



PERMISSION TO CONSTRUCT, USE, AND MAINTAIN ACCESS TO A PROVINCIAL HIGHWAY

The works comprising of one 6 metre access from Jenson Road to serve Lot 5 Block 44, Plan 2188, Shawnigan Lake Suburban Lots, Malahat District in accordance with sketch and application submitted by Nick Campbell, received October 3, 1991. All works to be done to the satisfaction of the District Highways Manger, Victoria, B.C.

are hereby approved insofar as they relate to the use of highway right of way, interference with public works, or other matter under the jurisdiction of the Minister of Transportation and Highways, and permission to construct, use, maintain and operate the said works is hereby granted to Nick Campbell

Box 8

Cobble Hill, B.C.

VOR 1LO

The said approval and permission to construct, use and maintain the said works is, however, at all times subject to the following conditions:

1. That the construction and maintenance of the said works is carried out to the satisfaction of the Regional Director—Highways.

2. That any person appointed by the Regional Director—Highways for that purpose shall have free access to all parts of the said works for the purpose of inspecting same.

3. That the construction of the said works shall be commenced on or before the 17th day of November 1991 and shall be prosecuted with due diligence and completed to the satisfaction of the Regional Director—Highways on or before the 17th day of February 1992, or this permit is void.

4. That the safety, economy, and convenience of the travelling public must at all times be recognized and all traffic control must be undertaken by the permittee to the satisfaction of the Regional Director—Highways.

5. That where the said works are in the proximity of any bridge, culvert, ditch or other existing work, such work shall be properly maintained and supported in such manner as not to interfere with its proper function, and on the completion of the said works any bridge, culvert, ditch or other existing work interfered with shall be completely restored to its original condition.

6. That the permittee shall at all times accept full responsibility for any accident that may occur or damage that may be done to any person or property whatsoever caused directly or indirectly by the said works, and shall save harmless and keep indemnified the Crown from all claims and demands whatsoever in respect of the works. That, prior to proceeding with any excavation, the permittee will be responsible for notifying any utility company whose works may be close to or affected by the installation.

7. That the permission herein granted to use and maintain the said works is only granted for such time as the land on which the said work is constructed is under the jurisdiction of the Minister of Transportation and Highways.

8. This permission shall not be deemed to vest in the permittee any right, title, or interest whatsoever in or to the lands upon which the works are constructed.

9. This permission is contingent upon the following land use Residential

Any change in land use shall render the permission void.

10. That should the proposed land use not be instituted within six months of the date of this permit or should it be instituted and subsequently discontinued for a period of 30 days, this permit shall be void.

11. This permission is granted only to the person or corporation named above, and any change in ownership to the property renders this permit void.

12. That while reasonable care will be taken on the part of the Crown to do as little damage as possible to any works authorized by this permit in the carrying-out of the construction, extension, alteration, improvement, repair, maintenance or operation of any public work adjacent thereto, the Crown and its employees accept no responsibility of any kind for such damage.

13. That, after receiving notice in writing of the intention of the Crown to construct, extend, alter, or improve any public works, the permittee shall within 30 days move or alter works authorized by this permit at his own expense to such new position or in such manner as may be necessitated by the construction, extension, alteration, or improvement, and that where such movement of access point or change of grade takes place there shall be no claim against the Crown for damages arising out of the changed access condition.

14. (a) This permit may be cancelled in the absolute discretion of the Minister of Transportation and Highways without any notice of hearing.

(b) This permit may be cancelled by the Regional Director—Highways when alternative access becomes available as a result of the construction of a frontage road or other service road.

15. Any existing access to the property not covered by a valid permit shall be removed within 90 days of the date of this permit.

16. That the access or accesses may be restricted as to allowable movements as traffic safety and flow conditions warrant, and at that time this permit may be cancelled and a new permit issued.

17. Clauses 22, 25, 26, 28 & 40 as printed or typed overleaf on this permit, shall be deemed to apply and form part of these conditions.

Dated at #103-4475 Viewmont Ave. Victoria, B.C.

this 17th day of October 1991.

