



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

November 25, 2005

Reply to the attention of Ron Wallace

District of Central Saanich
1903 Mt. Newton Cross Road
Saanichton, BC – V8M 2A9

Attention: Mr. Mike van der Linden

Dear Mr. van der Linden:

Re: **Application # C-36290**

The Provincial Agricultural Land Commission (the "Commission") has now concluded its review of the District's application to construct a pathway within Macklin Avenue right-of-way. This application is made pursuant to Section 6 of BC Regulation 171/2002 (Agricultural Land Reserve Use, Subdivision and Procedure Regulation).

The Commission wishes to thank you for taking the time to meet with its representatives on November 16, 2005.

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

- the pathway construction being restricted to the area identified on the attached plan.
- compliance with applicable Acts, regulations, and decisions and orders of any person or body having jurisdiction over the land under an enactment.

The decision noted above is recorded as Resolution **#620/2005**.

Please quote your application number in any future correspondence.

Yours truly,

PROVINCIAL AGRICULTURAL LAND COMMISSION

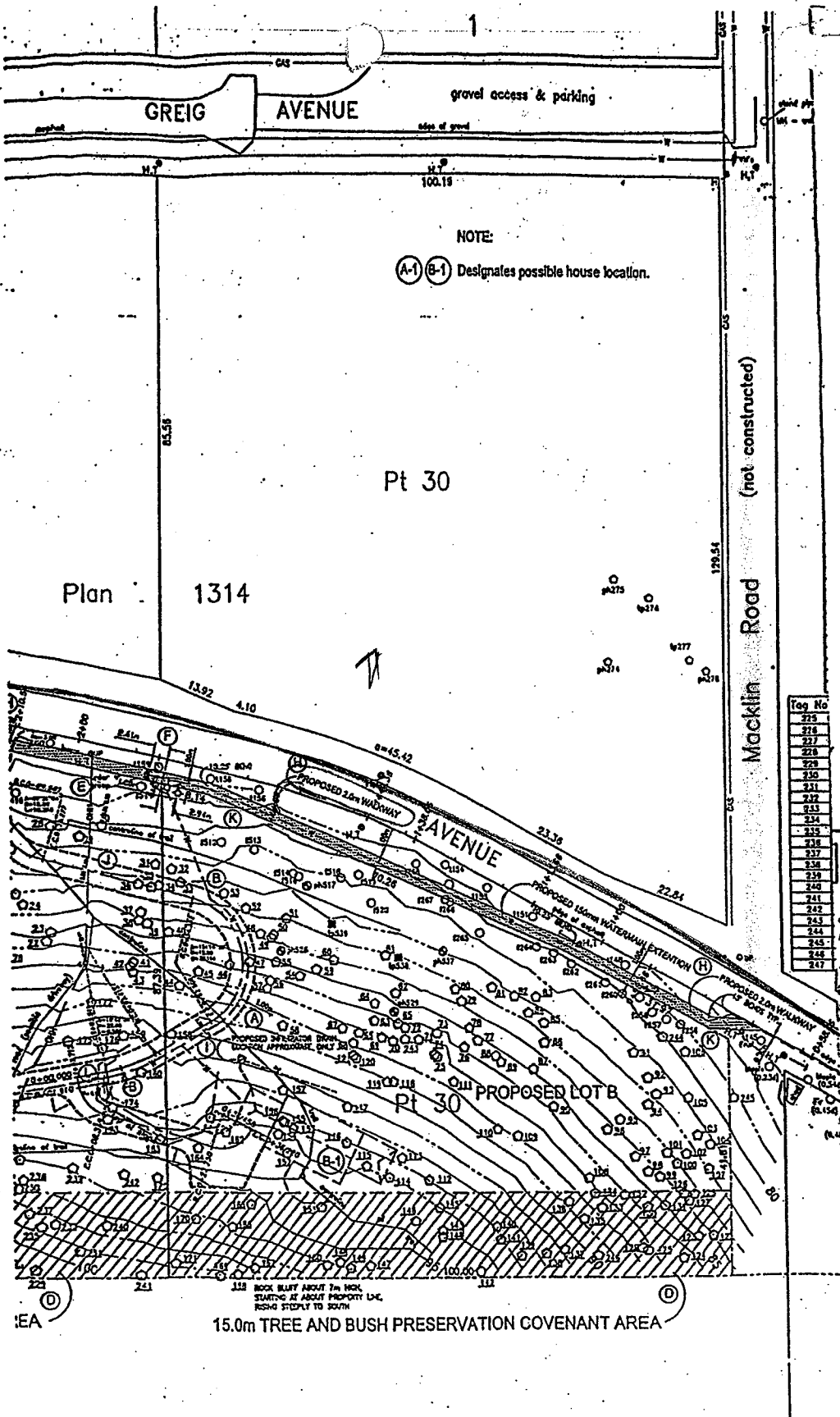
Per:

Erik Karsen, Chair

cc: BC Assessment, Victoria

RW/lv/Encl.
36290d1

Appendix "A"



VED
 2005
 of the District
 Council
 Department

Provincial Agricultural Land Commission
 Application: C-36290
 Resolution #620/2005

 Approved area for use as pathway

REVISIONS	REVISION # 1		REVISION # 2	
	APP.	DATE	APP.	DATE



Staff Report
Application # C – 36290-0
Applicant: Central Saanich
Agent:

DATE PREPARED: November 8, 2005

TO: Chair and Commissioners – Island Panel

FROM: Brandy Ridout, Regional Research Officer

PROPOSAL: To construct a pathway in the road allowance in the ALR.

This application is made pursuant to Part 4 Section 6 of BC Regulation 171/2002 (Agricultural Land Reserve Use, Subdivision and Procedure Regulation).

