



December 13, 2013

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

ALC File: #53174

Giesbrecht Dairies Ltd.
PO Box 219
Prince George, BC
V2L 4S1

Attention: Harold Giesbrecht

Dear Mr. Giesbrecht:

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

Please find attached the Minutes of Resolution #217/2013 as it relates to the above noted application.

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 Gordon Bednard.

Yours truly,

PROVINCIAL AGRICULTURAL LAND COMMISSION

Per:

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

Brian Underhill, Executive Director

Enclosure: Minutes of Resolution #217/2013

cc: Regional District of Fraser-Fort George (File: ALR NE ¼ 1870)
Attention: Marisa Nightingale

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MINUTES OF THE PROVINCIAL AGRICULTURAL LAND COMMISSION

A meeting was held by the Provincial Agricultural Land Commission on July 16, 2013 at the offices of the Commission located at #133 – 4940 Canada Way, Burnaby, B.C. as it relates to Application #53174.

COMMISSION MEMBERS PRESENT:

Gordon Gillette	Vice-Chair
Jerry Thibeault	Commissioner
Lucille Dempsey	Commissioner
Denise Dowswell	Commissioner
Jim Collins	Commissioner

COMMISSION STAFF PRESENT:

Gordon Bednard	Land Use Planner
Lindsay McCoubrey	Land Use Planner

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

To build a 15,000 ft² (1,393.5 m²) building for the purposes of receiving, processing (sorting and baling) and shipping of cardboard and other recyclables. The applicant proposes to construct the building in such a manner that it could be used for farm storage and equipment at a later date. All recycling activities will be conducted in the building.

PROPERTY INFORMATION:

Owner: Giesbrecht Dairies Ltd

Legal: PID: 014-467-666
Fractional Northeast ¼ of District Lot 1870, Cariboo District, Except the Most Southerly 20 metres in parallel width thereof.

Location: Blackwater Road, south of Prince George

Size: 44 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.
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COMMISSION CONSIDERATION

After considering the application information the Commission concluded as follows:

1. The proposal represents an industrial use of land in an agricultural area which would be better suited outside the ALR on appropriately designated land;
2. Neither the Regional District's zoning bylaw nor official community plan allow for the proposed use on this property; and
3. The Regional District has recommended the application be refused.

IT WAS

MOVED BY: Commissioner Gillette

SECONDED BY: Commissioner Collins

THAT the request to build a 15,000 ft² (1,393.5 m²) building for the purposes of receiving, processing (sorting and baling) and shipping of cardboard and other recyclables be refused.

CARRIED

Resolution #217/2013