April 17, 2018

Dear Applicant:

Re: Your request for access to information under Part II of the Access to Information and Protection of Privacy (ATIPP) Act FLR/21/2018

On February 23, 2018, the Department of Fisheries and Land Resources (FLR) received your request for access to the following records:

“Correspondence and information related to crown land and crown land applications in the Town of Witless Bay in the area of Mullowneys Lane, Ragged Beach and Gallows Cove dating back one year, the period between Jan 2017 and to date.”

Please be advised that a decision has been made by the Deputy Minister for FLR to provide access to the requested records. Redactions have been made under the following sections of ATIPPA – Section 40 – Personal Privacy, Section 29 – Policy Advice or Recommendations.

Please be advised that you may appeal this decision and ask the Information and Privacy Commissioner to review the decision to provide partial access to the requested information, as set out in section 42 of the Act (a copy of this section of the Act has been enclosed for your reference). A request to the Commissioner must be made in writing within 15 business days of the date of this letter or within a longer period that may be allowed by the Commissioner. Your appeal should identify your concerns with the request and why you are submitting the appeal.

The appeal may be addressed to the Information and Privacy Commissioner as follows:

Office of the Information and Privacy Commissioner
2 Canada Drive
P.O. Box 13004, Stn. A
St. John’s, NL. A1B 3V8

Telephone: (709) 729-6309
Toll-Free: 1-877-729-6309
Facsimile: (709) 729-6500

You may also appeal directly to the Supreme Court Trial Division within 15 business days after you receive the decision of the public body, pursuant to section 52 of the Act (a copy of this section of the Act has been enclosed for your reference).

Please be advised that this letter and responsive records will be published following a 72 hour period after the response is sent electronically to you or five business days in the case where records are mailed to you. It is the goal to have the responsive records posted to the Office of Public Engagement's website within one business day following the applicable period of time.
Please note that requests for personal information will not be posted online.

If you have any further questions, please contact me by telephone at 709-729-3730 or by email at hollyphilpott@gov.nl.ca

Sincerely,

Holly Philpott
ATIPP Coordinator

Right of access

8. (1) A person who makes a request under section 11 has a right of access to a record in the custody or under the control of a public body, including a record containing personal information about the applicant.

(2) The right of access to a record does not extend to information excepted from disclosure under this Act, but if it is reasonable to sever that information from the record, an applicant has a right of access to the remainder of the record.

(3) The right of access to a record may be subject to the payment, under section 25, of the costs of reproduction, shipping and locating a record.

Access or correction complaint

42. (1) A person who makes a request under this Act for access to a record or for correction of personal information may file a complaint with the commissioner respecting a decision, act or failure to act of the head of the public body that relates to the request.

(2) A complaint under subsection (1) shall be filed in writing not later than 15 business days

(a) after the applicant is notified of the decision of the head of the public body, or the date of the act or failure to act; or

(b) after the date the head of the public body is considered to have refused the request under subsection 16 (2).

(3) A third party informed under section 19 of a decision of the head of a public body to grant access to a record or part of a record in response to a request may file a complaint with the commissioner respecting that decision.

(4) A complaint under subsection (3) shall be filed in writing not later than 15 business days after the third party is informed of the decision of the head of the public body.

(5) The commissioner may allow a longer time period for the filing of a complaint under this section.

(6) A person or third party who has appealed directly to the Trial Division under subsection 52 (1) or 53 (1) shall not file a complaint with the commissioner.
(7) The commissioner shall refuse to investigate a complaint where an appeal has been commenced in the Trial Division.

(8) A complaint shall not be filed under this section with respect to

(a) a request that is disregarded under section 21;

(b) a decision respecting an extension of time under section 23;

(c) a variation of a procedure under section 24; or

(d) an estimate of costs or a decision not to waive a cost under section 26.

(9) The commissioner shall provide a copy of the complaint to the head of the public body concerned.

Direct appeal to Trial Division by an applicant

52. (1) Where an applicant has made a request to a public body for access to a record or correction of personal information and has not filed a complaint with the commissioner under section 42, the applicant may appeal the decision, act or failure to act of the head of the public body that relates to the request directly to the Trial Division.

(2) An appeal shall be commenced under subsection (1) not later than 15 business days

(a) after the applicant is notified of the decision of the head of the public body, or the date of the act or failure to act; or

(b) after the date the head of the public body is considered to have refused the request under subsection 16 (2).

(3) Where an applicant has filed a complaint with the commissioner under section 42 and the commissioner has refused to investigate the complaint, the applicant may commence an appeal in the Trial Division of the decision, act or failure to act of the head of the public body that relates to the request for access to a record or for correction of personal information.

(4) An appeal shall be commenced under subsection (3) not later than 15 business days after the applicant is notified of the commissioner's refusal under subsection 45 (2).
Philpott, Holly

From: Barnable, Steve  
Sent: Wednesday, February 21, 2018 9:13 AM  
To: Hardy, Andrew  
Subject: FW: Revision Crown Land application and Request to include Pertinent Information  
Attachments: [Crown Land application MAP 001.jpg; letter-crown land (002) application FEB 2018.docx]

Jamie, can you place this in the file and see that it goes out to the referral agencies.

Steve Barnable  
Regional Lands Supervisor - Eastern  

Crown Lands Administration Division, Lands Branch  
Department of Fisheries and Land Resources  
Howley Building, Higgins Line  
P.O. Box 8700  
St. John’s, NL A1B 4J6  
Tel: (709) 729-0094 Fax: (709) 729-0726

From: [laliant.net]  
Sent: Wednesday, February 21, 2018 9:06 AM  
To: keithdeering@gov.nl; Grace, Tony <TonyGrace@gov.nl.ca>; Barnable, Steve <stevebarnable@gov.nl.ca>  
Subject: Revision Crown Land application and Request to include Pertinent Information

Good afternoon  
We are requesting that the attached letter and map be included with our crown Land application. We are unsure of the protocol for this request so are sending it to each of you for it to be directed to the appropriate person or department.

Thank you for your assistance.
Potential copyright material

If you wish to obtain a copy please contact the ATIPP Office at (709) 729-7072 or atippoffice@gov.nl.ca.
Crown Lands Division  
Department of Fisheries and Land Resources  
Re: Application #150726

Attention:

Last week we visited the Lands branch office in St. John’s to revise our application for a land grant in the Town of Witless Bay, reducing the amount of land requested, on the advice of the local Town Council. We were informed at the counter service in the Howley Building that the revised application will be forwarded to various departments and agencies for comments. We believe it’s important that the context for the application and other pertinent information be included for an informed decision.

Attached is a modified version of the Crown lands map outlining that our request is for a property extension. We have highlighted the following additional information:

The location of our existing property, along with the East Coast Trail location, and the location of the existing recognized Right of Way as shown on the current Ten Year Plan for the Town of Witless Bay. This shows the importance of our application in terms of access from the Right of Way as being the most viable option.

Furthermore, we would like to emphasize the reasons we are applying for this extension to our property:

1. This extension to our land would provide access off the existing Crown Land Right of Way.

2. [Name] has agreed to provide an easement through his property for our access. His letter to this effect has already been filed with your department.

3. The land we applied for is landlocked with no public access or possibility of use to the public.

4. Any future application for a new home on our land, would require our land to be considered a backlot. The addition of the Crown Land allows us to meet the requirements for a backlot. It is worth noting that under the existing Ten Year Plan our land is already zoned Residential use.

5. This additional land would be merely an extension of one single family residential lot as shown on the 10-year Plan. It would still only qualify as a single back-lot with access from the extended Mullowneys Lane, through the [Name]. There is no attempt to acquire land for any increased development such as a sub-division now or in the future, as only one back-lot application is permitted.

6. We will also be using the additional land to move future home construction further away from the East Coast Trail to maximize privacy for ourselves as well as ensuring a more natural environment for hikers. This enables us to use the existing property along the coast for vegetable gardening, as it was traditionally used in the early 1900's.
7. We have recently been granted a permit to build a gazebo structure. At present the only access to the land is using the East Coast Trail at the end of Gallows Cove Road, which requires us to travel over the east coast trail and use the already tight parking area for construction and visitor vehicles. Accessing our property off the Right of Way is the best option for everyone.

8. If we can move to the back of our property with the applied for Crown Land, we would agree to provide a 30m Environmental Protection Zone (double what is required under the existing protection) from the shoreline to any structure on our land. The E.C.T. trail is eroding at the shoreline of Ragged Beach, which is an area heavily used by tourists and the public. When the trail is forced to move in from the erosion in the future, there would be more than adequate room to expand with this added buffer zone.

We request Crown Lands Branch include our revisions to the previous map and include our letter in your circulation of material, as this submission would have to be made within context to be best understood. We think this is a win-win for all involved, respecting private land rights, right of access to property, the 10-year plan, the East Coast Trail, and the shore line. We would be willing to meet with representatives of the Lands Brach and Municipal Affairs to discuss further, if required.

Section 40(1)

Thank You for your consideration,
Newfoundland Labrador
Fisheries and Land Resources

APPLICATION FOR CROWN LANDS

FOR DEPARTMENT USE ONLY

APPLICATION NO.   RECEIPT NO.  693636
FILE NO.        AMOUNT $172.50  DATE Jan. 17, 2018
DATE REGISTERED  INDICATED ON PLAN NO.
INITIAL

TOPO NO. INITIAL AH

APPLICANT INFORMATION

SURNAME         GIVEN NAME        MIDDLE NAME        AGE
Town of Witless Bay

MAILING ADDRESS
PO Box 130
CITY/TOWN
Witless Bay

PROPOSED TENURE AND USE

TYPE OF APPLICATION
☐ LEASE  ☐ GRANT  ☐ LICENCE TO OCCUPY  ☐ Permission to Construct

LAND USE
☐ RESIDENCE  ☐ COTTAGE  ☐ AQUACULTURE  ☐ AGRICULTURE (provide details below)
☐ COMMERCIAL (provide detailed description below)  ☐ OTHER (provide details below)

Land will be used as a turn around area for snow clearing and for emergency vehicles if necessary

DESCRIBE BUILDINGS TO BE ERECTED (if applicable)

PROPOSED WATER AND SEWAGE FACILITIES (if applicable)

☐ WELL  ☐ SEPTIC  ☐ MUNICIPAL WATER  ☐ MUNICIPAL SEWER  ☐ OTHER (provide details below)

ORIGINAL
**LAND DESCRIPTION**

1. **THE LAND IS SITUATED AT**
   - The end of Mullownay's Lane in Witless Bay

2. **IS THE LAND APPLIED FOR LOCATED WITHIN MUNICIPAL BOUNDARIES?**
   - [ ] Yes  [ ] No

3. **APPROXIMATE DIMENSIONS OF THE LAND**
   - **FRONTAGE:** 30 metres
   - **DEPTH:** 30 metres

4. **DISTANCE TO CLOSEST WATERBODY**
   - 300 metres
   - **NAME OF WATERBODY (if applicable):** Waters of Witless Bay at Ragged Beach

5. **IS THE SITE ACCESSIBLE BY ROAD?**
   - [ ] Yes  [ ] No
   - **IF NO, WILL THE SITE REQUIRE NEW ROAD CONSTRUCTION FOR ACCESS?**
     - [ ] Yes  [ ] No
     - **IF YES, WHAT WILL BE THE APPROXIMATE LENGTH OF THE ROAD?**

6. **IS THE SITE ACCESSIBLE BY ROAD?**
   - [ ] Yes  [ ] No
   - **IF YES, WILL THE SITE REQUIRE NEW ROAD CONSTRUCTION FOR ACCESS?**
     - [ ] Yes  [ ] No
     - **IF YES, WHAT WILL BE THE APPROXIMATE LENGTH OF THE ROAD?**

7. **ARE YOU AWARE OF ANY EVIDENCE OF PREVIOUS LAND USE, SUCH AS FENCES, BUILDINGS, SIGNS, CLEARING, LOCAL UNDERSTANDING, ETC.?**
   - [ ] Yes  [ ] No
   - **IF YES, STATE YEAR OCCUPATION COMMENCED, AREA OCCUPIED AND NAME OF PERSON WHO DEVELOPED OR OCCUPIED THE LAND**

**DESCRIPTION OF LAND**

Please Note: When your application is accepted by this Department you are required to identify the site in the field by clearly marking your corner posts. If there is a discrepancy between the area marked in the field and the area indicated on the map, the latter shall prevail.

Sketch the land applied for showing distance to prominent nearby features such as buildings, fences, road intersections. Map must also be attached.

**BOUNDED ON NORTH BY**
- Residential

**BOUNDED ON SOUTH BY**
- Residential & Conservation

**BOUNDED ON EAST BY**
- Residential

**BOUNDED ON WEST BY**
- Residential & Rural

**PLEASE NOTE:** IT IS THE POLICY OF THE CROWN LANDS DIVISION TO ACCEPT APPLICATIONS ON A FIRST COME - FIRST SERVED BASIS. APPLICATIONS MUST BE FULLY COMPLETED, WITH A MAP SHOWING THE EXACT LOCATIONS OF THE LAND APPLIED FOR TOGETHER WITH THE APPLICATION FEE. ONLY THEN WILL THE APPLICATION BE ACCEPTED AND DEEMED REGISTERABLE BY THIS DEPARTMENT.
AFFIDAVIT OF APPLICANT (to be read carefully)

I, ___________________________________________ do hereby make oath and declare as follows:

(a) The information contained in this application is true and correct to the best of my knowledge and belief.
(b) I have inspected the land applied for and have found no evidence of occupation (with the exception of No. 6 and/or No. 7 on page 2, where applicable).
(c) I am not aware of any adverse claim to the land applied for by any person(s).
(d) I recognize and accept that I am solely responsible for correctly identifying the parcel of land that is the subject of this application.
(e) I fully understand that acceptance of this application by the Department does not give me any rights or privileges in relation to the land under application.
(f) I FULLY UNDERSTAND THAT THE LAND IS NOT TO BE OCCUPIED UNTIL I RECEIVE A FULLY EXECUTED TITLE DOCUMENT.
(g) I FULLY UNDERSTAND THAT UNDER SECTION 14 OF THE LANDS ACT, THE MINISTER OF FISHERIES AND LAND RESOURCES OR THE LIEUTENANT-GOVERNOR IN COUNCIL MAY CANCEL, AMEND OR OTHERWISE DEAL WITH THE GRANT, LEASE, LICENCE OR EASEMENT AT ANY TIME PRIOR TO THE DELIVERY OF A FULLY EXECUTED TITLE DOCUMENT.

Sworn before me

At Witless Bay

this 11th day of December, 2017

_______________________________
Official Administering Oath

_______________________________
Applicant’s Signature

Section 40(1)

GERALDINE CAUL

NOTE: A non-refundable processing fee of ONE HUNDRED AND FIFTY DOLLARS ($150.00 plus H.S.T.) must accompany this application.

My commission expires on Dec 31st, 2018
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Officers Comments:

Date

Lands Management/Lands Officer

Recommendation of Regional Office:

- Approved (Complete section below)
- Refused (Give reason)

Date

Regional Lands Manager

This section to be completed by Regional Office when approval is recommended.

- Area approved
- Frontage
- Consideration/Rental
- Back/Rental
- Lease
- Grant
- Licence
- Other
- Type
- Cabinet approval required
- Yes
- No

Special instructions to surveyor (if any):

Departmental decision:

- Approved
- Refused
- Deferred
- To Cabinet

Special instructions:

Date

Authorized Signing Official
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Potential copyright material

If you wish to obtain a copy please contact the ATIPP Office at (709) 729-7072 or atippoffice@gov.nl.ca.
Newfoundland Labrador
Fisheries and Land Resources
APPLICATION FOR CROWN LANDS

FOR DEPARTMENT USE ONLY

APPLICATION NO. ___________________ RECIPT NO. ___________________
FILE NO. 1-12792 AMOUNT $172.50 DATE Jan. 17, 2018
DATE REGISTERED ___________________ INDICATED ON PLAN NO. ___________
INITIAL ___________________ TOPO NO. ___________ INITIAL ___________

APPLICANT INFORMATION

SURNAME ___________________ GIVEN NAME ___________________ MIDDLE NAME ___________________ AGE ___________
MAILING ADDRESS ___________ PROVINCE ___________________ POSTAL CODE ___________________
CITY/TOWN Witness Bay NL
BANK NAME ___________ HOME TELEPHONE ___________
BANK ACCOUNT ___________ BUSINESS TELEPHONE ___________

ARE YOU A RESIDENT OF THE PROVINCE OF NEWFOUNDLAND AND LABRADOR? [ ] YES [ ] NO
ARE YOU AN EMPLOYEE OF THE DEPARTMENT OF FISHERIES AND LAND RESOURCES? [ ] YES [ ] NO

HAVE YOU, YOUR SPOUSE, OR ANY DEPENDENT CHILDREN EVER APPLIED FOR, OR RECEIVED LAND FROM THE CROWN? [ ] YES [ ] NO
(if yes, specify title no(s): 148069 138934 132866 116405

PROPOSED TENURE AND USE

TYPE OF APPLICATION [ ] LEASE [ ] GRANT [ ] LICENCE TO OCCUPY

Land use: [ ] RESIDENCE [ ] COTTAGE [ ] AQUACULTURE [ ] AGRICULTURE (provide details below)
[ ] COMMERCIAL (provide detailed description below) [ ] OTHER (provide details below)

Land will be used as a turn around area for snow-clearing and for emergency vehicles if necessary, Parking access for logged a East Coast Trail.

DESCRIBE BUILDINGS TO BE ERECTED (if applicable) N/A

DIMENSIONS LENGTH WIDTH

PROPOSED WATER AND SEWAGE FACILITIES (if applicable)
[ ] WELL [ ] SEPTIC [ ] MUNICIPAL WATER [ ] MUNICIPAL SEWER [ ] OTHER (provide details below)

N/A
**LAND DESCRIPTION**

1. **THE LAND IS SITUATED AT**
   
   the end of Mullowney's Lane in Witless Bay

   IN THE ELECTORAL DISTRICT OF
   
   Ferryland

2. **IS THE LAND APPLIED FOR LOCATED WITHIN MUNICIPAL BOUNDARIES?**
   
   [ ] YES  [ ] NO

3. **APPROXIMATE DIMENSIONS OF THE LAND**

<table>
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<tr>
<th>Frontage</th>
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<td>30 metres</td>
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4. **DISTANCE TO CLOSEST WATERBODY**

   [ ] metres

   **NAME OF WATERBODY (if applicable)**
   
   Waters of Witless Bay at Ragged Beach

5. **IS THE SITE ACCESSIBLE BY ROAD?**

   [ ] YES  [ ] NO

   IF NO, WILL THE SITE REQUIRE NEW ROAD CONSTRUCTION FOR ACCESS?

   [ ] YES  [ ] NO

   IF YES, WHAT WILL BE THE APPROXIMATE LENGTH OF THE ROAD?

   [ ] metres

   FOR SITES WITHOUT ROAD ACCESS, PLEASE INDICATE METHOD OF TRANSPORTATION

   [ ] WALKING  [ ] A.T.V.  [ ] BOAT  [ ] SNOWMOBILE  [ ] AIRCRAFT

   FOR SITES WITHOUT ROAD ACCESS, LOCATION OF ACCESS ROUTE MUST BE INDICATED ON THE MAP ATTACHED TO THE APPLICATION AND ACCESS BY A.T.V. MUST BE IN ACCORDANCE WITH A.T.V. REGULATIONS.

