

CITY OF NANAIMO

BYLAW NO. 7130

A BYLAW TO AUTHORIZE THE CITY OF NANAIMO TO EXPROPRIATE
LAND TO CONSTRUCT AND MAINTAIN A HIGHWAY AND BRIDGE
LATERAL SUPPORT WORKS

WHEREAS Pursuant to section 31 of the *Community Charter* a municipality may, for the purpose of exercising or performing its powers, duties and functions, expropriate real property or an interest in real property;

AND WHEREAS The City of Nanaimo is carrying out the improvement of the public highway known as Bowen Road and the replacement of the Quarterway Bridge, which public highway and bridge abut the lands and premises legally described as:

PID: 004-361-415
Lot 2, Suburban Lot 7, Section 1, Nanaimo District, Plan 6025,
Except Part in Plan 31163

(the "Land");

AND WHEREAS The City of Nanaimo requires the fee simple interest in part of the Land for the purpose of constructing and maintaining the highway and bridge and lateral support works and has been unable to acquire the interest by negotiation.

THEREFORE BE IT RESOLVED that the Council of the City of Nanaimo, in open meeting assembled, ENACTS AS FOLLOWS:

Citation

1. This Bylaw may be cited for all purposes as the "EXPROPRIATION BYLAW 2011 NO. 7130".

Expropriation Authorized

2. The City of Nanaimo, by its employees, agents and contractors, is hereby authorized to expropriate the fee simple interest in that part of the Land comprising 53.7 square metres, more or less, shown in heavy black outline on Plan EPP12275 certified by Brian Wardrop, B.C.L.S. on July 5, 2011 a reduced copy of which is attached to this Bylaw as Schedule "A".

Delegation

3. The General Manager, Community Safety and Development is hereby empowered to do all things necessary to give effect to this Bylaw.

PASSED FIRST READING 2011-JUL-11
PASSED SECOND READING 2011-JUL-11
PASSED THIRD READING 2011-JUL-11
ADOPTED 2011-JUL-25

J. R. RUTTAN
MAYOR

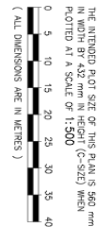
J. E. HARRISON
MANAGER
LEGISLATIVE SERVICES

SCHEDULE "A"

REFERENCE PLAN OF PART OF LOT 2, SUBURBAN LOT 7, SECTION 1, NANAIMO DISTRICT, PLAN 6025, EXCEPT PART IN PLAN 31163.

PURSUANT TO SECTION 6 OF EXPROPRIATION ACT AND SECTION 107 OF THE LAND TITLE ACT.
BCSS 92G.011

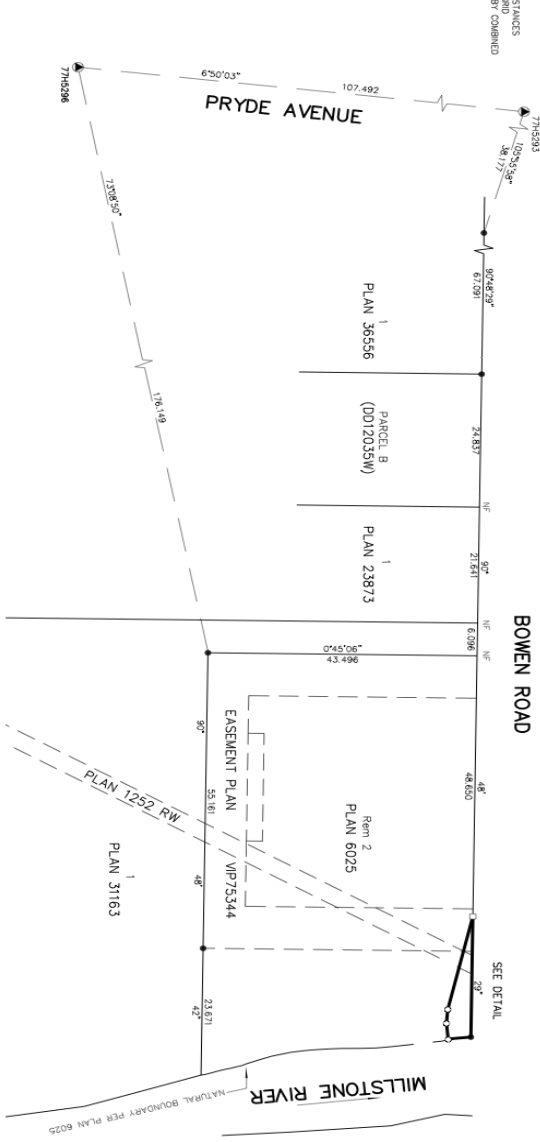
PLAN EPP12275



| LEGAL DESCRIPTION | PID | AREA |
|--|-------------|---------------------|
| LOT 2, SUBURBAN LOT 7, SECTION 1, NANAIMO DISTRICT, PLAN 6025, EXCEPT PART IN PLAN 31163 | 004-301-415 | 53.7 m ² |

LEGEND

- BENCH MARKS ARE DERIVED FROM OBSERVATIONS BETWEEN THE NANAIMO DISTRICT SURVEY AREA AND THE NANAIMO INTEGRATED SURVEY AREA No. 20, CITY OF NANAIMO (NO. 83 (2985)).
- THIS PLAN SHOWS HORIZONTAL, GROUND-LEVEL DISTANCES EXCEPT WHERE OTHERWISE NOTED TO COMPUTE GROUND FACTOR OF 0.999625.
- DENOTES STANDARD IRON POST ROUND.
- DENOTES STANDARD IRON POST SET.
- ▲ DENOTES STANDARD IRON PILE SET.
- DENOTES STANDARD LEAD PILE SET.



MCGLANNY ASSOCIATES
LAND SURVEYING LTD.
SUITE 101, 1301 ESTEVAN ROAD
NANAIMO, BC V9T 4S6
TEL: 250-716-3336
FAX: 250-716-3339

OUR FILE NO. 222-71603-3
OUR DRAWING NO. 71603-3_1431 BOWEN ROAD

DETAILED
SCALE 1:100

THIS PLAN LIES WITHIN THE REGIONAL DISTRICT OF NANAIMO AND IS FILED WITHIN THE JURISDICTION OF THE APPROVING OFFICER FOR THE DISTRICT OF NANAIMO. THIS PLAN WAS COMPLETED BY BRIAN DAVID WARDROP, BCSS ON THE DAY OF APRIL, 2011.