The Corporation of the District of North Cowichan

Road Closure and Removal of Highway Dedication Bylaw (near Donnay Dr), 2026

BYLAW NO. 4047

A bylaw to close and remove the dedication of portions of highway near Donnay Drive

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 by way of lease.

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 (near Donnay Dr) No. 4047, 2026".

Closure, removal and transfer of highway dedication

2 The portion of highway dedicated by Plan 36886 and identified as "Closed Road" on Reference Plan EPP149167, 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 Mayor and Corporate Officer are authorized to execute and deliver such transfers, deeds of land, plans and other documents as are necessary or desirable to affect the aforesaid closure and removal of highway dedication.

Schedules

5 The following schedules are included in and form part of this Bylaw:

(a) Schedule A – Road Closure Plan, Reference Plan EPP149167

Severability

6 If any portion of this Bylaw is held invalid by a court of competent jurisdiction, then the invalid portion must be severed and the remainder of this Bylaw is deemed to have been adopted without the severed section, subsection, paragraph, subparagraph, clause or phrase.

_____

READ a first time on November 18, 2026
READ a second time on Novwember 18, 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