6. **IS THE SITE PRESENTLY OCCUPIED. FENCES, BUILDINGS, SIGNS, CLEARING, LOCAL UNDERSTANDING?**

   [ ] YES  [ ] NO

   IF YES, STATE YEAR OCCUPATION COMMENCED, AREA OCCUPIED AND NAME OF PERSON WHO DEVELOPED OR OCCUPIED THE LAND

   

   

   

7. **ARE YOU AWARE OF ANY EVIDENCE OF PREVIOUS LAND USE. SUCH AS FENCES, BUILDINGS, SIGNS, CLEARING, LOCAL UNDERSTANDING, ETC.?**

   [ ] YES  [ ] NO

   IF YES, STATE YEAR OCCUPATION COMMENCED, AREA OCCUPIED AND NAME OF PERSON WHO DEVELOPED OR OCCUPIED THE LAND

   

   

   

**DESCRIPTION OF LAND**

Please Note: When your application is accepted by this Department you are required to identify the site in the field by clearly marking your corner posts. If there is a discrepancy between the area marked in the field and the area indicated on the map, the latter shall prevail.

Sketch the land applied for showing distance to prominent nearby features such as buildings, fences, road intersections. Map must also be attached.

**BOUNDED ON NORTH BY**

[ ] Residential

**BOUNDED ON SOUTH BY**

[ ] Residential & Conservation

**BOUNDED ON EAST BY**

[ ] Residential

**BOUNDED ON WEST BY**

[ ] Residential & Rural

**PLEASE NOTE**

IT IS THE POLICY OF THE CROWN LANDS DIVISION TO ACCEPT APPLICATIONS ON A FIRST COME - FIRST SERVED BASIS. APPLICATIONS MUST BE FULLY COMPLETED WITH A MAP SHOWING THE EXACT LOCATIONS OF THE LAND APPLIED FOR TOGETHER WITH THE APPLICATION FEE. ONLY THEN WILL THE APPLICATION BE ACCEPTED AND DEEMED REGISTERABLE BY THIS DEPARTMENT.
USE THE AREA BELOW TO SKETCH THE LAND APPLIED FOR SHOWING DISTANCE TO PROMINENT NEARBY FEATURES SUCH AS BUILDINGS, FENCES, ROAD INTERSECTIONS. MAP MUST ALSO BE ATTACHED.

AFFIDAVIT OF APPLICANT (to be read carefully)

I, ____________________________, do hereby make oath and declare as follows:

(a) The information contained in this application is true and correct to the best of my knowledge and belief.
(b) I have inspected the land applied for and have found no evidence of occupation (with the exception of No. 6 and/or No. 7 on page 2, where applicable).
(c) I am not aware of any adverse claim to the land applied for by any person(s).
(d) I recognize and accept that I am solely responsible for correctly identifying the parcel of land that is the subject of this application.
(e) I fully understand that acceptance of this application by the Department does not give me any rights or privileges in relation to the land under application.
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Sworn before me
At ________________
this __________ day of __________________ 2017

Section 40(1)

NOTE: A non-refundable processing fee of ONE HUNDRED AND FIFTY DOLLARS ($150.00 plus H.S.T.) must accompany this application.

Commissioner’s signature and place of business to be made payable to the NEWFOUNDLAND EXCHEQUER ACCOUNT.

My commission expires on Dec 31st, 2018
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Officers Comments:

__________________________________________________________________________

Date

Lands Management/Lands Officer

Recommendation of Regional Office:

☐ Approved (Complete section below) ☐ Refused (Give reason)

__________________________________________________________________________

Date

Regional Lands Manager

This section to be completed by Regional Office when approval is recommended.

Area approved

Frontage

Consideration/Rental

Back/Rental

☐ Lease ☐ Grant ☐ Licence ☐ Other ☐ Type

Cabinet approval required ☐ Yes ☐ No

Special instructions to surveyor (if any):

__________________________________________________________________________

Departmental decision:

☐ Approved ☐ Refused ☐ Deferred ☐ To Cabinet

Special instructions:

__________________________________________________________________________

Date

Authorized Signing Official
### Special Conditions of Approval:

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### Special Title Conditions:

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15
Potential copyright material

If you wish to obtain a copy please contact the ATIPP Office at (709) 729-7072 or atipoffice@gov.nl.ca.
NOTE TO USERS

The information on this map was compiled from land surveys registered in the Crown Lands Registry.

Since the Registry does not contain information on all land ownership within the Province, the information depicted cannot be considered complete.

The boundary lines shown are intended to be used as an index to land titles issued by the Crown. The accuracy of the plot is not sufficient for measurement purposes and does not guarantee site.

Users finding any errors or omissions on the map sheet are asked to contact the Crown Lands Mapping Section, Howley Building, St. John's, Newfoundland.

Users finding error or omission can contact the Crown Lands Mapping Section by telephone at 729-6061. Some errors may not be plotted due to Crown Lands volumes missing from the Crown Lands registry or not plotted due to insufficient survey information.

The User hereby indemnifies and saves harmless the Minister, his officers, employees and agents from and against all claims, demands, liabilities, actions or cause of actions alleging any loss, injury, damage and matter (including claims or demands for any violation of copyright or intellectual property) arising out of any stealing or incomplete Crown Land titles, and the Minister for or her officers, employees and agents shall not be liable for any loss of profits or contracts or any other loss of any kind as a result.

For inquiries please contact a Regional Lands Office:
Corner Brook - 637-2390
Gander - 286-1400
Clarenville - 666-4074
St. John's - 729-2654
Goose Bay - 896-2488

Scale 1:2,000
February 21, 2018

Honourable Gerry Byrne, Minister 
Fisheries & Land Resources 
Petten Building 
30 Strawberry Marsh Road 
P.O. Box 8700 
St. John’s, NL A1B 4J6

Dear Honourable Minister Byrne:

The Town of Witless Bay is currently working to improve the Town's infrastructure, and addressing several safety issues within our Town, namely all dead-end streets and public Rights-of-Way. Narrow roads often pose safety issues and can cause dangerous situations.

One of our biggest safety issues is the need for turnarounds, and the Town has applied for two parcels of Crown Land (Irishtown Road and Mullowney’s Lane). The Town will also be submitting more applications for Crown Land as need be in regard to turnarounds once they have been identified. The following are the underlining reasons these turnarounds are so desperately needed within our Town:

- Emergency Services
- Snow Clearing
- School bus runs
- Coast effectiveness
- Traffic in general

The Town also applied for a third parcel of land off the Southern Shore Highway which will house a new future regional fire station.

Thanking you in advance for your consideration and assistance in this matter.

Sincerely,

[Redacted]

cc. Honourable Eddie Joyce, Minister of Municipal Affairs & Environment

Keith Hutchings, MHA
I, [redacted], have no knowledge of any persons having any claim to the land applied for by Witless Bay Town Council located at the end of Mullowney's Lane, Gallows Cove, Witless Bay as shown on Site Plan (see attached). As a lifetime resident of Witless Bay I have full knowledge of this area in question.

[Redacted]

DATE

Feb 20, 2018
Potential copyright material

If you wish to obtain a copy please contact the ATIPP Office at (709) 729-7072 or atipoffice@gov.nl.ca.
RELINQUISH ANY CLAIM TO THE SPECIFIC PIECE OF LAND APPLIED FOR BY THE WITLESS BAY TOWN COUNCIL, LOCATED AT THE END OF MULLOWNEY'S LANE, GALLOWS COVE, WITLESS BAY AS SHOWN ON THE SITE PLAN (SEE ATTACHED). FURTHERMORE, AS A LIFE TIME RESIDENT OF WITLESS BAY I HAVE NO KNOWLEDGE OF ANY PERSONS (FAMILY OR OTHERWISE) HAVING CLAIM TO THIS LAND.

DATE

I

AGE

OF WITLESS BAY

GERALDINE CAUL
A Commissioner for Oaths in and for the Province of Newfoundland and Labrador
My commission expires on Dec 31, 2018
Dear Sir/Madam:

This is with reference to your recent application for Crown land situated at Witless Bay. A review indicates your application is incomplete and cannot be processed further until the following information is received by this office:

Crown Lands require a detailed site plan for the proposed turnaround indicating the dimensions of the radius bulb for the turn around in relation to the existing road.

Please submit the detailed Site Plan within 30 days or your Application will be considered cancelled and your file closed.

Please find enclosed your original Crown Land Application and a self-addressed envelope for your convenience for the submission of your detailed site plan. AMANDA.SQL.(ClauseGroup = 'Incomplete Application ')

If you have any further questions please contact this office at the address listed below.

Yours truly,

LANDS OFFICER

Howley Building, Higgins Line, Box 8700, St. John's, NL, A1B 4J6, Phone (709) 729-2654, Facsimile (709) 729-9726
From: Byrne, Richard
Sent: Thursday, November 23, 2017 10:09 AM
To: Norman, Frank
Subject: Removal Notice for
Attachments: Removal Notice for removal notice for post (3)1.doc
REMOVAL NOTICE
the Lands Act, SNL 1991 c36

According to the records of the Crown Lands Administration Division of the Department of Municipal Affairs, a Crown title has not been issued to the land on which you have a POST IN THE GROUND WITH A “PRIVATE PROPERTY NO TRESPASSING” SIGN attached, located at or near your property on Mullowneys Lane in the town of Witless Bay in the Province of Newfoundland and Labrador.

You are hereby ordered pursuant to subsection 32(1) of the Act, to remove this POST from Crown lands and restore the site to its original condition within Thirty (30) days from the date of posting or service of this notice if you cannot provide proof of an issued Crown title to this Department within thirty (30) days from the date of this Notice.

Your failure to do so will result in this Department removing or demolishing the said structure pursuant to the subsection 32(5) and the costs and expenses of removal or demolition may be recovered from you as a debt due to the Crown pursuant to subsection 32(6).

On summary conviction, you will be liable to a fine of not less than $1,000.00 or a term of imprisonment not exceeding three (3) months or to both the fine and imprisonment pursuant to subsection 31(1). As well, you may be liable to a penalty of $25.00 for each day that the structure remains on Crown land after the date of service of this notice pursuant to subsection 32(4).

For further information concerning this Notice or the submission of a Crown land application, please contact the Regional Lands Office as listed below.

cc: Mayor Sebastien Deprés, Town of Witless Bay
From: Barnable, Steve  
Sent: Monday, November 20, 2017 6:30 PM  
To: Morgan, Tara  
Subject: Ragged Beach; Witless Bay; 150726 Residential Rec Refused and 151285 permission to Construct Right of Way

Tara Just following up. This has long been recommended for refusal by Land Use Planning and has been in the system overlong. Additionally, the Right of Way application was also refused by Land Use Planning. Can we now send out the refusal letters for both?

Thanks.

Steve Barnable  
Regional Lands Supervisor - Eastern  

Crown Lands Administration Division, Lands Branch  
Department of Fisheries and Land Resources  
Howley Building, Higgins Line  
P.O. Box 8700  
St. John's, NL A1B 4J6  
Tel: (709) 729-2654 Fax: (709) 729-0726
We can proceed. Please forward a letter to and indicate the application was accepted in Error and follow up with the refund.

I spoke to Gord and he will advise the MHA’s office from which the original request came in.

Thanks

Tara

Tara Morgan
Director (A), Crown Lands Division
Department of Fisheries and Land Resources
Tel: (709) 637-2093 Fax: (709) 637-2004

Will hold off, but as noted. The application was paid for.

The application 100415 should be considered alongside this one as it also deals with potentially precedent setting land use concerns. It is for a grant on Tors Cove Pond. This (no connection) is seeking to put a commercial cottage rental on an approximately cottage lot sized area that was issued on a small peninsula as a grant for a picnic and recreation area. has a commercial cottage rental business adjacent but outside of the main cottage concentration that would be grandfathered in. We have received wording from Land Management, however, are awaiting confirmation that we can send.
On another front unrelated to cottage planning, there is one more that has been application 150726 on the Ragged Beach. The application is for an oversized residential lot that does not front on a publicly maintained road and an application for the old cart path. Both were by Land Use Planning, however, we have not received word back yet that it can be sent out. The refusals have been in the system since January.

From: Brown, Jennifer Erin
Sent: Friday, January 20, 2017 10:59 AM
To: Barnable, Steve
Subject: Application - Witless Bay

Hi Steve,

I reviewed application for a residence and partial agriculture use in the Municipality of Witless Bay. The site is primarily zoned Residential with a small portion of the lot zoned Conservation. Single dwellings are permitted and home based agriculture is a discretionary use in the residential zone. Residential uses are not permitted and agricultural uses are discretionary in the Conservation zone.

Regulation 48 of the Town's Development Regulations requires residential development to front onto a publicly owned and maintain road. The site applied for does not have the minimum 30 metre public road frontage required by the Town's Development Regulations and therefore it is recommended the application be refused.

The application lacked detail pertaining to site design and access therefore I was not able to complete a thorough analysis of the proposed development. If the proposed site forms part of a Comprehensive Development Scheme, the frontage requirements referred to above would not apply. A Comprehensive Development Scheme would act as a plan for a larger area and would include a plan for a road network, including the planned frontage for application. If, in the future, the Town contracts a certified professional to develop a Comprehensive Development Plan for the area, application could be reconsidered upon completion of that plan.

For your reference; Regulation 48, Lot Frontage:
"Except where specifically provided for in the Use Zone Tables in Schedule C of these Regulations, no residential or commercial building shall be erected unless the lot on which it is situated fronts directly onto a street or forms part of a Comprehensive Development Scheme."

Please let me know if you require further detail.

Thanks,

Jennifer

His application for the permission to construct for the right of way was also by Land Use Planning. While Jennifer Brown is incorrect that it bisects private land. This was likely perceived from the narrowness of the route, particularly at one point. Route is just that a "cart path" bounded on either side by private land barely more than a metre wide at points. Substantial expropriations along this road would be required.

Proposed road bisects private land. Unclear as to what the proposed road would
be accessing as it does not appear to be associated with another development. Road would need to be associated with an approveable subdivision design in keeping with the Town's Municipal Plan and Development Regulations.

Steve Barnable  
Regional Lands Supervisor - Eastern  

Crown Lands Administration Division, Lands Branch  
Department of Fisheries and Land Resources  
Howley Building, Higgins Line  
P.O. Box 8700  
St. John's, NL A1B 4J6  
Tel: (709) 729-2654 Fax: (709) 729-0726  

From: Morgan, Tara  
Sent: Wednesday, November 1, 2017 8:33 AM  
To: Barnable, Steve <stevebarnable@gov.nl.ca>; Farewell, James <JamesFarewell@gov.nl.ca>  
Cc: Hardy, Andrew <AndrewHardy@gov.nl.ca>  

Subject: Section 40(1)  

I'm meeting with Gord MacGowan today. Please do not contact until I get back to you. Gord may want to go back through the MHA's office since that's how the application was submitted. Can someone confirm for me that did pay the application fee? I didn't think he did.  

Thanks  

Tara  

Tara Morgan  
Director (A), Crown Lands Division  
Department of Fisheries and Land Resources  
Tel: (709) 637-2093 Fax: (709) 637-2004  

From: Barnable, Steve  
Sent: Tuesday, October 31, 2017 3:24 PM  
To: Farewell, James <JamesFarewell@gov.nl.ca>  
Cc: Morgan, Tara <taramorgan@gov.nl.ca>; Hardy, Andrew <AndrewHardy@gov.nl.ca>  

Subject: Section 29(1)(a)  

Jannes, can you check these with the application and drop out to me with file. This looks like it will go I believe that money was submitted.  

Steve Barnable  
Regional Lands Supervisor - Eastern  

Crown Lands Administration Division, Lands Branch  
Department of Fisheries and Land Resources  
Howley Building, Higgins Line
**Philpott, Holly**

**Subject:** East Coast Trail  
**Location:** MA-STJH-RM-BR-Howley (11), Boardroom-FL1  

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| Meeting Status: | Not yet responded |

| Organizer:      | MA-STJH-RM-BR-Howley (11), Boardroom-FL1 |
| Required Attendees: | l.com; Barnable, Steve; MYLER, Gary; Nickerson, Jeffrey; Byrne, Richard |

**From:** [Redacted]  
**Sent:** Monday, October 16, 2017 12:50 PM  
**To:** Barnable, Steve  
**Subject:** Meet with you

Hello, Steve,

I realize that recently you folks have been in a turmoil with the transfer of services to the West Coast, however, I trust that things are now starting to settle down. When you have an opportunity, I would like to meet, briefly, to discuss the status of and possible impact on the East Coast Trail of certain applications/potential developments. Specifically,

- The application for a large tract at Freshwater Bay.
- The application for land at Ragged Beach, Witless Bay.
- The MUN reserve at Logy Bay, adjacent to the Marine Science Lab.

I am available almost any time, so, whenever is convenient for you is OK with me.

Regards,

[Redacted]

P.S. Perhaps, if you have the time to copy it, I can get a copy of that Ferryland historic file that you have.
From: Philpott, Holly
Sent: Tuesday, October 24, 2017 9:17 AM
To: Barnable, Steve
Cc: Byrne, Richard
Subject: FW: Meet with you

Gary, these are the items that I wanted to discuss

Steve Barnable
Regional Lands Supervisor - Eastern
Crown Lands Administration Division, Lands Branch
Department of Fisheries and Land Resources
Howley Building, Higgins Line
P.O. Box 8700
St. John's, NL A1B 4J6
Tel: (709) 729-2654 Fax: (709) 729-0726

From: KELLY, Sherry Lynn
Sent: Tuesday, October 17, 2017 9:18 AM
To: Barnable, Steve <stevebarnable@gov.nl.ca>
Subject: RE: Meet with you

Who is in this meeting... just you and him...

From: Barnable, Steve
Sent: Monday, October 16, 2017 12:56 PM
To: sherry.lynne@ymail.com
Cc: Nickerson, Jeffrey; MYLER, Gary; Byrne, Richard; KELLY, Sherry Lynn
Subject: FW: Meet with you

I have copied Sherry Kelly to set up an appointment next week.

Steve Barnable
Regional Lands Supervisor - Eastern
Crown Lands Administration Division, Lands Branch
Department of Fisheries and Land Resources
Howley Building, Higgins Line
P.O. Box 8700
St. John's, NL A1B 4J6
Tel: (709) 729-2654 Fax: (709) 729-0726

From: sherry.lynne@ymail.com
Sent: Monday, October 16, 2017 12:50 PM
To: Barnable, Steve <stevebarnable@gov.nl.ca>
Subject: Meet with you

Hello, Steve,
I realize that recently you folks have been in a turmoil with the transfer of services to the West Coast, however, I trust that things are now starting to settle down. When you have an opportunity, I would like to meet, briefly, to discuss the status of and possible impact on the East Coast Trail of certain applications/potential developments. Specifically,

- The application for a large tract at Freshwater Bay.
- The application for land at Ragged Beach, Witless Bay.
- The MUN reserve at Logy Bay, adjacent to the Marine Science Lab.

I am available almost any time, so, whenever is convenient for you is OK with me.

Regards,

[Signature]

P.S. Perhaps, if you have the time to copy it, I can get a copy of that Ferryland historic file that you have.
Sorry- we meant to attach the complete post for context- the bottom and timeline was cut- see attached.
Our apologies for the additional email.

