



**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

December 20, 2006

Reply to the attention of Gordon Bednard  
ALC File: #L - 36871

621898 BC Ltd  
#103 - 5041 Regent Street  
Burnaby, BC V5C 4H4

Dear Sir/Madam:

Re: Application for Non-Farm Use in the Agricultural Land Reserve

Please find attached the Minutes of Resolution # 636/2006 outlining the Commission's decision as it relates to the above noted application.

Yours truly,

PROVINCIAL AGRICULTURAL LAND COMMISSION

Per:

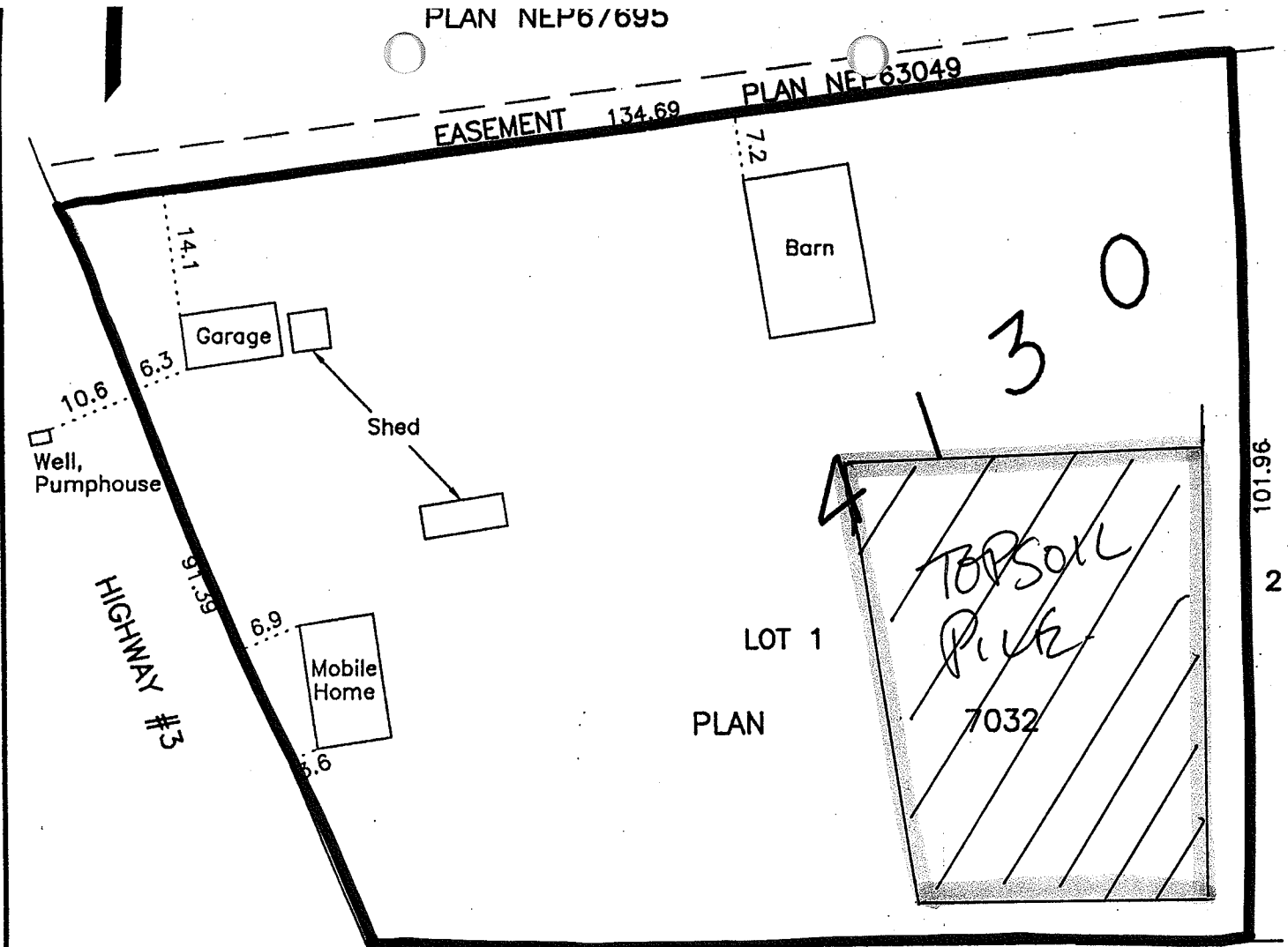
A handwritten signature in black ink, appearing to read 'E. Karlsen', written over a white background.

Erik Karlsen, Chair

cc: Regional District of East Kootenay (#P706-108)

GB/lv/Encl.: Minutes/Sketch Plan  
37871d1

EASEMENT 134.69



D. ✓

**Provincial Agricultural Land Commission**

Application: L-36871

Resolution # 636/2006



Subject property.



600 square metre area approved for non-farm use (temporary soil storage) within the ALR.



## MINUTES OF THE PROVINCIAL AGRICULTURAL LAND COMMISSION

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A meeting was held by the Provincial Agricultural Land Commission on October 18, 2006 at Cranbrook, B.C.

<b>PRESENT:</b>	Monika Marshall	Chair, Kootenay Panel
	Carmen Purdy	Commissioner
	Erik Karlsen	Chair, ALC
	Gordon Bednard	Staff, ALC

### For Consideration

Application: # L - 36871  
Applicant: 621898 BC Ltd  
Proposal: To place topsoil on property while constructing townhouses. Topsoil will be returned once foundations have been installed.  
Legal: PID: 014-246-678  
Location: Lot 1, District Lot 5237, Kootenay District, Plan 7032  
5547 Vanlerberg Road, Fernie

### Site Inspection

A site inspection was conducted on October 18, 2006. Those in attendance were:

Monika Marshall	Chair, Kootenay Panel
Carmen Purdy	Commissioner
Erik Karlsen	Chair, ALC
Gordon Bednard	Staff, ALC
Dennis (representing 621898BC Ltd)	

The Commission inspected the soil which had been deposited on the subject property which was being removed from properties outside the ALR and is intended to be used for landscaping on housing projects outside the ALR. The deposit was approximately 3 m in height and covered an area roughly 30 X 20 metres.

### Discussion

The Commission does not believe the proposed short term (1-2 years) storage of the soil will impact on the existing or potential agricultural use of the subject or surrounding lands.

### **IT WAS**

**MOVED BY:** Commissioner Erik Karlsen  
**SECONDED BY:** Commissioner Carmen Purdy

THAT the application for short term storage of approximately 6000 cubic metres of soil on the subject property be approved as presented.

AND THAT the approval is subject to the following conditions:

- within two (2) years of the date of this decision the soil is to be removed from the property and the land rehabilitated to an agricultural standard as good or better than what existed prior to the deposition.

AND THAT the approval is granted to the applicant only.

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 # 636/2006**