



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

December 20, 2012

ALC File: 52879

Leonard McLean
175 Hudu Creek Road
Fruitvale, BC
V0G 1L0

Dear Mr. McLean:

Re: Application to Subdivide land in the Agricultural Land Reserve

Please find attached the Minutes of Resolution # **446/2012** outlining the Commission's decision as it relates to the above noted application.

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 plan.

Other approvals may be necessary. Prior to proceeding, the Commission suggests you contact your Local Government.

Further correspondence with respect to this application is to be directed to Lindsay McCoubrey.

Yours truly,

PROVINCIAL AGRICULTURAL LAND COMMISSION

Per:

A handwritten signature in black ink, appearing to read 'L. Underhill', written over a white background.

Brian Underhill, Executive Director

Enclosure: Minutes/Sketch Plan

cc: Regional District of Central Kootenay (File: 4810-20-A1210J-05670.050)

LMcC/52879d1



PROVINCIAL AGRICULTURAL LAND COMMISSION

446/2012 Minutes of a meeting held by the Provincial Agricultural Land Commission (the "Commission") on November 19, 2012 at the offices of the Commission located at #133 – 4940 Canada Way, Burnaby, BC.

FOR CONSIDERATION

Application: 52879
Applicant: Leonard McLean

Proposal: To subdivide the 11.9 ha property (6.8 ha ALR) into one 1.0 ha lot (0.2 ha ALR) and the remainder 10.9 ha (6.6 ha ALR) as divided by Hudu Creek Road.
(Submitted pursuant to section 21(2) of the *Agricultural Land Commission Act*)

Legal: Parcel A (See 149124I), Sub Lot 3, District Lot 1237, Kootenay District, Plan X72, Except Part Included in Plans 18187 and EPP16603

Location: Fruitvale, Regional District of Central Kootenay

DELEGATION OF DECISION-MAKING TO THE CHIEF EXECUTIVE OFFICER (CEO)

On June 27th, 2011 the Commission delegated decision-making to the CEO by Resolution #016N/2011 (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 14

Exclusion, subdivision, non-farm use and inclusion applications that are not consistent with any of the existing approved criteria (Criteria 1 - 13) but nonetheless are minor in nature, and in the opinion of the CEO the interests of the Commission would be unaffected by an approval of the application.

DECISION:

After reviewing the entire file material, I, Richard Bullock, Chief Executive Officer of the Commission, am satisfied that the proposal is consistent with Criterion #14 of Resolution #016N/2011 and approve the application on behalf of the Commission. Approval is subject to the following conditions:

- the subdivision be in substantial compliance with the plan submitted with the application
- the subdivision must be completed within three (3) years from the date of this decision.

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.

RESOLUTION #446/2012

I CERTIFY THAT THIS IS A TRUE RECORD OF THE DECISION

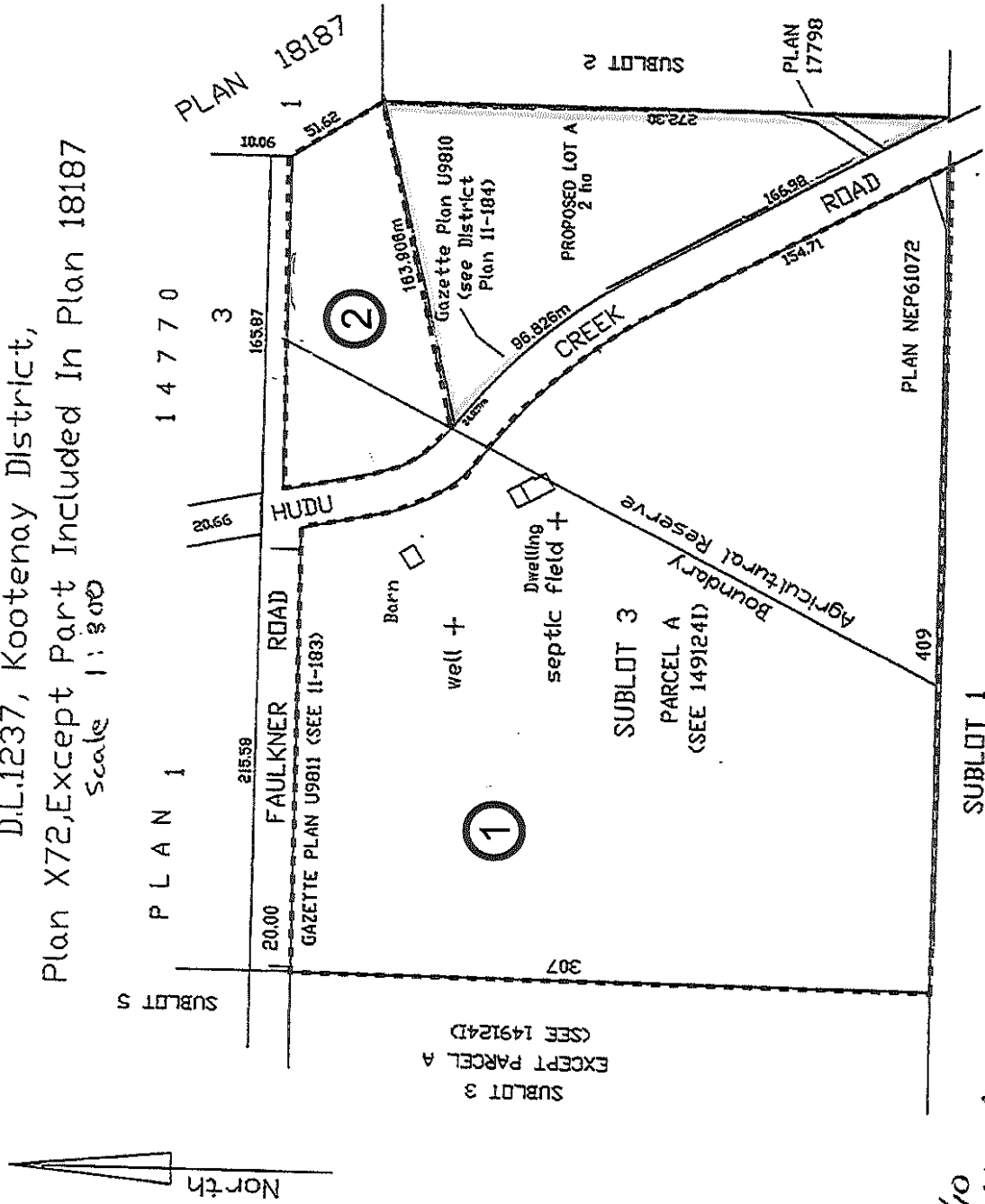
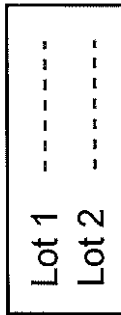
A handwritten signature in black ink, appearing to read "Richard Bullock", written in a cursive style.

Richard Bullock, Chief Executive Officer

Application ID 52879

Plan

Of Proposed Subdivision Of
Parcel A [See 149124-I] Sublot 3,
D.L.1237, Kootenay District,
Plan X72, Except Part Included In Plan 18187
Scale 1:300



Aug 27/10
Hugh Buxley A.Sc.T.