



Agricultural Land Commission
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March 31, 2010

Reply to the attention of Ron Wallace
ALC File: #O-37610

British Columbia Railway Company
Suite 600 – 221 West Esplanade
North Vancouver, BC
V7M 3J3

Attention: John Lusney, President, BCR Properties Ltd.

Re: Application to Establish and Construct a road Right-of-Way within the Agricultural Land Reserve

This is further to the Minutes of Resolution #15/2009 outlining the Commission's decision as it relates to the above application.

The Commission wishes to inform you that at a meeting on March 25, 2010 it approved an application made by the Ministry of Transportation and Infrastructure (MOTI South Coastal) to construct the 28 Avenue overpass. Please find attached the Minutes of Resolution # 2348/2010 outlining the Commission's decision as it relates to the overpass application.

As a result, the Commission's condition of Resolution #15/2009 has been met.

Yours truly,

PROVINCIAL AGRICULTURAL LAND COMMISSION

Per: 

Erik Karlsen, Chair

Enclosure: Minutes

cc: The Corporation of Delta

Discussion

The Commission supported the application as it meets the criteria associated with Resolution #15/2009 from application 37610 (BC Railway Company).

IT WAS

MOVED BY: Commissioner Tomlinson

SECONDED BY: Commissioner Bose

THAT the application to dedicate and construct the 28 Avenue overpass be allowed subject to the following conditions:

- The preparation of a subdivision plan to delineate the area for the overpass dedication per the drawing submitted with the application.
- the subdivision must be 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. This includes zoning, subdivision, or other land use bylaws, and decisions of any authorities that have jurisdiction under an enactment.

CARRIED

Resolution # 2348/2010