

DISTRICT OF SECHELT

Bylaw No. 569, 2018 (Hightide Avenue Road Closure and Disposition)

A bylaw to close a portion of a highway and remove dedication of that portion of highway at Hightide Avenue in District Lot 304 and dispose of it to the Provincial Rental Housing Corporation.

WHEREAS Section 40 of the *Community Charter* provides that Council may by bylaw close a portion of a highway to traffic and remove the dedication of the highway, if prior to adopting the bylaw, Council publishes notices of its intention in a newspaper and provides an opportunity for persons who consider they are affected by the bylaw to make representations to Council;

AND WHEREAS the Council of the District of Sechelt deems it expedient to close to traffic, remove the dedication of highway, and dispose of that portion of highway comprising approximately 83.7 square metres in total area, known as Hightide Avenue dedicated as highway by legal Plan 15854, which is shown outlined in bold black and labeled "ROAD TO BE CLOSED" (the "Closed Road") on the reference plan, prepared by Javier Siu, B.C.L.S. of Bennett Land Surveying, a reduced copy of which is attached hereto as Schedule A (the "Road Closure Plan");

AND WHEREAS the disposition of that portion of highway will be to Provincial Rental Housing Corporation, Inc. No. BC0052129 for the purpose of consolidation with the adjacent property owned by them and legally described as PID 027-536-998 Lot 1, DL 304, Group 1, NWD Plan BCP336628 (the "Adjacent Parcel") in exchange for \$10.00, on the condition that the Closed Road is consolidated with the Adjacent Parcel;

AND WHEREAS notices of Council's intention to close that portion of highway to traffic, to remove its dedication as highway, and to dispose of it were published in a newspaper and posted in the public notice posting place, and Council has provided an opportunity for persons who consider they are affected by the closure and disposition to make representations to Council;

AND WHEREAS the Council does not consider that the closure of the Closed Road will affect the transmission or distribution facilities or works of utility operators;

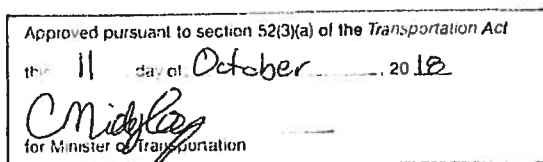
NOW THEREFORE the Council of the District of Sechelt, in open meeting assembled, enacts as follows:

1. Attached to this Bylaw as Schedule "A" and forming part of this Bylaw is a reduced copy of the reference plan of highway closure (the "Road Closure Plan").

2. The District hereby authorizes the closure to traffic and removal of highway dedication of the 83.7 square metre portion of highway, (which was dedicated as highway at the Vancouver Land Title Office by Plan 15854, DL 304, G1, NWD outlined in bold black and labeled " ROAD TO BE CLOSED " (the "Closed Road") on the Road Closure Plan.
3. On deposit of the Road Closure Plan and all other documentation for the closure of the Closed Road in the Vancouver Land Title Office, the Closed Road is closed to public traffic, it shall cease to be public highway, and its dedication as a highway is cancelled.
4. The District of Sechelt is hereby authorized to dispose of and convey the Closed Road in fee simple to Provincial Rental Housing Corporation, Inc. No. BC0052129, the registered owners of the Adjacent Parcel, in exchange for \$10.00, on the condition that the Closed Road is consolidated with the Adjacent Parcel.
5. The District of Sechelt's signing authorities are authorized to execute all deeds of land, plans and other documentation necessary to effect this road closure and disposition.
6. This Bylaw may be cited as "District of Sechelt Bylaw No. 569, 2018 (Hightide Avenue Road Closure and Disposition)".

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| READ A FIRST TIME THIS | 19 th | DAY OF SEPTEMBER | 2018 |
| READ A SECOND TIME THIS | 19 th | DAY OF SEPTEMBER | 2018 |
| PUBLIC NOTICES PUBLISHED ON THE | 21 st | DAY OF SEPTEMBER | 2018 |
| AND ON THE | 28 th | DAY OF SEPTEMBER | 2018 |
| READ A THIRD TIME THIS | 3 rd | DAY OF OCTOBER | 2018 |

APPROVED BY THE BC MINISTRY OF TRANSPORTATION AND INFRASTRUCTURE THIS
11th DAY OF OCTOBER 2018



ADOPTED THIS 17th DAY OF OCTOBER 2018

Mayor

Corporate Officer

SCHEDULE A – Road Closure Plan

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