

NEWFOUNDLAND REGULATION 115/86

Town of Torbay Boundary Order, 1986

under

The Municipalities Act

(O.C. 695-86)

(Filed June 10, 1986)

Under and by virtue of the powers conferred by section 3 of *The Municipalities Act*, Chapter 33 of the 1979 Statutes of Newfoundland, as amended, and all other powers enabling him in this behalf, His Honour the Lieutenant-Governor in Council has been pleased to make the following Order:

DATED at St. John's this 3rd day of June, 1986.

J. THISTLE

Deputy Clerk of the Executive Council

ORDER

1. This Order may be cited as The Town of Torbay Boundary Order, 1986.
2. Ordered that, pursuant to section 3 of *The Municipalities Act*, as amended, the boundaries of the Town of Torbay be and hereby are fixed as set forth in the Schedule hereto.
3. This Order shall have effect from and including the 1st day of September, 1986.
4. The Town of Torbay (NO. 1) (Amendment) Order, 1978 is repealed.

SCHEDULE

TORBAY MUNICIPAL BOUNDARY

BEGINNING at a point in a small cove to the south of Herring Cove, said point having co-ordinates N 5,281,924.95 metres and E 325,972.02 metres of the Modified three-degree Transverse Mercator Projection for the Province of Newfoundland, Canada, and being the centre of the mouth of a small brook commonly known as Little Herring Cove River;

THENCE following the centre of Little Herring Cove River in a general northwesterly direction to a point at the intersection of the said Little Herring Cove River and a small brook, said point having co-ordinates N 5,282,160.22 metres and E 325,824.56 metres;

THENCE following the centre of the said small brook to a point having co-ordinates N 5,282,182.35 metres and E 325,813.40 metres in the southern boundary of land of Ronald J. Ryan (Registered in Volume 136, Folio 34 in the Registry of Crown Grants);

THENCE following the said southern boundary of land of the said Ronald J. Ryan to its intersection with the limit of Wind Gap Road, said point having co-ordinates N 5,282,489.56 metres and E 325,436.24 metres;

THENCE crossing Wind Gap Road to a point in the southern boundary of land of Leo J. Ryan, Lease No. 34871 (Registered in Registry of Crown Grants) having co-ordinates N 5,282,510.20 metres and E 325,414.11 metres;

THENCE following the southern boundary of land of the said Leo J. Ryan, and by the southern boundary of land of Ed Ryan (Lease No. 29253, Registered in the Registry of Crown Grants) to a point where the prolongation of the southern boundary of land of Ed Ryan meets the centre of Pouch Cove Road, said point having co-ordinates N 5,282,596.23 metres and E 325,040.98 metres;

THENCE continuing along the centreline of the Pouch Cove Road to a point having co-ordinates N 5,283,444.5 metres and E 324,733.74 metres, said point being the point of intersection of the said centreline of the Pouch Cove Road with the centreline of Old Deer Marsh Road, henceforth designated as the Northern Path;

THE NEWFOUNDLAND GAZETTE

June 13, 1986

THENCE following the centreline of the Northern Path to a point in the common boundary of land of Ed Ryan and Land of Leo J. Ryan (Lot 1, registered in Volume 139, Folio 75, in the Registry of Crown Grants), said point having co-ordinates N 5,283,593.49 metres and E 324,228.32 metres;

THENCE following the said boundary of land of Leo J. Ryan in a general northerly and southwesterly direction to the northern boundary of other land of Leo J. Ryan (Lease No. 29250, Registered in the Registry of Crown Grants);

THENCE continuing along the northern boundary of land of the said Leo J. Ryan, Lease No. 29250 to a point having co-ordinates N 5,283,644.81 metres and E 323,420.34 metres;

THENCE turning and running along the western boundary of land of Leo J. Ryan, Lease No. 29250 and its prolongation south thirty-eight degrees fifty-two minutes fifty-six seconds west seven-hundred and ninety-one decimal two zero (791.20) metres to a point having co-ordinates N 5,283,028.90 metres and E 322,923.68 metres;

THENCE turning and running south eighty-four degrees fifty-seven minutes fifty-nine seconds west five-hundred and twenty-eight decimal zero four (528.04) metres to the most southerly point on the Middle Pond Watershed, said point having co-ordinates N5,282,982.58 metres and E 322,397.69 metres;

THENCE due west one-thousand nine-hundred and seventy-nine decimal six four (1,979.64) metres to a point in the Provincial Electoral boundary of St. John's North and St. John's East Extern, said point having co-ordinates N 5,282,982.58 metres and E 320,418.05 metres.

