



**NANAIMO LADYSMITH PUBLIC SCHOOLS  
STRATEGIC DIRECTIONS COMMITTEE  
PUBLIC MEETING  
ACTION SHEET**

DATE: April 8, 2026  
TO: Strategic Directions Committee  
FROM: Mark Walsh, Secretary-Treasurer  
SUBJECT: Cilaire Elementary School BC Hydro Right-of-Ways Bylaw, 2026

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### **Recommendation**

***The Strategic Directions Committee recommends that the Board of Education of School District No. 68 (Nanaimo-Ladysmith) give the Cilaire Elementary School BC Hydro Right-of-Ways Bylaw, 2026 all three readings at one meeting on April 22, 2026.***

***The Strategic Directions Committee recommends that the Board of Education of School District No. 68 (Nanaimo-Ladysmith) adopt the Cilaire Elementary School BC Hydro Right-of-Ways, 2026, being a Bylaw that provides BC Hydro and Telus with Right-of-Ways associated with construction and protecting access to the electric and communications works.***

### **Background**

BC Hydro has asked the Board to grant to BC Hydro and Telus Communications Inc. a Statutory Right of Way (SRW) over the property in respect of both construction and protecting access to electric and communications work, including:

- Related wires
- Poles
- Conduit
- Fibre optics
- Switch gear
- Control gear
- Kiosks

A new electrical service was required as part of the daycare construction and could not be accommodated from the existing school. This is not atypical, and a number of Statutory Right-of Way's have been granted in the past.

### **Discussion**

For the purposes of BC Hydro/Telus installing new services to the future daycare a SRW is required.

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

**Appendix A:** Cilaire Elementary School BC Hydro Right-of-Ways Bylaw, 2026

**Appendix B:** Project Location

THE BOARD OF EDUCATION OF  
SCHOOL DISTRICT NO. 68 (NANAIMO-LADYSMITH)

CILAIRE ELEMENTARY SCHOOL BC HYDRO RIGHT-OF-WAYS BYLAW, 2026

WHEREAS Section 65(5) of the *School Act*, R.S.B.C. 1996, c. 412, provides that a board of education may exercise a power with respect to the acquisition or disposal of property owned or administered by the board of education only by bylaw;

AND WHEREAS:

- (a) The Board of Education of School District No. 68 (Nanaimo-Ladysmith) (the "**Board**") owns the Cilaire Elementary School site (the "**Property**");
- (b) the Property is facility number 6868024;
- (c) the address of the Property is 25 Cilaire Drive, Nanaimo, British Columbia V9S 3C9, and the legal description of the Property is:
 

Parcel Identifier: 003-785-301  
Lot 1, Section 1, Nanaimo District, Plan 18757;
- (d) BC Hydro has asked the Board to grant to British Columbia Hydro and Power Authority ("**Hydro**") and Telus Communications Inc. ("**Telus**"):
  - (i) a statutory right of way over the Property (the "**Right-of-Way**") pursuant to Section 218 of the *Land Title Act*, R.S.B.C. 1996, c. 250. The right of way only allows access to the Hydro works installed for this project. Such access is required for maintenance of the equipment. It does not grant Hydro the right to install additional works without permission in the future;
  - (ii) a statutory right of way over the Property (the "**Right-of-Way**") pursuant to Section 218 of the *Land Title Act*, R.S.B.C. 1996, c. 250. The right of way only allows access to the Telus works installed for this project. Such access is required for maintenance of the equipment. It does not grant Telus the right to install additional works without permission in the future;
- (e) the Board is satisfied that the Works will benefit the Board and that the granting of the Right-of-Ways will not interfere with the Board's use of the Property for educational purposes.

NOW THEREFORE be it resolved as a Bylaw that the Board grant the Right-of-Ways; and

BE IT FURTHER resolved as a Bylaw that the Secretary-Treasurer be and is hereby authorized, on behalf of the Board, to execute and deliver all documents required to complete the granting of the Right-of-Ways on such terms and conditions as the Secretary-Treasurer may consider advisable as witnessed by the signature of the Secretary-Treasurer.

This Bylaw may be cited as "School District No. 68 (Nanaimo-Ladysmith) Cilaire Elementary School BC Hydro Right-of-Ways Bylaw, 2026".

Read a first time this \_\_\_\_\_ day of \_\_\_\_\_, 2026.

Read a second time this \_\_\_\_\_ day of \_\_\_\_\_, 2026.

All the trustees in attendance having agreed to give this Bylaw three readings at a single meeting, this Bylaw was read a third and final time, passed and adopted this \_\_\_ day of \_\_\_\_\_, 2026.

\_\_\_\_\_  
Chair

\_\_\_\_\_  
Secretary-Treasurer

I HEREBY CERTIFY this to be a true and original "School District No. 68 (Nanaimo-Ladysmith) Cilaire Elementary School BC Hydro Right-of-Ways Bylaws, 2026" adopted by the Board this \_\_\_\_\_ day of \_\_\_\_\_, 2026.

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Secretary-Treasurer

