



Agricultural Land Commission
133-4940 Canada Way
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January 15, 2015

ALC File: #53821

Ted Osborn, Director of Projects
Coldstream Ranch (2002) Ltd.
PO Box 28070
Coldstream, BC
V1B 3L9

Dear Sir:

Re: Application for a Statutory Right of Way within the Agricultural Land Reserve

Please find attached the Minutes of Resolution # 8/2015 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 Statutory Right-of-Way plan 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.

Other approvals may be necessary. Prior to proceeding, the Commission suggests you contact any other authorities which may have jurisdiction.

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

Yours truly,

PROVINCIAL AGRICULTURAL LAND COMMISSION

Per: 

Colin J. Fry, Chief Tribunal Officer

Enclosure(s): Minutes of Resolution #8/2015
Sketch Plan

53821d1



Minutes of a meeting held by the Provincial Agricultural Land Commission (the “Commission”) on January 12, 2015 at the offices of the Commission located at #133 – 4940 Canada Way, Burnaby, BC.

FOR CONSIDERATION

Application: 53821

Applicant: Coldstream Ranch (2002) Ltd.

Proposal: To expand an existing statutory right of way by 3 ha (from two adjoining parcels) for a two(2) year period to permit the Geological Survey of Canada to cap an artesian well on the properties

(Submitted pursuant to section 6 of BC Regulation #171/2002 (ALR Use, Subdivision and Procedure Regulation)

Legal: PID 011-232-463 Parcel B of the NW ¼ of Section 19...
PID 004-199-871 Lot A, District Lots 57, 76..... Plan 29697...

Location: Coldstream - just south southwest of the junction of Highway #6 and the CN Railway tracks.

Background: The Geological Survey of Canada intends to undertake works to kill the existing artesian well on the properties. The project is expected to take four years (starting in 2012) and comprises enough land for well drilling, a new larger pipe, and structures to hold and process water. All these facilities will be removed upon completion of the project and the area returned to agricultural use.

The ALC originally approved , by Resolution #29/2012 (file 52539) the registration of a 1 ha statutory right of way for the project. An additional 3 ha is being requested to complete the project.

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 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, Brian Underhill, Deputy 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 condition:

- The completion of the project, and the restoration of the work site to the same or better agricultural standard as prior to disturbance within three (3) years of the signing of the Statutory Right of Way agreement.

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 # 8/2015

I CERTIFY THAT THIS IS A TRUE RECORD OF THE DECISION

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

Brian Underhill, Deputy Chief Executive Officer

