



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

April 4, 2014

ALC File: #53498

Eagle Pass Heliskiing
309 Mackenzie Avenue
Revelstoke, B.C. V0E2S0

Dear Sir/Madam:

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

Please find attached the Minutes of Resolution #97/2014 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 Ron Wallace.

Yours truly,

PROVINCIAL AGRICULTURAL LAND COMMISSION

Per:

A handwritten signature in black ink, appearing to read 'C. Fry', is written over a horizontal line.

Colin J. Fry, Chief Tribunal Officer

Enclosures: Minutes of Resolution #97/2014
Sketch plan

cc: Columbia Shuswap Regional District (File #LC2486B)

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MINUTES OF THE PROVINCIAL AGRICULTURAL LAND COMMISSION

A meeting was held by the Provincial Agricultural Land Commission on March 26, 2014 at the offices of the Commission located at #133 – 4940 Canada Way, Burnaby, B.C. as it relates to Application #53498.

COMMISSION MEMBERS PRESENT:

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

COMMISSION STAFF PRESENT:

Jennifer Carson	Planner
Lindsay McCoubrey	Planner
Ron Wallace	Planner
Brian Underhill	Deputy Chief Executive Officer
Colin J. Fry	Chief Tribunal Officer

PROPOSAL (Submitted pursuant to section 20(3) of the *Agricultural Land Commission Act*)
(Submitted pursuant to section 6 of the *Agricultural Land Reserve Use, Subdivision and Procedure Regulation*)

NON-FARM USE - The applicant, Eagle Pass Heliskiing Ltd, has applied for a Temporary Use Permit for this property to allow for temporary commercial lodging and helicopter staging area for 2013-14 season.

PROPERTY INFORMATION:

Owner: Julia Sievwright

Legal: PID: 025-541-889
Lot 1 Section 31 Township 22 Range 1 W6M Kootenay District Plan NEP 72289

Location: 4785 Airport Way, Revelstoke

Size: 4.1 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.
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COMMISSION CONSIDERATION

After considering the information the Commission concluded as follows:

It is noted the proposal for commercial lodging associated with the heliskiing operation is not a permitted use within the ALR. The Commission considered that the proposed use is for temporary purposes (i.e. to be concluded as of April 1, 2014) and has already commenced (i.e. on December 17, 2013) as of the date of the review of this application (as noted above).

Conclusion:

The Commission acknowledges the circumstances of the application in meeting the temporary needs of the applicant for a temporary commercial lodging and helicopter staging area for the 2013-2014 season. However, the continued use of the subject property for this purpose is not permitted and must now be relocated to a property outside of the ALR.

IT WAS

MOVED BY: Commissioner Thibeault
SECONDED BY: Commissioner Gillette

THAT the request to use a portion of the subject property for the purpose of temporary commercial accommodation be approved.

AND THAT the approval is subject to the following conditions:

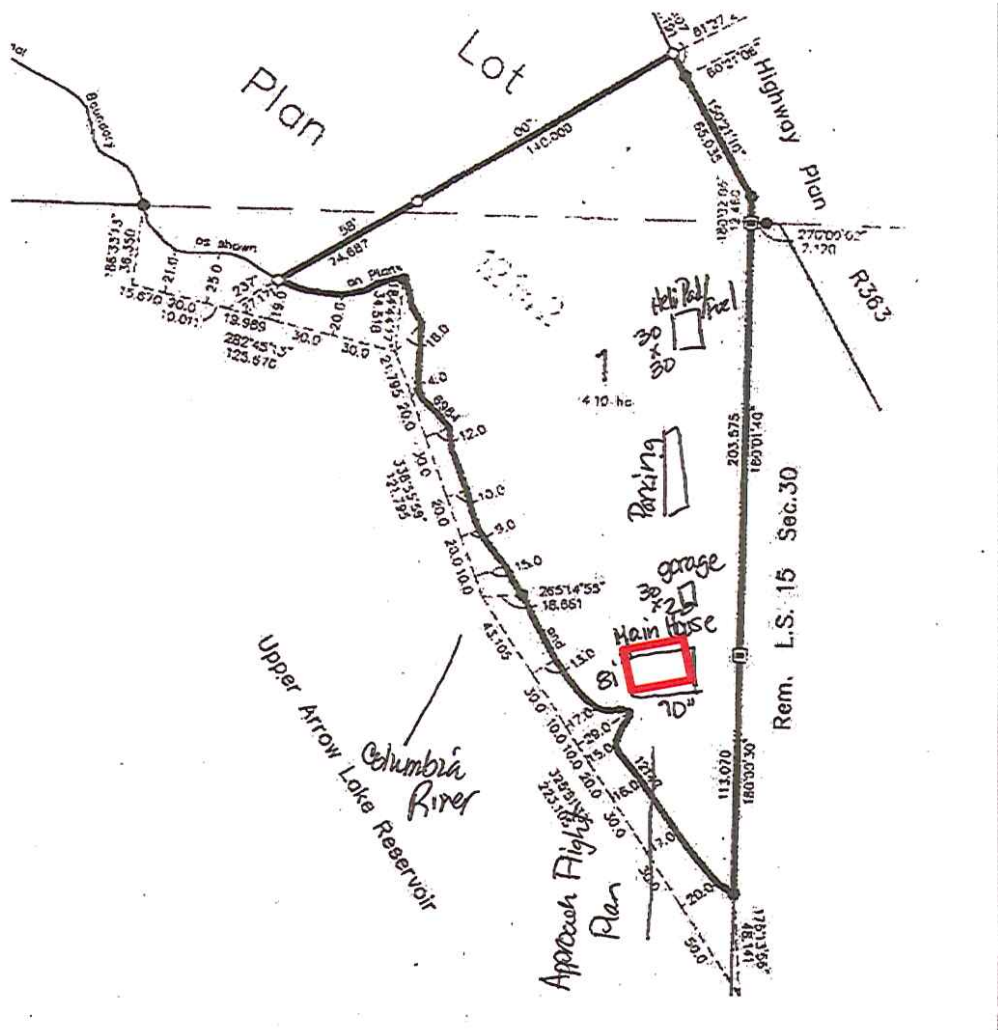
1. That the commercial accommodation be completed as proposed in the application by April 14th, 2014;
2. Approval for non-farm use is granted for the sole benefit of the applicant and is non-transferable.

AND FINALLY THAT 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.


CARRIED

Resolution #97/2014

ALC Application # 53498 (Siewwright)



LEGEND

 Approximate Location of building used for commercial accommodation

Non Farm Use approved
by Resolution # 97/2014
until April 15th, 2014