



Agricultural Land Commission
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May 22, 2014

ALC File: #53503

Roger and Lanita Ensz
7936 Mapes Road
Vanderhoof, B.C. V0J 3A1

Dear Mr. and Mrs. Ensz:

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

Please find attached the Minutes of Resolution #134/2014 as it relates to the above noted application. The Commission has also attached a sketch plan depicting the decision.

Further correspondence with respect to this application is to be directed to Liz Sutton.

Yours truly,

PROVINCIAL AGRICULTURAL LAND COMMISSION

Per: 

Colin J. Fry, Chief Tribunal Officer

Enclosures: Minutes of Resolution #134/2014
Sketch plan

cc: Regional District of Bulkley-Nechako (File #1150)

53503d1



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 #53503.

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
Liz Sutton	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*)

To bring an existing compost operation into compliance. The compost operation would use approximately 2 ha of the 16.2 ha property.

PROPERTY INFORMATION:

Owner: Roger & Lanita Ensz

Legal: PID: 029-070-686
Lot C, Section 15, Township 1, Range 4, Coast District, Plan BCP51949

Location: Highway 16 and Elias Road, Vanderhoof

Size: 16.2 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.
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COMMISSION CONSIDERATION

After considering the information the Commission concluded as follows:

The applicants have been operating the compost business for approximately 5 years. The applicants were informed that the compost facility was non-compliant with the *Agricultural Land Commission Act* which prompted the submission of the application for non-farm use. The only structure on site is a small tool shed that is used as an office. Composting previously took place on other portions of the property, however the applicants state that they will restrict the compost to the proposed non-farm use area.

Conclusion:

The Commission has no objections to the continuation of the existing compost facility provided that no additional structures are placed and that the compost operation is confined to the non-farm use area.

IT WAS

MOVED BY: Commissioner Bullock

SECONDED BY: Commissioner Miles

THAT the request to use 2.0 ha for a compost operation be approved.

AND THAT the approval is subject to the following conditions:

1. Approval for non-farm use is granted for the sole benefit of the applicant and is non-transferable without prior consent of the Commission; and
2. Approval is for five years from the date of the decision letter. Approval may be renewable upon satisfaction of the Commission that composting operation has remained compliant with this decision.

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 #134/2014

ALC #53503 (Ensz)
Approved 2 ha Non-Farm Use
Resolution # 134/2014

ALR Application #1150
Electoral Area "F"

Roger and Lanita Ensz

Specific Location

