



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

November 5, 2009

Reply to the attention of Brandy Ridout
ALC File: 50712

Brent Chysyk
6876 Hycrest Drive
Burnaby, BC V5B 2X2

Dear Mr. Chysyk:

Re: Application to Include Land in the Agricultural Land Reserve

Please find attached the Minutes of Resolution #1266/2009 outlining the Commission's decision as it relates to the above noted application. As agent, it is your responsibility to notify your client accordingly.

Yours truly,

PROVINCIAL AGRICULTURAL LAND COMMISSION

Per:

A handwritten signature in black ink, appearing to read 'Erik Karlsen', written over the printed name below.

Erik Karlsen, Chair

Enclosure: Minutes/Sketch Plan

cc: Town of Oliver (07468.001ALR) 35016 – 97th Street. PO Box 638, Oliver, BC V0H 1T0

BR/
50712d1

COPY



PROVINCIAL AGRICULTURAL LAND COMMISSION

Minutes of a decision of the Chief Executive Officer on behalf of the Provincial Agricultural Land Commission (the "Commission") on November 5, 2009 at the offices of the Commission located at #133 – 4940 Canada Way, Burnaby, BC.

FOR CONSIDERATION

Application: 50712

(Submitted pursuant to section 17(3) of the *Agricultural Land Commission Act*)

Applicant: Desert Hills Developments Inc.

Agent: Brent Chysyk

Proposal: To include a 0.3 ha portion of Lot A (12.4 ha) into the ALR required by Resolution #53/2006

Property Description: Lot A, Section 7, Township 50, Similkameen Division of Yale District, Plan 39518 (PID: 010-707-379)

Location: 35045 119th Street, Oliver

Background: Under Resolution #53/2006, the Commission allowed the application to widen the existing access from 6 m to 18 m to access the non-ALR portion of Lot A subject to the inclusion of a 0.3 ha linear section of non-ALR orchard.

Attachment: #V-36273 decision; proposal sketch

DELEGATION OF DECISION-MAKING TO THE CHIEF EXECUTIVE OFFICER (CEO)

On September 11, 2009 the Commission delegated decision-making to the CEO by Resolution #003N-2009 (File: 135-45/ALC/CEO/APPL). In accordance with section 27 of the *Agricultural Land Commission Act* the Commission has specified that the following application may be decided by the CEO.

Criterion 1

New exclusion, subdivision, non-farm use and inclusion applications that fulfill a requirement of the Commission contained in a previous decision made by resolution.

DECISION:

After reviewing the entire file material, I, Erik Karlsen, Chief Executive Officer of the Commission, am satisfied that the proposal is consistent with Criterion # 1 of Resolution #003N/2009 and approve the application on behalf of the Commission.

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.

RESOLUTION # 1266/2009

I CERTIFY THAT THIS IS A TRUE RECORD OF THE DECISION

Erik Karlsen, Chief Executive Officer

- SUBDIVISION PLAN OF:**
- 1) LOT A, DL 2450s, AND SEC. 7, Tp. 50, SDYD, PLAN 25996
 - 2) LOT A, SEC. 7, Tp. 50, SDYD, PLAN 39518
- BLDG. SCHEDULE**

SCALE 1:1000



LEGEND

BOUNDARIES ARE APPROXIMATE AND SHOULD BE VERIFIED FROM PLAN RECORDS

- ⊙ denotes boundary corner post found.
- ⊙ denotes boundary corner post placed.
- denotes boundary corner post found.
- denotes boundary corner post placed.
- denotes boundary corner post (found) found.
- denotes boundary corner post (placed) found.

NO EASEMENT RIGHTS ARE GRANTED TO ANY PARTY BY THIS PLAN OR THE RECORDS THEREOF.

