take up to five (5) days from the date of application for details to appear on the website. Any person wishing to object to the application must file the objection in writing with reasons, within 30 days from the publication of notice on the Department of Fisheries, Forestry and Agriculture website, Crown Lands, <https://www.gov.nl.ca/ffa/lands/>, to the Minister of Department of Fisheries, Forestry and Agriculture by mail or email to the nearest Regional Lands Office:

- Eastern Regional Lands Office, P.O. Box 8700, Howley Building, Higgins Line, St. John's, NL, A1B 4J6 Email: easternlandsoffice@gov.nl.ca

- Central Regional Lands Office, P.O. Box 2222, Gander, NL, A1V 2N9 Email: centrallandsoffice@gov.nl.ca

- Western Regional Lands Office, P.O. Box 2006, Sir Richard Squires Building, Corner Brook, NL, A2H 6J8 Email: westernregionlands@gov.nl.ca

- Labrador Regional Lands Office, P.O. Box 3014, Station "B", Happy Valley-Goose Bay, NL, A0P 1E0 Email: labradorlandsoffice@gov.nl.ca

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Oct. 3

TRUSTEE ACT

ESTATE NOTICE

IIN THE MATTER OF the Estate and Effects of late GREGORY WILLIAM CASHIN, of Gambo, in the Province of Newfoundland and Labrador, Businessman, Deceased.

ALL PERSONS claiming to be creditors of or who have any claims or demands upon or affecting the Estate of GREGORY WILLIAM CASHIN, the aforesaid deceased, who died at the Town of Gander, Newfoundland and Labrador, on or about the 24th day of July, 2025, are hereby requested to send particulars thereof in writing, duly attested, to the undersigned Solicitor for the of the Estate on or before the 14th day of October, 2025 after which date the Administratrix have had notice.

DATED at the Town of Gander, Newfoundland and Labrador, this 24th day of September, 2025.

PEDDLE LAW
Solicitor for the Administratrix
PER: MICHAEL D. PEDDLE

ADDRESS FOR SERVICE:
P.O. Box 563
137 Bennett Drive
Gander, NL A1V 2E1

Tel: (709) 651-4949
Fax: (709) 651-4951

Oct. 3

ESTATE NOTICE

IN THE ESTATE OF JAMES RYAN, late of the City of St. John's, in the Province of Newfoundland and Labrador, Retired Educator, Married, Deceased, who died intestate on or about the 4th day of April, 2024.

All persons claiming to be creditors or who have any claims or demands upon or affecting the Estate of JAMES RYAN, late of the City of St. John's, in the Province aforesaid, Retired Educator, Deceased, are hereby requested to send particulars therein in writing, duly attested, to Alysa O'Keefe of Cox & Palmer, Solicitors for the Estate of the Deceased, on or before the 21st day of October, 2025, after which date the Administrator will proceed to distribute the said estate, having regard only to the claims of which it shall then have had notice.

DATED at the City of St. John's, in the Province of Newfoundland and Labrador, this 15th day of September, 2025.

COX & PALMER
Solicitor for the Estate of
JAME RYAN
PER: ALYSA O'KEEFE

ADDRESS FOR SERVICE:
Suite 1100, Scotia Centre
235 Water Street
St. John's, NL A1C 1B6

Oct. 3

ESTATE NOTICE

IN THE ESTATE OF NELLIE PAULINE YETMAN, of Bryant's Cove, in the Province of Newfoundland and Labrador, Deceased.

ALL PERSONS claiming to be creditors of, or who have any claims or demands upon or affecting, the Estate of the late NELLIE PAULINE YETMAN, of Bryant's Cove, in the Province of Newfoundland and Labrador, deceased, are hereby requested to send particulars thereof in writing, duly attested, to the undersigned Solicitor for the Executrix of the said deceased, on or before the 29th day of October, 2025, after which date the Executrix will proceed to distribute the said Estate having regard only to the claim(s) of which she then shall have had notice.

DATED at Carbonear, in the Province of Newfoundland and Labrador, this 24th day of September, 2025.

BABB LAW OFFICE
Solicitor for the Executrix
PER: JESSICA M. BABB, B.A., J.D.

ADDRESS FOR SERVICE:

P.O. Box 400
18 Goff Avenue
Carbonear, NL A1Y 1B8

Tel: 709-596-2377
Toll Free: 1-800-596-0596
Fax: 709-596-0415
e-mail: babblaw@babblaw.ca

Oct. 3



The Newfoundland and Labrador Gazette

PART II SUBORDINATE LEGISLATION FILED UNDER THE STATUTES AND SUBORDINATE LEGISLATION ACT

Vol. 100

ST. JOHN'S, FRIDAY, OCTOBER 3, 2025

No. 40

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**No Subordinate Legislation
Received at Time of Printing**

The Newfoundland and Labrador Gazette is published from the Office of the King'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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The Newfoundland and Labrador Gazette

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Notices	Rate	15%	HST	Total
Lands Act - Notice of Intent - 1 week	\$31.13	\$4.67	\$35.80	
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Trustee Act - Estate Notice - 2 weeks	\$62.37	\$9.36	\$71.73	
Trustee Act - Estate Notice - 3 weeks	\$91.25	\$13.69	\$104.94	
Trustee Act - Estate Notice - 4 weeks	\$118.97	\$17.85	\$136.82	

All other public notices required by law to be published in *The Newfoundland and Labrador Gazette*, eg., Corporations Act, Municipalities Act, Quieting of Titles Act, Urban and Rural Planning Act, etc., are priced according to size: for Single Column \$3.47 per cm or Double Column \$6.93 per cm, plus 15% HST.

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