



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

December 12, 2013

ALC File: 53342

Caroline Jolicouer
9610 Gilman Road
Summerland BC V0H 1Z2

Re: Application for Road Dedication in the Agricultural Land Reserve

Please find attached the Minutes of Resolution # 350/2013 as it relates to the above noted application. The Commission has also attached a Sketch Plan depicting the decision.

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.

Further correspondence with respect to this application is to be directed to Ron Wallace.

Yours truly,

PROVINCIAL AGRICULTURAL LAND COMMISSION

Per:

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

Brian Underhill, Executive Director

Enclosures: Minutes of Resolution #350/2013
Sketch Plan

cc: District of Summerland

52533d1



Minutes of a meeting held by the Provincial Agricultural Land Commission (the "Commission") on December 12, 2013 at the offices of the Commission located at #133 – 4940 Canada Way, Burnaby, BC.

FOR CONSIDERATION

Application: 53342
Applicant: Caroline Jolicouer

Proposal: (Submitted pursuant to section 6 of BC Regulation #171/2002 (ALR Use, Subdivision and Procedure Regulation)
To dedicate an access road right-of-way through the subject property (Lot 2, Plan 38422) from Gilman Road onto Lot 22, Plan 2433 which currently does not have legal access. Upon approval of the proposed access road, Easement Plan KAP80651 (involving 0.6471 ha of the subject property along the western boundary) would be eliminated.

Legal: Lot 2 District Lot 2196 Osoyoos Division Yale District Plan 38422
Location: 9610 Gilman Road, Summerland, BC
Background: The owner of the subject property also owns Lot 22, Plan 2433 (25.8 ha non-ALR property to the north) and would like to establish an access road to the non-ALR 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 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.

Approval is subject to the following conditions:

- The access road right-of-way be in substantial compliance with the plan submitted with the application.
- The existing easement (i.e. Parcel A, Plan KAP 80651) be removed from title of the subject property and the land be rehabilitated back into potential agricultural use.

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 #350/2013

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

1
PL 38422

STA=1+700

16m ROW

9505

STA=1+750

PROP. DRIVEWAY

A=4307.0 sq.m

LAST PL 38557
TO BE REMOVED

STA=1+800

RD.

GILMAN

STA=1+850

STA=1+862

17
PL 218

2
PL 38422

REM. LOT 2
=18193.0 sq.m

9610

ALC Application # 53342
Resolution # 350/2013
Approved Road
Dedication.

1536