



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

February 25, 2013

ALC File: #52854

Rusty Reimer
6337 Sumas Prairie Road
Chilliwack, BC
V2R 4N6

Dear Mr. Reimer:

Re: Application to Conduct a Non-Farm Use in the Agricultural Land Reserve (ALR)

Please find attached the Minutes of Resolution #425/2012 as it relates to the above noted application. As agent, it is your responsibility to notify your client accordingly.

The Commission draws your attention to Section 33(1) of the *Agricultural Land Commission Act* which provides an applicant with the opportunity to submit a request for reconsideration based on specific criteria.

- 33(1) On the written request of a person affected or on the commission's own initiative, the commission may reconsider a decision of the commission under this Act and may confirm, reverse or vary it if the commission determines that:
- (a) evidence not available at the time of the original decision has become available,
 - (b) all or part of the original decision was based on evidence that was in error or was false.

A revised proposal does not constitute new evidence and as such is not a basis for reconsideration. The time limit for submitting a request for reconsideration is one (1) year from the date of this letter.

Further correspondence with respect to this application is to be directed to Eamonn Watson (Eamonn.Watson@gov.bc.ca).

Yours truly,

PROVINCIAL AGRICULTURAL LAND COMMISSION

Per:

A handwritten signature in black ink, appearing to be 'Brian Underhill', written over a horizontal line.

Brian Underhill, Executive Director

Enclosure: Minutes of Resolution #425/2012

cc: City of Chilliwack (File: 3370-20 (ALR00244))

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MINUTES OF THE PROVINCIAL AGRICULTURAL LAND COMMISSION

A meeting was held by the Provincial Agricultural Land Commission on November 22, 2012 at the offices of the Commission located at #133 – 4940 Canada Way, Burnaby, B.C. as it relates to Application #52854.

COMMISSION MEMBERS PRESENT:

Richard Bullock	Chair
Jennifer Dyson	Vice-Chair
Gordon Gillette	Vice-Chair
Sylvia Pranger	Vice-Chair
Bert Miles	Commissioner
Jim Johnson	Commissioner
Jerry Thibeault	Commissioner
Lucille Dempsey	Commissioner
Denise Dowswell	Commissioner
Jim Collins	Commissioner

COMMISSION STAFF PRESENT:

Eamonn Watson	Land Use Planner
Brian Underhill	Executive Director
Colin Fry	Executive Director

PROPOSAL (Submitted pursuant to section 20(3) of the *Agricultural Land Commission Act*)

To use approximately 1.02 ha of the 2.0 ha parcel for truck parking.

PROPERTY INFORMATION:

Owner: 0760685 BC Ltd. (Inc. No. 760685)

Legal: PID: 001-830-902
Lot 2, District Lot 41, Group 2, New Westminster District, Plan 2083

Location: 5680 Lickman Road, Chilliwack

Size: 2.0 ha

LEGISLATIVE CONTEXT FOR COMMISSION CONSIDERATION

Section 6 (Purposes of the commission) of the *Agricultural Land Commission Act* states:

- 6 The following are the purposes of the commission:
- (a) to preserve agricultural land;
 - (b) to encourage farming on agricultural land in collaboration with other communities of interest; and

- (c) 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.

COMMISSION CONSIDERATION

After considering the information the Commission concluded as follows:

1. In assessing agricultural capability, the Commission refers in part to agricultural capability mapping and ratings. The ratings are interpreted using the BC Land Inventory (BCLI), 'Land Capability Classification for Agriculture in B.C.' system.

The improved agricultural capability rating identified on BCLI map sheet 92G/1(a) for the subject property is Class 2.

Class 2 - land is capable of producing a wide range of crops. Minor restrictions of soil or climate may reduce capability but pose no major difficulties in management.

The limiting subclasses associated with the subject property are (A) soil moisture deficiency, (T) topography and (W) excess water.

Conclusion:

The subject property has prime agricultural capability and can support agriculture, which is also confirmed, in part, by the current production on the subject property.

Conclusion:

The Commission inferred, based on available information, that the area utilized to date for truck parking would have been a similar agricultural capability had it not be debilitated by the unauthorized non-farm use.

2. Proposed truck parking in the Agricultural Land Reserve (ALR).

Conclusion:

The proposal is inconsistent with objective of the *Agricultural Land Commission Act* to preserve and encourage agriculture.

Conclusion:

Commercial truck parking is more appropriately located on suitably zoned land situated outside the ALR.

IT WAS

MOVED BY: Commissioner Gillette

SECONDED BY: Commissioner Miles

THAT the request to use 1.02 ha for the purpose of truck parking be refused.

CARRIED

Resolution #425/2012