



Agricultural Land Commission
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Burnaby, British Columbia V5G 4K6
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November 6, 2006

Reply to the attention of Gordon Bednard
ALC File: Q-36948

Ministry of Transportation
PO Box 850
Grand Forks, BC V0H 1H0

Attention: Hugh Eberle

Re: Application for Non-Farm Use in the Agricultural Land Reserve

Please find attached the Minutes of Resolution #533/2006 outlining the Commission's decision as it relates to the above noted application. As agent, it is your responsibility to notify your client(s) accordingly.

Yours truly,

PROVINCIAL AGRICULTURAL LAND COMMISSION

Per:

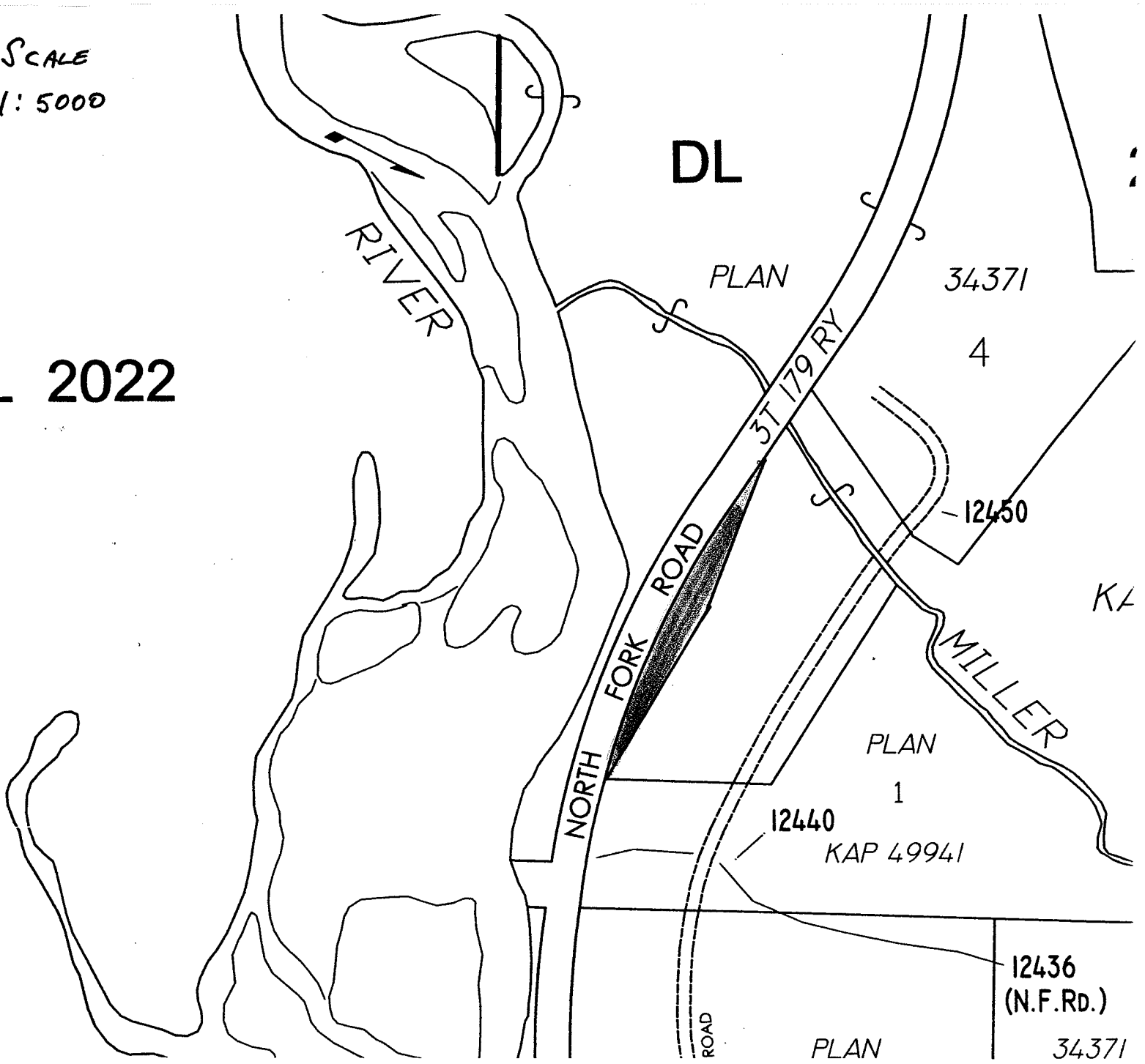
Erik Karlsen, Chair

cc: Regional District of Kootenay-Boundary (Attn: Planning Department)

GB/lv/Encl.: Minutes/ Sketch Plan
36948d1

SCALE
1:5000

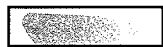
- 2022



Provincial Agricultural Land Commission

Application: Q-36948

Resolution # 533/2006



0.7 ha area approved for road dedication within the ALR.



MINUTES OF THE PROVINCIAL AGRICULTURAL LAND COMMISSION

A meeting was held by the Provincial Agricultural Land Commission on September 27, 2006 at Nelson, B.C.

PRESENT: Monika Marshall Chair, Kootenay Panel
 Carmen Purdy Commissioner
 Erik Karlsen Chair, ALC
 Gordon Bednard Staff, ALC

For Consideration

Application # Q- 36948
Applicant: Ministry of Transportation
Proposal: To dedicate 0.68 ha from the subject property to reconstruct a road. The road is to be reconstructed on a new alignment
Legal: PID: 002-991-543
 Lot 4, District Lot 2018, Similkameen Division of Yale District, Plan 34371, EXCEPT Plans KAP49941, KAP52610 and KAP73432
Location: Located along North Fork Road, North of Grand Forks, BC

Context

The proposal was weighed against the purposes of the Commission as stipulated in section 6 of the *Agricultural Land Commission Act* (the "Act"). They are:

1. to preserve agricultural land
2. to encourage farming on agricultural land in collaboration with other communities of interest, and
3. to encourage local governments, first nations, the government and its agents to enable and accommodate farm use of agricultural land and uses compatible with agriculture in their plans, bylaws and policies.

Conclusions

That the proposal will not impact agriculture.

IT WAS

MOVED BY: Commissioner Monika Marshall
SECONDED BY: Commissioner Erik Karlsen

THAT the application be allowed as proposed.

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 # 533/2006



Staff Report
Application # Q – 36948
Applicant: Ministry of Transportation

DATE PREPARED: September 15, 2006

TO: Chair and Commissioners – Kootenay Panel

FROM: Simone Rivers, Land Use Planner

PROPOSAL: To dedicate 0.68 ha from the subject property to reconstruct a road.

This application is made pursuant to Section 6 of BC Regulation 171/2002
(*Agricultural Land Reserve Use, Subdivision and Procedure Regulation*).

BACKGROUND INFORMATION:

On May 21, 2006 75 m of Ministry of Transportation's North Fork Road was washed out by the Granby River. In order to ensure the safe and efficient movement of agricultural, industrial and residential traffic the road is to be reconstructed on a new alignment. The new alignment will be such that, with appropriate erosion mitigation measures, there will be no disruption to the aforementioned traffic in the future.

Local Government:

Regional District of Kootenay-Boundary

Legal Description of Property:

PID: 002-991-543
Lot 4, District Lot 2018, Similkameen Division of Yale District, Plan 34371, EXCEPT Plans KAP49941, KAP52610 and KAP73432;

Location of Property:

Located at North Fork Road, North of Grand Forks, BC

Size of Property:

0.7 ha (The entire property is in the ALR).

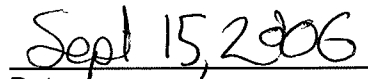
ATTACHMENTS:

- Photo - showing flood damage to road (Submitted by the applicant)
- ALC Context Map - RDKB Constituent 6 1:10,000 (created by ALC staff.)

END OF REPORT



Signature



Date