



## Agricultural Land Commission Staff Report

**DATE:** January 26, 2010  
**TO:** Vice Chair and Commissioners - Kootenay Panel  
**FROM:** Martin Collins

**RE:** Application # 51172  
**PROPOSAL:** To dedicate a road right of way 20 meters wide, ~800 meters long (1.6 ha in total) across crown ALR land, in order to construct a road to access non ALR land ,

### PROPOSAL INFORMATION

**Background:** The Commission excluded the adjoining 127 ha parcel from the ALR in 2009 (as per Res. #821/2009)  
**Received Date:** December 15, 2009  
**Applicant:** Integrated Land Management Bureau  
**Agent:** Focus Corporation - Ross Blackwell  
**Local Government:** Regional District of East Kootenay

### DESCRIPTION OF LAND

**PID:** 017-218-403  
**Legal Description:** District Lot 33 Kootenay District, Except (1) Part Included in Plans 1566,1987, 2460, 2748, 4877, 4878 and 16467, (2) Part Included in RW Plan 11503, (3) Parcel 1 (Reference Plan 7077I), (4) Parcel 2 (Reference Plan 10741I), (5) Parcel 3 (See 11762I), (6) Block C and (7) Part Included in SRW Plan 17664  
**Civic Address:** Standard Hill Road  
**Area:** 1.6 ha  
**ALR Area:** 1.6 ha  
**Purchase Date:** March 27, 1991  
**Owner:** Cranbrook Estates Ltd

**Total Land Area:** 1.6 ha  
**Total ALR Area:** 1.6 ha  
**Current Land Use:** Crown Land

### PROPOSAL DETAILS

**Non Farm Use**

Area	Agricultural Capability	Agricultural Capability Source
1.6	Prime Dominant	CLI

**Surrounding Land Uses:**

North	Non ALR - vacant forested land
East	Forested ALR
South	Rural Residential subdivision outside the ALR
West	Cleared pasture areas, in the ALR

**Official Community Plan**

**Bylaw Name:** Not provided

**Designation:**

**OCP Compliance:** Yes

**Zoning**

**Zoning Bylaw Name:** Not provided

**Zoning Designation:**

**Minimum Lot Size:** ha

**Zoning Compliance:** Yes

**RELEVANT APPLICATIONS**

**Application #:** 50404

**Applicant:** Adam & Jalene Lillejord

**Proposal:** Exclusion

**Decisions:**

**Resolution**

**Number**

**Decision Date**

**Decision Description**

821

September 17, 2009

Allow exclusion of 121 ha because of poor agricultural capability.

**Committee Recommendations**

**Type**

**Recommendation**

**Description**

Board/Council

No Comment

No comments have been provided by the Regional Board.

**STAFF COMMENTS**

Staff suggests that the Commission consider the following:

- 1) The proposed right of way follows an old wagon road - the Walla Walla trail connecting Cranbrook and Fort Steele.
- 2) The right of way passes through forested unimproved crown land.
- 3) There will be few, if any, agricultural impacts from the proposed road.

## **ATTACHMENTS**

51172 sketch plan.pdf

51172\_AirphotoMap20k.pdf

## **END OF REPORT**

**Signature**

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**Date**

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