



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 13, 2013

ALC File: # 52907

Sharp Environmental (2000) Ltd
10543 – 100th Street
Fort St John BC
V1J 2T9

Attention Nick Gatreau:

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

Please find attached the Minutes of Resolution # 156/2013 as it relates to the above noted application. The Commission has also attached a Sketch Plan depicting the decision. As agent, it is your responsibility to notify your client(s) accordingly.

Further correspondence with respect to this application should be directed to Gordon Bednard.

Yours truly,

PROVINCIAL AGRICULTURAL LAND COMMISSION

Per: 

Brian Underhill, Executive Director

Enclosure(s): Minutes of Resolution #156/2013
Sketch Plan

cc: Peace River Regional District file # 156/2012

GB/

52907d2



MINUTES OF THE PROVINCIAL AGRICULTURAL LAND COMMISSION

A meeting was held by the Provincial Agricultural Land Commission on March 21, 2013 at the offices of the Commission located at #133 – 4940 Canada Way, Burnaby, B.C. as it relates to the Request for Reconsideration of Application #52907.

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:

Gordon Bednard	Land Use Planner
Martin Collins	Regional Planner

REQUEST FOR RECONSIDERATION

The Commission received a letter dated February 13, 2013 requesting reconsideration of its decision recorded as Resolution #458/2012, by which the proposal to construct and operate a 6 ha natural gas processing facility was approved.

Owner:	Brian and Deanne Stratuliuk
Agent:	Tourmaline Oil Corp/Sharp Environmental
Original Proposal:	Construct and operate a 6 ha natural gas processing facility. (Submitted pursuant to section 20(3) of the <i>Agricultural Land Commission Act</i>)
Original Decision:	Allow as proposed
Current Request:	An additional 1 ha area be added to the previous request –to be used for soil storage for eventual reclamation of the site.
Legal:	PID: 011-304-405 NW ¼, Section 25, Twp 80, Rge 16 W6M Peace River District
Location:	229 Road, SE of Taylor

LEGISLATIVE CONTEXT FOR COMMISSION RECONSIDERATION

Section 33 (Reconsideration of decisions) of the *Agricultural Land Commission Act* states:

- 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.

DECISION REGARDING THE REQUEST FOR RECONSIDERATION

The Commission believes that the applicant has demonstrated that all or part of the original decision was based on evidence that was in error as the proposal mistakenly did not show the necessary soil storage area as part of the proposal.

As a result, it was moved by Commissioner Miles and seconded by Commissioner Collins that there were no persons affected by the reconsideration and that the Commission reconsider Resolution # 458/12. The motion was carried unanimously.

COMMISSION CONSIDERATION

The Commission considered that the addition of a 1 ha soil storage area was a reasonable request and the eventual reclamation of the site was better served by retaining the excavated soils in close proximity to the wellsite as opposed to removing them to a site off the property.

IT WAS

MOVED BY: Commissioner Miles
SECONDED BY: Commissioner Collins

THAT the request for an additional 1 ha area for the allowed facility to be used for soil storage be approved as proposed, and subject to the same conditions as per Resolution # 458/2012.