Good morning Minister Joyce
As taxpayers and residents in Witless Bay we have been dismayed by the antics and public rants of [REDACTED]. Although it's made to seem that there are major concerns with the Council and the Town, the underlying issue here is land in the Ragged Beach area (see below) [REDACTED] has been backed by a small, but powerful interest group that have been fighting private landowners for years, blocking the public right of way and trying to prevent the access and use of their land. Now that the official Town Plan provides for both access and residential use, this group has taken to initiating a major attack on the Provincial Government and the Minister to pressure you into giving them their way. An independent commissioner [REDACTED] who conducted hearings on the new plan, recommended private landowners have residential use first and then the conservation interests could be considered. We are not against conservation but any Reserve in the area should be past the 3 private properties and not impact access. We have offered several solutions to this issue but this group refuses to compromise and have held the Town hostage. They are adamant that there be no development in the area, despite the majority of people in the Town supporting private landowners at Ragged Beach. They will continue to create chaos in the Town (as they have threatened) and for this new Council unless this issue is resolved. We are simply asking for the Town Plan to be respected and implemented and for private property owners to have access and use of their land. Perhaps MIGA could assist in bringing the parties together to facilitate resolution, once and for all. We very much want to be involved and do our part to move the town forward.

This is [REDACTED] most recent social media post regarding Minister Joyce, the Liberal government and [REDACTED] group's plan for Ragged Beach:
Sincerely,

Private Landowners
Tara, I would like to get these issues out as soon as possible.

The applicant applied to amend a picnic area that is an adjunct to their rental cottage business that would make it a rental cottage in between standard cottage grants. This would have major implications for cottage planning areas and has been objected to by Land Management. The application has been drafted. Has the matter been objected prior to it being sent and the matter is with Executive.

Also, application for a residence and a road in the ragged Beach area of Witless Bay have been refused by Land Use Planning with MA. We were asked to however, this has been quite a while now.
Rick, did you get this one forwarded on from Rick Byrne? Rick was to put in some general info regarding the enforcement piece and send on to you. Essentially, [redacted] had placed his fence posts outside of his surveyed boundary on the Cart Path off Mullowney's Lane in the Ragged Beach area of Witless Bay. Survey information was gathered and the posts were posted for removal and these were removed after the required time had elapsed. I am not altogether sure that the email is asking a question or merely commenting, but we can put something together to address.

The larger piece is the ecological reserve question that was being looked at by Land Management. Rick is off on vacation now, but I can have Jeff Nickerson put a couple of lines together on the enforcement. He should be able to get dates from James Farewell, who was up there for the survey work and the later enforcement.

Steve Barnable
Regional Lands Supervisor - Eastern

Crown Lands Administration Division, Lands Branch Department of Fisheries and Land Resources Howley Building, Higgins Line P.O. Box 8700 St. John's, NL A1B 4J6
Tel: (709) 729-2654 Fax: (709) 729-0726

This one mostly does not. There is a small portion, the enforcement piece that we handled. I have copied Rick Byrne to insert some suggested wording and will forward on to Rick Carey regarding the bigger question of the reserve.

Steve Barnable
Regional Lands Manager - Eastern

Crown Lands Administration Division, Lands Branch Department of Fisheries and Land Resources Howley Building, Higgins Line P.O. Box 8700 St. John's, NL A1B 4J6
Tel: (709) 729-2654 Fax: (709) 729-0726
As Darren is off this week I am forwarding the attached documents to you for draft response. Please advise if this does not fall under your area.

Thank you,

Lisa Wheeler
Hi Steve,

I'm going through outstanding emails and am not sure if this was completed. Did you ever draft something for this?

Thanks

Tara

Tara Morgan  
Director (A), Crown Lands Division  
Department of Fisheries and Land Resources  
Tel: (709) 637-2093 Fax: (709) 637-8032

-----Original Message-----  
From: Wheeler, Lisa  
Sent: Friday, August 11, 2017 2:24 PM  
To: Morgan, Tara <taramorgan@gov.nl.ca>  

FYI - Sorry, but as I was weeding through some of my outstanding responses I found this one. I have checked my email and TRIM and don’t see that any correspondence was ever drafted/received. Not sure if a response is still required.

Lisa Wheeler

-----Original Message-----  
From: Barnable, Steve  
Sent: Monday, June 12, 2017 8:31 AM  
To: Byrne, Richard <RichardByrne@gov.nl.ca>  
Cc: Wheeler, Lisa <lwheeler@gov.nl.ca>  

This one mostly does not. There is a small portion, the enforcement piece that we handled. I have copied Rick Byrne to insert some suggested wording and will forward on to Rick Carey regarding the bigger question of the reserve.

Steve Barnable
As Darren is off this week I am forwarding the attached documents to you for draft response. Please advise if this does not fall under your area.

Thank you,

Lisa Wheeler

---Original Message---
From: Hamlyn, Jayne
Sent: Wednesday, May 31, 2017 12:16 PM
To: Deering, Keith <keithdeering@gov.nl.ca>
Cc: Wheeler, Lisa <lwheeler@gov.nl.ca>

Please see attached email!

Jayne

Jayne Hamlyn

Departmental Program Co-ordinator, Compliance and Enforcement Division Department of Fisheries and Land Resources Government of Newfoundland and Labrador Petten Building, 30 Strawberry Marsh Road St. John's, NL A1B 4J6

PH: 709-729-7736

---HP TRIM Record Information----
Record Number: COR/2017/02300
Title: To Minister Eddie Joyce From [redacted] / May 29 2017 / Re: Crown Lands Request for Witless Bay
Potential copyright material

If you wish to obtain a copy please contact the ATIPP Office at (709) 729-7072 or atippoffice@gov.nl.ca.
ALL THAT piece or parcel of land situate and being, south west of Mullowneys Lane, in the Town of Witless Bay, in the Province of Newfoundland, 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 235 900.386 and E 318 860.061.

THENCE RUNNING South twenty two degrees twenty four minutes fifty one seconds West (S22°24'51"W), a distance of 73.463 meters by Mullowneys Lane and by a public right of way to a point;  

THENCE North eighty four degrees thirty eight minutes nine seconds West (N84°38'09"W), a distance of 34.534 meters by land now or formerly to a point;  

THENCE North twelve degrees thirty seven minutes fifty six seconds East (N12°37'56"E), a distance of 25.123 meters by land now or formerly to a point;  

THENCE North nine degrees forty one minutes twelve seconds East (N09°41'12"E), a distance of 37.716 meters by land now or formerly to a point;  

THENCE turning and running North eighty six degrees thirty six minutes fifty one seconds East (N86°36'51"E), a distance of 50.642 meters by land of unknown ownership to the PLACE OF BEGINNING and containing in all an area of 0.2730 hectares as more particularly described and delineated on plan 15278 hereto annexed, dated, Sept. 29, 15.

ALL bearings are referred to Grid North.
Potential copyright material

If you wish to obtain a copy please contact the ATIPP Office at (709) 729-7072 or atippoffice@gov.nl.ca.
f. Boundary Fence —

2016-179 Councillor Ralph Carey/Councillor Kevin Smart
Be it resolved Council approve fencing of property subject to limits of current survey.
Motion carried unanimously.
No.: 502

Town Council
PERMIT GRANTED

DA# 2016-20
NAME
ADDRESS
SPECIFICATION Fence property
EXPIRES July 29, 2017

Town Clerk

Section 40(1)

m# 2016-179
Applicant Name: 

Phone: 

Email: 

Mailing Address: P.O.B. Witless Bay, Nl 

PRELIMINARY APPLICATION 
TO DEVELOP LAND 

Section 40(1)

Civic address of the proposed development: 

Estimated cost: $500 

Description location from the nearest prominent landmark: Adjacent to drainage ditch or remnants of previous fence. 

Describe proposed development: Boundary fence. 

Land to be developed: Area: 2730 m² 50.642 m X Depth: 73.468 m (minimum 1860 m² for house) (Minimum proportions for house: 30m X 60m or 60m X 30m) 

Ownership of land: CROWN / CORPORATION / APPLICANT / OTHER: Applicant 

Area of adjacent land in same ownership: N/A m² Land use zoning of this area: Residential Does development conform to zoning? YES / NO 

Type of vegetation (circle all that apply): FOREST / SCRUB / BARREN / CLEARED / OTHER: 

Buildings to be demolished: N/A 

Present use of all adjacent land (e.g. Residential, Commercial, Unused, etc.) 

West side: 

East Side: 

North side: 

South Side: 

Water supply (Type of well): Surface 

Sewage Disposal: Septic 

Describe proposed means of access to site: Via Mallorney’s Lane 

52
<table>
<thead>
<tr>
<th>Building #1</th>
<th>Use: House</th>
<th># of Bedrooms: 3</th>
<th>Apartment?: YES / NO</th>
</tr>
</thead>
<tbody>
<tr>
<td>Size: ___ m² (___ m x ___ m)</td>
<td>Height: ___ m</td>
<td>Setback from road: ___ m (8m to 32m -OR- 32m to 100m)</td>
<td></td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Building #2</th>
<th>Use:</th>
<th># of Bedrooms:</th>
<th>Apartment?: YES / NO</th>
</tr>
</thead>
<tbody>
<tr>
<td>Size: ___ m² (___ m x ___ m)</td>
<td>Height: ___ m</td>
<td>Setback from road: ___ m (8m to 32m -OR- 32m to 100m)</td>
<td></td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Building #3</th>
<th>Use:</th>
<th># of Bedrooms:</th>
<th>Apartment?: YES / NO</th>
</tr>
</thead>
<tbody>
<tr>
<td>Size: ___ m² (___ m x ___ m)</td>
<td>Height: ___ m</td>
<td>Setback from road: ___ m (8m to 32m -OR- 32m to 100m)</td>
<td></td>
</tr>
</tbody>
</table>

Other items of note: ______________________________________________________

Section 40(1)

I, __________________ of Witless Bay in the Province of Newfoundland and Labrador, solemnly declare that the plans, specifications and statements herein conform to the requirements of the Town of Witless Bay and are made with full knowledge of the circumstances connected with same. I declare that all regulations will be complied with, whether specified herein or not. I make this solemn declaration, conscientiously believing it to be true, and knowing that it is of the same force and effect as if made under oath.

Signed at Witless Bay

Date: July 7, 2016

Witness

Office use only:

<table>
<thead>
<tr>
<th>Site zoning:</th>
<th>Permitted use:</th>
</tr>
</thead>
<tbody>
<tr>
<td>Variance required?:</td>
<td>Variance: ___ %</td>
</tr>
<tr>
<td>Development standards given to applicant:</td>
<td></td>
</tr>
<tr>
<td>Development standards able to be met:</td>
<td></td>
</tr>
<tr>
<td>Referrals required:</td>
<td></td>
</tr>
</tbody>
</table>

This form is not valid until all questions are answered correctly and it is signed, witnessed and dated.
Potential copyright material

If you wish to obtain a copy please contact the ATIPP Office at (709) 729-7072 or atippoffice@gov.nl.ca.
Darren, one post from the [redacted] posts to be removed. This is new, not one from the earlier [redacted] assessment.

Steve Barnable
Regional Lands Manager - Eastern

Crown Lands Administration Division, Lands Branch
Department of Fisheries and Land Resources
Howley Building, Higgins Line
P.O. Box 8700
St. John's, NL A1B 4J6
Tel: (709) 729-2654 Fax: (709) 729-0726

As you are aware, most of the posts we went out to tie-in were removed; however, we were able to tie-in the locations of the holes where they were driven in.

- The post hole locations (labeled POSTHOLE1 to POSTHOLE5 on the attached map) appear to be located on the public right-of-way.

- Of the three remaining posts (labeled POST1 to POST3 on the attached map):
  - POST1 appears to be on the public right-of-way.
  - POST 2 & 3 appear to be within the [redacted] claim.
Philpott, Holly

From: Barnable, Steve
Sent: Tuesday, June 6, 2017 11:11 AM
To: Moore, Darren E.
Attachments: Email_FW: Crown Land Obstruction.html; To Eddie Joyce and Tony Grace from """" March 9 2017 Crown Land Obstruction Forwarded to Minister Steve Crocker.tr5; COR 2017 00857 Min Response """" Cart Path Posts Ragged Beach.doc

Here it is.

Steve Barnable
Regional Lands Manager - Eastern
Crown Lands Administration Division, Lands Branch Department of Fisheries and Land Resources Howley Building, Higgins Line P.O. Box 8700 St. John's, NL A1B 4J6
Tel: (709) 729-2654 Fax: (709) 729-0726

-----Original Message-----
From: Barnable, Steve
Sent: Monday, May 29, 2017 9:44 AM
To: Moore, Darren E. <dmoore@gov.nl.ca>

As requested.

Steve Barnable
Regional Lands Manager - Eastern
Crown Lands Administration Division, Lands Branch Department of Fisheries and Land Resources Howley Building, Higgins Line P.O. Box 8700 St. John's, NL A1B 4J6
Tel: (709) 729-2654 Fax: (709) 729-0726

-----Original Message-----
From: Moore, Darren E.
Sent: Friday, May 26, 2017 12:19 PM
To: Barnable, Steve <stevebarnable@gov.nl.ca>

Steve,

Please provide me with a response.
Section 40(1)

----- Original Message ----- 
From: Wheeler, Lisa
Sent: Friday, May 26, 2017 11:40 AM
To: Moore, Darren E.

I sent this one to Steve Barnable and yourself back at the end of March; however, I don't see that a response was received. I do know that we did another response for [redacted] regarding the Crown land move, but this is another issue.

Can you please follow up on this and see what has happened with this one?

Thank you,

Lisa Wheeler

----- Original Message ----- 
From: Wheeler, Lisa
Sent: Monday, March 27, 2017 4:35PM
To: Barnable, Steve <stevebarnable@gov.nl.ca>
Cc: Moore, Darren E. <dmoore@gov.nl.ca>; Deering, Keith <keithdeering@gov.nl.ca>

Good Afternoon gentlemen,

Another draft response for Minister Croker's signature is required.

Thank you,

Lisa Wheeler

----- Original Message ----- 
From: O'Keefe, Dorothy
Sent: Monday, March 13, 2017 4:18 PM
To: Deering, Keith
Cc: Wheeler, Lisa
Subject: COR/2017/00857 : To Eddie Joyce and Tony Grace from [redacted] / March 9 2017 / Crown Land Obstruction / Forwarded to Minister Steve Crocker

Keith,

For appropriate action.

Dorothy

Dorothy O'Keefe
Record Number: COR/2017/00857
Title: To Eddie Joyce and Tony Grace from [Redacted] March 9 2017 / Crown Land Obstruction / Forwarded to Minister Steve Crocker
ANDREW D. PIKE  
MANAGER OF CROWN LANDS ADMINISTRATION  
CROWN LANDS ADMINISTRATION DIVISION  
DEPARTMENT OF FISHERIES AND LAND RESOURCES  
HOWLEY BUILDING - HIGGINS LINE  
P.O. BOX 8700, ST. JOHN'S, NL, CANADA A1B 4J6  
T 709.729.3174

"This email and any attached files are intended for the sole use of the primary and copied addressee(s) and may contain privileged and/or confidential information. Any distribution, use or copying by any means of this information is strictly prohibited. If you received this email in error, please delete it immediately and notify the sender."

From: Barnable, Steve  
Sent: Monday, June 05, 2017 11:40 AM  
To: Pike, Andrew D.  
Subject: Mullowney's Lane - Cart Path Ragged Beach

**Section 40(1)**  
Andrew, posts have allegedly been placed in the Cart Path that extends from Mullowney’s Lane. The Town issued permits for to erect a fence. The Town and (local residents) believe that these posts may be in the right of way.

This right of way is extremely narrow and precision survey work is required for us to make this determination whenever there is a complaint in order to ensure that we are not taking action on private property.

**Section 40(1)**  
Can you arrange for James and Rennie to revisit this site with Rick, as the last time a fence intrusion was done by a on the other side.

Steve Barnable  
Regional Lands Manager - Eastern

Crown Lands Administration Division, Lands Branch  
Department of Fisheries and Land Resources  
Howley Building, Higgins Line  
P.O. Box 8700  
St. John's, NL A1B 4J6  
Tel: (709) 729-2654 Fax: (709) 729-0726
From: Philpott, Holly  
Sent: Monday, June 5, 2017 8:52 AM  
To: Byrne, Richard; Norman, Frank  
Subject: FW: Crown Land Right of Way Obstruction - Mullowneys Lane, Gallows Cove

Also to be placed within that complaint folder.

Steve Barnable  
Regional Lands Manager - Eastern  
Crown Lands Administration Division, Lands Branch  
Department of Fisheries and Land Resources  
Howley Building, Higgins Line  
P.O. Box 8700  
St. John's, NL A1B 4J6  
Tel: (709) 729-2654 Fax: (709) 729-0726

From: Moore, Darren E.  
Sent: Monday, June 5, 2017 8:18 AM  
To: Deering, Keith <keithdeering@gov.nl.ca>  
Cc: Barnable, Steve <stevebarnable@gov.nl.ca>  
Subject: RE: Crown Land Right of Way Obstruction - Mullowneys Lane, Gallows Cove

I have this gone to Steve for an immediate inspection and a removal notice will be prepared asap.

From: Deering, Keith  
Sent: Monday, June 5, 2017 8:16 AM  
To: Moore, Darren E.  
Subject: Fw: Crown Land Right of Way Obstruction - Mullowneys Lane, Gallows Cove

Sent from my BlackBerry 10 smartphone on the Bell network.

From: Grace, Tony <TonyGrace@gov.nl.ca>  
Sent: Monday, June 5, 2017 8:13 AM  
To: Deering, Keith  
Subject: FW: Crown Land Right of Way Obstruction - Mullowneys Lane, Gallows Cove

Good Evening;
As councillors for the Town of Witless Bay we are writing concerning a serious issue regarding a new obstruction at a public right of way on Mullowneys Lane extension, Gallows Cove. On Saturday, June 3, 2017 we received a complaint and we visited the site. Upon arrival we found a fence being erected upon the public right away. This fence was being erected on a permit issued to [redacted] to fence his property boundary not the public right of way which would block residents from using this right of way to crown lands and private lands beyond. We advised the worker to remove the fence posts. Could Crown Land please identify the boundaries of this right of way so the Town will not be dealing with this issue on a constant basis. Please look into this important matter as soon as possible. We can be reached at the phone numbers listed below.

Thank you

Councillor Swain - Public Works - Town of Witless Bay
Councillor Paul - Public Works - Town of Witless Bay

Sent from Outlook
Philpott, Holly

From: Barnable, Steve
Sent: Monday, June 5, 2017 8:51 AM
To: Byrne, Richard
Cc: Norman, Frank
Subject: FW: Crown Land Obstruction

Importance: High

Rick, to investigate today. Frank, create complaint folder.

Steve Barnable
Regional Lands Manager - Eastern

Crown Lands Administration Division, Lands Branch
Department of Fisheries and Land Resources
Howley Building, Higgins Line
P.O. Box 8700
St. John's, NL A1B 4J6
Tel: (709) 729-2654 Fax: (709) 729-0726

From: Moore, Darren E.
Sent: Thursday, June 1, 2017 9:07 AM
To: Barnable, Steve <stevebarnable@gov.nl.ca>
Cc: Grace, Tony <TonyGrace@gov.nl.ca>
Subject: FW: Crown Land Obstruction
Importance: High

Steve,

See information below and a have action started immediately to have these obstructions removed.

