

CITY OF NANAIMO

BYLAW NO. 7134

A BYLAW TO PROVIDE FOR HIGHWAY CLOSURE AND DEDICATION
REMOVAL OF A PORTION OF LAKE ROAD ADJACENT TO 4044 APSLEY AVENUE

WHEREAS Council has deemed it expedient to stop up and close to traffic and remove the highway dedication of a portion of Lake Road adjacent to 4044 Apsley Avenue for the purpose of disposing of the land to the adjacent landowner for consolidation with the adjacent landowner's lands; 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 LAKE ROAD) BYLAW 2011 NO. 7134".
2. That portion of Lake Road adjacent to 4044 Apsley Avenue comprising 315.1 square metres, more or less, shown as "Closed Road" on Plan EPP14162 prepared by Brock Williamson, 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 Lake Road adjacent to 4044 Apsley Avenue 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-AUG-08
PASSED SECOND READING 2011-AUG-08

Notice of intention to proceed with this bylaw was published on the 11th day of August, 2011 and the 18th day of August, 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-SEP-12
APPROVED BY MINISTRY OF TRANSPORTATION 2011-SEP-16
ADOPTED 2011-OCT-03

J. R. RUTTAN
MAYOR

J. E. HARRISON
MANAGER
LEGISLATIVE SERVICES

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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.

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PASSED THIRD READING 2011-SEP-12
APPROVED BY MINISTRY OF TRANSPORTATION _____
ADOPTED _____

Approved under the Transportation Act
this 16th day of Sept. 2011
D. O'Brien
Sr. District Development Technician
Ministry of Transportation and Infrastructure

MAYOR

MANAGER,
LEGISLATIVE SERVICES

File: LD000255

