



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

October 3, 2013

ALC File: # 53241
RDCK File: # 5700-LIS-12

Regional District of Central Kootenay
Box 590
202 Lakeside Drive
Nelson, BC
V1L 5R4

Dear Mr. McDiarmid:

Re: Application for Transportation, Utility and Recreational Use on Land within the Agricultural Land Reserve (ALR)

Please find attached the Minutes of Resolution # 278/2013 as it relates to the above noted application. As agent, it is your responsibility to notify your client(s) accordingly. The Commission has also attached a Sketch Plan depicting the decision.

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 be 'Brian Underhill', written over a horizontal line.

Brian Underhill, Executive Director

Enclosure(s): Minutes of Resolution #278/2013
Sketch Plan

cc: Forests, Lands and Natural Resource Operations (1902 Theatre Road, Cranbrook, BC,
V1C 7G1)

53241d1

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

FOR CONSIDERATION

Application: 53241
Applicant: Ministry of Forests Lands and Natural Resource Operations (FLNRO)
Agent: Regional District of Central Kootenay (Jason McDiarmid)
Proposal: To dedicate a 15 metre right of way over the existing access road to the Lister potable water well and reserve (Submitted pursuant to section 6 of BC Regulation #171/2002 (ALR Use, Subdivision and Procedure Regulation)).
Legal: (1) Lot 15 District Lot 812 Kootenay District Plan 1494
(2) Lot 16 District Lot 812 Kootenay District Plan 1494
Location: Lister, Southeast of Creston

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 4

Non-farm use applications made pursuant to section 6 of BC Regulation #171/2002 (ALR Use, Subdivision and Procedure Regulation);

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 # 4 of Resolution #016N/2011 and approve the application on behalf of the Commission.

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 # 278/2013

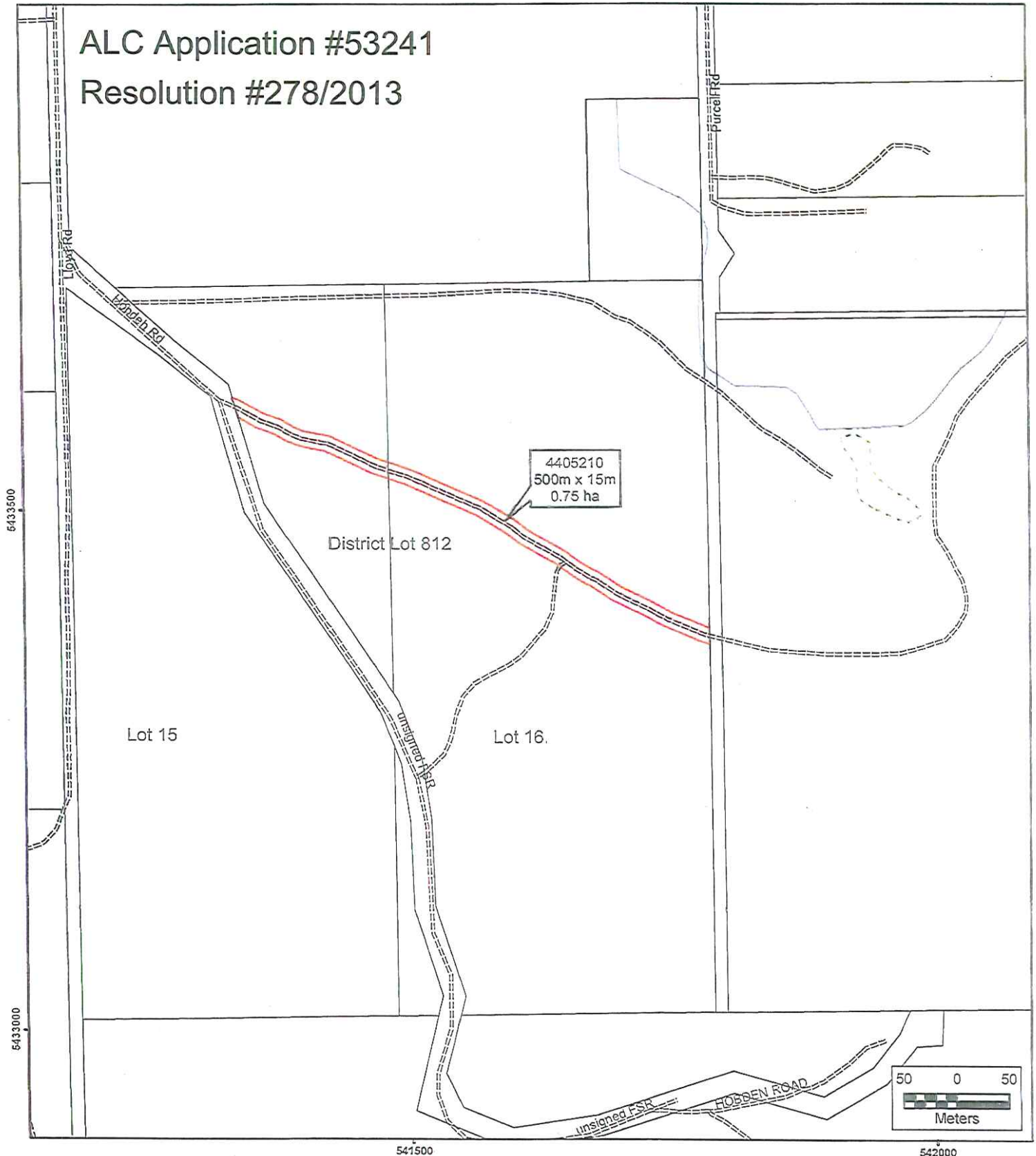
I CERTIFY THAT THIS IS A TRUE RECORD OF THE DECISION



Richard Bullock, Chief Executive Officer

Those portions of Lot 15 and 16, District Lot 812, Kootenay District, Plan 1494 and containing 0.75 hectares, more or less

ALC Application #53241 Resolution #278/2013



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Scale 1:5,000

BCGS Mapsheet(s): 82F.008

 Area approved for road dedication