Local Government:

The Corporation of the District of Central Saanich

Legal Description of Property:

No legal description for the pathway within the existing road way.

Location of Property:

1300 Benvenuto Avenue, Saanichton

Present use of the Property:

Road right-of-way

Surrounding Land Uses:

WEST: Agriculture
SOUTH: Residential
EAST: Agriculture
NORTH: Agriculture

Agricultural Capability:

Data Source: Agricultural Capability Map # Saanich Study
The majority of the property is identified as having Secondary ratings.

Official Community Plan and Designation:

Official Community Plan Bylaw No. 1303
Designation: Agriculture

Zoning Bylaw and Designation:

Land Use Bylaw No. 1309
Designation: Agriculture (A-2)

PREVIOUS APPLICATIONS:

Application #29999-0

Applicant: Delbern Enterprises Ltd

Decision Date: September 12, 1995

Proposal: To subdivide two adjoining lots of roughly equal size (approx. 1.7 ha) into four lots as divided by the ALR boundary.

Decision: The Commission was prepared to allow the subdivision of the properties as divided by the ALR boundary, however, as a condition of approval it required the consolidation of the northerly ALR portions into a single lot.

LOCAL GOVERNMENT RECOMMENDATIONS/COMMENTS:

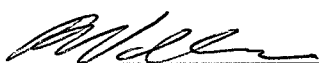
Local Council

The Corporation of the District of Central Saanich Council - forwarded for approval

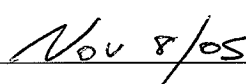
STAFF COMMENTS:

Staff recommends support for this application as the properties on either side of the road allowance are fenced so public trespass onto the adjacent farmland is not a concern.

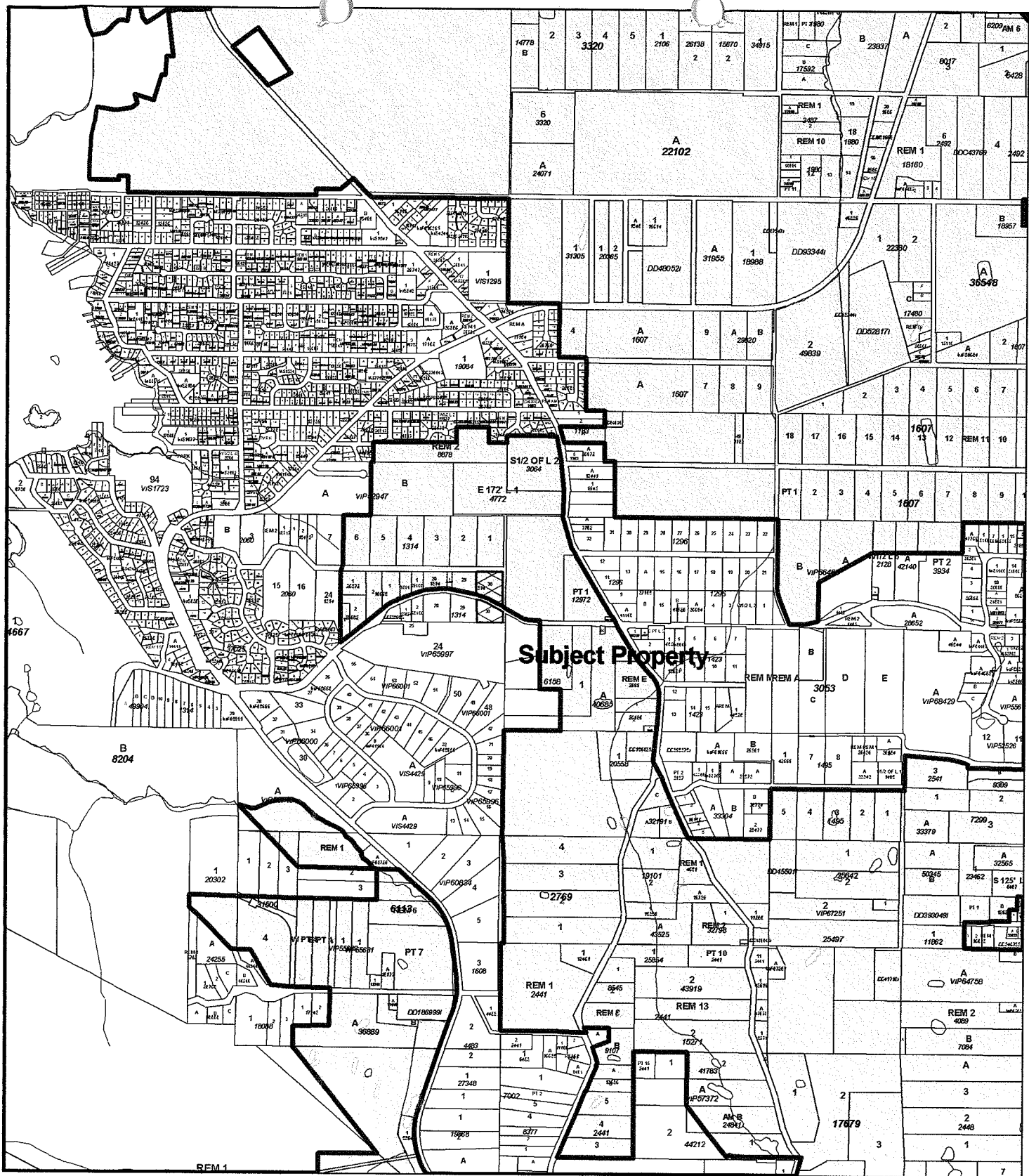
END OF REPORT



Signature



Date



ALC CONTEXT MAP
Application # 36290

Map Scale: 1: 20000

ALC File #: 25-05-36290
BCGS Map Sheet #: 92B.053
Regional District: Capital