



Agricultural Land Commission
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Burnaby, British Columbia V5G 4K6
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www.alc.gov.bc.ca

March 25, 2009

Reply to the attention of Simone Rivers
ALC File: W-38622

Joe Walter
c/o Milligan Creek Farm
Box 6086
Fort St John, BC V1J4H6

Dear Mr. Walter:


Re: Application to Subdivide land in the Agricultural Land Reserve

Please find attached the Minutes of Resolution # 53/2009 outlining the Commission's decision as it relates to the above noted application.

Please send two (2) paper prints of the final survey plans to this office. When the Commission confirms that all conditions have been met, it will authorize the Registrar of Land Titles to accept registration of the plan.

Yours truly,

PROVINCIAL AGRICULTURAL LAND COMMISSION

Per: 

Erik Karlsen, Chair

Enclosure: Minutes/Sketch Plan

cc: Peace River Regional District (67/2008)
BC Assessment, 1112 - 103rd Ave. Dawson Creek, BC V1G 2G7

SBR/
i/38622d1



MINUTES OF THE PROVINCIAL AGRICULTURAL LAND COMMISSION

A meeting was held by the Provincial Agricultural Land Commission on March 11, 2009 at Fort St. John, B.C.

| | | |
|-----------------|-----------------|--------------------|
| PRESENT: | William Norton | Chair, North Panel |
| | Denise Dowswell | Commissioner |
| | Simone Rivers | Staff |
| | Brian Underhill | Staff |

For Consideration

Application: # W- 38622
Applicant: Joe Walter
Agent: Milligan Creek Farm
Proposal: To subdivide and use 600 m² of the subject property as a cemetery
Legal: PID: 014-971-321
District Lot 2926, Peace River District, EXCEPT Plan PGP39272
Location: Buick Creek, 65 km north of Fort St. John

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

The Commission had no objection to the creation of the proposed cemetery as the area proposed for cemetery use was small and therefore the Commission did not believe that the proposal would have a negative impact on agriculture. The Commission would only approve the subdivision of the property upon receiving information that that would guarantee that the area is only to be used as a cemetery.

IT WAS

Moved by: Commissioner Dowswell

Seconded by: Commissioner Norton

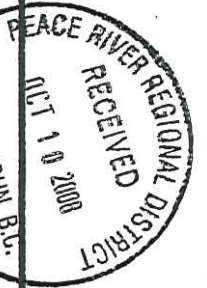
THAT the application be approved.

AND THAT the approval is subject to the following conditions:

- the subdivision be in substantial compliance with the plan submitted with the application
- the subdivision must be completed within three (3) years from the date of this decision.
- The subdivision must only be used for a cemetery and can not be used for residential purposes.
- Submission of either a covenant that restricts the use of the proposed lot to that of cemetery use and prohibits residential uses or other documentation that that area has been registered for use as a cemetery.

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 # 53/2009



LOCATION CEMETERY

CULTIVATED FIELD

CULTIVATED FIELD

DL2925

359m±

30m±

400m

1219m±

ROAD

BLC
DL

CULTIVATED FIELD

1610m±

K ROAD

PLAN PGP39272

1610m±

CULTIVATED FIELD

PROPOSED REM

DL2926

CULTIVATED FIELD

1610m±

DL

PROPOSED PARCEL
24.4m x 24.4m

Oct 1/08
J, Joe Walter, confirm

Provincial Agricultural Land Commission

Application W-38622
Resolution # 53/2009

Subject Property

Approved subdivision of 600 m² for cemetery use only

