



Agricultural Land Commission
133-4940 Canada Way
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March 11, 2014

ALC File:#53388

5450 N.W.T. Ltd.
#8 Yellowknife Airport
Yellowknife, NT X1A 3T2


Dear Mr. Knutson:

Re: Application to Conduct a Non-Farm Use on Land in the Agricultural Land Reserve

Please find attached the Minutes of Resolution #37/2014 as it relates to the above noted application. Further correspondence with respect to this application is to be directed to Liz Sutton.

Yours truly,

PROVINCIAL AGRICULTURAL LAND COMMISSION

Per: 

Brian Underhill, Executive Director

Enclosures: Minutes of Resolution #37/2014

cc: Regional District of Kitimat- Stikine (File #3370 20 #302)
BC Assessment

53388d1



MINUTES OF THE PROVINCIAL AGRICULTURAL LAND COMMISSION

A meeting was held by the Provincial Agricultural Land Commission on January 23, 2014 at the offices of the Commission located at #133 – 4940 Canada Way, Burnaby, B.C. as it relates to Application #53388.

COMMISSION MEMBERS PRESENT:

Richard Bullock	Chair
Jennifer Dyson	Vice-Chair
Gordon Gillette	Vice-Chair
Sylvia Pranger	Vice-Chair
Bert Miles	Commissioner
Jim Johnson	Commissioner
Jerry Thibeault	Commissioner
Lucille Dempsey	Commissioner
Jim Collins	Commissioner

COMMISSION STAFF PRESENT:

Lindsay McCoubrey	Planner
Liz Sutton	Planner
Jennifer Carson	Planner
Colin Fry	Executive Director

PROPOSAL (Submitted pursuant to section 20(3) of the *Agricultural Land Commission Act*)

To add one tent structure which would contain four sleeping units. There are four pre-existing tents each with three sleeping units. The addition of the fifth tent would result in the existing accommodation business having a bedroom capacity of 16 sleeping units. The total area used for cabin sites is approximately 0.25 ha.

PROPERTY INFORMATION:

Parcel 1

Owner: 5450 N.W.T. Ltd. Inc. No. A78436

Legal: PID: 007-901-917
District Lot 1281, Cassiar District, Except Plan 1159

Location: Carnaby Area west of Hazelton

Size: 77.2 ha (48.1 ha ALR)

Parcel 2

Owner: 5450 N.W.T. Ltd. Inc. No. A78436

Legal: PID: 015-574-598

That Part of District Lot 218, Cassiar District Lying West of Plan 1345

Location: Carnaby Area west of Hazelton

Size: 160.5 ha (115.2 ha ALR)

Parcel 3

Owner: 5450 N.W.T. Ltd. Inc. No. A78436

Legal: PID: 015-574-563
District Lot 1282, Cassiar District

Location: Carnaby Area west of Hazelton

Size: 9.5 ha

LEGISLATIVE CONTEXT FOR COMMISSION CONSIDERATION

Section 6 (Purposes of the commission) of the *Agricultural Land Commission Act* states:

6 The following are the purposes of the commission:

- (a) to preserve agricultural land;
- (b) to encourage farming on agricultural land in collaboration with other communities of interest; and
- (c) 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.

COMMISSION CONSIDERATION

After considering the information the Commission concluded that the tents are portable and are not situated on the arable portions of the subject properties.

IT WAS

MOVED BY: Commissioner Collins

SECONDED BY: Commissioner Bullock

THAT the request to use approximately 0.25 ha of ALR land for the purpose of five tents for a total of 16 sleeping units be approved.

AND FINALLY THAT 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 #37/2014