



**APPLICATION  
for Transportation, Utility  
and Recreational Uses in the ALR  
under the  
Agricultural Land Reserve  
Use, Subdivision and Procedure Regulation**

To avoid delays in processing your application, please ensure that all parts of the form are completed and that all additional documentation and fees are enclosed.

The information required by this form and the documents you provide with it are collected to process an application under the Agricultural Land Commission Act or its applicable regulation. This information will be available for review by any member of the public. If you have any questions about the collection or use of this information, contact the Commission and ask for the staff member handling the application.

Provincial Agricultural Land Commission  
Room 133, 4940 Canada Way, Burnaby, BC V5G 4K6  
Telephone: (604) 660-7000 Fax: (604) 660-7033  
[www.alc.gov.bc.ca](http://www.alc.gov.bc.ca)

## ***INSTRUCTIONS***

Unless permitted under sections 2 and 3 of the Agricultural Land Reserve Use, Subdivision and Procedure Regulation, a person must file an application with the office of the Commission for any of the following uses:

- a) widening of an existing road right of way;
- b) construction of a road within an existing right of way;
- c) dedication of a right of way or construction of any of the following:
  - i. a new or existing road or railway;
  - ii. a new or existing recreational trail;
  - iii. a utility corridor use;
  - iv. a sewer or water line other than for ancillary utility connections;
  - v. a forest service road under the *Forest Act*;
- d) the new use of an existing right of way for a recreational trail.

The application fee is \$400 and is payable to the Minister of Finance.

### **APPLICANT**

This is the registered owner of the land, an agent acting on behalf of the owner, or a person with a right of entry granted by the Mediation and Arbitration Board under the *Petroleum and Natural Gas Act*, the *Mineral Tenure Act*, the *Mining Right of Way Act* or any other authority under an enactment.

### **LOCAL GOVERNMENT**

Specify the municipality or regional district in which the property is located.

### **LAND UNDER APPLICATION**

Copies of the Certificate of Title or Title Search Print must accompany your application.

### **PROPOSAL**

Be clear and precise in describing the proposal and purpose of the application. Include details of any physical alteration of the land that the non-farm use will require. A plan or sketch showing the proposal is required. Explain what steps you may be proposing to reduce potential impact on surrounding agricultural lands such as landscape screening, fencing, etc.

### **NOTIFICATION OF AFFECTED LANDOWNERS**

Persons applying for transportation and utility uses under Section 6 of the Agricultural Land Reserve Use, Subdivision and Procedure Regulation must notify the owners of the land involved in the proposal where the applicant is not the owner of the land under application. Please ensure that the attached pamphlet entitled "**Transportation and Utility Corridors and Agricultural Land - An Advisory for Landowners in the Agricultural Land Reserve**" is given to all affected landowners with land in the Agricultural Land Reserve.

### **SEND THE COMPLETED APPLICATION TO THE AGRICULTURAL LAND COMMISSION OFFICE.**

The following **must** be enclosed:

- Application fee (\$400) payable to Minister of Finance
- Certificate of Title or Title Search Print
- Agent authorization (if using agent)
- Map or sketch showing proposal
- Photographs (optional)

**INCOMPLETE OR MISSING INFORMATION WILL DELAY YOUR APPLICATION**

*If you have any questions about the application process, contact the Commission's office.*



**APPLICATION FOR TRANSPORTATION, UTILITY OR  
RECREATIONAL TRAIL USES  
under Section 6 of the Agricultural Land Reserve  
Use, Subdivision and Procedure Regulation**

*NOTE: The information required by this form and the documents you provide with it are collected to process your application under the Agricultural Land Commission Act and regulation. This information will be available for review by any member of the public. If you have any questions about the collection or use of this information, contact the Agricultural Land Commission and ask for the staff member who will be handling your application.*

**APPLICANT**

Name of Applicant:		Agent:	
Address:		Address:	
	Postal Code		Postal Code
Telephone	Fax	Telephone	Fax
E-mail		E-mail	

**LOCAL GOVERNMENT JURISDICTION** *(List all affected jurisdictions)*

Municipality

Regional District

**LAND UNDER APPLICATION** *(Show land on plan or sketch)*

Title Number

Area Affected (Ha.)

Title Number

Area Affected (Ha.)

Total Project Area:        Hectares

**NOTIFICATION OF AFFECTED LANDOWNERS**

Have all affected property owners with land in the ALR been notified as required by Section 7 of the Agricultural Land Reserve Use, Subdivision and Procedure Regulation?

