



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

June 13, 2014

ALC File: # 37036

Helen Song
3663 Maxwell Street
Vancouver, BC
V5N 0B3

Dear Ms Song:

Re: Reconsideration of ALC Application # 37036

Please find attached the Minutes of Resolution # 225/2014 as it relates to the above noted application. Be advised the rescission of the previous resolution(s) permitting guest ranch uses on the property means that any further non-farm use proposals would require the submission of a new ALC application, notwithstanding the current zoning.

Please send a release of covenant form to this office for its execution. The Commission also anticipates receiving confirmation of the re-zoning of the property to accommodate the proposed agricultural use.

Other approvals may be necessary. Prior to proceeding, the Commission suggests you contact Dan Wallace at the Thompson Nicola Regional District.

Further correspondence with respect to this application is to be directed to Martin Collins.

Yours truly,

PROVINCIAL AGRICULTURAL LAND COMMISSION

Per:

A handwritten signature in black ink, appearing to read 'Martin Collins', written over a horizontal line.

Colin J. Fry, Chief Tribunal Officer

Enclosure(s): Minutes of Resolution #225/2014

cc: Thompson Nicola Regional District (File #ALR-E-70)

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Minutes of a meeting held by the Provincial Agricultural Land Commission (the "Commission") on June 13, 2014 at the offices of the Commission located at #133 – 4940 Canada Way, Burnaby, BC.

FOR CONSIDERATION

Application: 37036

Applicant: Helen Song

Proposal To rescind Resolutions # 604/2006 and #76/2007 in order to release a restrictive covenant limiting the use of an existing structure as a guest lodge. The landowner wishes to establish a medical marijuana facility in the existing guest lodge structure on the 16 ha property.

Legal: PID 013-336-967 DL 2624, Lillooet District, Except Plan KAP61862

Location: Loon Lake Road, southwest of Loon Lake

Original Decision: The ALC permitted a 12 unit guest lodge within an existing fish hatchery building on the subject property as a non-farm use, by Resolution #604/2006. The decision was reconsidered and amended by Resolution # 76/2007, which required the registration of a covenant restricting the non-farm guest ranch use to the existing building footprint (rather than specifying 12 unit maximum).

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: 140-60/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.

DECISION:

After reviewing the entire file material, I, Brian Underhill, Deputy Chief Executive Officer of the Commission, am satisfied that the proposal is consistent with Criterion # 14 of Resolution #016N/2011 and approve the request to rescind Resolutions # 604/2006 and #76/2007 on behalf of the Commission.

Approval is subject to the following condition:

- the existing restrictive covenant, (required by Resolution #76/2007), must be released within three (3) years from the date of this decision.

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 # 225/2014

I CERTIFY THAT THIS IS A TRUE RECORD OF THE DECISION

A handwritten signature in black ink, appearing to read "K. B. Underhill", written in a cursive style.

Brian Underhill, Deputy Chief Executive Officer