

CITY OF NANAIMO

BYLAW NO. 7135

A BYLAW TO PROVIDE FOR HIGHWAY CLOSURE AND DEDICATION REMOVAL  
IN EXCHANGE FOR LANDS REQUIRED FOR HIGHWAY

---

WHEREAS Council has deemed it expedient to stop up and close to traffic and remove highway dedication of a portion of Old Victoria Road adjacent to 1064 Old Victoria Road for the purpose of disposing of the land to the adjacent landowner for consolidation with the adjacent landowner's lands, in exchange for other land required for highway purposes; and

WHEREAS all lands and premises immediately adjoining, and in the vicinity of the portion of highway that is stopped up and closed are adequately serviced by well-established highways giving convenient access to all such premises; and

WHEREAS pursuant to Sections 40(3) and (4) and Section 94 of the *Community Charter* the City of Nanaimo has published notice of its intention to adopt this Bylaw, has delivered notice to the operators of utilities whose transmission or distribution facilities or work Council considers will be affected, and has provided an opportunity for persons who consider they are affected to make representations to Council;

THEREFORE the Council of the City of Nanaimo, in open meeting assembled, hereby ENACTS AS FOLLOWS:

1. This Bylaw may be cited for all purposes as "HIGHWAY CLOSURE AND DEDICATION REMOVAL (PORTION OF OLD VICTORIA ROAD ADJACENT TO 1064 OLD VICTORIA ROAD) BYLAW 2011 NO. 7135".
2. That portion of Old Victoria Road adjacent to 1064 Old Victoria Road comprising 204.3 square meters, more or less shown as "Closed Road" on plan EPP14549 prepared by Brian Henning, B.C.L.S., a reduced copy of which is attached as Schedule A hereto, is hereby closed to all traffic.
3. The highway dedication of that portion of Old Victoria Road adjacent to 1064 Old Victoria Road referred to in section 2 is hereby removed.

4. His Worship the Mayor and the Manager of Legislative Services are hereby authorized to execute all the necessary documents as may be required for the due completion of the aforesaid highway closure and dedication removal.

PASSED FIRST READING 2011-SEP-12  
PASSED SECOND READING 2011-SEP-12

Notice of intention to proceed with this bylaw was published on the 15<sup>th</sup> day of September, 2011 and the 22<sup>nd</sup> day of September, 2011 in the Nanaimo Daily News newspaper, circulating in the City of Nanaimo, pursuant to Section 94 of the *Community Charter*.

PASSED THIRD READING 2011-OCT-17  
APPROVED BY MINISTRY OF TRANSPORTATION 2011-OCT-25  
ADOPTED 2011-NOV-14

\_\_\_\_\_  
J. R. RUTTAN  
MAYOR

\_\_\_\_\_  
J. E. HARRISON  
MANAGER  
LEGISLATIVE SERVICES

File: LD002406

Bylaw 7135  
Page 2

4. His Worship the Mayor and the Manager of Legislative Services are hereby authorized to execute all the necessary documents as may be required for the due completion of the aforesaid highway closure and dedication removal.

PASSED FIRST READING 2011-SEP-12  
PASSED SECOND READING 2011-SEP-12

Notice of intention to proceed with this bylaw was published on the 15<sup>th</sup> day of September, 2011 and the 22<sup>nd</sup> day of September, 2011 in the Nanaimo Daily News newspaper, circulating in the City of Nanaimo, pursuant to Section 94 of the *Community Charter*.

PASSED THIRD READING 2011-OCT-17  
APPROVED BY MINISTRY OF TRANSPORTATION \_\_\_\_\_  
ADOPTED \_\_\_\_\_

**Approved under the Transportation Act**

this 25<sup>th</sup> day of October 2011

*D. O'Brien*

**Sr. District Development Technician  
Ministry of Transportation and Infrastructure**

\_\_\_\_\_  
MAYOR

\_\_\_\_\_  
MANAGER,  
LEGISLATIVE SERVICES

File: LD002406

# SCHEDULE A

