

**NANAIMO LADYSMITH PUBLIC SCHOOLS
BOARD OF EDUCATION
PUBLIC MEETING
ACTION SHEET**

DATE: June 26, 2024
TO: Board of Education
FROM: Mark Walsh, Secretary-Treasurer
Pete Sabo, Executive Director Planning Operations
Dave Fenner, Manager, Facilities Planning, Dave Fenner
SUBJECT: Chase River Daycare – SAN Manhole Right of Way

Recommendation

- 1. That the Board of Education of School District No. 68 (Nanaimo-Ladysmith) give the Chase River Elementary School Sanitary Manhole Right-of-Way Bylaw, 2024 all three readings at one meeting, today this 26th day of June, 2024.**
- 2. That the Board of Education of School District No. 68 (Nanaimo-Ladysmith) adopt the Chase River Elementary School Sanitary Manhole Right-of-Way Bylaw, 2024, being a Bylaw that provides the City of Nanaimo with a Right-of-Way associated with access to a sanitary sewer manhole at the Chase River Elementary School site, pursuant to Section 65(5) of the School Act, R.S.B.C. 1996, c.412.**

Background

The City of Nanaimo has requested access to a portion of the Chase River Elementary School Daycare, located at 1503 Cranberry Avenue, for the purpose of checking and maintaining a new sanitary sewer manhole.

A new sanitary sewer service was required as part of the construction and could not be accommodated on the roadway. The manhole is located at grade on the NE corner of the daycare site. This is not atypical and a number of SRW's have been granted in the past.

Discussion

For the purposes of the City of Nanaimo Engineering Department providing a substantial completion certificate, a Statutory Right-of-Way ("SRW") is required for the City to access, maintain, and check the Sanitary Sewer Manhole. Legal counsel was consulted to review the terms of the SRW as provided by the City of Nanaimo.

Once the Bylaw has been passed by the Board, the Secretary-Treasurer can sign the SRW documents.

Appendix A: Chase River Elementary School Sanitary Manhole Right-of-Way Bylaw, 2024
Appendix B: Schedule A (survey ROW)
Appendix C: Key plan of the school site to orientate reader.