



Agricultural Land Commission
133-4940 Canada Way
Burnaby, British Columbia V5G 4K6
Tel: 604 660-7000
Fax: 604 660-7033
www.alc.gov.bc.ca

February 10, 2006

Reply to the attention of Brandy Ridout
ALC File #V-36177

Tim Hall
PO Box 2080
Princeton, BC V0X 1W0

Dear Mr. Hall:

Re: Request for Reconsideration

This is further to your letter of November 7, 2005 in which you asked the Provincial Agricultural Land Commission to reconsider Resolution #530/2005.

The Commission has reconsidered the matter and has attached the Minutes of Resolution #33/2006 outlining its latest decision. As agent, it is your responsibility to notify your clients accordingly.

Please send two (2) paper prints of the final survey plans to this office. When the Commission confirms that all conditions have been met, it will authorize the Registrar of Land Titles to accept registration of the plan.

Yours truly,

PROVINCIAL AGRICULTURAL LAND COMMISSION

Per:

Erik Karlsen, Chair

cc: Regional District of Okanagan-Similkameen - H 05-01013.010

BR/lv/Enclosure: Minutes
Sketch Plan

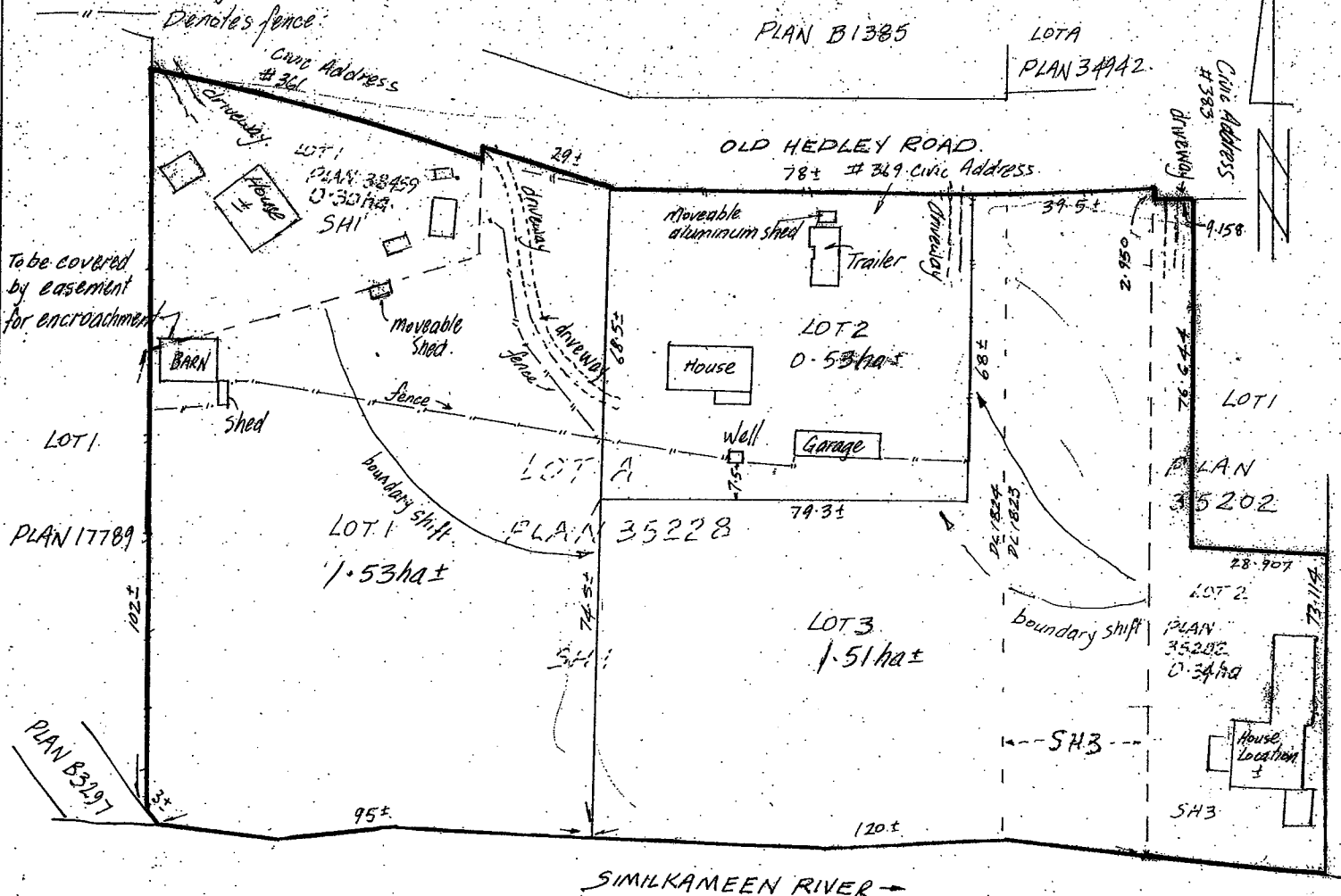
36177d2

PLAN SHOWING PROPOSED SUBDIVISION OF LOTA DISTRICT LOT 1824 AND 1836 PLAN 35228, EXCEPT PLAN 38459 OF LOT 1 DISTRICT LOT 1824 PLAN 38459, AND OF LOT 2 DISTRICT LOT 1836 ALL SDYD (Boundary shifts)

Scale 1:1000

All distances in metres. Application #V-36177

Present zoning SH1 (2ha) and SH3 (0.4ha)



Owners of Lot A: Leonard Garold Harker, Leroy Kenneth Harker, Susan Jane Bothe. Joint tenants. LOTA

Owner Lot 1: Leroy Kenneth Harker, Plan 38459

owner of Lot 2: Susan Jane Bothe, Plan 35202

Agent: Tim Hall
Land Surveyor
Box 2080
Princeton BC
V0X1W0

Ph/Fax (250) 295 6761

Nº 7785

Provincial Agricultural Land Commission
Application #V-36177-1
Resolution #33/2006
Approved boundary line adjustment involving three (3) lots

MINUTES OF THE PROVINCIAL AGRICULTURAL LAND COMMISSION

A meeting was held by the Provincial Agricultural Land Commission (the "Commission") on January 19, 2006 at the Ministry of Agriculture and Lands office located at 4607 - 23rd Street, Vernon, BC.

PRESENT:	Sue Irvine	Chair
	Sid Sidhu	Commissioner
	Sharon McCoubrey	Commissioner
	Brandy Ridout	Staff
	Martin Collins	Staff

For Consideration

A letter was received from Tim Hall, agent of the applicants, requesting that the Commission reconsider its decision recorded as Resolution #530/2005.

