



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

October 13, 2005

Reply to the attention of Ron Wallace

Terasen Gas  
Land Services Department  
16705 Fraser Highway  
Surrey, BC V3S 2X7

Attention: Leslee Ellis

**Re: Application # L- 36286  
Plan of Statutory Right of Way of Part of Lot 1, D.L. 4135, Plan 10132 and  
Part of Lot 1, D.L. 9488, Plan NEP59805, Kootenay District**

The Provincial Agricultural Land Commission (the "Commission") has now concluded its review of your application to use a 73 square metre area within the ALR for a gas regulator facility. The application was submitted pursuant to section 6 of the *Agricultural Land Reserve Use Subdivision and Procedure Regulation*.

The Commission writes to advise that it approved your application subject to:

- the use being restricted to the 73 square metre area identified on the attached plan.
- receipt by the Commission of a letter from Terasen confirming that its proposed facility will not impede or negatively affect any agricultural activities on the adjacent ALR lands.
- compliance 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. The Commission suggests you contact the East Kootenay Regional District at your earliest convenience.

The decision noted above is recorded as Resolution #522/2005.

Please quote your application number in any future correspondence.

Yours truly,

PROVINCIAL AGRICULTURAL LAND COMMISSION

Per:

Erik Karlsen, Chair

cc: Regional District of East Kootenay  
Registrar of Titles - Kamloops

Enclosure (plan)  
GB/eg/i/36286d1



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Reply to the attention of Gordon Bednard  
ALC File #L-36286

BC Land Title and Survey  
Land Title Division  
114-455 Columbia Street  
Kamloops, BC V2C 6K4

Dear Sir:

**ORDER #522/2005**

This is Order #522/2005 of the Provincial Agricultural Land Commission authorizing the Registrar of Land Titles to accept the following documents for registration:

This Order also confirms that Area A and the remainder of DL 4135, Plan 10132, Lot 1 resulting from this subdivision are within the Agricultural Land Reserve.

It would be appreciated if the section below could be completed and a copy of this letter returned to our office.

Date of Registration \_\_\_\_\_

Plan Number \_\_\_\_\_

Finally, be advised that this letter constitutes the new format for a Commission Order replacing the old Certificate of Order previously forwarded under separate cover letter.

Thank you in advance for your cooperation.

Yours truly,

PROVINCIAL AGRICULTURAL LAND COMMISSION

Per:

Erik Karlsen, Chair

GB/eg/Enclosure

36286c1

**MINUTES OF THE PROVINCIAL AGRICULTURAL LAND COMMISSION**

**Minutes of a meeting held by the Provincial Agricultural Land Commission (the "Commission") by e-mail correspondence on September 28 and 29, 2005.**

**PRESENT:** Monika Marshall Vice Chair  
Carmen Purdy Commissioner

**ABSENT:** Cheryle Huscroft Commissioner

**STAFF:** Gordon Bednard

**For Consideration**

Gordon bednard presented a request by Tersaen Gas for the addition of 73 square metres to an existing right-of-way for a gas regulation and distribution facility.

**Commission Discussion**

The Commission considered that as long as the facility did not interfere with, or negatively affect, the adjacent ALR lands, and the Commisison was to receive assurances of that from the applicant, it could approve the proposal.

**IT WAS**

**MOVED BY:** Commissioner Monika Marshall

**SECONDED BY:** Commissioner Carmen Purdy

THAT the application be allowed subject to the above condition.

CARRIED