Yes

No

**PROPOSAL** (*Show on plan or sketch*)

Are there any farm activities such as livestock operations, greenhouses or horticultural activities in proximity to the proposal?

Yes (*If yes, please specify farm activity and location*)

No

**DECLARATION**

I/we consent to the use of the information provided in the application and all supporting documents to process the application in accordance with the *Agricultural Land Commission Act* and regulation. Furthermore, I/we declare that the information provided in the application and all the supporting documents are, to the best of my/our knowledge, true and correct. I/we understand that the Agricultural Land Commission will take the steps necessary to confirm the accuracy of the information and documents provided.

\_\_\_\_\_

*Date*

\_\_\_\_\_

*Signature of Owner or Agent*

\_\_\_\_\_

*Print Name*

\_\_\_\_\_

*Date*

\_\_\_\_\_

*Signature of Owner or Agent*

\_\_\_\_\_

*Print Name*

**Please ensure the following documents are enclosed with the application:**

- Application fee (\$400) payable to Minister of Finance
- Map or sketch showing proposal
- Certificate of Title or Title Search Print
- Photographs (optional)
- Agent authorization (if using agent)

# TRANSPORTATION AND UTILITY CORRIDORS AND AGRICULTURAL LAND

## AN ADVISORY FOR LANDOWNERS IN THE AGRICULTURAL LAND RESERVE

The purpose of this brochure is to describe the application process for pipelines, roads, recreational trails and other utility corridors in the Agricultural Land Reserve (ALR), and the rights and duties of proponents and affected landowners. It does not address compensation or other issues that may arise between a proponent and a landowner, which are private matters to be resolved between the parties and their professional advisors.

### Application Process

The provincial *Agricultural Land Commission Act* protects agricultural land in BC for present and future farm use. Proponents of transportation and utility corridors through the ALR must, in addition to obtaining a landowner's permission, apply and receive permission from the Agricultural Land Commission for such development. Upon receipt of an application, the Commission may contact local governments and other agencies for their comments and recommendations. After reviewing the proposal, the Commission will make a decision and communicate this in writing to the proponent.

The proponent is responsible for notifying the affected landowners at two stages in the process:

- At the time the application is filed with the Commission, and
- When the Commission makes a decision.

If an application is approved by the Commission, the second notice must include any conditions of approval imposed by the Commission.

### Landowner's Rights

As an owner of land in the ALR through which a gas, sewer or water line, road, recreation trail or other utility corridor is being proposed, you have the right:

#### During the Route Selection Stage

- To all information from the proponent on the options and preferred route location of the transportation or utility corridor through your property; and
- To contact the proponent and the Commission to express concerns or suggest specific changes to the preferred route location.

#### During the Application Stage

- To be notified by the proponent that an application under the *Agricultural Land Commission Act* has been filed for that portion of the proposal which affects your property; and
- To contact the proponent and the Commission to express concerns or make suggestions on site preparation and reclamation.

#### During the Approval Stage

- To be notified by the proponent of the Commission's decision, by way of a copy of the Commission's approval letter outlining the conditions of approval; and
- To view any of the proponent's site preparation and reclamation reports submitted to the Commission. (During any negotiations between a landowner and the proponent, the landowner may request construction or rehabilitation conditions beyond those specified by the Commission.)

#### During the Construction & Reclamation Stages

- To review all site preparation, construction and reclamation work as it proceeds; and
- To contact the Commission directly if the Commission's conditions are not being met.

To ensure that the Commission's conditions are being met, the Commission staff Agrologist will review the construction and reclamation procedures. If the procedures being used do not satisfy the approved conditions, the Commission may amend the conditions or issue a stop work order. The Commission Agrologist has the authority to modify the approval conditions, provided the modifications do not materially alter the intent of the approval.

### Notification of Affected Landowners

The Commission requires the proponent to give this brochure to affected landowners. If you have any concerns about the proposal, please complete the back of this form and send it to the Commission within 14 days of receiving the notification.

The Agricultural Land Commission requires proponents of transportation and utility corridors through ALR land to notify affected landowners. If you have any concerns about the proposed transportation or utility proposal, please complete the following and send it to the Commission within 14 days of receipt of this brochure.

Please note that the information on this form and other documents you provide are collected to process an application under the *Agricultural Land Commission Act* and regulation. This information will be available for review by any member of the public. If you have any questions about the collection and use of this information, contact the Agricultural Land Commission and ask for the staff member handling the application.

Name:

Address:

Telephone:

Fax:

Email:

Title Number(s) of Affected Property:

Current Use of Property:

Company or Agency Proposing the Right of Way:

Project Name (if any):

Comments & Suggestions: