



Agricultural Land Commission
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June 3, 2009

Reply to the attention of Simone Rivers
ALC File: ZZ-38710

Stephen Maricle
1259 Dalhousie Drive
Kamloops, BC V2C5Z5

Dear Mr. Maricle:

Re: Application to Subdivide land in the Agricultural Land Reserve

Please find attached the Minutes of Resolution # 134/2009 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.

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

Enclosure: Minutes/Sketch Plan

cc: Thompson-Nicola Regional District (ALR-J-77)

SBR/
i/38710d1



A meeting was held by the Provincial Agricultural Land Commission on April 29, 2009 at Kamloops, B.C.

PRESENT:	Grant Huffman	Chair, Interior Panel
	Holly Campbell	Commissioner
	Gordon Gillette	Commissioner
	Simone Rivers	Staff

For Consideration

Application: # ZZ- 38710
 Applicant: George Little
 Agent: Stephen Maricle
 Proposal: To subdivide 3.6 ha of the 46 ha property in order to establish an enhanced recreation site. The site has been used informally by the public as a recreational area for many years.
 Legal: PID: 004-545-915
 Parcel A (DD 170755F), of the North West ¼, Section 36, Township 18, Range 18, West of the 6th Meridian, Kamloops Division Yale District
 Location: Edith Lake, south of Kamloops

Site Inspection

A site inspection was conducted on April 29, 2009. Those in attendance were:

- Grant Huffman Chair, Interior Panel
- Holly Campbell Commissioner
- Gordon Gillette Commissioner
- Simone Rivers Staff
- George Little Applicant
- Steve Maricle Agent
- Noelle Kekula MOTCA

The agent described the proposal to subdivide the site and built a formal camp ground. The Commission noted the remains of fire pits and other signs of long term recreational use. The area proposed for subdivision was divided from the remainder of the property by Edith Lake Road.

Mr. Maricle confirmed that the staff report dated January 29, 2009 was received and no errors were identified.

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.

Discussion

The Commission had no objection to the proposal. The site has been used informally for camping for many years. The applicant does not use the site as part of his ranching operations as he does not want to allow his cattle access to Edith Lake. The Commission does not believe that the reduction in the size of the subject property by 3.6 ha will have a negative impact on the agricultural capability of the remainder of the property. The Commission believes that it is important to clearly delineate where the area designated for camping ends and that surrounding lands are private property so that users of the recreation area understand that they are surrounded by private land holdings that are actively used for agriculture. Educational signage may be appropriate.

IT WAS

MOVED BY: Commissioner Campbell

SECONDED BY: Commissioner Huffman

THAT the application be allowed.

AND THAT the approval is subject to the following conditions:

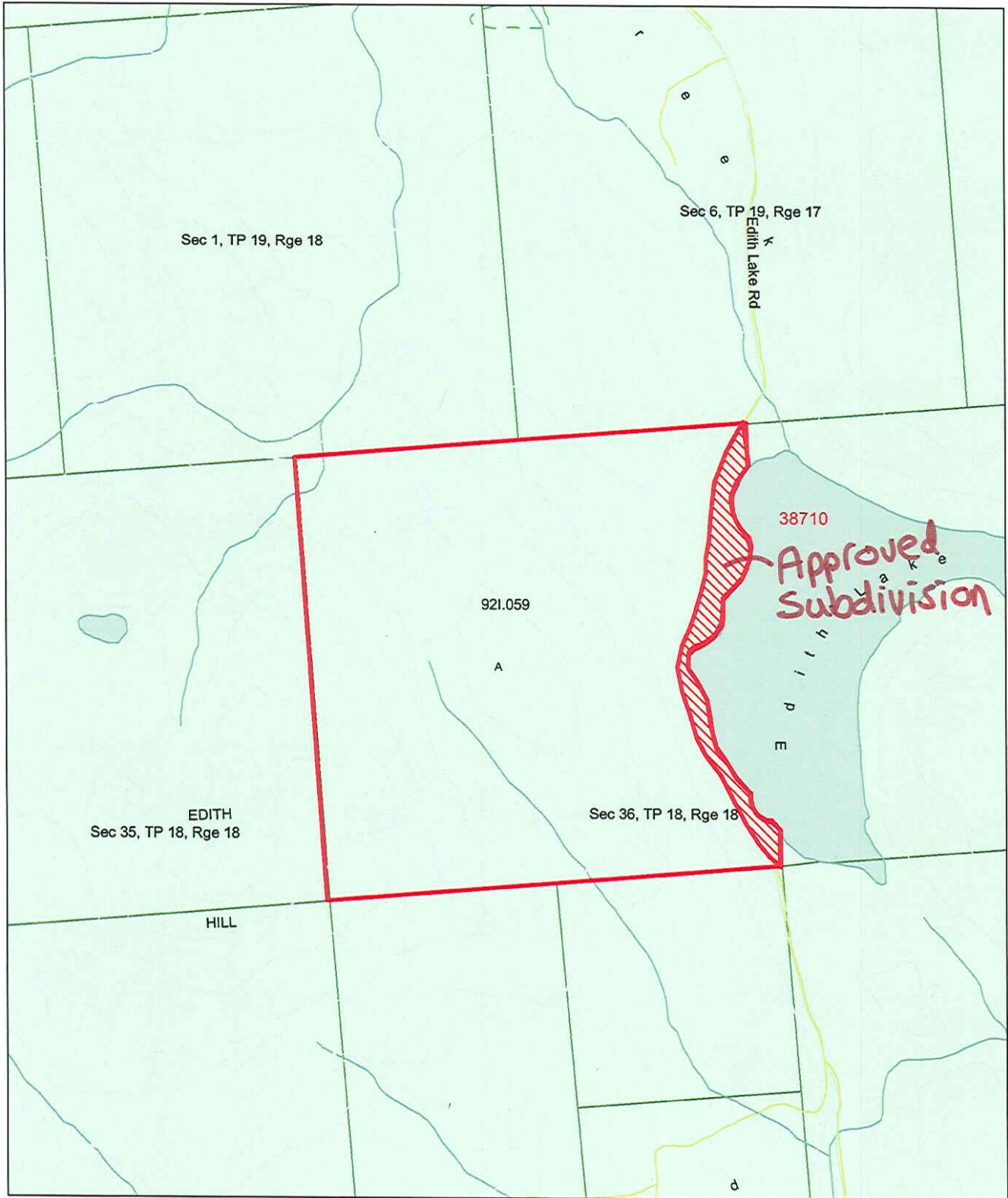
- the subdivision be in substantial compliance with the plan submitted with the application
- the subdivision must be completed within three (3) years from the date of this decision.

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 # 134/2009

File ZZ- 38710 - Resolution # 134/2009 - Approval to Subdivide 3.6 ha from the 46 ha subject property.



Scale: 1: 10,000

BCGS Mapsheet(s): 921.059