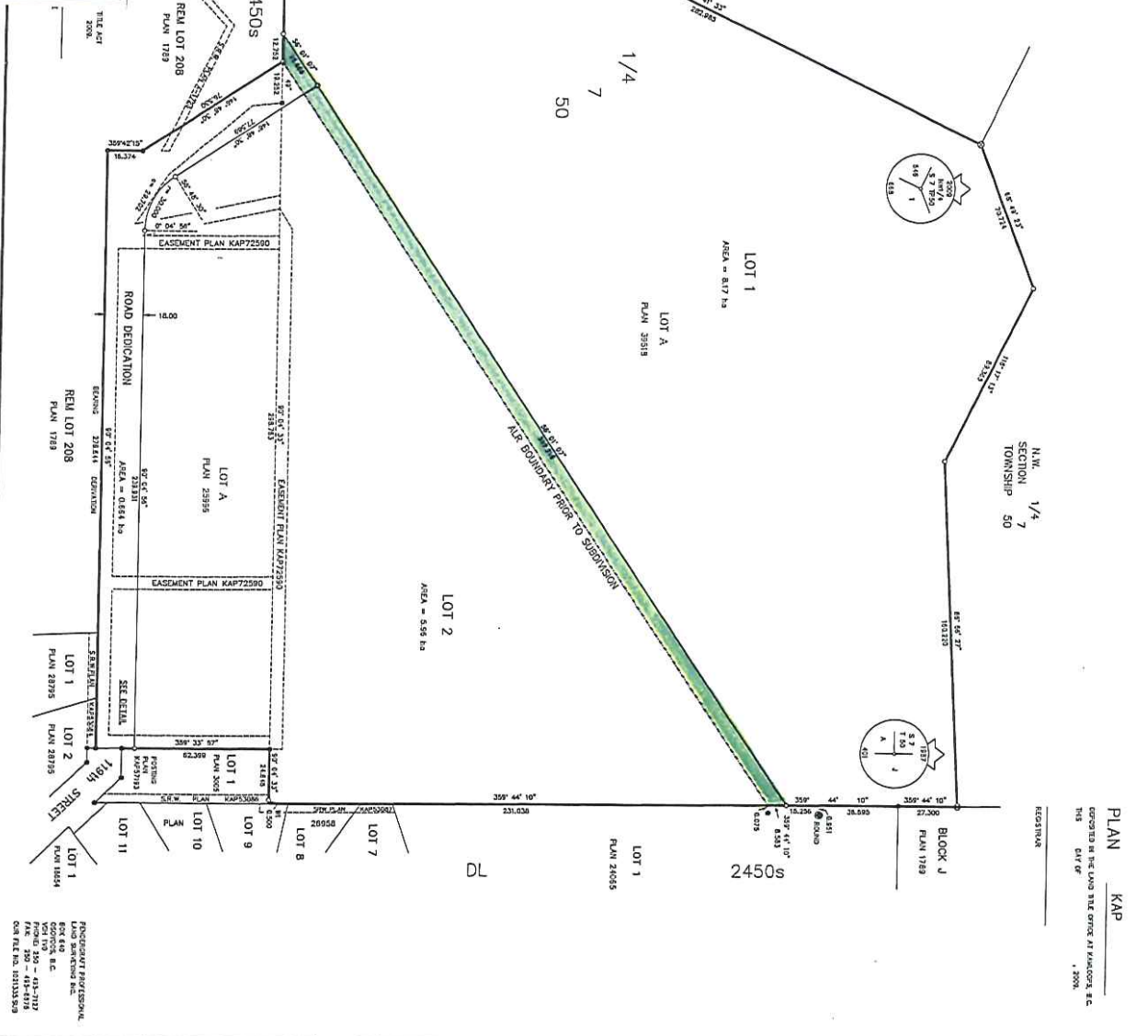
ALL EASEMENTS ARE TO BE SET OUT IN THE RECORDS OF THIS PLAN.

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Provincial Agricultural Land Commission
 Application #50712
 Resolution #1266/2009

0.3 ha area approved for inclusion into the ALR



PLAN KAP
 REGISTERED IN THE LAND TITLE OFFICE AT VANCOUVER, B.C.
 THIS DAY OF 2009.

PROVINCIAL AGRICULTURAL LAND COMMISSION
 LAND SERVICES UNIT
 807 410 B.C.
 V6B 1Y9
 PHONE 250-443-7177
 FAX 250-443-7178
 OR FILE NO. 101333509