



Agricultural Land Commission
133-4940 Canada Way
Burnaby, British Columbia V5G 4K6
Tel: 604 660-7000
Fax: 604 660-7033
www.alc.gov.bc.ca

December 15, 2009

Reply to the attention of Simone Rivers
ALC File:50141

Scot MacLise
c/o the Ministry of Transportation and Infrastructure
213-1011 Fourth Avenue
Prince George, BC, V2L 3H9

Dear Mr. MacLise:

Re: Application for Transportation Corridor use in the Agricultural Land Reserve

Please find attached the Minutes of Resolution # 1677/2009 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.

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

SBR/
50141d1



A meeting was held by the Provincial Agricultural Land Commission on November 18, 2009 at the offices of the Peace River Regional District in Fort St. John, B.C.

PRESENT:	William Norton	Chair, North Panel
	Denise Dowswell	Commissioner
	Erik Karlsen	Chair, ALC
	Simone Rivers	Staff

For Consideration

Application: 50141
 Applicant: Ministry of Transportation & Infrastructure
 Agent: Scott MacLise
 Proposal: To widen the existing right-of-way in order to improve safety
 Legal: PID: 015-384-492
 District Lot 3309, Range 5, Coast District
 Location: Telkwa High Road, North of Smithers

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 gave preliminary consideration to the application at a meeting in August, 2009. At that time it directed staff to contact the Ministry of Transportation and Infrastructure (MOTI) to request more details as to the reasons that the proposed right-of-way was as wide as it was.

The Ministry supplied some supplementary information which was considered by the panel at its November meeting.

The Commission considered the material in the file and the supplementary submission and concluded that it had no objection to the proposed widening. The Commission initially had concerns about the width of the right-of-way but understands that the road is climbing a hill and therefore more width is necessary.

IT WAS

MOVED BY: Commissioner Norton
SECONDED BY: Commissioner Dowswell

THAT the application be approved.

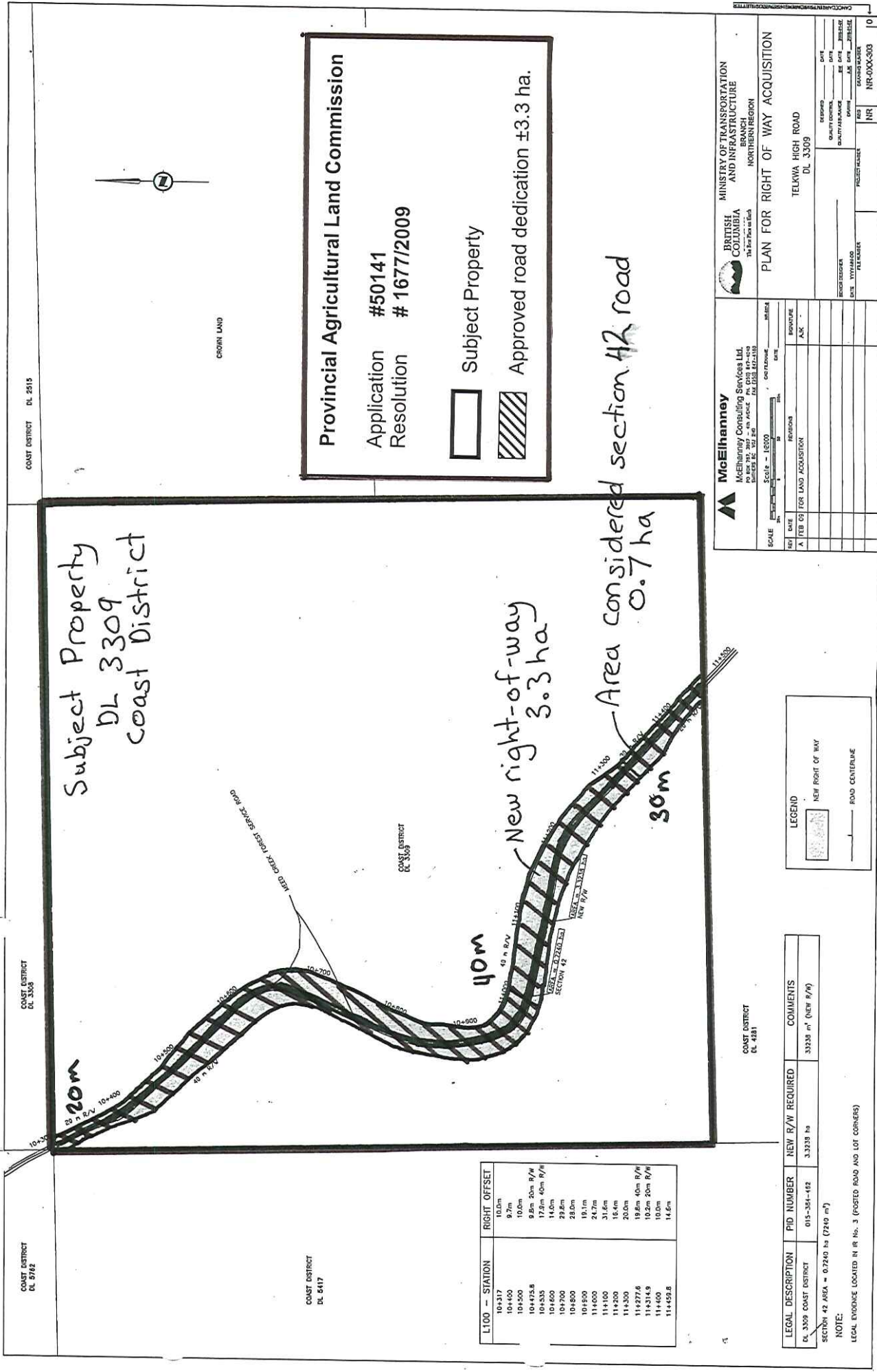
AND THAT the approval is subject to the following conditions:

- the road widening be in substantial compliance with the plan submitted with the application.
- Construction of the road widening must be commenced 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 # 1677/2009

Proposal Sketch



Provincial Agricultural Land Commission

Application #50141
Resolution # 1677/2009

Subject Property

Approved road dedication ±3.3 ha.

McElhanney
McElhanney Consulting Services Ltd.
PO BOX 917, 2007 - 4th Avenue, PO BOX 81-100
SURREY BC V3V 2P0

Scale: 1:1000

DATE: _____

REVISIONS

REV	DATE	DESCRIPTION
1		A FEED 09 FOR LAND ACQUISITION

PROJECT NUMBER: _____

PROFESSIONAL: _____

DATE: _____

DESIGNED: _____

DATE: _____

CHECKED: _____

DATE: _____

APPROVED: _____

DATE: _____

PROJECT NUMBER: _____

NR: _____

NR-00X-303

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MINISTRY OF TRANSPORTATION AND INFRASTRUCTURE
BRITISH COLUMBIA
100 Burrard Street
V6C 3K4

PLAN FOR RIGHT OF WAY ACQUISITION

TELUKWA HIGH ROAD
DL 3309

RECEIVED: _____

DATE: _____

PROJECT NUMBER: _____

NR: _____

NR-00X-303

COAST DISTRICT DL 481

LEGAL DESCRIPTION	PID NUMBER	NEW R/W REQUIRED	COMMENTS
DL 3309 COAST DISTRICT	015-384-482	3,333.8 m ²	(NEW R/W)
SECTION 42 AREA = 0.7240 ha (7240 m ²)			

NOTE:
LEGAL EVIDENCE LOCATED IN R. No. 3 (POSTED ROAD AND LOT CORNERS)

L100 - STATION	RIGHT OFFSET
10+317	10.0m
10+400	9.7m
10+500	10.0m
10+75.8	9.8m 20m R/W
10+835	17.5m 40m R/W
10+600	14.0m
10+700	22.8m
10+800	28.0m
10+800	19.1m
10+600	24.7m
10+100	31.6m
10+200	16.4m
10+300	20.0m
10+277.6	19.6m 40m R/W
10+314.9	10.2m 20m R/W
10+400	10.0m
10+459.8	14.6m