From: Grace, Tony
Sent: Thursday, June 01, 2017 8:57 AM
To: Moore, Darren E.
Subject: Fw: Crown Land Obstruction
Importance: High

Sent from my BlackBerry 10 smartphone on the Bell network.
Subject: Crown Land Obstruction

Hello Tony

I notice on the government website that you are involved with “enforcement” with the Department so we are hoping you can help with the situation involving the blockage of a Crown Land right of way at Mullowneys Lane in Witless Bay. We’ve had several constructive meetings over the winter with Steve Barnable and met with Crown Lands survey crew at the site and understand from Steve that a survey plan of the right of way will be available soon.

Section 40(1)

Crown Lands department have already taken action against [redacted] (on the southside of the right of way) and forced the removal of his fence posts. In the last week, the other landowner on the northside of the right of way, [redacted] has constructed additional fence posts, once again obstructing the right of way and passage to Crown Lands. There is a deliberate attempt by these two landowners to close off this public right of way on Crown land, preventing private property owners from accessing their properties and the public from accessing the Crown Land in behind the properties. It is obvious that these people have no intention of respecting this public right of way. This right of way is noted on these two landowners’ surveys (showing the ROW between their properties), has been recognized by Crown Lands department, the Town of Witless Bay and is clearly visible on aerial photography dating back to the 1940s and has never been in dispute. The controversy has been the exact survey points, which is why the survey team has been involved. It is imperative that Crown Lands department mark this right of way to prevent further obstructions and controversy. We have attached pictures of the latest Crown Land obstruction. We are requesting the Department enforce the Act and have the obstruction removed and make available their survey of the ROW as soon as possible.

Your help or direction would be much appreciated.

Regards

[redacted]
Potential copyright material

If you wish to obtain a copy please contact the ATIPP Office at (709) 729-7072 or atippoffice@gov.nl.ca.
From: O'Keefe, Dorothy
Sent: Wednesday, May 31, 2017 11:47 AM
To: Hamlyn, Jayne
Subject: FW: Crown Land Reserve for Ragged Beach, Witless Bay, NL

Jayne,

For TRIM and routing.

Dorothy

Dorothy O'Keefe
Administrative Assistant to the Minister (A)
Department of Fisheries and Land Resources
Government of Newfoundland and Labrador
Petten Building, 30 Strawberry Marsh Road
St. John's, NL A1B 4J6

(t) 709 729-2504
(f) 709 729-0360

From: Glynn, Valerie
Sent: Wednesday, May 31, 2017 11:08 AM
To: O'Keefe, Dorothy <dorothyokeefe@gov.nl.ca>
Subject: FW: Crown Land Reserve for Ragged Beach, Witless Bay, NL

Hi Dorothy, another one re: Crown Lands - Witless Bay. Thanks, Connie

From: Joyce, Eddie
Sent: Monday, May 29, 2017 10:51 PM
To: Glynn, Valerie
Cc: Chippett, Jamie
Subject: FW: Crown Land Reserve for Ragged Beach, Witless Bay, NL

Please review and take appropriate action. Thanks, Eddie

Section 40(1)

From: [redacted]@yahoo.ca
Sent: Monday, May 29, 2017 10:47 PM
To: Joyce, Eddie <ejoyce@gov.nl.ca>
Subject: Crown Land Reserve for Ragged Beach, Witless Bay, NL

Mr. Joyce: I am sending you this email to voice my deep disappointment concerning the lack of action or a decision on our council's application for 99 hectares of Crown Land to be set aside as an ecological reserve. Twice our municipal government has sent in proposals and still there seems to be something or someone holding up the process. A lot of townspeople are quite concerned about this and rightly so. For several years now several developers have tried just about every means possible to get the land around Ragged Beach declared residential so that they can line their pockets. These people have no regard whatsoever for the environment and for the considerable inconvenience and great imposition on several current landowners in the area who want the land surrounding Ragged Beach left in its current
pristine and unspoiled condition. I have vehemently opposed these developers ever since they saw what an enormous amount of money they stood to make if they were given the opportunity to desecrate this beautiful area with mansions— if gets his foot in the door. Over the past few years, all my protests have gotten me are thousands of dollars in legal fees from being falsely charged with assault—the word of 3 against 1—despite my being totally truthful and there have been threats against my pets as well as several costly instances of vandalism something that never took place in my 22 years living here. This is the type of people who want to develop this area, they will let nothing nor nobody stand in their way. Further to that, in Oct. 2015 —a close friend of who also envisions a big windfall from any development, hired an excavator—trespassed across my land and proceeded to completely flatten a swath of trees up to 20 feet wide and at least 100 yards long. Despite the RCMP and a representative of either Dept. of Lands, Wildlife etc. responding to my phonecall little or nothing was done to them, yet over the past year I have been virtually crucified by the Dept. of Lands because I had put 1/2 dozen fence posts along what for the past 22 years has been accepted as the Eastern boundary of my land. A lot of people have become very suspicious and cynical about this situation especially, it isn’t hard to be suspicious about this when someone can destroy a large tract of Crown Land with apparent impunity and I get threatened with fines and/or court action for daring to put a half dozen posts on my property—mostly to deter further trespass and destruction of my land. Of course to add to the cynicism of the townsfolk one of the aforementioned developers was audacious enough to seek and get a seat on council and is now deputy mayor (that is being contested in the courts as his residency in the town is also suspect) and the also managed to get a seat on council and ascended to the Mayor’s chair. Mr. Joyce, it is imperative that the government decides to grant the Town of Witless Bay the 99 hectares of land for an ecological reserve because to do otherwise would most assuredly ruin the whole area and we will be cursed by many future generations for letting the love of money take precedence over the love of nature. God forbid such an abomination happens.

Thankyou for taking the time to read this email.
Dear [Name]

As the Minister now responsible for Crown lands, I write in response to an email dated March 9, 2017 to Mr. Tony Grace, then Assistant Deputy Minister, Lands. Your email was forwarded by my colleague, the Hon. Eddie, Joyce, regarding posts within the right of way of a cart path in the ragged Beach area of Witless Bay.

As you have noted, the fence posts were posted for removal and most have been removed. Further action will be taken to remove those which do not obstruct the path, but which remain at the periphery.

I trust that you will find this satisfactory.

If you have any further questions concerning this matter, please contact Mr. Steve Bamable, Regional Lands Manager, Eastern Regional Lands Office, Howley Building, Higgins Line, St. John's, NL A1B 4J6, telephone: (709) 729 – 2654 or email: stevebamble@gov.nl.ca.

Sincerely,

STEVE CROCKER, MHA
District of Trinity-Bay de Verde
Minister of Fisheries and Land Resources

cc: Mr. Steve Bamable, Manager, Eastern Regional Lands Office
Darren,

Steve asked me to send you the attached photos and map depicting location of ditch in the Ragged beach area adjacent to [redacted] property and in area of right-of-way leading to Ragged Beach.

Any questions, let me know

Rick Byrne
Land Management Officer
Lands Branch
Department of Fisheries and Land Resources
Howley Building, 85 Higgins Line
Tel: (709) 729-3233 Fax: (709) 729-3923
richardbyrne@gov.nl.ca
Darren, I was speaking to Rick on the Ragged Beach matter and have concerns regarding the ditching. This path is used by ATV's and while ditches do not fall under our Act, Herb offered the advice below in a similar situation.

**Steve Barnable**  
*Regional Lands Manager - Eastern*  
*Crown Lands Administration Division, Lands Branch*  
*Department of Fisheries and Land Resources*  
*Howley Building, Higgins Line*  
*P.O. Box 8700*  
*St. John's, NL A1B 4J6*  
*Tel: (709) 729-2654 Fax: (709) 729-0726*

You should discuss with Darren on matter and see how to proceed.

**Rick Byrne**  
*Land Management Officer*  
*Lands Branch*  
*Department of Fisheries and Land Resources*  
*Howley Building, 85 Higgins Line*  
*Tel: (709) 729-3233 Fax: (709) 729-3923*  
*richardbyrne@gov.nl.ca*

Rick, this may apply for the ROW.

**Steve Barnable**  
*Regional Lands Manager - Eastern*  
*Crown Lands Administration Division, Lands Branch*  
*Department of Fisheries and Land Resources*  
*Howley Building, Higgins Line*  
*P.O. Box 8700*  
*St. John's, NL A1B 4J6*  
*Tel: (709) 729-2654 Fax: (709) 729-0726*
This e-referral has been sent to you for your recommendation. Other referrals have been sent to the Department(s) and/or agencies on the schedule located in the e-referral folder. YOU HAVE TWENTY-ONE (21) DAYS FROM THE DATE OF THIS REFERRAL TO PROVIDE YOUR RECOMMENDATION ON THIS APPLICATION. IF NO RESPONSE IS RECEIVED BY THE END OF 21 DAYS, IT SHALL BE ASSUMED THAT THERE ARE NO OBJECTIONS/RESTRICTIONS TO THIS APPLICATION.

Please be advised that the site on the map, located in the e-referral folder, cannot be altered or relocated in any way without the prior approval of the Regional Lands Office.

APPLICATION FOR CROWN LANDS – REFERRAL

Applicant: __________________________

Telephone: __________________________

Application Number: 151285

Application Type: Permission

Purpose: Use: Permission to Construct Right of Way to Access Property

Location: Witless Bay

Area (hectares): 0.35

Frontage (metres): 6

Map Number: 01N07

Comments: __________________________

REFERRAL AGENCY ONLY

Date: 5/2/2017

Department/Agency: Planning

Address: Click here to enter text.

RECOMMENDATION: __________________________

COMMENTS: __________________________

Name of Respondent: Jennifer Brown

Phone No.: 729 4694

PLEASE RETURN, ELECTRONICALLY, THIS FORM AS A PDF WITH RECOMMENDATIONS AND ANY ATTACHMENTS YOU MAY HAVE.

Howley Building, Fugates Line, Box 800, St. John's, NL, A1B 4J9, Phone (709) 729-2654, Facsimile (709) 724-0726
Please find the attached response on behalf of Minister Steve Crocker.

-----< HP TRIM Record Information >-----

Record Number: COR/2017/01346
Title: Response / Minister Steve Crocker to [redacted] re Crown Land Reserve / Witless Bay - Ragged Beach / April 12 2017
Dear [Name]

RE: Crown lands reservation

Thank you for your email dated March 15, 2017, regarding your concerns with a request from the Town of Witless Bay (the Town) to reserve approximately 99 hectares of Crown lands under section 8 of the Lands Act.

The request for the reserve was reviewed by the Department of Fisheries and Land Resources. It has been determined that the Town currently has the authority to make land use decisions and control development within the town through its Municipal Plan and Development Regulations, and therefore the establishment of a reserve under section 8 of the Lands Act is not required.

The Town has the ability to implement new policies and zoning through amendments to its Municipal Plan and Development Regulations. I note that any changes to the Municipal Plan and Development Regulations must follow the process outlined by the Urban and Rural Planning Act, 2000.

For additional information, please contact Mr. Darren Moore, Director of the Crown Lands Division, at (709) 729-3844 or via email at dmoore@gov.nl.ca.

Sincerely,

STEVE CROCKER, MHA
Carbonear – Trinity – Bay de Verde
Minister

c: Honourable Dwight Ball, Premier
   Honourable Eddie Joyce, Minister of Municipal Affairs and Environment
   Mr. Keith Deering, Assistant Deputy Minister, Agriculture and Lands Branch
   Mr. Darren Moore, Director, Crown Lands Division
Please find the attached response on behalf of Minister Steve Crocker.

--------< HP TRIM Record Information >--------

Record Number:       COR/2017/01349
Title : Response / Minister Steve Crocker to [REDACTED] / Crown land reserve / Witless Bay / April 12 2017
RE: Crown lands reservation

Thank you for your email dated March 15, 2017, regarding your concerns with a request from the Town of Witless Bay (the Town) to reserve approximately 99 hectares of Crown lands under section 8 of the Lands Act.

The request for the reserve was reviewed by the Department of Fisheries and Land Resources. It has been determined that the Town currently has the authority to make land use decisions and control development within the town through its Municipal Plan and Development Regulations, and therefore the establishment of a reserve under section 8 of the Lands Act is not required.

The Town has the ability to implement new policies and zoning through amendments to its Municipal Plan and Development Regulations. I note that any changes to the Municipal Plan and Development Regulations must follow the process outlined by the Urban and Rural Planning Act, 2000.

For additional information, please contact Mr. Darren Moore, Director of the Crown Lands Division, at (709) 729-3844 or via email at dmoore@gov.nl.ca.

Sincerely,

STEVE CROCKER, MHA
Carbonear – Trinity – Bay de Verde
Minister

c: Honourable Dwight Ball, Premier
   Honourable Eddie Joyce, Minister of Municipal Affairs and Environment
   Mr. Keith Deering, Assistant Deputy Minister, Agriculture and Lands Branch
   Mr. Darren Moore, Director, Crown Lands Division
Please find the attached response on behalf of Minister Steve Crocker.

< HP TRIM Record Information >

Record Number: COR/2017/01350
Title: Response / Minister Steve Crocker to [REDACTED] / Crown land reserve / Witless Bay / April 12 2017
April 28, 2017

Re: Crown lands reservation

Thank you for your email dated March 15, 2017, regarding your concerns with a request from the Town of Witless Bay (the Town) to reserve approximately 99 hectares of Crown lands under section 8 of the Lands Act.

The request for the reserve was reviewed by the Department of Fisheries and Land Resources. It has been determined that the Town currently has the authority to make land use decisions and control development within the town through its Municipal Plan and Development Regulations, and therefore the establishment of a reserve under section 8 of the Lands Act is not required.

The Town has the ability to implement new policies and zoning through amendments to its Municipal Plan and Development Regulations. I note that any changes to the Municipal Plan and Development Regulations must follow the process outlined by the Urban and Rural Planning Act, 2000.

For additional information, please contact Mr. Darren Moore, Director of the Crown Lands Division, at (709) 729-3844 or via email at dmoorc@gov.nl.ca.

Sincerely,

Steve Crocker, MHA
Carbonear – Trinity – Bay de Verde
Minister

c: Honourable Dwight Ball, Premier
   Honourable Eddie Joyce, Minister of Municipal Affairs and Environment
   Mr. Keith Deering, Assistant Deputy Minister, Agriculture and Lands Branch
   Mr. Darren Moore, Director, Crown Lands Division
From: Phölppott, Holly
Sent: Monday, May 1, 2017 2:16 PM
To: Legge, Marilyn
Cc: Premier; Joyce, Eddie; Deering, Keith; Moore, Darren E.
Subject: HP TRIM DEPARTMENTAL CORRESPONDENCE : COR/2017/01351 : Response / Minister Steve Crocker to re Crown Lands Reserve / Witless Bay / April 12 2017

Attachments:
Response to Minister Steve Crocker to re Crown Lands Reserve Witless Bay April 12 2017.PDF; Response to Minister Steve Crocker to re Crown Lands Reserve Witless Bay April 12 2017.tr5

Please find the attached response on behalf of Minister Steve Crocker.

---< HP TRIM Record Information >---

Record Number: COR/2017/01351
Title: Response / Minister Steve Crocker to re Crown Lands Reserve / Witless Bay / April 12 2017
APR 28 2017

Dear [Name]

RE: Crown lands reservation

Thank you for your email dated March 15, 2017, regarding your concerns with a request from the Town of Witless Bay (the Town) to reserve approximately 99 hectares of Crown lands under section 8 of the Lands Act.

The request for the reserve was reviewed by the Department of Fisheries and Land Resources. It has been determined that the Town currently has the authority to make land use decisions and control development within the town through its Municipal Plan and Development Regulations, and therefore the establishment of a reserve under section 8 of the Lands Act is not required.

The Town has the ability to implement new policies and zoning through amendments to its Municipal Plan and Development Regulations. I note that any changes to the Municipal Plan and Development Regulations must follow the process outlined by the Urban and Rural Planning Act, 2000.

For additional information, please contact Mr. Darren Moore, Director of the Crown Lands Division, at (709) 729-3844 or via email at dmoore@gov.nl.ca.

Sincerely,

STEVE CROCKER, MHA
Carbonear – Trinity – Bay de Verde
Minister

c: Honourable Dwight Ball, Premier
Honourable Eddie Joyce, Minister of Municipal Affairs and Environment
Mr. Keith Deering, Assistant Deputy Minister, Agriculture and Lands Branch
Mr. Darren Moore, Director, Crown Lands Division
Please find the attached response on behalf of Minister Steve Crocker.

-----< HP TRIM Record Information >-----

Record Number: COR/2017/01371
Title : Response / Minister Steve Crocker to Councillor [REDACTED] / Town of Witless Bay / opposition to Crown Land Reserve / April 13 2017
RE: Crown lands reservation

Thank you for your email dated March 21, 2017, regarding your concerns with a request from the Town of Witless Bay (the Town) to reserve approximately 99 hectares of Crown lands under section 8 of the Lands Act.

The request for the reserve was reviewed by the Department of Fisheries and Land Resources. It has been determined that the Town currently has the authority to make land use decisions and control development within the town through its Municipal Plan and Development Regulations, and therefore the establishment of a reserve under section 8 of the Lands Act is not required.

The Town has the ability to implement new policies and zoning through amendments to its Municipal Plan and Development Regulations. I note that any changes to the Municipal Plan and Development Regulations must follow the process outlined by the Urban and Rural Planning Act, 2000.

For additional information, please contact Mr. Darren Moore, Director of the Crown Lands Division, at (709) 729-3844 or via email at dmoore@gov.nl.ca.

Sincerely,

STEVÉ CROCKER, MHA
Carbonear – Trinity – Bay de Verde
Minister

c: Honourable Dwight Ball, Premier
Honourable Eddie Joyce, Minister of Municipal Affairs and Environment
Mr. Keith Deering, Assistant Deputy Minister, Fisheries and Land Resources
Mr. Darren Moore, Director, Crown Lands Division, Fisheries and Land Resources
Good morning,

I’m following up on an application for Crown Land that you referred to our Council. For reasons beyond our control, we have not addressed this application in a public meeting yet. We did hold our meeting on Tuesday of this week, but unfortunately due to a loss of quorum once the application item was reached, we had to defer it once again until May meeting.

I would like to bring something to your attention with this application though. According to our office file, that same piece of land was applied for by [redacted] last year for the purpose of opening up that same right of way. Council turned it down because the proposed development did not meet the Town of Witless Bay’s Design standards for a road construction, including the minimum Right-of-Way width of 15 m. That refusal is currently under appeal with the Eastern Newfoundland Regional Appeal Board and awaiting a hearing date.

I am attaching the mapping that is included in [redacted] recent application (attachment #1) and the mapping provided by [redacted] (attachment #2) that shows the same Right-of-Way, which, again is under appeal with the ENRAB.

One other point I’d like to draw your attention to please and that is the incorrect road name listed on the map that leads to the area of land applied for. This is not Gallows Cove Road. Thank you.

Geraldine
Thank you and have a wonderful day.

