



## **AGRICULTURAL LAND COMMISSION FILE 54302**

### **REASONS FOR DECISION OF THE CHIEF EXECUTIVE OFFICER**

**Application submitted pursuant to s. 6 of BC Regulation 171/2002 (ALR Use, Subdivision and Procedure Regulation)**

**Applicant:** Chevron Canada Ltd.  
(the "Applicant")

**Agent:** Sarah Bigelow  
Chevron Canada Ltd.  
(the "Agent")

**Application before the Chief Executive Officer:** Kim Grout  
(the "CEO")



**THE APPLICATION**

[1] The legal description of the 13 properties involved in the application are:

1. Parcel Identifier: 017-705-665  
PARCEL A DISTRICT LOTS 3826 AND 3827 RANGE 5 COAST  
DISTRICT PLAN PRP 13235
2. Parcel Identifier: n/a  
DL 3823 R 5 Coast District
3. Parcel Identifier: n/a  
SW 1/4 DL 3824 R5 Coast District
4. Parcel Identifier: n/a  
BLK A DL 5992 R5 Coast District
5. Parcel Identifier: n/a  
Sec 23 TP 17 R5 Coast District
6. Parcel Identifier: 009-541-365  
N 1/2 OF SEC 19 TP 16 R5 Coast District
7. Parcel Identifier:  
W 1/2 OF SEC 20 TP 16 R5C EXC STRIPS OF LAND BEING THE  
MOST WLY 25 M & THE MOST SLY 25 M IN PARL WIDTHS
8. Parcel Identifier: n/a  
Rem Sec 14 TP 17 R5 Coast District
9. Parcel Identifier: n/a  
N 1/2 DL 2545 Cariboo District
10. Parcel Identifier: 010-526-676  
NW 1/4 OF DL 2546 CARIBOO
11. Parcel Identifier: 010-526-633  
S 1/2 of the NE 1/4 of DL 2546 Cariboo District
12. Parcel Identifier: 010-526-552  
NE 1/4 OF THE NE 1/4 OF DL 2546 CARIBOO

13. Parcel Identifier: n/a  
DL 2547

(collectively the “Properties”)

- [2] The Properties are generally located 17 km west of Summit Lake, 5 km west of the Village of Fraser Lake and 18-20 km west of Endako.
- [3] Pursuant to s. 6 of BC Regulation 171/2002 (Agricultural Land Reserve Use, Subdivision and Procedure Regulation) the Applicants are applying to dedicate a natural gas pipeline right of way 18 metres in width and approximately 6.6 km in length of 1,066.8 O. D. (NPS 42) natural gas pipeline and 1.6 km of proposed access roads through 5 parcels of ALR land. This is part of the proposed larger Pacific Trail Pipelines (PTP) Project, which extends from Summit Lake to Kitimat, BC (the “Application”).

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

**[4] Chief executive officer may approve some applications**

27(1) The commission, by resolution, may establish criteria under which the following may be approved by the chief executive officer:

- (a) specified types of applications for exclusion, subdivision or non-farm use;
  - (b) applications with respect to specified regions of British Columbia.
- (2) The commission must put the criteria established under subsection (1) in writing and make them available for inspection during ordinary business hours.
- (3) An application that meets the criteria established under subsection (1) may be approved by the chief executive officer on the terms that the chief executive officer may impose.
- (4) If the chief executive officer considers that the application does not meet the criteria specified under subsection (1) or for any other reason does not wish to approve the application under subsection (3), the application must be referred to the commission for a decision.
- (5) An approval of an application by the chief executive officer under subsection (3) is a decision of the commission for the purposes of this Act.
- (6) The chief executive officer may not exercise a power that has been delegated to a local government, a first nation government or an authority by an agreement entered into under section 26.



[5] On June 27, 2011 the Commission delegated decision-making to the CEO by Resolution #016N-2011 (File: 140-60/ALC/CEO/APPL). In accordance with section 27 of the ALCA the Commission has specified that the following applications may be decided by the CEO.

Criterion 6

Applications that involve the dedication of a statutory right of way for existing electrical transmission infrastructure and oil and gas pipelines where the landowner(s) have no objection to the proposal;

**DECISION**

[6] After reviewing the entire file material, I am satisfied that the proposal is consistent with Criterion #6 of Resolution #016N/2011 and approve the Application.

[7] Approval is subject to the following conditions:

- The right of way is to be dedicated and the pipeline constructed in substantial compliance with the plans submitted with the application;
- Soil management pertaining to construction and reclamation is to be undertaken consistent with the "Soil Management Proposal for ALR Lands in Section 2 of the Pacific Trail Pipelines Project" dated March June 5, 2015;
- A closure report prepared by a registered professional Agrologist must be submitted to the Commission not earlier than 2 years following construction, confirming that the soil handling and reclamation standards outlined in the above referenced report have been met; and
- Weed control must be practiced for at least two growing seasons following completion of the project. The aforementioned closure report is to include the details of the weed control program.

[8] 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.

[9] Decision recorded as Resolution #41/2016

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**I CERTIFY THAT THIS IS A TRUE RECORD OF THE DECISION**

A handwritten signature in black ink, appearing to read 'K. Grout', is written over a horizontal line.

**Kim Grout, Chief Executive Officer**

**January 22, 2016**

**Date Released**