

CITY OF NANAIMO

BYLAW NO. 7180

A BYLAW TO PROVIDE FOR HIGHWAY CLOSURE AND DEDICATION REMOVAL

WHEREAS Council has deemed it expedient to stop up and close to traffic and remove highway dedication of a portion of Shenton Road and Diver Road adjacent to 3789 and 3801 Shenton Road 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 (A PORTION OF SHENTON ROAD AND DIVER ROAD ADJACENT TO 3789 AND 3801 SHENTON ROAD) BYLAW 2015 NO. 7180"
2. That portion of Shenton Road and Diver Road adjacent to 3789 and 3801 Shenton Road comprising 1,420 square meters, more or less shown as "Closed Road" on Plan EPP57589 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 of Shenton Road and Diver Road adjacent to 3789 and 3801 Shenton Road referred to in section 2 is hereby removed.

4. His Worship the Mayor and Corporate Officer 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 2015-DEC-14
PASSED SECOND READING 2015-DEC-14

Notice of intention to proceed with this bylaw was published on the 31st day of December, 2015 and the 7th day of January, 2016 in the Nanaimo News Bulletin newspaper, circulating in the City of Nanaimo, pursuant to Section 94 of the *Community Charter*.

PASSED THIRD READING 2016-JAN-18
APPROVED BY MINISTRY OF TRANSPORTATION 2016-JAN-21
ADOPTED 2017-SEP-11

W. B. McKAY

MAYOR

S. GURRIE

CORPORATE OFFICER

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4. His Worship the Mayor and Corporate Officer 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 2016-JAN-18
APPROVED BY MINISTRY OF TRANSPORTATION _____
ADOPTED _____

Approved under the Transportation Act

this 21st day of January 2016

D. O'Brien

District Development Technician
Ministry of Transportation and Infrastructure

MAYOR

CORPORATE OFFICER