“This email and any attached files are intended for the sole use of the primary and copied addressee(s) and may contain privileged and/or confidential information. Any distribution, use or copying by any means of this information is strictly prohibited. If you received this email in error, please delete it immediately and notify the sender.”
Application # 151285
REVISED RIGHT OF WAY
TO EXTEND TO VOL 253 FOL 53

Application # 151285

Crown Lands Administration Division

Government of Newfoundland & Labrador
Department of Fisheries and Land Resources
NOTE TO USE

The information on this map is compiled from land records in the Crown Registry.

Since the Registry does not contain information on all land within the Province, the information cannot be complete.

The boundary line shown on the map is an example of the land title issued by the Registry of the plot sufficient for measurement and does not guarantee its accuracy.

Users should consult the Crown Mapping Section, Harvill Higgins Line, St. John's, Newfoundland.

Users should note that the Crown Titles Section is responsible for all Crown land titles. Some titles may not be complete due to insufficient information.

The User hereby indemnifies the Ministries, employees and agents of any liability, losses, damages and interest or contract for any other loss and shall not be liable for any loss or damages or any other loss and shall not be liable for any loss or damages or any other loss.

For inquiries please contact a Regional Lands Officer:
- Corner Brook - 837-33
- Gander - 26-000
- Clarenville - 89-4974
- St. John's - 729-265
- Goose Bay - 524-2445

Compiled on May 12, 20__
Hey Frank,
Can you have a look in the file for [redacted] as two apps on the go.
One was referred out to you but not the other, so I'm hoping the env for 150726 might be in the file. File number 1038854
Good morning: Please be advised that our public council meeting has been postponed. The scheduled meeting was April 11 but due to lack of quorum no date has been set. The office will be in touch when the meeting has taken place.

Regards, Barb

Good Morning/Afternoon,

Please find attached a referral for the above noted applicant. Please complete the attached Referral Agency Letter and return as per the information within the letter. If you have any questions, comments, or concerns please do not hesitate to contact the Eastern Regional Office at 729-2654.

Thank you and have a wonderful day.

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Darren, James has provided mapping for precise measurements of posts remaining and ditch that crosses path. Would like to discuss what we should do with this one, particularly as ditching is not covered. May be a WRMD issue for that matter.

Steve Barnable
Regional Lands Manager - Eastern
Crown Lands Administration Division, Lands Branch
Department of Fisheries and Land Resources
Howley Building, Higgins Line
P.O. Box 8700
St. John's, NL A1B 4J6
Tel: (709) 729-2654 Fax: (709) 729-0726
Darren, see attached, from the survey. Would like to discuss action moving forward.

Steve Barnable
Regional Lands Manager - Eastern

Crown Lands Administration Division, Lands Branch
Department of Fisheries and Land Resources
Howley Building, Higgins Line
P.O. Box 8700
St. John's, NL A1B 4J6
Tel: (709) 729-2654 Fax: (709) 729-0726

Revised Map. Disregard previous one.
This e-referral has been sent to you for your recommendation. Other referrals have been sent to the Department(s) and/or agencies on the schedule located in the e-referral folder. YOU HAVE TWENTY-ONE (21) DAYS FROM THE DATE OF THIS REFERRAL TO PROVIDE YOUR RECOMMENDATION ON THIS APPLICATION. IF NO RESPONSE IS RECEIVED BY THE END OF 21 DAYS, IT SHALL BE ASSUMED THAT THERE ARE NO OBJECTIONS/RESTRICTIONS TO THIS APPLICATION.

Please be advised that the site on the map, located in the e-referral folder, cannot be altered or relocated in any way without the prior approval of the Regional Lands Office.

APPLICATION FOR CROWN LANDS – REFERRAL

Applicant:

Telephone:

Application Number: 151285
Application Type: Permission
Purpose: Use: Permission to Construct Right of Way to Access Property
Location: Witless Bay
Area (hectares): 0.41
Frontage (metres): 6
Map Number: 01N07
Comments: This Right of Way has been revised to include an additional 0.06ha to extend to the end the grant issued to Ronald E. Harte.

REFERRAL AGENCY ONLY

Date: 4/7/2017
Department/Agency: TCII/Archaeology
Address: Confd Bldg, West Block

RECOMMENDATION:
COMMENTS:

Name of Respondent: Martha Drake
Phone No.: 729-2462

PLEASE RETURN, ELECTRONICALLY, THIS FORM AS A PDF WITH RECOMMENDATIONS AND ANY ATTACHMENTS YOU MAY HAVE.
Good Morning/Afternoon,

Please find attached a referral for the above noted applicant. Please complete the attached Referral Agency Letter and return as per the information within the letter. If you have any questions, comments, or concerns please do not hesitate to contact the Eastern Regional Office at 729-2654.

Thank you and have a wonderful day.
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APPLICATION FOR CROWN LANDS - REFERRAL

Applicant: [Redacted]

Telephone: [Redacted]

Application Number: 151283
Application Type: Permission
Purpose: Use: Permission to Construct Right of Way to Access Property
Location: Witless Bay
Area (hectares): 0.35
Frontage (metres): 6
Map Number: 01N07
Comments:

REFERRAL AGENCY ONLY

Date: 4/6/2017
Department/Agency: forestry
Address: paddys pond

RECOMMENDATION: [Redacted]

COMMENTS: [Redacted]

Name of Respondent: Jason glode
Phone No.: 729-4180

PLEASE RETURN, ELECTRONICALLY, THIS FORM AS A PDF WITH RECOMMENDATIONS AND ANY ATTACHMENTS YOU MAY HAVE.
From: Lands Office, Eastern  
Sent: Tuesday, March 28, 2017 9:16 AM  
To: Hardy, Andrew  
Cc: Barnable, Steve  
Subject: FW: Crown land referral for E-151285  
Attachments: Crown Land app 151285-Referral Agencies Letter (2).docx

Andrew,
Can you please advise me on what to do with the attached referral from council.

Thanks
Arlene

From: Town of Witless Bay [mailto:townofwitlessbay@nl.rogers.com]  
Sent: Monday, March 27, 2017 3:41 PM  
To: Lands Office, Eastern <EasternLandsOffice@gov.nl.ca>  
Subject: RE: Crown land referral for E-151285

Please see the attachment. Thank you.

Geraldine Caul

From: Lands Office, Eastern [mailto:EasternLandsOffice@gov.nl.ca]  
Sent: Wednesday, March 22, 2017 3:37 PM  
To: Norman, Frank; Devconavalon; Glode, Jason; Hanlon, Carol; Drake, Martha; Mercer, Delphina; Town of Witless Bay  
Subject: Crown land referral for E-151285

Good Morning/Afternoon,

Please find attached a referral for the above noted applicant. Please complete the attached Referral Agency Letter and return as per the information within the letter. If you have any questions, comments, or concerns please do not hesitate to contact the Eastern Regional Office at 729-2654.

Thank you and have a wonderful day.

"This email and any attached files are intended for the sole use of the primary and copied addressee(s) and may contain privileged and/or confidential information. Any distribution, use or copying by any means of this information is strictly prohibited. If you received this email in error, please delete it immediately and notify the sender."
Subject: Ragged beach
Location: Steve's office
Start: Tue 3/28/2017 11:00 AM
End: Tue 3/28/2017 11:30 AM
Recurrence: (none)
Meeting Status: Accepted
Organizer: MA-STJH-RM-BR-Howley (11), Boardroom-FL1
Required Attendees: Barnable, Steve; Byrne, Richard
This e-referral has been sent to you for your recommendation. Other referrals have been sent to the Department(s) and/or agencies on the schedule located in the e-referral folder. YOU HAVE TWENTY-ONE (21) DAYS FROM THE DATE OF THIS REFERRAL TO PROVIDE YOUR RECOMMENDATION ON THIS APPLICATION. IF NO RESPONSE IS RECEIVED BY THE END OF 21 DAYS, IT SHALL BE ASSUMED THAT THERE ARE NO OBJECTIONS/RESTRICTIONS TO THIS APPLICATION.

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APPLICATION FOR CROWN LANDS – REFERRAL

Applicant: [Redacted]

Telephone: [Redacted]

Application Number: 151285
Application Type: Permission
Purpose: Use: Permission to Construct Right of Way to Access Property
Location: Witless Bay
Area (hectares): 0.35
Frontage (metres): 6
Map Number: 01N07
Comments:

REFERRAL AGENCY ONLY

Date: 3/27/2017

Department/Agency: Town of Witless Bay

Address: 219 Southern Shore Highway, Witless Bay, NL A0A 4K0

RECOMMENDATION: [Redacted]

COMMENTS: [Redacted]

Name of Respondent: Geraldine Caul, Town Clerk-Manager

Phone No.: 709 334 3407
PLEASE RETURN, ELECTRONICALLY, THIS FORM AS A PDF WITH RECOMMENDATIONS AND ANY ATTACHMENTS YOU MAY HAVE.
Good afternoon: The Town’s next Public Meeting will be held on April 11, 2017. I have this photocopied to go on the agenda for the meeting at which time this application will be discussed and responded to. Please acknowledge receipt of this email.

Regards, Barb

Good Morning/Afternoon,

Please find attached a referral for the above noted applicant. Please complete the attached Referral Agency Letter and return as per the information within the letter. If you have any questions, comments, or concerns please do not hesitate to contact the Eastern Regional Office at 729-2654.

Thank you and have a wonderful day.

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APPLICATION FOR CROWN LANDS - REFERRAL

Applicant: 
Telephone: 
Application Number: 151285
Application Type: Permission
Purpose: Use: Permission to Construct Right of Way to Access Property
Location: Witless Bay
Area (hectares): 0.35
Frontage (metres): 6
Map Number: 01N07
Comments: 

REFERRAL AGENCY ONLY

Date: 3/24/2017
Department/Agency: Transportation and Works
Address: Avalon Region / White Hills

RECOMMENDATION: 

COMMENTS: 

Name of Respondent: Bill Skanes, Gary Spencer, John Morrissey
Phone No.: 729-3264
This e-referral has been sent to you for your recommendation. Other referrals have been sent to the Department(s) and/or agencies on the schedule located in the e-referral folder. YOU HAVE TWENTY-ONE (21) DAYS FROM THE DATE OF THIS REFERRAL TO PROVIDE YOUR RECOMMENDATION ON THIS APPLICATION. IF NO RESPONSE IS RECEIVED BY THE END OF 21 DAYS, IT SHALL BE ASSUMED THAT THERE ARE NO OBJECTIONS/RESTRICTIONS TO THIS APPLICATION.

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APPLICATION FOR CROWN LANDS – REFERRAL

Applicant: [redacted]

Telephone: [redacted]

Application Number: 151285

Application Type: Permission

Purpose: Use: Permission to Construct Right of Way to Access Property

Location: Witless Bay

Area (hectares): 0.35

Frontage (metres): 6

Map Number: 01N07

Comments:

REFERRAL AGENCY ONLY

Date: 3/24/2017

Department/Agency: Tourism, Culture, Industry and Innovation / Archaeology

Address: Confederation Building, West Block

RECOMMENDATION: [redacted]

COMMENTS: [redacted]

Name of Respondent: Martha Drake

Phone No.: 729-2462

PLEASE RETURN, ELECTRONICALLY, THIS FORM AS A PDF WITH RECOMMENDATIONS AND ANY ATTACHMENTS YOU MAY HAVE.
No just toss them out of the path

From: Byrne, Richard
Sent: Wednesday, March 22, 2017 12:28 PM
To: Barnable, Steve <stevebarnable@gov.nl.ca>
Subject: RE: Ragged Beach Mullowneys Lane

What about any remaining post that are removed

Rick Byrne
Land Management Officer
Lands Branch
Department of Fisheries and Land Resources
Howley Building, 85 Higgins Line
Tel: (709) 729-3233 Fax: (709) 729-3923
richardbyrne@gov.nl.ca

No just the one with the sign on it.

From: Barnable, Steve
Sent: Wednesday, March 22, 2017 12:26 PM
To: Byrne, Richard
Subject: RE: Ragged Beach Mullowneys Lane

Same with any remaining fence posts?

Rick Byrne
Land Management Officer
Lands Branch
Department of Fisheries and Land Resources
Howley Building, 85 Higgins Line
Tel: (709) 729-3233 Fax: (709) 729-3923
richardbyrne@gov.nl.ca
Spoke to Darren this morning. Just throw it in the back of the truck.

Steve,

If I remove the post in the attached photo, what do I do with the “Private Property No Trespassing” sign attached to the post?

Rick Byrne  
*Land Management Officer*  
Lands Branch  
Department of Fisheries and Land Resources  
Howley Building, 85 Higgins Line  
Tel: (709) 729-3233 Fax: (709) 729-3923  
richardbyrne@gov.nl.ca
From: Philpott, Holly
Sent: Wednesday, March 22, 2017 12:28 PM
To: Byrne, Richard
Subject: RE: Ragged Beach Mullowneys Lane

What about any remaining post that are removed

---

From: Byrne, Richard
Sent: Wednesday, March 22, 2017 12:26 PM
To: Barnable, Steve
Subject: RE: Ragged Beach Mullowneys Lane

No just the one with the sign on it.

---

From: Barnable, Steve
Sent: Wednesday, March 22, 2017 12:25 PM
To: Byrne, Richard
Subject: RE: Ragged Beach Mullowneys Lane

Same with any remaining fence posts?

---

From: Byrne, Richard
Sent: Wednesday, March 22, 2017 12:25 PM
To: Barnable, Steve <stevebarnable@gov.nl.ca>
Subject: RE: Ragged Beach Mullowneys Lane

Spoke to Darren this morning. Just throw in the back of the truck.
Steve,

If I remove the post in the attached photo, what do I do with the “Private Property No Tresspassing” sign attached to the post?

Rick Byrne
Land Management Officer
Lands Branch
Department of Fisheries and Land Resources
Howley Building, 85 Higgins Line
Tel: (709) 729-3233 Fax: (709) 729-3923
richardbyrne@gov.nl.ca
Good Morning/Afternoon,

Please find attached a referral for the above noted applicant. Please complete the attached Referral Agency Letter and return as per the information within the letter. If you have any questions, comments, or concerns please do not hesitate to contact the Eastern Regional Office at 729-2654.

Thank you and have a wonderful day.
Dear Sir/Madam:

RE: APPLICATION NO.: 151285
TYPE: Permission
PURPOSE: Permission to Construct Right of Way to Access Property
LOCATION: Witless Bay

This will acknowledge receipt of the above referenced application for a Crown title. The application has now been registered and via a copy of this letter, the Department and/or agencies on the attached schedule have been asked to forward their comments and recommendations on your application to the Regional Lands Office.

Your application will be reviewed and a final decision will be made when the recommendations have been received from these Departments and/or agencies.

To assist inspectors in locating the area applied for and to avoid delays in processing your application it is advisable to place your name and application number on the site. Your application is being processed for the site indicated on the attached map.

Please note that the land is not to be occupied until you receive a fully executed title document. If you require any additional information concerning the processing of this application please contact the Regional Lands Office at the address below.

MAR 22, 2017
Potential copyright material

If you wish to obtain a copy please contact the ATIPP Office at (709) 729-7072 or atippoffice@gov.nl.ca.
Accepted: Ragged beach meeting with Mullowey's Lane
Steve,

will meet with you and me on March 28, 2017 11 am to discuss his situation on Mullowneys Lane. Sherry has set up a Meeting request for then

Rick Byrne
Land Management Officer
Lands Branch
Department of Fisheries and Land Resources
Howley Building, 85 Higgins Line
Tel: (709) 729-3233 Fax: (709) 729-3923
richardbyrne@gov.nl.ca
As requested.

Steve Barnable  
Regional Lands Manager - Eastern  
Crown Lands Administration Division, Lands Branch  
Department of Fisheries and Land Resources  
Howley Building, Higgins Line  
P.O. Box 8700  
St. John's, NL A1B 4J6  
Tel: (709) 729-2654 Fax: (709) 729-0726
Dear [Redacted],

As the Assistant Deputy Minister now responsible for Crown lands, I write in response to an email dated March 13, 2017 to my colleague, Mr. Tony Grace who was formerly in the position, regarding obstructions to a right of way in the Ragged Beach area of Witless Bay.

I have been informed that you and [Redacted] met with Mr. Steve Barnable, Regional Lands Manager (Eastern) on March 15, 2017 and discussed this and other matters relating to your application for Crown land. Arrangements have been made for a surveyor and field staff to revisit the area to obtain precision measurements to determine the location of any remaining posts and ditching. Additionally, staff have been given your contact information to meet with you on site, as you requested. Should any obstructions be demonstrated to remain once the information is processed, steps will be taken to address the matter in accordance with legislation and policy.

I trust that you will find this satisfactory.

If you have any further questions concerning this matter, please contact Mr. Steve Barnable, Regional Lands Manager, Eastern Regional Lands Office, Howley Building, Higgins Line, St. John's, NL A1B 4J6, telephone: (709) 729 - 2654 or email: stevebarnable@gov.nl.ca.

Sincerely,

KEITH DEERING
Assistant Deputy Minister (Agriculture and Lands)

cc: Mr. Steve Barnable, Manager, Eastern Regional Lands Office
Philpott, Holly

From: Moore, Darren E.
Sent: Wednesday, March 15, 2017 3:46 PM
To: Deering, Keith
Cc: Barnable, Steve
Subject: RE: Opposition to Crown Land Reserve in Witless Bay

Keith,

We can discuss this file when you meet with me tomorrow.

From: Deering, Keith
Sent: Monday, March 13, 2017 5:09 PM
To: Barnable, Steve
Cc: Moore, Darren E.
Subject: Fw: Opposition to Crown Land Reserve in Witless Bay

FYI

Sent from my BlackBerry 10 smartphone on the Bell network.

From: Companion, Lori Anne <LoriAnneCompanion@gov.nl.ca>
Sent: Monday, March 13, 2017 3:47 PM
To: O'Keefe, Dorothy; Worthman, Matthew; Gray, Lisa; Deering, Keith
Subject: FW: Opposition to Crown Land Reserve in Witless Bay

For trim and action.

From: Joyce, Eddie
Sent: Monday, March 13, 2017 3:05 PM
To: Companion, Lori Anne
Cc: Crocker, Steve; Glynn, Valerie
Subject: FW: Opposition to Crown Land Reserve in Witless Bay

Enclosed is a letter from [redacted] concerning Ragged Beach in Witless Bay. She is seeking a meeting with the Minister on this matter. Thank you again for your concern and cooperation, Eddie

From: [redacted]@bellaliant.net
Sent: Friday, March 10, 2017 3:45 PM
To: Joyce, Eddie <ejoyce@gov.nl.ca>
Cc: Crocker, Steve <SteveCrocker@gov.nl.ca>
Subject: Opposition to Crown Land Reserve in Witless Bay

Hello Minister Joyce
I had a discussion with your executive assistant Sherri-Lynne this afternoon and she was very helpful. However, we are concerned to hear that you are no longer the Minister responsible for Crown Lands. We feel that you took the time to understand the situation and the concerns of private property owners in the Ragged Beach area of Witless Bay. This has been a long and difficult struggle for us to be treated fairly regarding our land. We still feel threatened by this core group on Council who are requesting a Reserve that will freeze over 99 hectares of land surrounding our properties, impeding residential access and use—despite a plebiscite in the Town and Commissioner Thistle's report supporting both. We
believe it is imperative that Minister Crocker is aware of the facts relating to the requested Reserve and our application for Crown Land that ensures our access and use.

