

CITY OF NANAIMO

BYLAW NO. 7214

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 Lambert Avenue adjacent to 306 Hillcrest Avenue and a lane adjacent to 525 Third Street 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 LAMBERT AVENUE ADJACENT TO 306 HILLCREST AVENUE AND A LANE ADJACENT TO 525 THIRD STREET) BYLAW 2015 NO. 7214".
2. That portion of Lambert Avenue adjacent to 306 Hillcrest Avenue and a lane adjacent to 525 Third Street comprising .246 ha (.60 acre) more or less shown as "Road to Be Closed" on plan EPP53258 prepared by George C. Smythies, 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 Lambert Avenue adjacent to 306 Hillcrest Avenue and a lane adjacent to 525 Third Street comprising 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-JUL-20

PASSED SECOND READING 2015-JUL-20

Notice of intention to proceed with this bylaw was published on the 30th day of July, 2015 and the 6th day of August, 2015 in the Nanaimo Daily News newspaper, circulating in the City of Nanaimo, pursuant to Section 94 of the *Community Charter*.

PASSED THIRD READING 2015-AUG-17

APPROVED BY MINISTRY OF TRANSPORTATION 2015-AUG-27

ADOPTED 2015-SEP-14

W. B. MCKAY

MAYOR

D. SMITH

DEPUTY CORPORATE OFFICER

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APPROVED BY MINISTRY OF TRANSPORTATION

ADOPTED

Approved under the Transportation Act

this 27th day of AUGUST 2015


District Development Technician
Ministry of Transportation and Infrastructure

MAYOR

CORPORATE OFFICER

File: LD002735