R.E. Harold, District Highways Manager
For Minister of Transportation and Highways

18. This permit cancels and replaces Permit No.
19. This property shall not be connected to any other property by private roadway.
20. The access (or accesses) shall be defined to the satisfaction of the Regional Director—Highways by the erection of standard white-painted delineator posts, guard-rail, nonmountable curb, or some other substantial barrier to traffic satisfactory to the Regional Director—Highways.
21. This permit includes permission to construct channelization within the highway right of way as specified by the Regional Director—Highways, and such channelization shall be constructed at the permittee's expense and maintained and operated by the Ministry of Transportation and Highways.
22. The access (or accesses) shall be gravelled to an extent satisfactory to the Regional Director—Highways to prevent the tracking of mud and soil onto the highway surface.
23. The access (or accesses) shall be paved to the satisfaction of the Regional Director—Highways.
24. The highway shoulder between these accesses shall be paved to the satisfaction of the Regional Director—Highways.
25. The finished grade of the access (or accesses) at the ditch-line shall be 15 cm below the highway shoulder elevation.
26. The access (or accesses) shall be restricted to the following movements only
Right in and Right out at the intersection of Jenson Road and Shawnigan Lake Road.....
- and the permittee shall construct and erect all necessary channelization, signs, and other traffic-control devices at his cost.
27. This permit is temporary and expires the day of 19.....
28. The permittee shall be responsible for replacing any survey monuments that may be disturbed or destroyed by construction of the works allowed by this permit. Replacement must be by a British Columbia land surveyor at the permittee's expense.
29. The access (or accesses) will only be open to traffic between the day of
and the day of each year, and when not open shall be closed with a suitable barrier and signs.
30. Before commencing construction, intimation in writing of the intention to do so must be given to the District Highways Manager at least seven days before the work is begun.
31. The access (or accesses) shall be used jointly with the access covered by Permit No., which serves the property legally described as
32. The permittee shall erect a tight board fence or thick evergreen hedge so that no part of the property is visible from the highway at any point along its frontage at an eye elevation 2.5 m above highway pavement.
33. The access (or accesses) shall be constructed with culvert pipe manufactured to CSA or ASTM standards and laid at ditch invert elevation. Maintenance and periodic cleaning of this culvert is the responsibility of the permittee.
34. Any mud, soil, debris, or other foreign material tracked onto the highway from the access (or accesses) shall be removed by the permittee at his expense, at least daily, or at any time the material unduly inconveniences traffic.
35. The access (or accesses) shall be constructed of standard concrete drop curb and sidewalk crossing, to the satisfaction of the Regional Director—Highways.
36. The profile of the access (or accesses) shall not exceed % grade from the ditchline for a distance of at least metres as measured away from the highway along the centreline of the access.
37. The layout shown on permittee's drawing is a condition of this permit and any change in layout without prior consent in writing to the Regional Director—Highways shall render this permit void.
38. Placing of speed arresters on the access (or accesses) or in the permittee's property without the prior consent in writing of the Regional Director—Highways shall render the permit void.
39. The permittee shall, at his cost, supply, erect, and maintain standard traffic control signs, as specified by the Regional Director—Highways.
40. The permittee shall provide offstreet parking in the amount of 2 spaces and turnaround
41. This permission is subject to compliance with the conditions of approval stated in the Public Works (Canada) letter to the permittee dated
42. The layout shown on the attached drawing is a condition of this permit, and any change in layout without the prior consent in writing of the Regional Director—Highways shall render the permit void.



Province of
British Columbia

Ministry of Transportation
and Highways

BU 2065/91

Application for Permission to Construct Works Within Highway Right-of-Way

I (We) hereby apply for permission to construct, use, and maintain works within the limits of highway right-of-way under the jurisdiction of the Minister of Transportation and Highways, British Columbia, in accordance with the particulars, plans,* and specifications submitted herewith in triplicate. It is understood that the completion of this form constitutes an application only and that the works applied for will not be commenced until a covering permit has been issued. The proposed works consist of and are described as follows:

Description of works: RIGHTHAND ACCESS TO ENTER & EXIT PROPERTY AT WEST END OF JENSON RD.

