

CITY OF NANAIMO

BYLAW NO. 7246

A BYLAW TO PROVIDE FOR HIGHWAY CLOSURE AND DEDICATION
REMOVAL OF LAKE ROAD ADJACENT TO VICTORIA, WELLESLEY AND APSLEY AVENUE
AND A PORTION OF 102ND STREET ADJACENT TO 4104 WELLESLEY AVENUE

WHEREAS Council has deemed it expedient to stop up and close to traffic and remove the highway dedication of Lake Road adjacent to Victoria, Wellesley and Apsley Avenue and a portion of 102nd Street adjacent to 4104 Wellesley Avenue for the purpose of disposing part 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 (LAKE ROAD AND A PORTION OF 102ND STREET) BYLAW 2017 NO. 7246".
2. That Lake Road adjacent to Victoria, Wellesley and Apsley Avenue and a portion of 102nd Street adjacent to 4104 Wellesley Avenue comprising 0.382 hectares, more or less, shown as "Closed Road" on Plan EPP74143 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 Lake Road adjacent to Victoria, Wellesley and Apsley Avenue and a portion of 102nd Street adjacent to 4104 Wellesley Avenue referred to in Section 2 is hereby removed.
4. His Worship the Mayor and the 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: 2017-OCT-16
PASSED SECOND READING: 2017-OCT-16

Notice of intention to proceed with this bylaw was published on the 24th day of October 2017 and the 2nd day of November 2017 in the Nanaimo News Bulletin newspaper, circulating in the City of Nanaimo, pursuant to Section 94 of the *Community Charter*.

PASSED THIRD READING: 2017-NOV-06
APPROVED BY MINISTRY OF TRANSPORTATION: 2017-NOV-08
ADOPTED: 2017-DEC-04

W. B. MCKAY

MAYOR

S. GURRIE

CORPORATE OFFICER

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PASSED THIRD READING 2017-NOV-06
APPROVED BY MINISTRY OF TRANSPORTATION
ADOPTED

Approved under the Transportation Act
this 8th day of November 20, 17
[Signature] - P. Webber
District Development Technician
Ministry of Transportation and Infrastructure

MAYOR

CORPORATE OFFICER

File: LD003350

SCHEDULE "A"

