

CITY OF NANAIMO

BYLAW NO. 7290

A BYLAW TO PROVIDE FOR HIGHWAY CLOSURE AND DEDICATION REMOVAL

WHEREAS Council has deemed it expedient to stop up, close to traffic and remove highway dedication of a portion of Fifth Street adjacent 900 Fifth Street for the purpose of consolidating the adjacent land 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 Bylaw 2019 No. 7290".
2. A portion of Fifth Street adjacent to 900 Fifth Street comprising 3,160m², more or less shown as "Road" on Plan EPP95093 prepared by Brody Phillips, 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 a portion of Fifth Street adjacent to 900 Fifth Street 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: 2019-SEP-09

PASSED SECOND READING: 2019-SEP-09

Notice of intention to proceed with this bylaw was published on the 26th day of September, 2019 and the 3rd day of October, 2019 in the Nanaimo News Bulletin newspaper, circulating in the City of Nanaimo, pursuant to Section 94 of the *Community Charter*.

PASSED THIRD READING: 2019-OCT-07

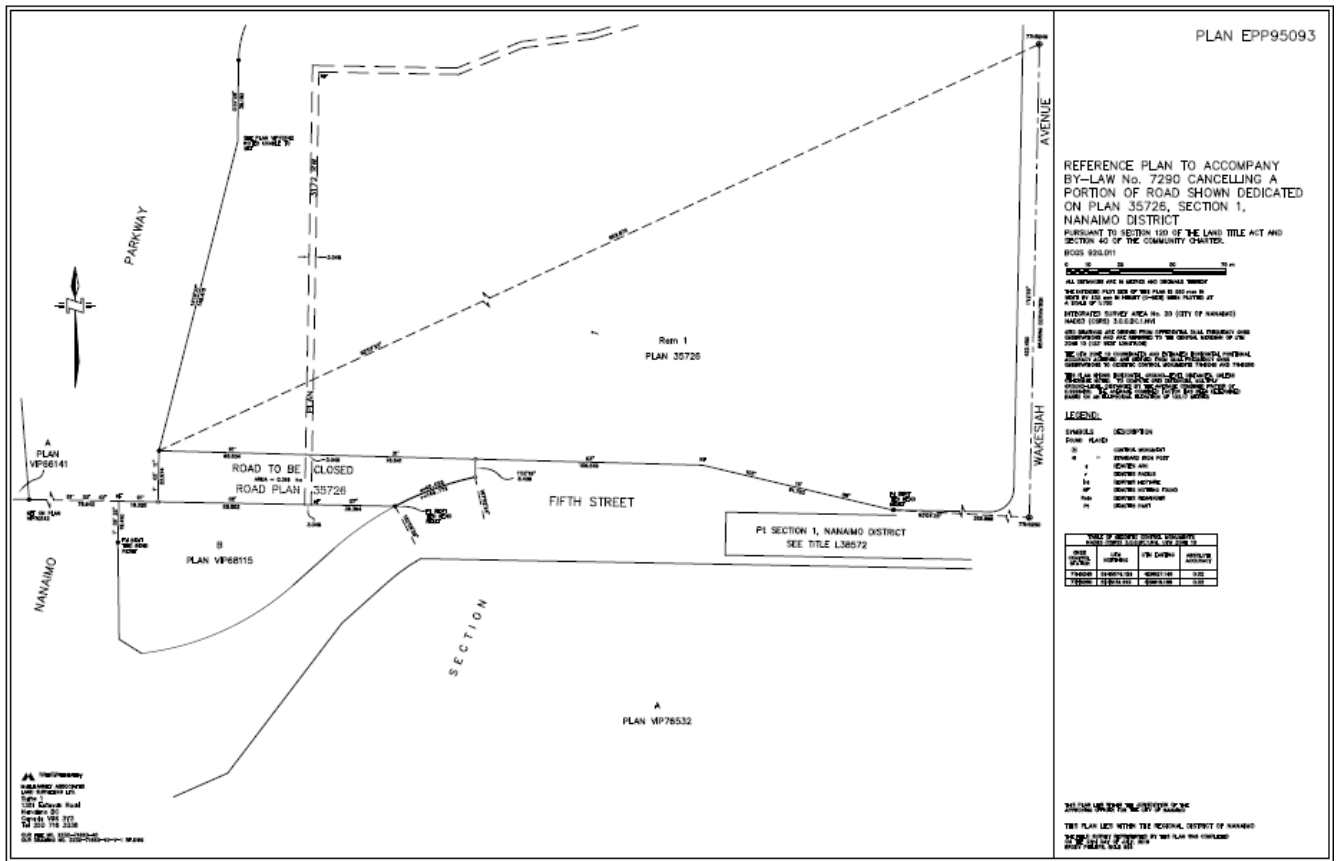
APPROVED BY MINISTRY OF TRANSPORTATION: 2019-OCT-18

ADOPTED: _____

MAYOR

CORPORATE OFFICER

Schedule A



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.

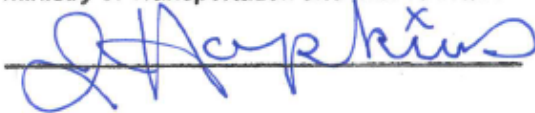
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PASSED THIRD READING 2019-OCT-07
APPROVED BY MINISTRY OF TRANSPORTATION
ADOPTED

Approved pursuant to section 52(3)(a) of
the *Transportation Act*

this 18th day of October, 2019
Ministry of Transportation and Infrastructure



JAMIE LEIGH HOPKINS
File: L20000675
Commissioner for taking affidavits
within the Province of British Columbia
2100 Labieux Road, Nanaimo BC V9T 6E9

MAYOR

CORPORATE OFFICER