Location of works: SHAWNIGAN LAKE WEST END OF JENSON ROAD.

Legal description of property to be served: LOT 5 (DD77837F) BLOCK 44 SHAWNIGAN LAKE SUBURBAN LOTS, MALAHAT DISTRICT, ~~BLOCK 44~~ PLAN 2188

Drawing or sketch number: ①

Attached: YES

Have the necessary plans for approval been filed with the proper authorities? (See Note 2 on back)

Name of applicant (print please) NICK CAMPBELL

P.O. address BOX 8 COBBLE HILL B.C. Phone 743-7577

Jim: Make Roads able to speak to this gentleman L.

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OCT 03 1991

MINISTRY OF TRANSPORTATION
AND HIGHWAYS
HIGHWAYS DIVISION, SAATCHI

*See note No. 1 on back.

(Signed)

N. Campbell
(Applicant)

(Date)

OCTOBER 3 - 1991

(OVER)

H 20 (Rev. 85/09) H-306

22 25 26 (Right in & Right out at the intersection of JENSEN AND SHAWNIGAN LK ROAD) 25,40 (2+7A)

NOTE No. 1

The plans submitted may be blue-prints, and shall consist of key-map, general plan, profile, and where necessary detail plans on the following scales: **Key-map**, according to size of undertaking; **general plan**, 1:5000; **profile**, horizontal 1:5000, vertical 1:250; **details**, on suitable scales. For minor undertakings, such as small water-pipes or culverts, etc., under a road, sketches will be accepted and sections and details as to dimensions, depth of cover, etc.

The plans shall supply at least the following information:

- The boundaries of highway right-of-way affected;
- The position of all existing public works within such boundaries and relative thereto and the name of the authority in control of same;
- The position of all private works (with names of owners) within such boundaries and relative thereto. (N.B.—Where the proposed works are upon or above the ground only such private works as are upon or above the ground, or as may be interfered with under the ground, need be shown);
- The proposed position within such boundaries and relative thereto which would be occupied by the works;
- The details of all tanks, manholes, lamp-poles, surface boxes, bridges, culverts, retaining-walls, or other structures to be constructed and used for the support of traffic, and details showing the method to be employed in supporting any proposed work, where any public works are affected;
- Full information showing exactly in what manner and to what extent it is proposed to use any land or works under the control of the Minister of Transportation and Highways.

Specifications for the carrying-out of the work within the boundaries of all highway right-of-way shall also be submitted.

NOTE No. 2

When application is made in respect of the following works, the requisite particulars, plans, and specifications must be submitted to the proper authorities before the approval of the application by the Minister of Transportation and Highways.

Works	Authority to Whom Particulars, etc., Must Be Submitted	
1. Electrical undertakings—		
(a) Telegraph and telephone lines	Inspector of Electrical Energy	501 West 12th Ave., Vancouver, B.C.
(b) Energy generated otherwise than by water-power	Inspector of Electrical Energy	V5Z 1M6
(c) Energy generated by water-power	Inspector of Electrical Energy Comptroller of Water Rights	Parliament Bldgs., Victoria, B.C.
(d) Electrical railways	Inspector of Electrical Energy Deputy Minister of Transportation and Highways	501 West 12th Ave., Vancouver, B.C. Parliament Bldgs., Victoria, B.C.
2. Steam-railways	Deputy Minister of Transportation and Highways	" "
3. Logging-railways		
4. Skid-roads	Deputy Minister of Transportation and Highways and also Chief Forester	" "
5. Sewerage and sewerage disposal	Waste Management Branch Ministry of Environment Local Health Inspector	Regional Office Parliament Buildings, Victoria, B.C.
(a) Large systems		
(b) Small systems		
6. Water-supply for domestic purposes	Local Water Management Office or Comptroller of Water Rights	" "
7. Waterworks undertakings other than for domestic supply		
8. Works to be constructed within any municipality	Municipal Official	

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