THENCE running South $31^{\circ}45'$ West, 685 m, more or less, to the Bauline Line/Bauline Road intersection;

THENCE running South $09^{\circ}45'$ East 6 385 m, more or less;

THENCE running North $86^{\circ}04'$ East, 1 275 m, more or less, to a point at coordinates N 5 276 208 m and E 322 409 m;

THENCE generally following the boundary of the St. John's Airport and the boundary of the Agricultural Development Area described in the Development Area of the St. John's Urban Region (Agriculture) Order 1978, published in *The Newfoundland Gazette* on August 29, 1980, running North $58^{\circ}47'$ East, 534 m, to a point at coordinates N 5 276 485 m and E 322 866 m; AND North $49^{\circ}03'$ East 310 m, to a point at coordinates N 5 276 688 m and E 323 100 m; AND South $70^{\circ}07'$ East, 1 276 m, to a point at coordinates N 5 276 254 m and E 324 300 m; AND North $85^{\circ}42'$ East, 1 106 m, to a point at coordinates N 5 276 337 m and E 325 403 m;

THENCE continuing along the Airport boundary: proceeding North $85^{\circ}42'$ East, 54 m more or less, to a steel pin at the western side of Torbay Road; AND due South along the western side of Torbay Road, 50 m more or less to a point bearing North 02° East, 100 m, more or less, from (Crown Lands) Control Monument #029037, elevation 112.57 m;

THENCE running due East, 82 m more or less, to a point at coordinates N 5 276 291 m and E 325 539 m;

THENCE traversing a ridge situated South of land now or formerly owned by J. Kent: running North $66^{\circ}30'$ East, 71.5 m more or less to a point, spot elevation 112.5 m; AND North $60^{\circ}30'$ East, 61.5 m more or less to spot elevation 114.2 m; AND North 55° East, 105.5 m more or less to spot elevation 117.8 m; AND North $58^{\circ}45'$ East, 65 m more or less to spot elevation 116.5 m; AND North $69^{\circ}30'$ East, 144.5 m more or less to a point at coordinates N 5 276 493.5 m and E 325 934 m;

THENCE along a line of demarcation with land now or formerly owned by Club Commodore: running South 27° East via cut line, 267 m more or less to a point at coordinates N 5 276 256 m and E 326 057 m;

THENCE generally northeastward along the northern side of Island Pond at a reserved distance of 10 m from the shoreline and feeder stream thereof to a point at coordinates N 5 276 536 m and E 326 300 m;

THENCE running North 60° East, 54 m more or less to a point on a power transmission line, said point having coordinates N 5 276 564 m and E 326 346 m:

THENCE running northwestward via powerline to a pole at coordinates N 5 277 502 m and E 325 797 m; AND running westward via powerline to a pole at coordinates N 5 277 497 m and E 325 562 m;

THENCE running northward along a line parallel to and 140 m from the centreline of Torbay Road to a point at coordinates N 5 277 870 m and E 325 528 m, said point bearing North $05^{\circ}00'$ West, 375 m from last said pole;

THENCE running North $30^{\circ}00'$ West to and thence westward along the southern sideline of a road to the eastern sideline of Torbay Road, and running Northward along the eastern sideline of Torbay Road to and thence northeastwardly along a stream to Jones Pond and following the northern shoreline of Jones Pond to and thence northeastwardly along a stream therefrom to Marine Drive;