We have always been willing to discuss the issues and will be seeking a meeting with Minister Crocker to outline the concerns of the private landowners in the area regarding this Reserve and the Crown Land right of way. Any help you can provide to ensure Minister Crocker is aware of the facts presented to you would be greatly appreciated. It is difficult to continually stay on top of this situation, however land rights are important to all of us.

Regards
Rick, Rennie, can you call [redacted] to meet with you on site when you go out to Ragged Beach. Thanks.

His number is [redacted]

Steve Barnable
Regional Lands Manager - Eastern

Crown Lands Administration Division, Lands Branch
Department of Fisheries and Land Resources
Howley Building, Higgins Line
P.O. Box 8700
St. John’s, NL A1B 4J6
Tel: (709) 729-2654 Fax: (709) 729-0726
If I remove the post in the attached photo, what do I do with the “Private Property No Trespassing” sign attached to the post?

Rick Byrne
Land Management Officer
Lands Branch
Department of Fisheries and Land Resources
Howley Building, 85 Higgins Line
Tel: (709) 729-3233 Fax: (709) 729-3923
richardbyrne@gov.nl.ca
Philpott, Holly

From: Companion, Lori Anne
Sent: Monday, March 13, 2017 3:48 PM
To: O'Keefe, Dorothy; Gray, Lisa; Worthman, Matthew; Deering, Keith
Subject: FW: Crown Land Obstruction

From: Joyce, Eddie
Sent: Monday, March 13, 2017 3:12 PM
To: Companion, Lori Anne
Cc: Crocker, Steve; Glynn, Valerie
Subject: FW: Crown Land Obstruction

Please review and take appropriate action. Thank you, Eddie.

From: *redacted* @bellaliant.net
Sent: Thursday, March 9, 2017 8:27 PM
To: Grace, Tony <TonyGrace@gov.nl.ca>; Joyce, Eddie <ejoyce@gov.nl.ca>
Subject: Crown Land Obstruction

Dear Mr. Grace,

We have on-going concerns regarding the Crown Land obstructions on a public right of way at the end of Mullowneys Lane in the Town of Witless Bay. We are hoping you can assist us with this injustice.

Section 40(1)

was ordered to remove the fence posts causing an obstruction by January 2017. All posts were not removed and he was given another 30 days. I am assuming he has been fined, but the posts remain. Mr. Barnable, as a representative for MIGA, replied to this concern expressed by *redacted* by writing in part:

Section 40(1)

"Good day *redacted* Staff from the Crown Lands Administration Division visited the site accompanied by a licensed (Newfoundland Land Surveyor) survey inspector. Posts for a fence within the travelled portion of the pathway on Crown land were removed."

Section 40(1)

Private land owners in the area and the general public find this response unacceptable. The “travelled part of the right of way” is ambiguous and confusing. The fact of the matter is that there are fence posts erected on the ROW that interfere with our access and the clearing of the brush on this part of the ROW. We are requesting that these obstructions be removed so we can ensure public access to this ROW and the lands in the area.

We are requesting that these illegal obstructions in the form of fence posts be removed.

Thank you for your attention to this matter.
Hi Tony,

As you are aware Land Use Planning (LUP) and the Town application for Crown land for a residence and partial agriculture use in the Municipality of Witless Bay noting that regulation 48 of the Town’s Development Regulations requires residential development to front onto a publicly owned and maintained road. The site under application does not have the minimum 30 metre public road frontage. They also noted the application lacked detail pertaining to site design and access; therefore, a thorough analysis of the proposed development could not be completed (this was requested from the [REDACTED] but not provided as he felt if he submitted a plan it would be refused). Should a comprehensive development plan be submitted from the Town for the area in the future [REDACTED] could submit a new application at that time.

Thanks
Milly

Milly Meaney
Director, Crown Lands Administration Division
Lands Branch, Fisheries and Land Resources
Howley Building, St. John’s, NL

Tel: 729-3174
**Newfoundland Labrador**

**Municipal Affairs**

**APPLICATION FOR CROWN LANDS**

**FOR DEPARTMENT USE ONLY**

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<th>APPLICATION NO.</th>
<th>RECEIPT NO.</th>
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<td>$172.50</td>
<td>Mar 16, 2017</td>
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**RECEIPT NO.**

**AMOUNT**

**DATE**

**INDICATED ON PLAN NO.**

**TOPO NO.**

**INITIAL AH**

**PROPOSED TENURE AND USE**

**TYPE OF APPLICATION**

- [ ] LEASE
- [ ] GRANT
- [ ] LICENCE TO OCCUPY

**LAND USE**

- [ ] RESIDENCE
- [ ] COTTAGE
- [ ] AGRICULTURE
- [ ] AGRICULTURE (provide details below)
- [ ] COMMERCIAL (provide detailed description below)
- [ ] OTHER (provide details below)

**Right of way to access property**

**GRADING**

**DESCRIBE BUILDINGS TO BE ERECTED (if applicable)**

**PROPOSED WATER AND SEWAGE FACILITIES (if applicable)**

- [ ] WELL
- [ ] SEPTIC
- [ ] MUNICIPAL WATER
- [ ] MUNICIPAL SEWER
- [ ] OTHER (provide details below)
LAND DESCRIPTION

<table>
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<tr>
<th>DESCRIPTION OF LAND</th>
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<td>Please Note: When your application is accepted by this Department you are required to identify the site in the field by clearly marking your corner posts. If there is a discrepancy between the area marked in the field and the area indicated on the map, the latter shall prevail. Sketch the land applied for showing distance to prominent nearby features such as buildings, fences, road intersections. Map must also be attached.</td>
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<th>BOUNDED ON NORTH BY</th>
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<td>SEE MAP ATTACHED</td>
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| PLEASE NOTE: IT IS THE POLICY OF THE CROWN LANDS DIVISION TO ACCEPT APPLICATIONS ON A FIRST COME - FIRST SERVED BASIS. APPLICATIONS MUST BE FULLY COMPLETED, WITH A MAP SHOWING THE EXACT LOCATIONS OF THE LAND APPLIED FOR TOGETHER WITH THE APPLICATION FEE, ONLY THEN WILL THE APPLICATION BE ACCEPTED AND DEEMED REGISTERABLE BY THIS DEPARTMENT. |
SKETCH

USE THE AREA BELOW TO SKETCH THE LAND APPLIED FOR SHOWING DISTANCE TO PROMINENT NEARBY FEATURES SUCH AS BUILDINGS, FENCES, ROAD INTERSECTIONS. MAP MUST ALSO BE ATTACHED.

AFFIDAVIT OF APPLICANT (to be read carefully)

Section 40(1)

I, [redacted] do hereby make oath and declare as follows:

(a) The information contained in this application is true and correct to the best of my knowledge and belief.
(b) I have inspected the land applied for and have found no evidence of occupation (with the exception of No. 6 and/or No. 7 on page 2, where applicable).
(c) I am not aware of any adverse claim to the land applied for by any person(s).
(d) I recognize and accept that I am solely responsible for correctly identifying the parcel of land that is the subject of this application.
(e) I fully understand that acceptance of this application by the Department does not give me any rights or privileges in relation to the land under application.
(f) I FULLY UNDERSTAND THAT THE LAND IS NOT TO BE OCCUPIED UNTIL I RECEIVE A FULLY EXECUTED TITLE DOCUMENT.
(g) I FULLY UNDERSTAND THAT UNDER SECTION 14 OF THE LANDS ACT, THE MINISTER OF MUNICIPAL AFFAIRS OR THE LIEUTENANT-GOVERNOR IN COUNCIL MAY CANCEL, AMEND OR OTHERWISE DEAL WITH THE GRANT, LEASE, LICENCE OR EASEMENT AT ANY TIME PRIOR TO THE DELIVERY OF A FULLY EXECUTED TITLE DOCUMENT.

Sworn before me

[Signature]

At this [redacted]

[Date: 10th day of March, 2017]

NOTE: A non-refundable processing fee of ONE HUNDRED AND FIFTY DOLLARS ($150.00 plus H.S.T.) must accompany this application.

Cheques or money orders are to be made payable to the NEWFOUNDLAND EXCHEQUER ACCOUNT.
<table>
<thead>
<tr>
<th>Agency Referrals</th>
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<th>Comments Attached</th>
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**Officers Comments:**

**Mar. 16, 2017**

Recommendation of Regional Office:

☐ Approved (Complete section below)  ☐ Refused (Give reason)

---

Date

Regional Lands Manager

This section to be completed by Regional Office when approval is recommended.

Area approved ___________________  Frontage ___________  Consideration/Rental ___________  Back/Rental ___________

☐ Lease  ☐ Grant  ☐ Licence  ☐ Other  ☐ Other Type

Cabinet approval required ☐ Yes  ☐ No

Special Instructions to surveyor (if any):

Departmental decision:

☐ Approved  ☐ Refused  ☐ Deferred  ☐ To Cabinet

Special Instructions:

[Signature]  [Date: Feb. 21, 2018]

Authorized Signing Official
Special Conditions of Approval:

Date

Regional Lands Manager

Special Title Conditions:

Date

Regional Lands Manager
Section 40(1)

I, [redacted], agree to provide an easement through my property for an access road to [redacted] property.

July 5, 2016

Witless Bay, NL
Potential copyright material

If you wish to obtain a copy please contact the ATIPP Office at (709) 729-7072 or atippoffice@gov.nl.ca.
February 9, 2017

Minister Eddie Joyce
Department of Municipal Affairs
P.O. Box 8700
Confederation Building
St. John's, NL A1B 4J6

Dear Minister Joyce

RE: Crown Land application #150726

Minister, Council was recently referred an application for Crown Land (application #150726). The applicant is looking to obtain a large portion of land for the purpose of residential development. Council would like to advise your department that at a June 14, 2016 public meeting, the following motion was passed:

2016-117 Be it resolved that in order to follow recommendation #2 listed in the Report of the Commissioner – Town of Witless Bay 2013-2023 Municipal Plan and Development Regulations – Public Hearing, October 20, 2015, prepared by Commissioner Thistle [appointed by Municipal Affairs], which states, the Commissioner recommends that with respect to any Crown Land in the vicinity of Ragged Beach, no Crown Land grant be made for any development purpose, subdivision, or otherwise, that Council place a moratorium on approving any Municipal Recommendations for Crown Land grant applications in this area, and that Council request that the Department of Crown Lands place a freeze on grant approvals in this area.

With the recent notification from your department in a letter dated December 13, 2016, pertaining to the Lands Act review report, and the new process for Crown Land applications, Council's request for the establishment of a Reservation of Crown Lands which is detailed further in this letter, is now more urgent due to application #150726.

In reference to the new Crown Land process, Council has also expressed concern with the department's expected 21 day response time to the referrals of these applications. Many municipalities hold public meetings once a month, thus
making this timeframe inappropriate, and therefore we request a change in response time from 21 days to a more reasonable 60 days.

Mr. Minister, motion 2016-117 above is one of two motions Council made at the June 14, 2016 public meeting. The other motion is:

2016-115 Be it resolved that Council follow up on its application for the establishment of a Crown Land Reserve (under Section 8 of the Lands Act) along the Southern coastline of Witless Bay as described in motion 2014-161; and that Council provide any additional information as needed; and that Council provide the Director of Land Management, or other necessary departments, with the Report of the Commissioner – Town of Witless Bay 2013-2023 – Municipal Plan and Development Regulations – Public Hearing, October 20, 2015, prepared by Commissioner Thistle, which recommends support for the request by Council for the establishment of this Crown Land Reserve.

At this time I am once again following up on our letter of June 28, 2016 regarding Council’s request for you to establish a “Reservation of Crown Lands” in Witless Bay, as per Section 8(2) of the Lands Act.

Please acknowledge receipt of this letter, and this follow-up request. Also, please inform Council, in a timely manner, of the timetable and the specific date for your establishment of the Reserve. As you know, this matter has been in Government’s hands for a long time:

Council’s original written request to Government was dated July 15th, 2014 (as directed by the motion approved by Council at the July 8th, 2014 Public Meeting of Council).

The recommendation of Government-appointed Commissioner Wayne Thistle, in his Report to the Minister, dated December 15, 2015 recommended that the Crown Lands at Ragged Beach be designated by the Minister as a Reserve – as per the prior requests of Council. Note that the Commissioner’s recommendations were adopted by Council at a Public Meeting on June 14, 2016, and the motion was approved and ratified.

There have been frequent follow-ups with Government by the Town over the past years, with the most recent being October 12, 2016, with you and your Department since your appointment as Minister in Fall 2015. However, Council has not been informed of the specific action and timetable for the Minister to establish this critically important Reserve bordering the world-famous Witless Bay Ecological Reserve as advocated by Council, residents, environmentalists, scientists, and the general public on the Avalon (and across Newfoundland and Canada).
Minister, you and your Deputy provided support and overt encouragement for this action during your meeting with Council on April 19th 2016, and encouraged Council to be in contact with you so that this Reserve can be implemented.

Given the above, and the lack of follow-up by Government to the multiple written and verbal requests of the Town's duly elected Council, we request your urgent attention to establishment of this Reservation of Crown Lands.

We again request a timely response. Thank you.

Sincerely,

Witless Bay Town Council

CC: Mr. Jamie Chippett, Deputy Minister Municipal Affairs
    Mr. Steve Barnable, Eastern Regional Lands Manager
Steve Barnable
Regional Lands Manager - Eastern
Crown Lands Administration Division, Lands Branch
Department of Municipal and Intergovernmental Affairs
Howley Building, Higgins Line
P.O. Box 8700
St. John's, NL A1B 4J6
Tel: (709) 729-2654 Fax: (709) 729-0726

From: Town of Witless Bay [mailto:townofwitlessbay@nl.rogers.com]
Sent: Thursday, February 09, 2017 12:38 PM
To: Joyce, Eddie
Cc: Chippett, Jamie; Barnable, Steve
Subject: Correspondence - Crown Land application 150726

Good afternoon Minister Joyce, Deputy Minister Chippett and Mr. Barnable,

Please see the attached correspondence. Thank you.

Geraldine Caul
Town Clerk-Manager
Hi Steve

I have reviewed the materials you have sent over concerning [REDACTED] application for land at Ragged Beach.

Let me know if you wish to discuss this further.

herb
See me to discuss.

Steve Barnable
Regional Lands Manager - Eastern

Crown Lands Administration Division, Lands Branch
Department of Municipal and Intergovernmental Affairs
Howley Building, Higgins Line
P.O. Box 8700
St. John's, NL A1B 4J6
Tel: (709) 729-2654 Fax: (709) 729-0726

From: Town of Witless Bay [mailto:townofwitlessbay@nl.rogers.com]
Sent: Wednesday, February 08, 2017 3:16 PM
To: Barnable, Steve
Subject: RE: Crown Land application #150726

Thank you Steve, I'm aware of that. Council simply wanted it noted why they made the motion I forwarded to you. Their "interest" in this application is that they have requested a Crown Land Reserve under section 8 of the Lands Act, as was recommended to our Council by Minister Eddie Joyce in a meeting on April 19, 2016.

Geraldine

From: Barnable, Steve [mailto:stevebarnable@gov.nl.ca]
Sent: Wednesday, February 08, 2017 2:45 PM
To: 'Town of Witless Bay'
Subject: RE: Crown Land application #150726

Geraldine, Just an FYI. Municipal Recommendation Forms have been discontinued. Towns are referred to along with any other agencies that may have an interest.

Steve Barnable
Regional Lands Manager - Eastern

Crown Lands Administration Division, Lands Branch
Department of Municipal and Intergovernmental Affairs
Howley Building, Higgins Line
P.O. Box 8700
Hi Steve,

I knew Council had another motion relating to Crown Land applications in the Ragged Beach area. Here is the motion made by council in June 2016:

2016-117 Deputy Mayor Dena Wiseman/Councillor Ralph Carey

Be it resolved that in order to follow recommendation #2 listed in the Report of the Commissioner – Town of Witless Bay 2013-2023 Municipal Plan and Development Regulations – Public Hearing, Oct. 20, 2015, prepared by Commissioner Thistle, which states, the Commissioner recommends that with respect to any Crown Land in the vicinity of Ragged Beach, no Crown Land grant be made for any development purpose, subdivision, or otherwise, that Council place a moratorium on approving any Municipal Recommendations for Crown Land grant applications in this area, and that Council request that the Department of Crown Lands place a freeze on grant approvals in this area. Be it resolved further that this motion not impede access to private properties.

This motion passed.

Geraldine

Thanks Geraldine.

Steve Barnable

Regional Lands Manager - Eastern

Crown Lands Administration Division, Lands Branch
Department of Municipal and Intergovernmental Affairs
Howley Building, Higgins Line
P.O. Box 8700
St. John’s, NL A1B 4J6
Tel: (709) 729-2654 Fax: (709) 729-0726

Good morning Steve,

Council held a privileged meeting last night to discuss the application (#150726 - [redacted]) your department referred to our office. Council wishes to advise that they currently have a motion on the books that they would not be approving any applications in this area. Further to that motion, the applicant’s proposal is for “residential”
and the Town's regulations require a 15m wide access. Residential dwellings have to front on a publicly maintained road and this proposal does not meet the criteria for residential development.

This applicant submitted a Municipal Recommendation Form for Crown Land applications to Council in July 2016 for an "access road to private property" and was turned down for the reason stated above. The motion of the July meeting stated:

Be it resolved Council deny access road to private property since the applicant doesn't own a 15m wide access from a publicly maintained road as is required by the Town, and since the indicated access from the publicly maintained road on the application crosses private property and or properties not under the ownership of the applicant, the request for approval of the Municipal Recommendation form for Crown Lands from the Town be denied.

Would you kindly acknowledge receipt of this email for our file please. Thank you Steve.

Geraldine

"This email and any attached files are intended for the sole use of the primary and copied addressee(s) and may contain privileged and/or confidential information. Any distribution, use or copying by any means of this information is strictly prohibited. If you received this email in error, please delete it immediately and notify the sender."

"This email and any attached files are intended for the sole use of the primary and copied addressee(s) and may contain privileged and/or confidential information. Any distribution, use or copying by any means of this information is strictly prohibited. If you received this email in error, please delete it immediately and notify the sender."
Hi Steve,

I knew Council had another motion relating to Crown Land applications in the Ragged Beach area. Here is the motion made by council in June 2016:

**2016-117 Deputy Mayor Dena Wiseman/Councillor Ralph Carey**

Be it resolved that in order to follow recommendation #2 listed in the Report of the Commissioner – Town of Witless Bay 2013-2023 Municipal Plan and Development Regulations – Public Hearing, Oct. 20, 2015, prepared by Commissioner Thistle, which states, the Commissioner recommends that with respect to any Crown Land in the vicinity of Ragged Beach, no Crown Land grant be made for any development purpose, subdivision, or otherwise, that Council place a moratorium on approving any Municipal Recommendations for Crown Land grant applications in this area, and that Council request that the Department of Crown Lands place a freeze on grant approvals in this area. Be it resolved further that this motion not impede access to private properties.

This motion passed.

Geraldine

Thanks Geraldine.

