



Agricultural Land Commission
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May 28th, 2008

Reply to the attention of Brandy Ridout
ALC File: #H-37979

Richard Johnston
235 Deep Creek Road
Enderby, BC V0E1V3

Dear Mr. Johnston:

Re: **Application for transportation use in the Agricultural Land Reserve**

Please find attached the Minutes of Resolution # 77/2008 (and a sketch plan) outlining the Commission's decision as it relates to the above noted application.

Yours truly,

PROVINCIAL AGRICULTURAL LAND COMMISSION

Per: 

Erik Karlsen, Chair

cc: Columbia Shuswap Regional District

Enclosure: Minutes/Sketch Plan

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MINUTES OF THE PROVINCIAL AGRICULTURAL LAND COMMISSION

A meeting was held by the Provincial Agricultural Land Commission on May 9, 2008 at the Ministry of Agriculture and Lands Office located at 4607- 23rd Street, Vernon, BC.

PRESENT:	Roger Mayer	Chair, Okanagan Panel
	Sid Sidhu	Commissioner
	Gerald Zimmermann	Commissioner
	Brandy Ridout	Staff
	Martin Collins	Staff

For Consideration

Application: # H- 37979
Applicant: Richard Johnston
Proposal: Widen Deep Creek Road at the south end of property by an unspecified (though minor) amount to gain access to lands outside the Agricultural Land Reserve. Applicant owns the access property, there will be no landowners affected that have land in the Agricultural Land Reserve.
Legal: PID: 013-892-215
North ½ of the South East ¼, Section 7, Township 19, Range 9, W6M, Kamloops Division Yale District, EXCEPT Plan A11384
Location: Deep Creek Road, Enderby

Site Inspection

A site inspection was not conducted.

Context

The proposal was weighed against the purposes of the Commission as stipulated in section 6 of the *Agricultural Land Commission Act* (the "Act"). They are:

1. to preserve agricultural land
2. to encourage farming on agricultural land in collaboration with other communities of interest, and
3. to encourage local governments, first nations, the government and its agents to enable and accommodate farm use of agricultural land and uses compatible with agriculture in their plans, bylaws and policies.

Discussion

Assessment of Impact on Agriculture

The Commission assessed the impact of the proposal against the long-term goal of preserving agricultural land. It was noted that the ALR boundary crosses the road at the southern boundary of the subject property and then proceeds directly north. As such, access to the portion of the property lying to the west of Deep Creek Road goes through the ALR. As the area being requested was minimal and predominantly non-ALR, the

Commission did not believe the proposal would impact existing or potential agricultural use of the subject property or surrounding lands.

IT WAS

MOVED BY: Commissioner Mayer

SECONDED BY: Commissioner Sidhu

THAT the application to widen Deep Creek Road at the south end of property by an unspecified (though minor) amount to gain access to lands outside the Agricultural Land Reserve be approved.

AND THAT the approval is subject to the project being completed within three (3) years from the date of this decision.

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 #77/2008