



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

November 25, 2009

Reply to the attention of Ron Wallace
ALC File: #50381

Mclvor Properties Ltd.
P.O. Box 494
Pemberton B.C.

Attention: Cam Mclvor

Re: Application for Transportation Corridor in the Agricultural Land Reserve

Please find attached the Minutes of Resolution # **1248/2009** 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.

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.

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

Yours truly,

PROVINCIAL AGRICULTURAL LAND COMMISSION

Erik Karlsen, Chair

Enclosure: Minutes

cc: Squamish-Lillooet Regional District
BC Assessment, Vancouver

TP
i/50381d1



PROVINCIAL AGRICULTURAL LAND COMMISSION

Minutes of a meeting held by the Provincial Agricultural Land Commission (the "Commission") on November 5, 2009 at the offices of the Commission located at #133 – 4940 Canada Way, Burnaby, BC.

FOR CONSIDERATION

Application: 25-YY-EAYY-2009-50381

(Submitted pursuant to section 6 of BC Regulation #171/2002 (ALR Use, Subdivision and Procedure Regulation))

Applicant: 580049 B.C. Ltd.

Agent: Cam McIvor

Proposal: Dedicate and construct a public road to access the adjacent property *per* Application #YY-38795

Property PID: 027-701-522

Description: Lot 1, D.L. 211 Lillooet District, Plan KAP87819

Property Off Farm Road, Pemberton
Location:

Background: Application #YY-38795 allowed a school within the ALR in a location which can be accessed only across other private land, e.g. the subject property. The subject property has been debilitated in conjunction with quarrying not authorized by the Commission.

Attachment: Minutes of decision on Application #YY-38795

DELEGATION OF DECISION-MAKING TO THE CHIEF EXECUTIVE OFFICER (CEO)

On September 11, 2009 the Commission delegated decision-making to the CEO by Resolution #003N-2009 (File: 135-45/ALC/CEO/APPL). In accordance with section 27 of the *Agricultural Land Commission Act* the Commission has specified that the following application may be decided by the CEO.

Criterion 4

Non-farm use applications made pursuant to section 6 of BC Regulation #171/2002 (ALR Use, Subdivision and Procedure Regulation).

DECISION:

After reviewing the entire file material, I, Erik Karlsen, Chief Executive Officer of the Commission, am satisfied that the proposal is consistent with Criterion # 4 of Resolution #003N/2009, but am also of the opinion that while construction equipment is on site there will be an opportunity to rehabilitate the debilitated area, i.e. those ALR lands (other than the rock outcrop) which were covered with rock or other debris during or after the time when the rock outcrop was quarried without the required authorization from the Commission. Therefore on behalf of the Commission approve the application as submitted but with the following additional recommendations:

THAT 580049 B.C. Ltd. be advised that if at any time it is intended to submit to the Commission any other application for non-farm use or subdivision of the subject property, it would be normal practice for the Commission to require that the debilitated area be fully

rehabilitated under the supervision of a professional agrologist with training and experience in land reclamation in accordance with an approved plan of agricultural rehabilitation;

AND THAT 580049 B.C. Ltd. consider whether significant cost savings could be obtained by having that work carried out at the same time as work is under way or nearing completion on the road approved by this decision;

AND FINALLY THAT 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.

RESOLUTION #1248/2009

I CERTIFY THAT THIS IS A TRUE RECORD OF THE DECISION

A handwritten signature in black ink that reads "Erik Karlsen". The signature is written in a cursive style with a long horizontal stroke at the end.

Erik Karlsen, Chief Executive Officer