Application #	V-36177
Applicants	Leonard Harker, Susan Bothe, and Leroy Harker
Legal	1. PID: 001-512-862 (original subject property) Lot A, District Lot 1824 and 1836, Similkameen Division Yale District, Plan 35228, Except Plan 38459 2. PID: 001-512-901 Lot 2, District Lot 1836, Similkameen Division Yale District, Plan 35202 3. PID: 008-147-329 Lot 1, District Lot 1824, Similkameen Division Yale District, Plan 38459
Location:	Rural Princeton
Original Proposal:	To subdivide the 3.2 ha subject property into 3 lots for residential use.
New Proposal:	To do a boundary line adjustment between the subject property and two adjacent parcels also owned by the applicants. The lot configuration currently consists of one 3.2 ha lot (the original subject property) and two 0.3 ha lots. The proposal would result in one 0.6 ha lot and two approximately 1.6 ha lots.

Commission Discussion

The Commission recalled that the original proposal to subdivide the subject property into three lots would have created two new lots. The Commission was concerned with the preservation of agricultural land in the area for grazing purposes, with its main concerns being limiting residential development, discouraging subdivision and maintaining grazing corridors. As this new proposal will not create any new lots but will only shift the boundaries between three existing lots, the Commission did not believe the proposal would have a negative impact on agriculture.

IT WAS

MOVED BY:	Commissioner Irvine
SECONDED BY:	Commissioner McCoubrey

THAT the information presented constitutes evidence that was not available at the time of the original decision and therefore a reconsideration is warranted;

AND THAT for the purposes of Section 33(2) of the *Agricultural Land Commission Act*, there are no persons it considers to be affected by the reconsideration.

AND THAT the application be approved

AND THAT the approval is subject to the following condition:

- the subdivision be in substantial compliance with the plan submitted with the reconsideration request

This decision does not relieve the owner or occupier of the responsibility to comply with applicable Acts, regulations, bylaws of the local government, and decisions and orders of any person or body having jurisdiction over the land under an enactment.

**CARRIED
RESOLUTION # 33/2006**