



**APPLICATION FOR PERMISSION TO DISCONTINUE, CLOSE AND
ACQUIRE THE LAND IN A PUBLIC ROAD**

I [We], being the registered owner[s] of the property herein described, make application to discontinue, close and acquire the land in a public road as follows”

Name of Public Road

Legal Description of Property

Location

Current certificate of titles and a sketch of all parcels adjoining the road or that portion of the road applied to be closed are attached. Subject to the Ministry of Transportation (MoT) declaring the land surplus to its needs, we accept and agree to the following conditions and statements:

- a) There is a minimum \$1,500 fee for the market value of the land payable as a non-refundable application fee. This fee is payable by the Applicant[s] prior to MoT completing an appraisal report to estimate market value of the land and negotiation to procure a purchase/sale agreement.
- b) Payment for the area of road to be closed is based on fair market value of the land, having regard to the contribution in value to the adjoining lands and its highest and best use.
- c) The costs of [include where closure is a s. 5 road] [legal survey, Property Transfer Tax, Land Titles and documentation fees, legal and conveyancing fees], newspaper advertising fees and related expenses are payable by the Applicant[s].
- d) Utilities existing within the road must receive freely granted statutory right-of-way and all Land Title Act requirements must be met.

- e) Where the road or part intended to be discontinued and closed is in actual use by a person as a highway, public notice of the minister's intention to discontinue and close the highway will be published once each week for four consecutive weeks in a newspaper published in the Province and circulated in the locality in which the highway or part of it is situated. All cost of publication will be the responsibility of the Applicant(s) and objections received must be satisfactorily resolved prior to the road being closed by formal publication of notice in the British Columbia Gazette.
- f) The closed road area must initially be joined to and become part of the adjoining parcels.

Prior to recommending approval of the proposed road closure, an Aboriginal Site Characteristic Report and a Contamination Report may be required and the Ministry may require additional conditions to be met during the review and processing of the application. The procedure for road closure, purchase and sale is time consuming and may involve the general public, affected property owners, First Nations Indian Bands, utility companies, local government and other provincial agencies. Final approval can only be granted when the public interest in the road has been thoroughly considered.

Upon determination that the road may be closed as surplus to Ministry needs, Regional Properties will be responsible for negotiating the sale price of the land on behalf of the BC Transportation Financing Authority for consolidation with the adjoining land parcel. If the road is capable of being marketed as an independent parcel with safe and secure access, the matter will be deferred to BCTFA.

I [We] am [are] in agreement with the foregoing statements and financial obligations and I [We] agree to comply with the stated requirements and acknowledge agreement with my [our] signature[s] as follows:

Name (please print)	Signature	Date

Mailing Address

Name (please print)	Signature	Date

Mailing Address