



**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

September 28, 2012

Reply to the attention of Ron Wallace  
ALC File: 52687

Balbir Sidhu, Tejinder Randhawa  
87 Woodstock Road  
Penticton, B.C.  
V2A 8V7

Dear Sir/Madam:

**Re: Application to Exclude Land from the Agricultural Land Reserve**

Please find attached the Minutes of Resolution #304/2012 and a sketch plan outlining the Commission's decision as it relates to the above noted application.

By way of a copy of this letter the Commission advises the Registrar of Land Titles that the subject property has been excluded from the ALR. The notation on the title advising that the property may be affected by the ALR should be removed.

Prior to subdividing other approvals may be necessary. Please contact the City of Penticton.

Yours truly,

PROVINCIAL AGRICULTURAL LAND COMMISSION

Per: 

Brian Underhill, Executive Director

Enclosure: Minutes/Sketch Plan

cc: City of Penticton File: 87 Woodstock Road  
BC Assessment, Penticton  
BC Land Title & Survey, Kamloops



## PROVINCIAL AGRICULTURAL LAND COMMISSION

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A meeting was held by the Provincial Agricultural Land Commission on September 20, 2012 at the Agricultural Land Commission offices located at #133 4940 Canada Way, Burnaby, B.C.

### COMMISSION MEMBERS PRESENT:

Richard Bullock	Chair
Jennifer Dyson	Commissioner
Sylvia Pranger	Commissioner
Jim Johnson	Commissioner
Bert Miles	Commissioner

### COMMISSION STAFF PRESENT:

Ron Wallace	Land Use Planner
Brian Underhill	Executive Director

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### APPLICATION: # 52687

**PROPOSAL:** To exclude 0.15 ha of the 0.75 ha property from the ALR. Only 0.15 ha of the property lies within the ALR. The purpose of the exclusion is to subdivide into two lots.

**Legal:** PID 005-266-211 Lot 3, DL 251, SDYD, Plan 26064

(Submitted pursuant to section 30(1) of the *Agricultural Land Commission Act*)

### COMMISSION CONSIDERATION:

Section 6 of the *Agricultural Land Commission Act* identifies the purposes of the Commission 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.

After review of all file information presented the Commission has concluded that the proposed 0.15 exclusion area did not have any substantive agricultural capability due to its small size, nor would its subdivision and residential use negatively affect adjoining ALR land. The 0.15 ha exclusion area is severed from adjoining cultivated ALR land by a steep bank.

**Conclusion:** The ALR portion of the property has no agricultural capability, nor would its exclusion have any impacts on adjoining ALR.

### IT WAS

<b>MOVED BY:</b>	Commissioner J. Dyson
<b>SECONDED BY:</b>	Commissioner R. Bullock

THAT the application to exclude 0.15 ha be allowed as proposed.

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 #304/2012**

HLC APPLICATION # 52687  
RESOLUTION # 304/2012

REMAINING PART OF  
PROPERTY WITH MY RESIDENCE.

APPROVED SITE FOR EXCLUSION (0.15 ha)