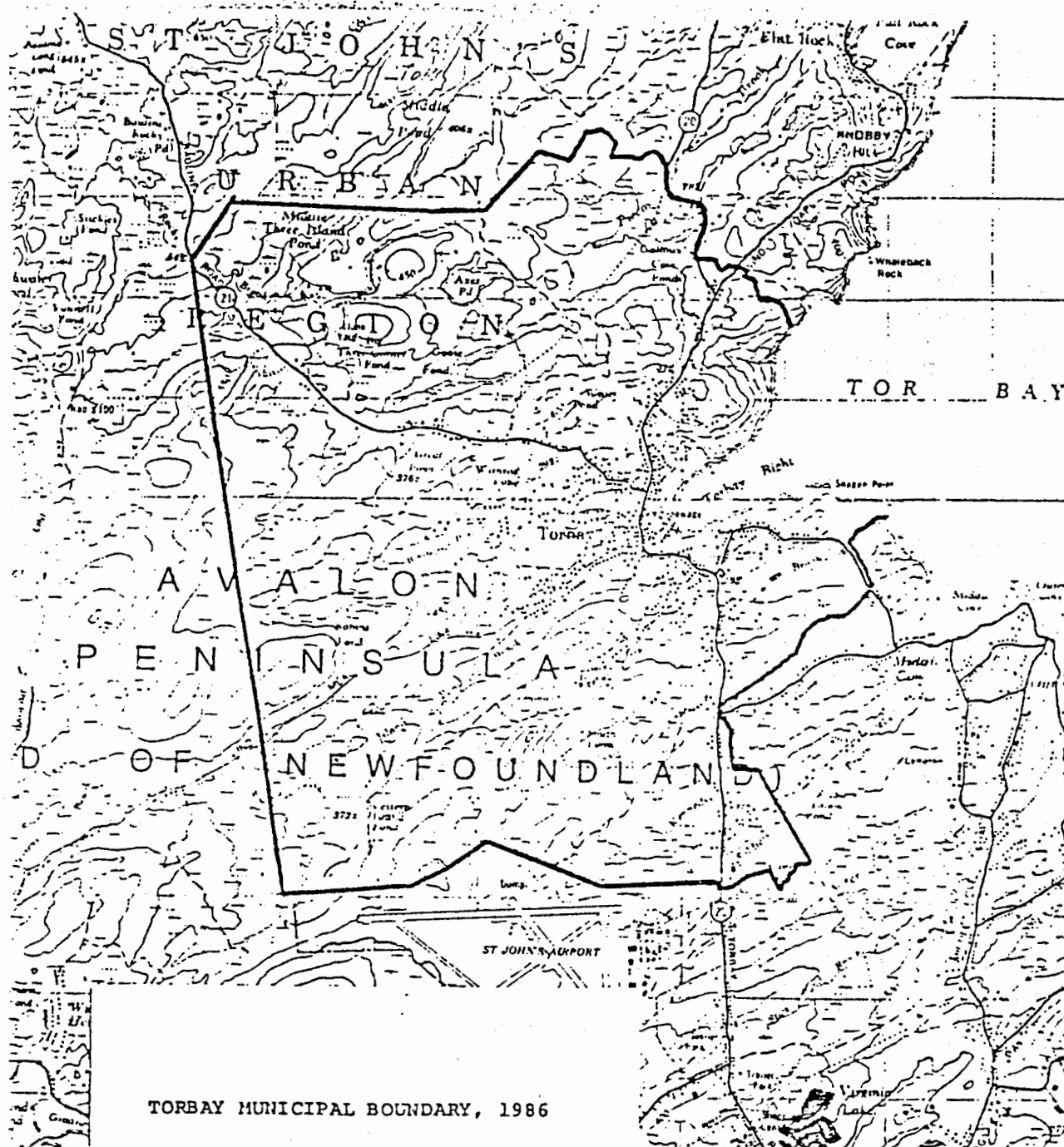
THENCE proceeding northeastwardly along said stream to and thence northwestward along a line, parallel to and 50 m from the centreline of Marine Drive, to North Pond Brook and running northeastwardly along said brook to the ocean;

THENCE following the Atlantic coastline of Torbay and Torbay Bight to the mouth of Littleerring Cove River, at the point of beginning.

ALL BEARINGS herein refer to Grid North, Central Meridian 53° West Longitude; and, as with distances and coordinates given, are subject to approximation as delineated on current mapping.

THE NEWFOUNDLAND GAZETTE

June 13, 1986



TORBAY MUNICIPAL BOUNDARY, 1986

THENCE generally northeastward along the northern side of Island Pond at a reserved distance of 10 m from the shoreline and feeder stream thereof to a point at coordinates N 5 276 536 m and E 326 300 m;

THENCE running North 60° East, 54 m more or less to a point on a power transmission line, said point having coordinates N 5 276 567 m and E 326 347 m;

THENCE running northwestward via powerline to a pole at coordinates N 5 277 502 m and E 325 797 m; AND running westward via powerline to a pole at coordinates N 5 277 497 m and E 325 562 m;

THENCE running northward along a line parallel to and 140 m from the centreline of Torbay Road to a point at coordinates N 5 277 870 m and E 325 528 m, said point bearing North 05°00' West, 375 m from last said pole;

