



The Corporation of the District of North Cowichan

Road Closure and Removal of Highway Dedication Bylaw (Stoney Hill Road)

BYLAW NO. 4082

A bylaw to close and remove the dedication of highway on Stoney Hill Road

WHEREAS:

- A) Under section 40 [permanent closure and removal of highway dedication] of the *Community Charter*, Council may, by bylaw, close a highway to traffic and remove the dedication of a highway;
- B) Notice of intention to close the portion of highway referred to in this Bylaw and remove its dedication as highway has been posted and published in accordance with section 94 [public notice] of the *Community Charter*, and an opportunity has been provided for persons who consider they are affected to make representations to Council;
- C) Council does not consider that the road closure will affect the transmission or distribution facilities or works of utility operators; and
- D) Council deems it expedient to provide for the closure to traffic and removal of the dedication of that portion of highway referred to in this Bylaw for the purposes of disposing of said lands.

NOW THEREFORE, the Council of The Corporation of the District of North Cowichan, in open meeting assembled, enacts as follows:

Citation

- 1 This Bylaw may be cited as "*Road Closure and Removal of Highway Dedication Bylaw (Stoney Hill Road) No. 4082, 2026*".

Closure, removal and transfer of highway dedication

- 2 The portion of highway dedicated by Plan 16429 and identified as "Closed Road" on Reference Plan EPP154136, attached as Schedule A, are closed to all types of traffic.
- 3 The highway dedication of this portion of highway to be closed by section 2 of this Bylaw is removed.
- 4 The Corporation of the District of North Cowichan is hereby authorized to dispose of and convey the portions depicted as "Road to be Closed" on Reference Plan EPP154136, attached as Schedule A, in fee simple to Sherrill Rutherford and Mike Lough, as the registered and beneficial owner, of the adjacent parcels located at 6954 Stoney Hill Road (EPP99024), and Lot 3, Section 4, (VIP27368), and for the purpose of consolidation of the closed road with Lot 3, Section 4, (VIP27368).

- 5 The Mayor and Corporate Officer are authorized to execute and deliver such transfers, plans and other documents as are necessary or desirable to affect the aforesaid closure and removal of highway dedication.

Schedules

- 6 The following schedules are included in and form part of this Bylaw:
(a) Schedule "A" - Road Closure Plan, Reference Plan EPP154136

Severability

- 7 If any section, subsection, sentence, clause or phrase of this Bylaw is, for any reason, held to be invalid by the decision of any court of competent jurisdiction, the invalid portion shall be severed and the decision that it is invalid shall not affect the validity of the remainder of this Bylaw.

READ a first time on July 15, 2026.

READ a second time on July 15, 2026.

This bylaw was advertised on the municipality's social media sites on _____, in the Cowichan Valley Citizen on _____, and was posted to the municipality's public notice places on _____

Notice was provided on _____ to operators of utilities whose transmission or distribution facilities or works Council considers will be affected by the closure.

READ a third time on _____.

RECEIVED the approval of the Minister responsible for the *Transportation Act* on _____.

ADOPTED on _____.

CORPORATE OFFICER

PRESIDING MEMBER

SCHEDULE A – ROAD CLOSURE PLAN

**REFERENCE PLAN TO ACCOMPANY BYLAW NO. 4082, 2026
(MUNICIPALITY OF NORTH COWICHAN) TO CLOSE PART
OF ROAD DEDICATED ON PLAN 16429,
SECTION 4, RANGE 6, COMIAKEN DISTRICT.
PURSUANT TO SECTION 120 OF THE LAND TITLE ACT
AND SECTION 40 OF THE COMMUNITY CHARTER.
BCGS MAP SHEET 92B.083**

PLAN EPP154136



The intended plot size of this plan is 432mm in width by 280mm in height (B-size) when plotted at a scale of 1:600.

All distances are in metres and decimals thereof, unless otherwise noted.

Grid bearings are derived from TH1000 and TH1001, from Plan EPP92455, and are referred to the central meridian of UTM Zone 10.

The UTM coordinates and estimated horizontal positional accuracy are derived from TH1000 and TH1001, from Plan EPP92455.

This plan shows horizontal ground-level distances, unless otherwise specified. To compute grid distances, multiply ground-level distances by the average combined factor of 0.9996146. The average combined factor has been determined based on a mean ellipsoidal elevation of 53 metres.

LEGEND

- ▲ denotes Traverse Hub found
- denotes Standard Iron Post placed
- ◆ denotes Standard Iron Post found
- NTS denotes Not to Scale
- SM denotes stone mound

This plan lies within the Cowichan Valley Regional District.

The field survey represented by this plan was completed on the 2nd day of July, 2026.

Odyseas Christodoukou, BCLS 1078

Polaris Land Surveying 2024 Inc.

Mailing & delivery address:
PO Box 21005
Duncan, BC V9L 0C2
Telephone: (250) 746-0775

File: 1693-008
Drawing: 1693-008-REF.dwg
Date: 2026-07-08

TH1000 (PLAN EPP92455)	
UTM Zone 10	
Datum	NAD83 (CSRS) 1997.0
Northing	5405326.30
Easting	456711.96
Estimated absolute accuracy	0.05

TH1001 (PLAN EPP92455)	
UTM Zone 10	
Datum	NAD83 (CSRS) 1997.0
Northing	5405633.51
Easting	456711.11
Estimated absolute accuracy	0.05