**Steve Barnable**

*Regional Lands Manager - Eastern*

*Crown Lands Administration Division, Lands Branch*

*Department of Municipal and Intergovernmental Affairs*

*Howley Building, Higgins Line*

*P.O. Box 8700*

*St. John's, NL A1B 4J6*

*Tel: (709) 729-2654 Fax: (709) 729-0726*

Good morning Steve,
Just an FYI, also mentioned that there is a meeting of the council to discuss Ragged Beach matters tonight.

Steve Barnable
Regional Lands Manager - Eastern

Crown Lands Administration Division, Lands Branch
Department of Municipal and Intergovernmental Affairs
Howley Building, Higgins Line
P.O. Box 8700
St. John’s, NL A1B 4J6
Tel: (709) 729-2654 Fax: (709) 729-0726
Herb, here is another one for review that I have been asked by Tony to send over to you. Will call to discuss.

Steve Barnable
Regional Lands Manager - Eastern

Crown Lands Administration Division, Lands Branch Department of Municipal and Intergovernmental Affairs Howley Building, Higgins Line P.O. Box 8700 St. John's, NL A1B 4J6
Tel: (709) 729-2654 Fax: (709) 729-0726

-----Original Message-----
From: xerox7220@gov.nl.ca [mailto:xerox7220@gov.nl.ca]
Sent: Tuesday, January 31, 2017 10:35 AM
To: Barnable, Steve
Subject: Scanned from a GNL Xerox Multifunction Printer

Please open the attached document. It was scanned and sent to you using a Xerox Multifunction Device.

Attachment File Type: pdf, Multi-Page
Multifunction Device Location: 2\Howley\St John's\NL\CAN
Device Name: envhb2f1

For more information on Xerox products and solutions, please visit http://www.xerox.com
DEPARTMENT OF FISHERIES, FORESTRY & AGRIFOODS

TO: Eastern Lands Office  
Dept. of Municipal Affairs  
Howley Building, Higgins Line  
P. O. Box 8700  
St. John’s, NL  
A1B 4J6

RE: Applicant: _________________________  
Application #: __________  
Area: _______ Ha.  
Location: Witless Bay  
Purpose: Residential-Grant  
C.L. File #: 1038854  
Agr. File #: 16-135

RECOMMENDATION

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<td>Areas Recommended</td>
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<td>Grant Pursuant _______ ha or _______ m²</td>
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Conditions, Recommendation, Comments:

- The Agrifoods branch has no objections to this application.

John Del Rizzo  
Land Management Specialist  
Date: January 27, 2017
Can you please call the Witless Bay town office

From: Town of Witless Bay [mailto:townofwitlessbay@nl.rogers.com]
Sent: Tuesday, January 24, 2017 8:46 AM
To: Lands Office, Eastern <EasternLandsOffice@gov.nl.ca>
Subject: RE: Crown Lands Application No. 150726

Good morning: I would appreciate it very much if you could give me a call at 334-3407.

Thanks, Barb

From: Lands Office, Eastern [mailto:EasternLandsOffice@gov.nl.ca]
Sent: Thursday, January 19, 2017 3:49 PM
To: Devconavalon; Hanlon, Carol; Fitzgerald, Jackie; Drake, Martha; Mercer, Delphina; townofwitlessbay@nl.rogers.com
Subject: Crown Lands Application No. 150726

Good Morning/Afternoon,

Please find attached a referral for the above noted applicant. Please complete the attached Referral Agency Letter and return as per the information within the letter. If you have any questions, comments, or concerns please do not hesitate to contact the Eastern Regional Office at 729-2654.

Thank you and have a wonderful day

"This email and any attached files are intended for the sole use of the primary and copied addressee(s) and may contain privileged and/or confidential information. Any distribution, use or copying by any means of this information is strictly prohibited. If you received this email in error, please delete it immediately and notify the sender."
Please place in referral folder

Steve Barnable
Regional Lands Manager - Eastern

Crown Lands Administration Division, Lands Branch
Department of Municipal and Intergovernmental Affairs
Howley Building, Higgins Line
P.O. Box 8700
St. John's, NL A1B 4J6
Tel: (709) 729-2654 Fax: (709) 729-0726

Hi Steve,

I reviewed [redacted] application for a residence and partial agriculture use in the Municipality of Witless Bay. The site is primarily zoned Residential with a small portion of the lot zoned Conservation. Single dwellings are permitted and home based agriculture is a discretionary use in the residential zone. Residential uses are not permitted and agricultural uses are discretionary in the Conservation zone.

Regulation 48 of the Town's Development Regulations requires residential development to front onto a publicly owned and maintain road. The site applied for does not have the minimum 30 metre public road frontage required by the Town's Development Regulations and therefore it is recommended the application be refused.

The application lacked detail pertaining to site design and access therefore I was not able to complete a thorough analysis of the proposed development. If the proposed site forms part of a Comprehensive Development Scheme, the frontage requirements referred to above would not apply. A Comprehensive Development Scheme would act as a plan for a larger area and would include a plan for a road network, including the planned frontage for [redacted] application. If, in the future, the Town contracts a certified professional to develop a Comprehensive Development Plan for the area, [redacted] application could be reconsidered upon completion of that plan.

For your reference; Regulation 48, Lot Frontage:
“Except where specifically provided for in the Use Zone Tables in Schedule C of these Regulations, no residential or commercial building shall be erected unless the lot on which it is situated fronts directly onto a street or forms part of a Comprehensive Development Scheme.”

Please let me know if you require further detail.

Thanks,
Jennifer Brown
Planner III, Land Use Planning
Department of Municipal Affairs
P.O. Box 8700
St. John's, NL A1B 4J6
Tel 709.729.4694 Fax 709.729.3923
Dear Sir/Madam:

RE: APPLICATION NO.: 150726
TYPE: Grant
PURPOSE: Residential
LOCATION: Witless Bay

This will acknowledge receipt of the above referenced application for a Crown title. The application has now been registered and via a copy of this letter, the Department and/or agencies on the attached schedule have been asked to forward their comments and recommendations on your application to the Regional Lands Office.

Your application will be reviewed and a final decision will be made when the recommendations have been received from these Departments and/or agencies.

To assist inspectors in locating the area applied for and to avoid delays in processing your application it is advisable to place your name and application number on the site. Your application is being processed for the site indicated on the attached map.

Please note that the land is not to be occupied until you receive a fully executed title document. If you require any additional information concerning the processing of this application please contact the Regional Lands Office at the address below.

Yours truly,

[Name Redacted]
LANDS OFFICER
Attachment(s)
SCHEDULE OF REFERRAL AGENCIES - 150726

STAN BLACKMORE, GSC
SERVICE NL
709-729-3699

Dept. of Municipal Affairs
709-729-3090

RANDY TUCKER, AGRIFOODS DIVISION
FORESTY & AGRIFOODS AGENCY
709-729-6599

Town of Witless Bay
townofwitlessbay@nl.rogers.com

Provincial Archaeology Office
Martha Drake
709-729-2462
To clarify, as you are aware, the Lands Branch merely recognizes that a 3m wide ROW exists, as indicated on Departmental mapping sent to you and that no permission is required from the Lands Branch for very minor work to keep the path open. Forestry permits would be required for any cutting. For stream crossings, contact Susan George, Water Resources Technician, Water Resources Management Division, Environment (729-2945), who can outline their requirements.

I have contacted the Town of Witless Bay and was informed that the Town has no objection to the use of this path for hiking, however, they do have concerns with upgrading the path to accommodate automobiles. This is an engineering, planning and municipal governance issue for which the Lands Branch has no oversight.

I would recommend that, for municipal governance issues, you contact Lori Evoy, Regional Manager, Local Government (Eastern) 729-5020 and for planning matters, Corrie Davis 729-5409 Manager of Land Use Planning.

I have attached a revised map depicting Mullowney's Lane with the name in place as you have noted the previous version had it incorrectly named.

I trust that you will find this satisfactory.

Steve Barnable
Regional Lands Manager - Eastern
Crown Lands Administration Division, Lands Branch
Department of Municipal and Intergovernmental Affairs
Howley Building, Higgins Line
P.O. Box 8700
St. John's, NL A1B 4J6
Tel: (709) 729-2654 Fax: (709) 729-0726

From: [redacted]
Sent: Wednesday, January 25, 2017 10:26 AM
To: Barnable, Steve; Grace, Tony
Subject: Crown Land right of way
Importance: High

Good morning Steve

I received your letter dated January 19, 2017 regarding the public right of way extending from Mullowneys Lane in Witless Bay. We received previous information from MIGA recognizing this right of way up to a width of 3 m as you reiterate in this most recent correspondence. The obstacle to the public use of this ROW is the current Town Council in Witless Bay. You say in your letter that we are required to have the Town’s permission to clear and reopen the ROW. As we understand, Crown Lands branch is the authority over this ROW but it is the Town refusing to allow the ROW to be open for public use. What do you suggest we do to address this blockage by the Town and have the ROW cleared and reopened?

Your assistance would be greatly appreciated.

Regards
From: Nickerson, Jeffrey
Sent: Wednesday, January 25, 2017 11:14 AM
To: Barnable, Steve
Subject: Ragged Beach map
Attachments: Map2.pdf

Jeffrey Nickerson
Land Management Officer
Land Management Division
Dept. of Municipal Affairs
Howley Building, Higgins Line
Tel: (709) 729-0941
Fax: (709) 729-0726
NOTE TO USERS

The information on this map was compiled from land surveys registered in the Crown Lands Registry.

Since the Registry does not contain information on all land ownership within the Province, the information depicted cannot be considered complete.

The boundary lines shown are intended to be used as an index to land titles issued by the Crown. The accuracy of the plot is not sufficient for measurement purposes and does not guarantee title.

Users finding any errors or omissions on this map sheet are asked to contact the Crown Titles Mapping Section, Howley Building, Higgin's Line, St. John's Newfoundland.

Users finding errors or omissions can contact the Crown Titles Mapping Section by telephone at 729-0061. Some titles may not be plotted due to Crown Lands volumes missing from the Crown Lands registry or not plotted due to insufficient survey information.

The User hereby indemnifies and saves harmless the Minister, his officers, employees and agents from and against all claims, demands, liabilities, actions or cause of actions alleging any loss, injury, damages and matter (including claims or demands for any violation of copyright or intellectual property) arising out of any missing or incomplete Crown Land titles, and the Minister, his or her officers, employees and agents shall not be liable for any loss of profits or contracts or any other loss of any kind as a result.

For inquiries please contact a Regional Lands Office.
Corner Brook - 637-2390
Gander - 256-1400
Clarenville - 466-4074
St. John's - 729-2654
Goose Bay - 896-2488

Crown Lands Administration Division

Scale 1:2,000
Compiled on January 13, 2017
19 Jan 2017

Mr. Steve Barnable, Manager  
Eastern Regional Lands Office  
PO Box 8700, Howley Building  
Higgins Line  
St. John’s, NL  
A1B 4J6

Mr. Barnable, at the request of Lands Branch we removed the fence posts that intruded onto the public crown land path running between our land and the property. A few days ago workers representing Lands Branch came on our property without notice and cut of posts that were clearly on our property. Despite our protestations and information that we had removed the posts that were required to be removed, the reply from the workers was indignant and unaccommodating. No attempt was made to contact their superiors or to even consider that there might be a mistake.

We had asked our neighbor to assist us in understanding the issues involved. He indicated to us that he had communicated with your office and that he was assured that Lands Branch would honor the survey showing the boundaries of our land. Unfortunately is out of the province on a family health matter. However, he suggested that there may be a standing order from another division of Lands Branch, and that poor communication caused the unfortunate incident. He also suggested that we contact you directly to have someone from Lands Branch meet with us to mediate this problem and avoid a protracted conflict.

We put forward two questions: (1) Was then information provided to us that Lands Branch would honor the long standing survey of our property? (2) Is Lands Branch prepared to have an authority arrange a meeting at our home to clarify the issue? In our judgement this issue should not require any complicated solutions.

It may be helpful for your office to know that the Town of Witless Bay ordered us to put some flood control measures in place to avoid damage to the town road abutting our property. At that time the Town of Witless Bay acknowledged that the survey of our property is the same survey that is in place today. The Town ordered us to dig a trench along the boundary of our property to allow a flow of rain water away from the Town road-Mullowney’s Lane.

If we had not done this the Town was prepared to complete the work and expense us for the adjustment to the terrain. The ditch is still in place and suggested that this may be misleading Lands Branch staff to assume the ditch as the boundary of our land. This matter needs the attention of a Lands Branch authority to avoid unnecessary litigation.
To confirm, the posts that were unlawfully cut down by lands Branch were on our surveyed property. We ask that you act on this matter immediately.

Thank you.
Thanks Rick and Jeff, much appreciated.

Steve,

Myself and Jeff Nickerson removed 5 fence posts here today from Crown Lands and eliminated the "blockage" to Crown Lands.

In addition, a post on Crown Lands here with a "Private Property No Trespassing" sign attached was posted with a Removal Notice for within 30 days from today.
On Nov. 2, 2016 your Department issued a letter giving him 60 days to remove a fence on Crown land blocking a public right of way to private lands. As of today January 3, 2017 has not adhered to the removal order from your Department.

I along with other private land owners and general public have been barred from accessing our private lands and crown lands beyond since early September, 2016 because of a fence permit that was approved on an altered survey and was sanctioned by Mayor Despres, Deputy Mayor Wiseman and Councillors Carey and Smart.

I respectfully request your Department to investigate this matter as soon as possible. I will be awaiting your reply on this urgent matter. You can contact me at 334-2791.

Thank you
REMOVAL NOTICE
the Lands Act, SNL 1991 c36

According to the records of the Crown Lands Administration Division of the Department of Municipal Affairs, a Crown title has not been issued to the land on which you have a POST IN THE GROUND WITH A “PRIVATE PROPERTY NO TRESPASSING” SIGN attached, located at or near your property on Mullowneys Lane in the town of Witless Bay in the Province of Newfoundland and Labrador.

You are hereby ordered pursuant to subsection 32(1) of the Act, to remove this POST from Crown lands and restore the site to its original condition within Thirty (30) days from the date of posting or service of this notice if you cannot provide proof of an issued Crown title to this Department within thirty (30) days from the date of this Notice.

Your failure to do so will result in this Department removing or demolishing the said structure pursuant to the subsection 32(5) and the costs and expenses of removal or demolition may be recovered from you as a debt due to the Crown pursuant to subsection 32(6).

On summary conviction, you will be liable to a fine of not less than $1,000.00 or a term of imprisonment not exceeding three (3) months or to both the fine and imprisonment pursuant to subsection 31(1). As well, you may be liable to a penalty of $25.00 for each day that the structure remains on Crown land after the date of service of this notice pursuant to subsection 32(4).

For further information concerning this Notice or the submission of a Crown land application, please contact the Regional Lands Office as listed below.

DATE

Jan. 6, 2017

REGIONAL LANDS MANAGER
NOTE TO USERS

The information on this map was compiled from land surveys registered in the Crown Lands Registry.

Since the Registry does not contain information on all land ownership within the Province, the information depicted cannot be considered complete.

The boundary lines shown are intended to be used as an index to land titles issued by the Crown. The accuracy of the plot is not sufficient for measurement purposes and does not guarantee title.

Users finding any errors or omissions on this map sheet are asked to contact the Crown Titles Mapping Section, Howley Building, St. John's, Newfoundland.

Users finding errors or omissions can contact the Crown Titles Mapping Section by telephone at 729-0061. Some titles may not be plotted due to Crown Lands volumes missing from the Crown Lands registry or not plotted due to insufficient survey information.

The User hereby indemnifies and saves harmless the Minister, his employees and agents against all claims, demands, liabilities, actions or causes of action alleging any loss, injury, damage, or matter (including claims or demands for any violation of copyright or intellectual property rights) arising out of any missing or incomplete Crown Land titles, and the Minister, his or her officers, employees and agents shall not be liable for any loss of profits or contracts or any other loss of any kind as a result.

For Inquiries please contact a Regional Lands Office.
Corner Brook - 637-2390
Gander - 256-1400
Clarenville - 466-4074
St. John's - 729-2654
Goose Bay - 896-2488
NOTE TO USERS

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Since the Registry does not contain information on all land ownership within the Province, the information depicted cannot be considered complete.

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For inquiries please contact a Regional Lands Office.
Corner Brook - 637-2390
Gander - 256-1400
Clarencille - 466-4074
St. John's - 729-2654
Goose Bay - 896-2488

Scale 1:50,000
Compiled on December 06, 2016
Potential copyright material

If you wish to obtain a copy please contact the ATIPP Office at (709) 729-7072 or atippoffice@gov.nl.ca.
Please find attached copy of fence application and doctored survey from Gallows Cove that Town council of Witless Bay approved on July 26, 2016. This application should never have been approved under these circumstances. Please see note by on Page 2 from Clerk letting Council know that the survey was incorrect but yet they still approved it. In my opinion this application was approved to fence off the historical public right of way preventing private land owners from getting to their lands. I also have a pic of the blocked right of way that I am attaching.

Please resolve this situation as soon as possible.

Thank you
Land to be developed: Area: 2730 m² (minimum 1860 m² for house)
Frontage: 30 m X Depth: 73.4 m

Ownership of Land: CROWN / CORPORATION / APPLICANT / OTHER: APPLICANT

Area of adjacent land in same ownership: N/A m²

Land use zoning of this area: Residential

Does development conform to zoning? YES / NO

Type of Vegetation (circle all that apply): FOREST / SCRUB / BARREN / CLEARED / OTHER:

Buildings to be demolished: N/A

Present use of all adjacent land (e.g. Residential, Commercial, Unused, etc.)

West side: 

North side: 

Section 40(1)

Water supply (Type of well): Surface

Sewage Disposal: Septic

Describe proposed means of access to site: Via Mallowney's Lane

Section 40(1)
<table>
<thead>
<tr>
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<th>Use:</th>
<th># of Bedrooms:</th>
<th>Apartment?: YES / NO</th>
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<td>m^2</td>
<td>m x m</td>
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<table>
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<th>Use:</th>
<th># of Bedrooms:</th>
<th>Apartment?: YES / NO</th>
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<td>m x m</td>
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<td></td>
<td>Setback from road: m</td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
<td>(House max. 8m)</td>
</tr>
</tbody>
</table>

Other items of note:

---

I, _______________________________ of Witless Bay in the Province of Newfoundland and Labrador, solemnly declare that the plans, specifications and statements herein conform to the requirements of the Town of Witless Bay and are made with full knowledge of the circumstances connected with same. I declare that all regulations will be complied with, whether specified herein or not. I make this solemn declaration, conscientiously believing it to be true, and knowing that it is of the same force and effect as if made under oath.

Section 40(1)

Signed at Witless Bay Date: July 7, 2016

Submit to: Witless Bay
Town of Witless Bay
P.O. Box 130
Witless Bay, NF
A0A 4K0
(709) 334-3407

Office use only:

Site zoning: __________________________ Permitted use: __________________________

Variance required?: __________________________ Variance: ______%

Development standards given to applicant:

Development standards able to be met:

Referrals required:

This form is not valid until all questions are answered correctly and it is signed, witnessed and dated.
This one is high priority.

Steve Barnable
Regional Lands Manager - Eastern
Crown Lands Administration Division, Lands Branch
Department of Municipal and Intergovernmental Affairs
Howley Building, Higgins Line
P.O. Box 8700
St. John’s, NL A1B 4J6
Tel: (709) 729-2654 Fax: (709) 729-0726

Rick, could you inspect the trail below and take some measurements at different intervals along the trail and note with GPS points where you are taking them at each point that you take on the centerline take a transverse measurement to determine the width of the path. We need to get a good average width.