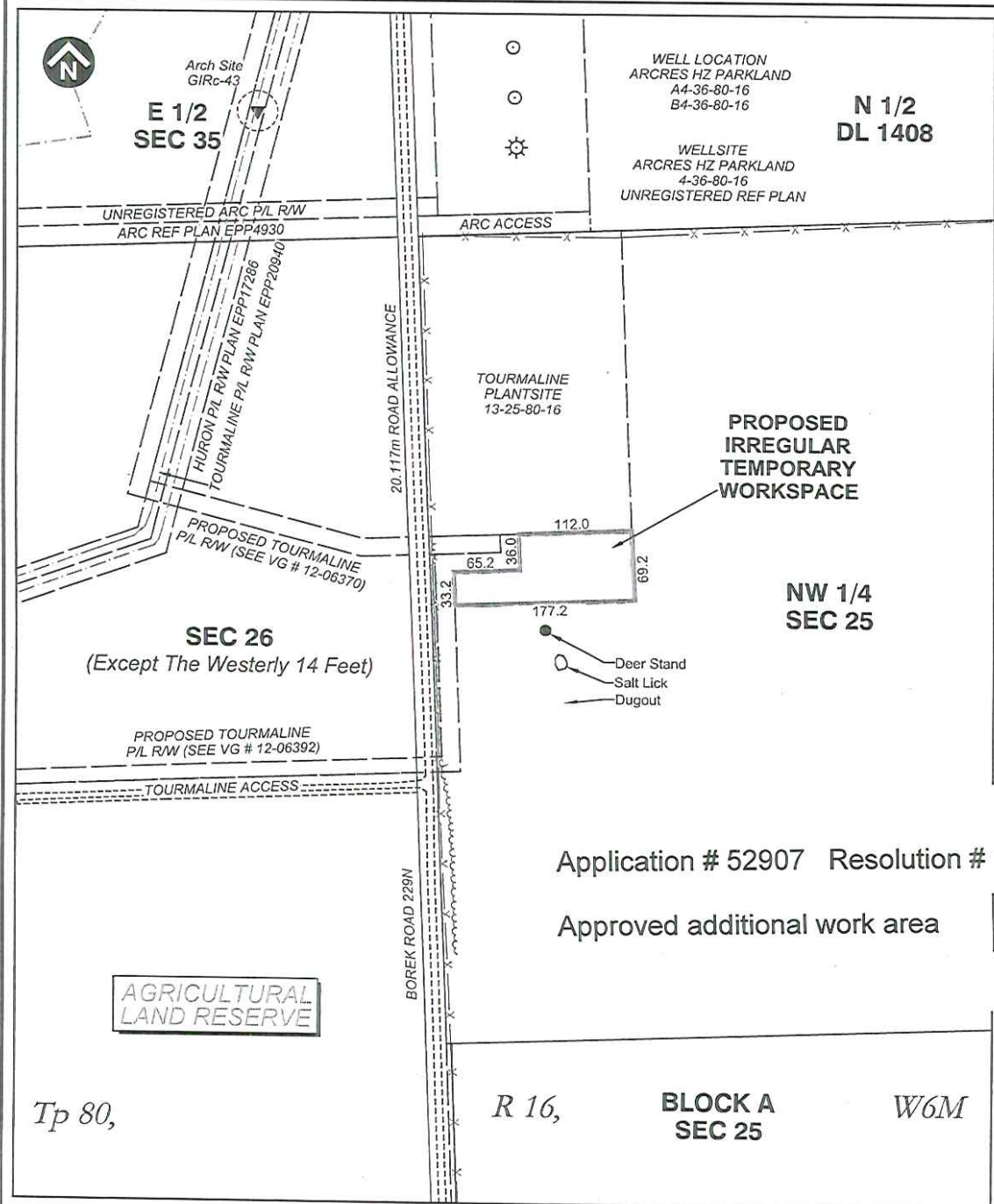
CARRIED

Resolution #156/2013

Commissioner Dowswell was opposed to the decision.

TOURMALINE OIL CORP. INDIVIDUAL OWNERSHIP PLAN

SHOWING TEMPORARY WORKSPACE
WITHIN
NORTH WEST 1/4 OF Sec 25, Tp 80, R 16, W6M
PEACE RIVER DISTRICT



F
PROV
LAN

Application # 52907 Resolution # 156/2013

Approved additional work area



5
2013

OWNERS: Brian Edward Stratuliak
Deanne Louise Stratuliak

TITLE No.: BV316588
PID No.: 011-304-405

Areas Required:

Temporary Workspace = 0.99 ha (2.45 Ac)

Total = 0.99 ha (2.45 Ac)

Certified correct this 16th day of January 2013.

Jason J. Whale, BCLS

Scale : 1:5000
Date : January 16, 2013
File No.: 12-05890

Rev. No. : 0
Designed by: TJ
Drawing No.: 1205890IOP2

VECTOR GEOMATICS
LAND SURVEYING LTD

Head Office - Fort St. John 10628 Peck Lane, PO Box 6428 Fort St. John, B.C. V1J 4H8 Ph: (250) 785-7474 Fax: (250) 785-7454

Fort Nelson Office 104-4701 55th Street, PO Box 1138 Fort Nelson, B.C. V0C 1R0 Ph: (250) 774-7457 Fax: (250) 774-7458

WWW.VECTARGEOMATICS.COM