



**Agricultural Land Commission**  
133-4940 Canada Way  
Burnaby, British Columbia V5G 4K6  
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May 25, 2010

Reply to the attention of Simone Rivers  
ALC File 50321

Rod MacDonald and Lisa Depaoli  
609 Lidster Place  
New Westminster, B.C. V3L 5EZ

Dear Mr. MacDonald and Ms. Depaoli:

**Re: Request for Reconsideration**

This is further to your letter of May 7, 2010 in which you asked the Provincial Agricultural Land Commission to reconsider Resolution #882/2009.

The Commission has reconsidered the matter and has attached the Minutes of Resolution # 2442/2010 outlining its latest decision.

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.

Brian Underhill, Executive Director

cc: Cariboo Regional District (4035-20-H155)

Enclosure: Minutes/

SBR  
/50321d2



The new information presented did not change the Commission's belief that the subdivision of the property would have a negative impact on the agricultural utility of the property itself and surrounding properties. The Commission is generally reluctant to create small rural residential sized properties in agricultural areas such as that in which the subject property is located. Furthermore the Commission does not believe that Eagle Creek Road is an impediment to the use of the property as a single unit. The Commission notes that the subject property is divided by two roads and does not wish to increase expectation that a future request for subdivision by the road for this and other properties would be accepted. The Commission noted that in the initial application the applicant stated that he wished to build a new home in the centre of the property, the Commission notes that should the applicants either remove or render uninhabitable the existing dwelling they would be able to build a new dwelling on another portion of the property.

**IT WAS**

**MOVED BY:** Commissioner Gillette  
**SECONDED BY:** Commissioner Dempsey

THAT for the purposes of Section 33(2) of the *Agricultural Land Commission Act*, there are no persons it considers affected by the reconsideration.

AND THAT resolution # 882/2009, which refused the request to subdivide a 3.4 ha lot from the 64 ha property be reconfirmed.

AND THAT the applicant be advised that the time limit for submitting a request for reconsideration is one (1) year from the date of the original decision letter (October 1, 2010).

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 # 2442/2010**