



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

September 22, 2009

Reply to the attention of Simone Rivers  
ALC File:50143

Richard Plug  
P.O. Box 2140  
Smithers BC, V0J 2N0

Dear Mr. Plug:

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

Please find attached the Minutes of Resolution # 723/2009 outlining the Commission's decision as it relates to the above noted application. As agent, it is your responsibility to notify your client(s) accordingly.

Other approvals may be necessary. Prior to proceeding, the Commission suggests you contact your Local Government.

Yours truly,

PROVINCIAL AGRICULTURAL LAND COMMISSION

Per:

A handwritten signature in black ink that reads 'Simone Rivers'. The signature is written in a cursive, flowing style.

Erik Karlsen, Chair

Enclosure: Minutes/Sketch Plan

cc: Regional District of Bulkley-Nechako (1077)  
BC Assessment, Terrace

SBR/  
50143d1



and suggests that this would be the appropriate application to make in the future should another expansion be necessary.

**IT WAS**

**MOVED BY:** Commissioner Dowswell

**SECONDED BY:** Commissioner Norton

THAT the application to add two classrooms and an addition to the gymnasium be approved as proposed provided the addition to the school is in substantial compliance with the plan submitted with the application.

AND THAT the request that the Commission allow future expansion of the school without further application is refused. The Commission believes that future requests for school expansion should be made by way of an exclusion application. If the property were excluded from the ALR then Commission permission would not be necessary for future expansions and renovations.

AND THAT the applicant be advised of the provisions of Section 33 of the *Agricultural Land Commission Act* which provides an applicant with the opportunity to submit a request for reconsideration.

- S.33 (1) *On the written request of a person affected or on the commission's own initiative, the commission may reconsider a decision of the commission under this Act and may confirm, reverse or vary it if the commission determines that*
- (a) evidence not available at the time of the original decision has become available,*
  - (b) all or part of the original decision was based on evidence that was in error or was false.*
- (2) *The commission must give notice of its intention to reconsider a decision under subsection (1) to any person that the commission considers is affected by the reconsideration.*

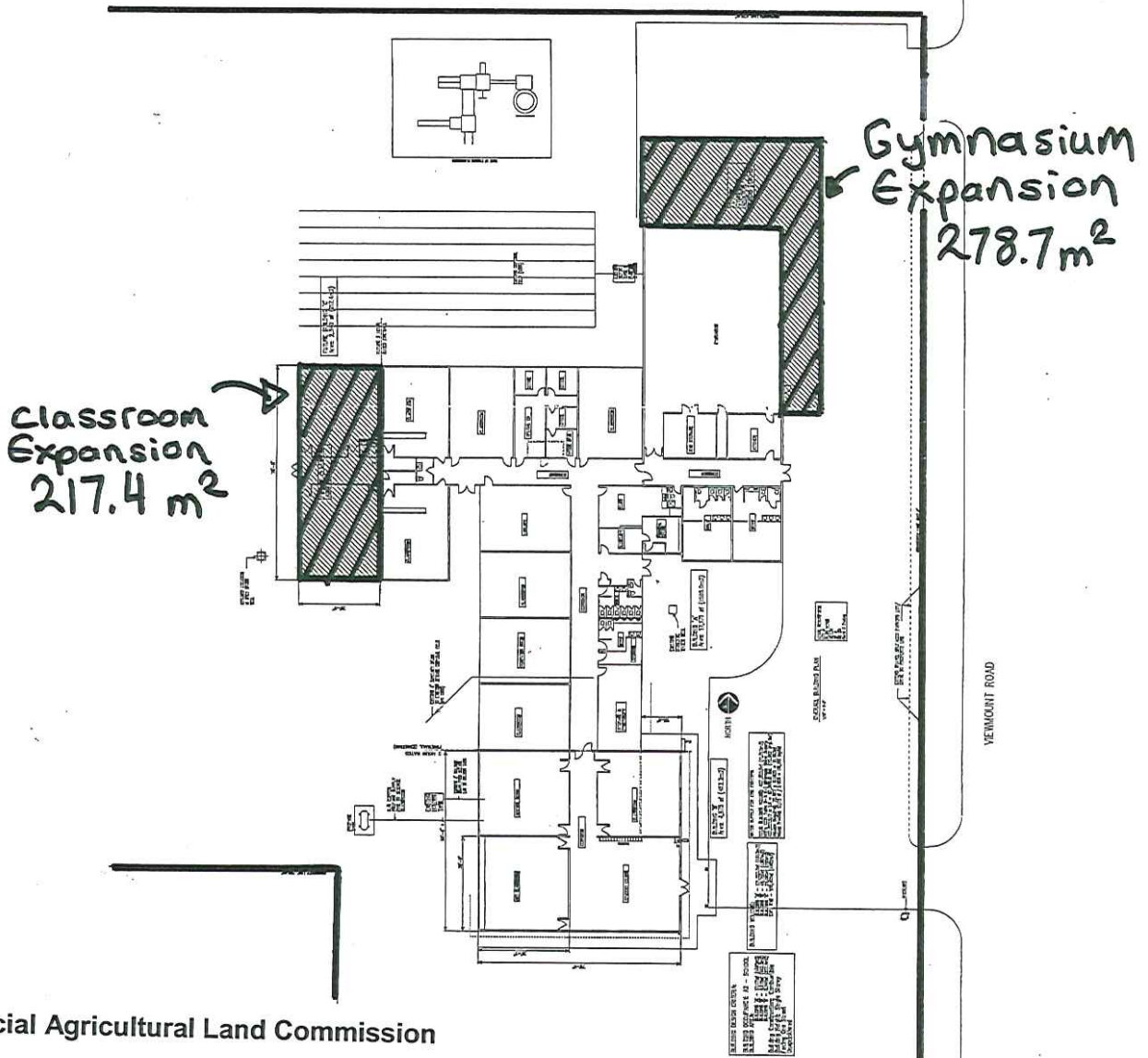
AND THAT the applicant be advised that a revised proposal does not constitute new information and will not be considered as a basis for reconsideration and the time limit for submitting a request for reconsideration is one (1) year from the date of the decision letter.

This decision does not relieve the owner or occupier of the responsibility to comply with applicable Acts, regulations, bylaws of the local government. This includes zoning, subdivision, or other land use bylaws, and decisions of any authorities that have jurisdiction under an enactment.

**CARRIED**

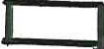

**Resolution # 723/2009**

Application #  
50143  
Sketch



Provincial Agricultural Land Commission

Application # 50143  
Resolution # 723/2009

-  Subject Property
-  Approved school expansion