



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

June 3, 2013

ALC File: #53233

District of Sicamous
446 Main Street, PO Box 219
Sicamous, BC V0E 2V0

Attention: Heidi Frank, Chief Administrative Officer

Dear Ms. Frank:

Re: Application for Non-Farm Use on Land in the Agricultural Land Reserve (ALR)

Please find attached the Minutes of Resolution #128/2013 as it relates to the above noted application.

Further correspondence with respect to this application is to be directed to Mr. Ron Wallace at Ron.Wallace@gov.bc.ca.

Yours truly,

PROVINCIAL AGRICULTURAL LAND COMMISSION

Per:

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Brian Underhill, Executive Director

Enclosure: Minutes of Resolution #128/2013

cc: Malibu Ventures Ltd. (Attention: Cheryll Gillespie)
1513 Solsqua-Sicamous Road, Sicamous, BC V0E 2V4

James and Valerie Woods
1435 Solsqua-Sicamous Road, Sicamous, BC V0E 2V4

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PROVINCIAL AGRICULTURAL LAND COMMISSION

Minutes of a meeting held by the Provincial Agricultural Land Commission (the "Commission") on June 3, 2013 at the offices of the Commission located at #133 – 4940 Canada Way, Burnaby, BC.

FOR CONSIDERATION

- Application: 53233
Applicant: District of Sicamous
- Proposal: (Submitted pursuant to section 20(3) of the *Agricultural Land Commission Act*)

To hold a community event between July 16 to July 23, 2013 - Sicamous Stomp Music Festival (the "Festival"). The Festival is a 3 day event and 2 days are need for setup and another 2 days for dismantling.
- Legal: PID: 004-559-720
Lot 2, Section 1, Township 22, Range 8, West of the 6th Meridian, Kamloops Division Yale District, Plan 28395
- Location: 1450 Solsqua-Sicamous Road
- Size: 11.8 ha
- Background: The subject property is presently used as the site of the District's wastewater treatment plant, public works yard and parkland. The event venue would be located on the south portion of the property adjacent to the Eagle River.
- Note 1: The application was originally submitted with two (2) other properties across Solsqua-Sicamous Road. These other properties were proposed to be used as temporary RV parking sites.**
- Note 2: The Commission conducted a preliminary review of the proposal on May 22, 2013 as the District was planning a Public Hearing on June 12, 2013. Based on the District's desire to have the application processed as soon as possible Ron Wallace, ALC Land Use Planner contacted Mr. Mike Marrs, Community Planning Officer & Approving Officer at the District to advise that the Commission is concerned with the temporary RV parking sites being located on good agricultural land.**
- Mr. Marrs informed Mr. Wallace that the critical decision is the event venue site. According to Mr. Marrs, the Festival will be able to proceed without the temporary RV parking sites as proposed as other non-ALR options exist. Mr. Marrs confirmed that the Commission can proceed to a decision based solely on the event venue site being located on the subject property.**

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

On June 27, 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 applications 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.

CONSIDERATION

I consider the following facts particularly relevant:

1. The subject property is owned by the District and is presently used as the site of the District's wastewater treatment plant, public works yard and parkland;
2. The Official Community Plan designation for the subject property is "Parks & Community Facilities";
3. The Zoning Bylaw identifies the subject property as being zoned S.1 (Waste Disposal)
4. The southern portion of the subject property not encumbered by the wastewater treatment plant and public works yard is used as parkland;
5. The Commission approved the development of the wastewater treatment plant in 1995 (Application #29591, Resolution #82/95 dated January 20, 1995; and
6. Mr. Marrs' advice that the Festival will be able to proceed without the temporary RV parking sites as proposed as other non-ALR options exist. Mr. Marrs confirmed that the Commission can proceed to a decision based solely on the event venue site being located on the subject property.

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 main event venue to be held on the subject property subject to the following conditions:

- Approval is for the 2013 Festival;
- Approval is granted to the District and is non-transferrable; and
- Following the Festival, all temporary venue facilities are to be removed and the property returned to its pre-Festival condition.

For greater certainty, I hereby confirm that the originally proposed temporary RV parking sites do not form part of this approval.

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 # 128/2013

I CERTIFY THAT THIS IS A TRUE RECORD OF THE DECISION

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Richard Bullock, Chief Executive Officer