THENCE running North 30°00' West to and thence westward along the southern sideline of a road to the eastern sideline of Torbay Road, and running Northward along the eastern sideline of Torbay Road to and thence northeastwardly along a stream to Jones Pond and following the northern shoreline of Jones Pond to and thence northeastwardly along a stream therefrom to Marine Drive;

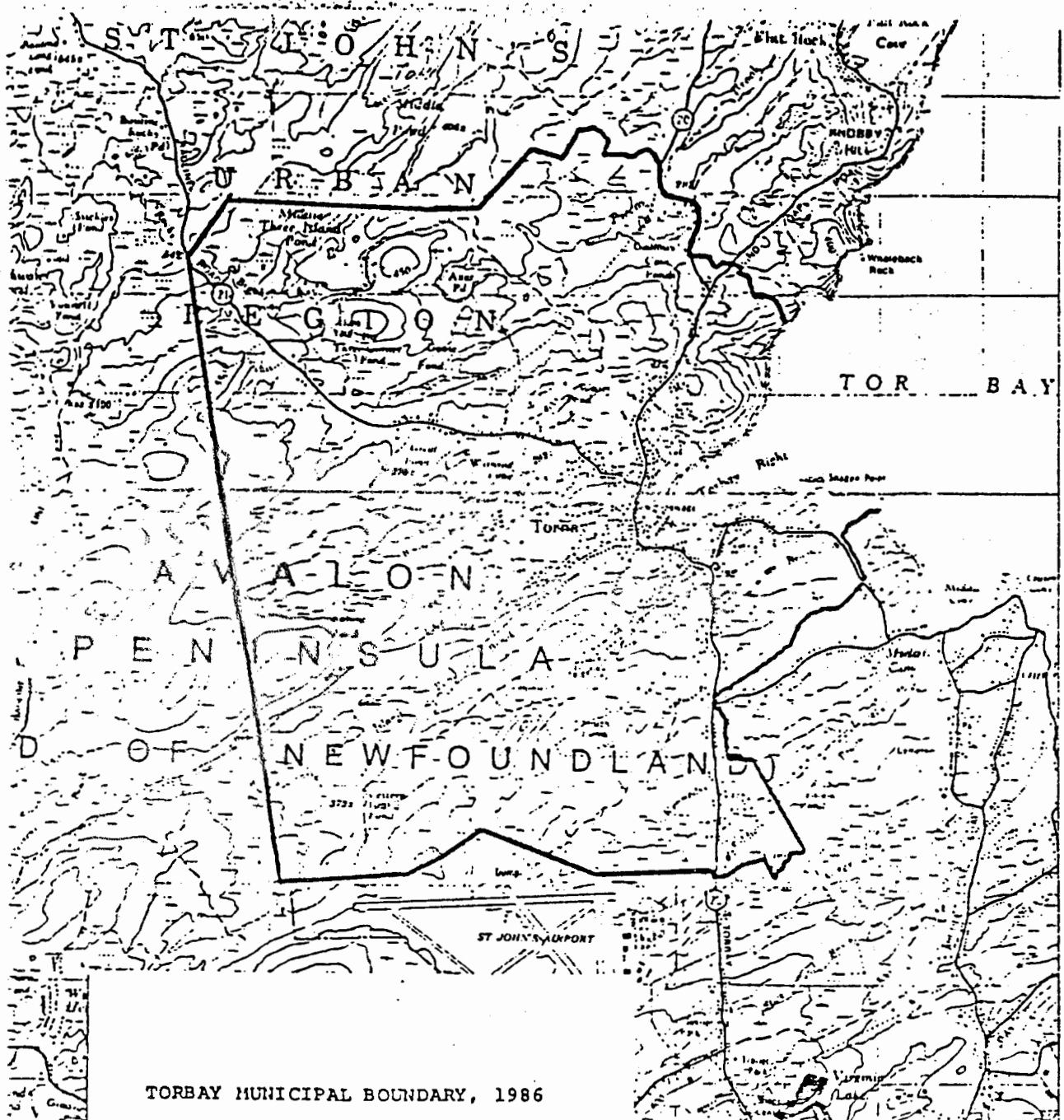
THENCE proceeding northeastwardly along said stream to and thence northwestward along a line, parallel to and 50 m from the centreline of Marine Drive, to North Pond Brook and running northeastwardly along said brook to the ocean;

THENCE following the Atlantic coastline of Torbay and Torbay Bight to the mouth of Little Ferring Cove River, at the point of beginning.

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THE NEWFOUNDLAND GAZETTE

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TORBAY MUNICIPAL BOUNDARY, 1986

