



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

February 14, 2014

ALC File: #53291

Ron & Vivian Faber
Jenfre Holdings Ltd.
141 McCallum Road
Abbotsford, BC V2S 8A1

Dear Mr. & Mrs. Faber:

Re: Application to Subdivide Land in the Agricultural Land Reserve (ALR)

Please find attached the Minutes of Resolution #12/2014 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 Eamonn Watson (Eamonn.Watson@gov.bc.ca).

Yours truly,

PROVINCIAL AGRICULTURAL LAND COMMISSION

Per: 

Brian Underhill, Executive Director

Enclosure: Minutes of Resolution #12/2014

cc: City of Abbotsford (File # 3040-20/A12-011)

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MINUTES OF THE PROVINCIAL AGRICULTURAL LAND COMMISSION

A meeting was held by the Provincial Agricultural Land Commission on January 23, 2014 at the offices of the Commission located at #133 – 4940 Canada Way, Burnaby, B.C. as it relates to Application #53291.

COMMISSION MEMBERS PRESENT:

Richard Bullock	Chair
Jennifer Dyson	Vice-Chair
Gordon Gillette	Vice-Chair
Sylvia Pranger	Vice-Chair
Bert Miles	Commissioner
Jim Johnson	Commissioner
Jerry Thibeault	Commissioner
Lucille Dempsey	Commissioner
Jim Collins	Commissioner

COMMISSION STAFF PRESENT:

Lindsay McCoubrey	Planner
Eamonn Watson	Planner
Jennifer Carson	Planner
Colin Fry	Executive Director

PROPOSAL (Submitted pursuant to section 21(2) of the *Agricultural Land Commission Act*)

The proposed boundary adjustment would alter the size of the subject properties from 6.9 ha, 0.9 ha and 0.2 ha to create parcels of 6.3 ha, 0.8 ha and 0.9 ha.

PROPERTY INFORMATION:

Property 1

Owner: Jenfre Holdings Ltd. (Inc. No. 92034)

Legal: PID: 024-549-410
Lot 1, Section 4, Township 16, New Westminster District, Plan LMP42530

Locations: 141 McCallum Road, Abbotsford

Size: 6.9 ha

Property 2

Owner: Jenfre Holdings Ltd. (Inc. No. 92034)

Legal: PID: 024-549-428
Lot 2, Section 4, Township 16, New Westminster District, Plan LMP42530

Locations: 189 McCallum Road, Abbotsford

Size: 0.9 ha

Property 3

Owner: Ron Faber and Vivian Rose Faber (As Joint Tenants)

Legal: PID: 013-379-976
Parcel "B" (Reference Plan 9047) South Half, Legal Subdivision 8, Section 4,
Township 16, New Westminster District

Locations: 100 Block of McCallum Road, Abbotsford

Size: 0.2 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.

COMMISSION CONSIDERATION

After considering the information the Commission concluded that the size and location of proposed new parcel "B" would unnecessarily reduce the size of a larger actively used agricultural parcel.

Conclusion:

The proposed boundary adjustment is solely intended to create a residential lot to offset the elimination of what is in all likelihood a "non-buildable" parcel. The Commission believes the proposed parcel configuration diminishes the agricultural potential of the agricultural parcel.

IT WAS

MOVED BY: Commissioner Dyson
SECONDED BY: Commissioner Thibeault

THAT the proposal to adjust the boundaries between the three subject properties be refused.

CARRIED
Resolution #12/2014