



**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

March 29, 2010

Reply to the attention of Brandy Ridout  
ALC File: 51407

Dave Shibata  
Project Manager  
Southern Interior Region  
Ministry of Transportation and Infrastructure  
#342-447 Columbia St.  
Kamloops, B.C.  
V2C 2T3

Dear Sir:

**Re: Application for Road Right of way in the Agricultural Land Reserve**

Please find attached the Minutes of Resolution # **2262/2010** and a sketch plan outlining the Commission's decision as it relates to the above noted application.

As proponent it is your responsibility to notify any affected landowner of the Commission's decision. A copy of the minutes must be provided to each landowner.

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 plans.

Other approvals may be necessary. Prior to proceeding, the Commission suggests you contact any other authority that has jurisdiction.

Yours truly,

PROVINCIAL AGRICULTURAL LAND COMMISSION

Per:

A handwritten signature in blue ink, appearing to read 'Erik Karlsen', is written over a horizontal line.

Erik Karlsen, Chair

Enclosure: Minutes/Sketch Plan

cc: Regional District of Columbia Shuswap  
Thompson Nicola Regional District

SBR/51407d1



**Minutes of a meeting held by the Provincial Agricultural Land Commission (the "Commission") on March 17, 2010.**

**FOR CONSIDERATION**

**Application:** Road right of way expansion, submitted pursuant to section 6 of BC Regulation #171/2002 (ALR Use, Subdivision and Procedure Regulation)

Application: 51407  
Applicant: Ministry of Transportation and Infrastructure  
Agent: Dave Shibata  
Proposal: To widen 2.5 km of Highway # 97 between Falkland and Westwold for passing lanes, requiring the acquisition of 3.7 ha of ALR. Nine privately owned parcels are affected as well as crown land. No cultivated land is affected.  
Legal: PID's 010-277-005; 014-322-102; 014-322-099; 014-147-416; 014-147-297; 014-032-163; 008-231-966; 012-815-985; 012-816-302  
Location: Between Falkland and Westwold  
Attachment: 1:20,000 ALR map; 1:20,000 airphoto

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**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 and approve the application on behalf of the Commission.

Approval is subject to the following conditions:

- the widening is in substantial compliance with the plans submitted with the application,
- replacement of agricultural infrastructure such as fences, gates, and drainage to the same or better standard,
- retention of topsoil disturbed by construction for use on the adjoining farmland, and that
- weed control be practiced for five years on unused right of way disturbed by road construction.

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.



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RESOLUTION # 2262/2009 *2010*

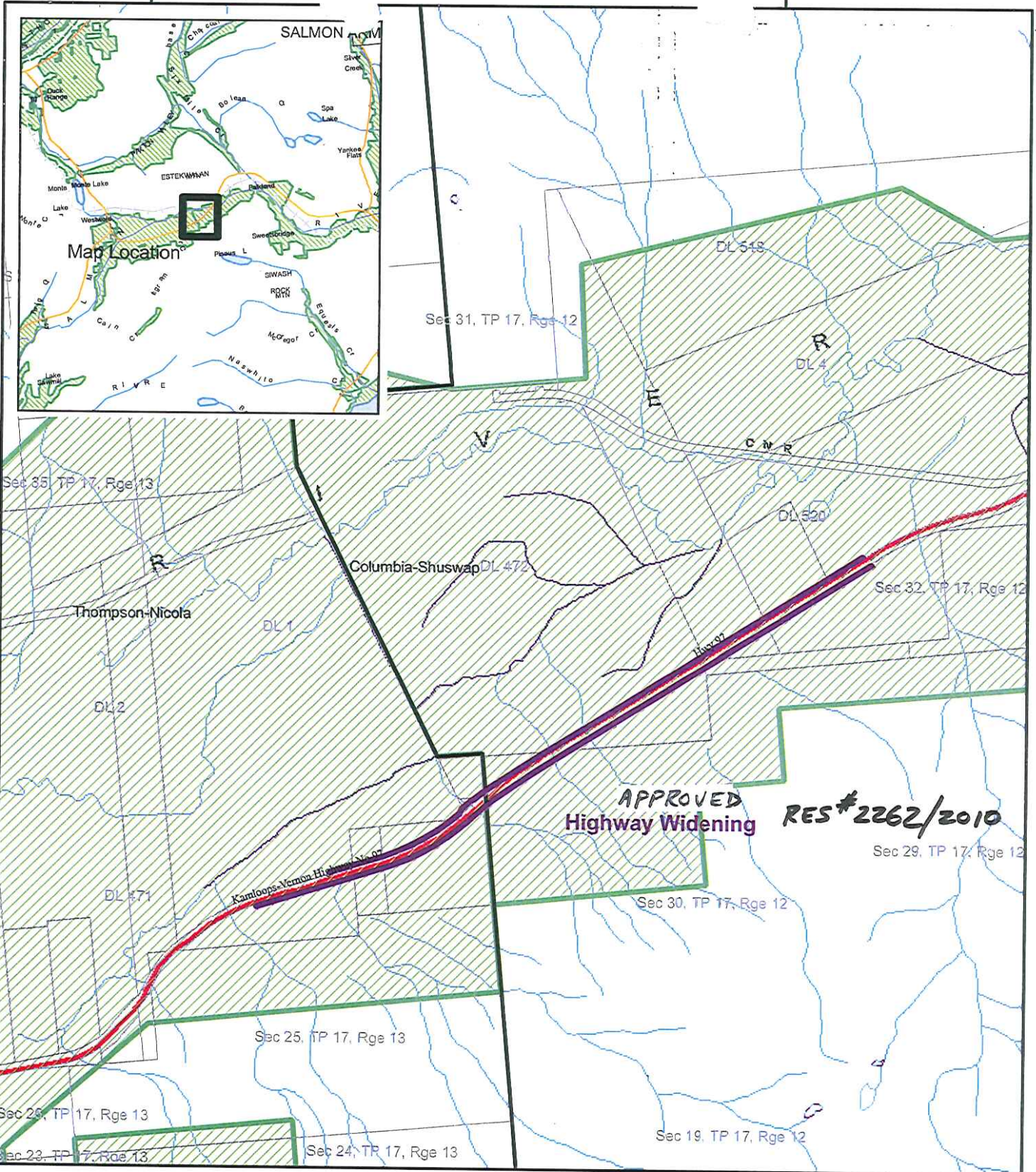
I CERTIFY THAT THIS IS A TRUE RECORD OF THE DECISION

A handwritten signature in black ink, appearing to read 'Erik Karlsen', is written over a horizontal line.

Erik Karlsen, Chief Executive Officer

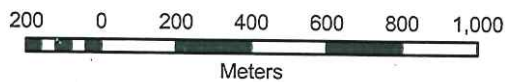
119°40'0"W

119°38'0"W



**ALC Context Map**

Map Scale: 1:20,000



ALC File #: 51407

Mapsheet #: 82L.042

Map Produced: Mar 8, 2010

Regional District: CSRD & TNRD