I think that Darren would be on board with this as he has been involved with myself and Peter in meetings on it. I know that you have other things on your plate. If there is a problem, just let me know and I will have Amanda go down.

Take Frank with you as it is an area with issues that he will need to get familiar with. Thanks.

Steve Barnable
Regional Lands Manager - Eastern
Crown Lands Administration Division, Lands Branch
Department of Municipal and Intergovernmental Affairs
Howley Building, Higgins Line
P.O. Box 8700
St. John’s, NL A1B 4J6
Tel: (709) 729-2654 Fax: (709) 729-0726

3 metres would be a reasonable assumption. I will send someone down to take some measurements and average them. That would probably be the best approach.
Thanks Steve.

Would it be worth our while to go down there to try measure? Also, based on below right now we would say 3 metres right now for some degree certainty?

Peter Howe
Assistant Deputy Minister – Lands Branch
Department of Municipal Affairs
Howley Building, Higgins Line
P.O. Box 8700
St. John’s, NL A1B 4J6
t: 709-729-3236
e: phowe@gov.nl.ca

James’s review of imagery is below.

The following aerial photography was analyzed:
1948 - 1:10,000 scale; captured at 5000 ft. (approx. 1.5 km)

1951 - 1:15,840 scale; captured at 8500 ft. (approx. 2.6 km)

1973 - 1:20,000 scale; captured at 9665 ft. (approx. 2.9 km)

1980 - 1:12,500 scale; captured at 6800 ft. (approx. 2.1 km)

NOTE: Trails cannot be defined accurately on 1960’s imagery due to quality of our infrared imagery.

Due to photo scales, and errors typically associated with aerial photography, it would be impossible to determine the exact width of the subject trail using aerial photography with any degree of certainty. The possibility of tree cover presents additional hindrance in making such a determination.

The width of what I will call the ‘visible footprint’ (i.e. what can be seen from an aerial photograph) of the subject trail can be estimated from aerial photography; however, it does not verify the actual ground width. This can be achieved by comparing it to a wider, more well defined road which is easier to scale a measurement from.

- A road which leads into the subject trail appears to have been about 3 metres wide more or less along its course from 1948 to 1980. The ‘visible footprint’ of the subject trail in this photography does not appear to be as wide as the aforementioned road, suggesting it was less than 3 metres wide.

- Based on the obvious width difference between the road mentioned above and the subject trail, I could guess that the subject trail would have had on average a width of 1 to 2 metres more or less along its course from 1948 to 1980; however, I have no way to confirm such a guess. There might also be a difference between cleared width and used width, which is also impossible to define or determine from the above aerial photography.

- The subject trail appears to be at its widest in 1948 and 1951. There appears to be visible decrease in width between 1951 and 1973/1980.
Dear Ross Wiseman:

I sent an email to you last week, since it has not been acknowledged, I am sending a letter as well.

Robert

For draft reply.

Steve

Yours truly,
May 6, 2011

Hon. Ross Wiseman  
Environment and Conservation  
P.O. Box 8700  
4th Floor, West Block  
Confederation Building  
St. John's, NL A1B 4J6

Dear Ross Wiseman:

I am writing to express my concern for and opposition to the proposed development of Ragged Beach, Witless Bay. My concern arises since this area has been designated a Park/Rural area with public access. This area is zoned Rural/Park in the 2005-2015 Witless Bay Municipal Plan (Section 17.5) and as such does not allow residential development. Why is this re-zoning of Park/Rural to Residential even being considered? The developer requires a large amount of Crown Land for this subdivision. Why is this being allowed?

This is a well used and much loved area and thousands of locals and visitors use the beach and adjacent lands for countless activities. Certainly the Witless Bay Residents Committee has been very aware of the implications and have stated their opposition. However, it appears their requests and concerns have been ignored by the Witless Bay Council. Why is the Park area being sacrificed for a development project and the financial gain of a single individual who is from out of the province? It appears that a request for a permit for a single dwelling has somehow been allowed to expand to 12 or more building lots and a large housing development.

I write as a visitor who has spent time in the Witless Bay area for the past 12 years assisting with humpback whale research. I have been a member of a group that annually contributes photographs to Allied Whale in Bar Harbor, Maine, for the North Atlantic Humpback Whale Catalogue. I have walked along Ragged Beach to enjoy the sounds and smells of the ocean and the fantastic views. I have travelled extensively around Newfoundland and Labrador including spending volunteer time in Battle Harbour, Labrador.

The Town of Witless Bay website promotes the area as a scenic, traditional Newfoundland outport community with many attractions. The increasingly popular East Coast Trail passes through Ragged Beach. Birds, especially bald eagles and other shorebirds, use this area for nesting sites.
The Witless Bay Ecological Reserve is unique in the world. The Islands are the nesting habitat for Atlantic Puffins and many other varieties of seabirds. Each summer the waters of the Reserve welcome hundreds of humpbacks and other species of whales and dolphins that return to feed here.

The Avalon Peninsula was voted the Top Coastal Destination in the world by National Geographic Traveler Magazine. Development of sensitive areas such as this will most certainly have a negative impact with respect to tourism. The area will be much less appealing and attractive. Thousands of people visit Newfoundland because it has such places of unspoiled beauty.

With development comes many problems, some predictable and some not. Increased boat traffic will most certainly impact the feeding habits of whales and the flight patterns of seabirds, specifically the puffins. Increased garbage, especially discarded plastics, can be fatal for all whale species and seabirds. Issues arise over proper safeguards and regulations with respect to wells and septic systems. Aesthetically, a beautiful area of beach and land that was accessible to all, becomes the property of a few. Will the developer and the new inhabitants practice good stewardship of the land to preserve its natural beauty and uniqueness?

The reputation of Witless Bay as a traditional outport community will most certainly change if this development is allowed to proceed. There is “no need” for it to go here. Most of Witless Bay is undeveloped so there are many other less ecologically and socially sensitive areas to develop. The pressure from development in this area is unprecedented and, therefore, careful planning is crucial to developing the town.

I urge you to do whatever you can to oppose the re-zoning of this area and stop this particular development in its tracks.

Thank you for your consideration.

Yours truly,
From: Wiseman, Ross
Sent: Sunday, May 08, 2011 12:09 PM
To: [REDACTED]
Subject: Fw: Opposition to the Development of Ragged Beach, Witless Bay

Environment and Conservation
PO Box 8700
St John's NL. A1B 4J6
Canada

Sent Via Blackberry

From: [REDACTED]
To: Wiseman, Ross
Sent: Sat May 07 13:11:23 2011
Subject: Opposition to the Development of Ragged Beach, Witless Bay

Hon. Ross Wiseman
Environment and Conservation
P.O. Box 8700
4th Floor, West Block
Confederation Building
St. John's, NL A1B 4J6

Dear Ross Wiseman:
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Why is the Park area being sacrificed for a development project and the financial gain of a single individual who is from out of the province? It appears that a request for a permit for a single dwelling has somehow been allowed to expand to 12 or more building lots and a large housing development.

I write as a visitor who has spent time in the Witless Bay area for the past 12 years assisting with humpback whale research. I have been a member of a group that annually contributes photographs to Allied Whale in Bar Harbor, Maine, for the North Atlantic Humpback Whale Catalogue. I have walked along Ragged Beach to enjoy the sounds and smells of the ocean and the fantastic views. I have travelled extensively around Newfoundland and Labrador including spending volunteer time in Battle Harbour, Labrador.

05/09/2011
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I urge you to do whatever you can to oppose the re-zoning of this area and stop this particular development in its tracks.

Thank you for your consideration.

Yours truly,

05/09/2011
I write in response to your letter dated May 6, 2011, concerning a potential application for Crown land in the Ragged Beach area at Witless Bay.

The land in question is located within the Town of Witless Bay and it would require a Municipal Recommendation Form completed and approved by the Town in conformity with the Town’s approved municipal plan prior to the acceptance of a Crown land application. In view of this, I suggest that you contact the Town of Witless Bay concerning issues pertaining to land use zoning and development that you have raised in your letter.

Additionally, applications for Crown land are distributed for review and approval through the Crown Lands referral process, which includes all government departments and agencies with a mandate or interest related to the proposal. If approvals are obtained from these referrals, then the application may be approved.

Presently, this Office has not received an application for this site.

I trust that you will find this response satisfactory, if you have any further questions concerning this matter, please contact Mr. Steve Barnable, Regional Lands Manager (A), Howley Building, Higgins Line, St. John’s, NL, A1B 4J6, telephone: (709) 729-2654 or email: stevebarnable@gov.nl.ca.

Sincerely,

ROSS WISEMAN, MHA
Trinity North District
Minister, Environment and Conservation

cc: Mr. Steve Barnable, Regional Lands Manager, (A)
RE: Tara Morgan

Morgan, Tara

Sent: Wednesday, November 01, 2017 8:32 AM
To: Barnable, Steve; Farewell, James
Cc: Hardy, Andrew

I'm meeting with Gord MacGowan today.

Please do not contact [REDACTED] until I get back to you. Gord may want to go back through the MHA's office since that's how the application was submitted.

Can someone confirm for me that [REDACTED] did pay the application fee? I didn't think he did.

Thanks

Tara Morgan
Director (A), Crown Lands Division
Department of Fisheries and Land Resources

Tel: (709) 637-2093 Fax: (709) 637-2004

From: Barnable, Steve
Sent: Tuesday, October 31, 2017 3:24 PM
To: Farewell, James <JamesFarewell@gov.nl.ca>
Cc: Morgan, Tara <taramorgan@gov.nl.ca>; Hardy, Andrew <AndrewHardy@gov.nl.ca>
Subject: [REDACTED]

James, can you match these with the application and drop out to me with file. This looks like it will go straight to refusal. I believe that money was submitted.

Steve Barnable
Regional Lands Supervisor - Eastern

Crown Lands Administration Division, Lands Branch
Department of Fisheries and Land Resources
Howley Building, Higgins Line
P.O. Box 8700
St. John's, NL A1B 4J6
Tel: (709) 729-2654 Fax: (709) 729-0726
RE: Crown Lands application

Morgan, Tara
Sent: Monday, October 02, 2017 4:14 PM
To: Barnable, Steve

Can you call me please?

Thanks
Tara

Tara Morgan
Director (A), Crown Lands Division
Department of Fisheries and Land Resources
Tel: (709) 637-2093 Fax: (709) 637-8032

-----Original Message-----
From: Barnable, Steve
Sent: Monday, October 2, 2017 3:55 PM
To: Morgan, Tara <taramorgan@gov.nl.ca>
Cc: Hardy, Andrew <AndrewHardy@gov.nl.ca>
Subject: RE: Crown Lands application

Tara, the applicant already has a full acre lot in a high demand cottage area. This one is against AP 035 and will likely be refused as quickly as registered. Has Land Management weighed in?

Steve Barnable
Regional Lands Supervisor - Eastern

Crown Lands Administration Division, Lands Branch Department of Fisheries and Land Resources Howley Building, Higgins Line P.O. Box 8700 St. John’s, NL A1B 4J6
Tel: (709) 729-2654 Fax: (709) 729-0726

-----Original Message-----
From: Morgan, Tara
Sent: Monday, October 2, 2017 3:28 PM
To: Hardy, Andrew <AndrewHardy@gov.nl.ca>
Cc: Barnable, Steve <stevebarnable@gov.nl.ca>
Subject: FW: Crown Lands application

Hi Jamie,

Our Minister’s office took the application below to forward to the region. Please have it placed in the incoming application files. I don’t believe the application fee has been paid, but Mr. Whalen may have already come in to pay.

If not, I’ve let Minister’s office know he can come into Howley Building to make payment.

Thanks
Tara

Tara Morgan
Hi Tara,

Please see attached. Time sensitive.

Thx

Gord

---Original Message---
From: Lamb, Tina
Sent: Wednesday, September 13, 2017 3:06 PM
To: MacGowan, Gordon
Subject: Crown Lands application

Gord,

Please see attached application. Minister Osborne wanted to submit this on behalf of [REDACTED]. Could you forward this along and keep us posted on the status?

Thank you,

Tina

Tina Lamb
Constituency Assistant to
Tom Osborne, M.H.A.
District of Waterford Valley
Minister of Finance, President of Treasury Board

Phone: 729-4882
Fax: 729-1746
Email: tinalamb@gov.nl.ca

---Original Message---
From: WorkCentre 5330 [mailto:Xerox5330@gov.nl.ca]
Sent: Wednesday, September 13, 2017 12:07 PM
To: Lamb, Tina <TinaLamb@gov.nl.ca>
Subject: Scan from a Xerox WorkCentre

Please open the attached document. It was scanned and sent to you using a Xerox WorkCentre.

Number of Images: 7
Attachment File Type: PDF

Device Name: WorkCentre 5330
Device Location: Main\Confederation\St John's\NL\CAN

For more information on Xerox products and solutions, please visit http://www.xerox.com/
RE: Crown Lands application

Morgan, Tara

Sent: Monday, October 30, 2017 11:55 AM
To: MacGowan, Gordon

I did receive it. I'm checking with the region though to make sure there was nothing done after my involvement. From what I recall, after we looked at it, it was already and the max size and that accepting the application would be done outside of policy. I believe the region handled it and spoke with [redacted] or a representative but will get the update and package it all back together for you.

Thanks
Tara

Tara Morgan
Director (A), Crown Lands Division
Department of Fisheries and Land Resources
Tel: (709) 637-2093 Fax: (709) 637-2004

-----Original Message-----
From: MacGowan, Gordon
Sent: Monday, October 30, 2017 11:49 AM
To: Morgan, Tara <taramorgan@gov.nl.ca>
Cc: Gill, Trudi <TrudiGill@gov.nl.ca>
Subject: RE: Crown Lands application

Hi Tara,

Just wanted to make sure you received this application from me. Can you pls advise if anyone has made contact with the gentleman?

Thx
Gord

-----Original Message-----
From: MacGowan, Gordon
Sent: Monday, October 02, 2017 11:55 AM
To: Morgan, Tara
Subject: FW: Crown Lands application

Hi Tara,

Please see attached. Time sensitive.

Thx
Gord

-----Original Message-----
From: Lamb, Tina
Sent: Wednesday, September 13, 2017 3:06 PM
To: MacGowan, Gordon
Subject: Crown Lands application

https://owa.gov.nl.ca/owa/?ae=Item&t=IPM.Note&id=RgAAAABo5oJsUUFTHkdNqhib... 3/23/2018
Hi Jamie,

Our Minister's office took the application below to forward to the region. Please have it placed in the incoming application files. I don't believe the application fee has been paid, but it may have already come in to pay.

If not, I've let Minister's office know he can come into Howley Building to make payment.

Thanks

Tara

Tara Morgan
Director (A), Crown Lands Division
Department of Fisheries and Land Resources
Tel: (709) 637-2093 Fax: (709) 637-8032

-----Original Message-----
From: MacGowan, Gordon
Sent: Monday, October 2, 2017 11:55 AM
To: Morgan, Tara <taramorgan@gov.nl.ca>
Subject: FW: Crown Lands application

Hi Tara,

Please see attached. Time sensitive.

Thx

Gord

-----Original Message-----
From: Lamb, Tina
Sent: Wednesday, September 13, 2017 3:06 PM
To: MacGowan, Gordon
Subject: Crown Lands application

Gord,

Please see attached application. Minister Osborne wanted to submit this on behalf of Could you forward this along and keep us posted on the status?

Thank you,

Tina

Tina Lamb
Constituency Assistant to
Tom Osborne, M.H.A.
District of Waterford Valley
Minister of Finance, President of Treasury Board

Phone: 729-4682
Fax: 729-1746
Email: tinalamb@gov.nl.ca

-----Original Message-----
From: WorkCentre 5330 [mailto:Xerox5330@gov.nl.ca]
Sent: Wednesday, September 13, 2017 12:07 PM
To: Lamb, Tina <Tinalamb@gov.nl.ca>
Subject: Scan from a Xerox WorkCentre

Please open the attached document. It was scanned and sent to you using a Xerox WorkCentre.

Number of Images: 7
Attachment File Type: PDF

Device Name: WorkCentre 5330
Device Location: Main\Confederation\St John's\NL\CAN

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RE: Crown Lands application

Morgan, Tara

Sent: Monday, October 30, 2017 12:02 PM
To: Barnable, Steve
Cc: Hardy, Andrew

Hold off on sending the application back yet.

Can you please contact Amanda Humby and get LMD's perspective. If it's outside of policy then there's nothing we can do. I thought I sent it to Rick, but he is off this week.

Please follow up with Amanda.

Thanks

Tara

Tara Morgan
Director (A), Crown Lands Division
Department of Fisheries and Land Resources

Tel: (709) 637-2093 Fax: (709) 637-2004

-----Original Message-----
From: Barnable, Steve
Sent: Monday, October 30, 2017 12:01 PM
To: Morgan, Tara <taramorgan@gov.nl.ca>; Hardy, Andrew <AndrewHardy@gov.nl.ca>
Subject: FW: Crown Lands application

Tara, had you sent this one to LMD? There was no money submitted with it and so, we would not have proceeded.
If you like, we can return it to applicant on that basis.

Steve Barnable
Regional Lands Supervisor - Eastern

Crown Lands Administration Division, Lands Branch Department of Fisheries and Land Resources Howley Building, Higgins Line P.O. Box 8700 St. John's, NL A1B 4J6
Tel: (709) 729-2654 Fax: (709) 729-0726

-----Original Message-----
From: Barnable, Steve
Sent: Monday, October 2, 2017 3:55 PM
To: Morgan, Tara <taramorgan@gov.nl.ca>
Cc: Hardy, Andrew <AndrewHardy@gov.nl.ca>
Subject: RE: Crown Lands application

Tara, the applicant already has a full acre lot in a high demand cottage area. This one is against AP 035 and will Has Land Management weighed in?

Steve Barnable
Regional Lands Supervisor - Eastern

Crown Lands Administration Division, Lands Branch Department of Fisheries and Land Resources Howley Building, Higgins Line P.O. Box 8700 St. John's, NL A1B 4J6
Tel: (709) 729-2654 Fax: (709) 729-0726

https://owa.gov.nl.ca/owa/?ae=Item&t=IPM.Note&id=RgAAAABo5oJsvUUFTKkdNqhib... 3/23/2018
Hi Jamie,

Our Minister's office took the application below to forward to the region. Please have it placed in the incoming application files. I don't believe the application fee has been paid, but may have already come in to pay.

If not, I've let Minister's office know he can come into Howley Building to make payment.

Thanks

Tara

Tara Morgan
Director (A), Crown Lands Division
Department of Fisheries and Land Resources
Tel: (709) 637-2093 Fax: (709) 637-8032

Hi Tara,

Please see attached. Time sensitive.

Thx

Gord

Gord,

Please see attached application. Minister Osborne wanted to submit this on behalf of Could you forward this along and keep us posted on the status?

Thank you,

Tina

Tina Lamb
Constituency Assistant to
Tom Osborne, M.H.A.
District of Waterford Valley
Minister of Finance, President of Treasury Board
RE: Crown Lands application

Phone: 729-4882
Fax: 729-1746
Email: tinalamb@gov.nl.ca

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