



Agricultural Land Commission
133-4940 Canada Way
Burnaby, British Columbia V5G 4K6
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Fax: 604 660-7033
www.alc.gov.bc.ca

June 24th, 2015

ALC File: #54028

Stewart Miller
Ministry of Transportation and Infrastructure
#127-447 Columbia St.
Kamloops, BC
V2C 2T3

Dear Sir:

Re: Application for a Road Right of Way within the Agricultural Land Reserve (ALR)

Please find attached the Minutes of Resolution #181 /2015 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.

Please send two (2) paper prints of the final right of way plans 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 your Local Government.

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', written over a white background.

Colin J. Fry, Chief Tribunal Officer

Enclosure(s): Minutes of Resolution #181/2015
Sketch Plan

cc: Thompson Nicola Regional District

54028d1



Minutes of a meeting held by the Provincial Agricultural Land Commission (the "Commission") on June 24th, 2015 at the offices of the Commission located at #133 – 4940 Canada Way, Burnaby, BC.

FOR CONSIDERATION

Application: 54028
Applicant: Stewart Miller, Ministry of Transportation and Infrastructure
Proposal: To dedicate (and construct) a 0.22 ha portion of the 8.78 ha subject property for road right of way in order to align Cherry Creek Station Road with Gardi Road at their intersection with Highway #1. The existing right of way (0.14 ha) will be closed and returned to the affected property owner.

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

Legal: PID 015-137-279
Lot C DL 824 and of Sections 24 and 25, Twp. 20, R. 20 W6M, KDYD, Plan 42016 Except Plan 43954

Location: Sixteen (16) kilometers west of Kamloops in Cherry Creek
Background: Cherry Creek Station Road and Gardi Road are two separate intersections on Highway #1 in close proximity. The application proposes to relocate Cherry Creek Station Road intersection with Highway #1 about 30 meters west so that it aligns with the Gardi Road intersection with Highway #1 (accessing from the south). The alignment of two intersections into a single intersection will improve highway safety.

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 conditions:

- the 0.22 ha road right of way be located as per the attached drawing.
- that the 0.14 ha closed road right of way be returned to the subject property,
- that the project be completed within three years.

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.

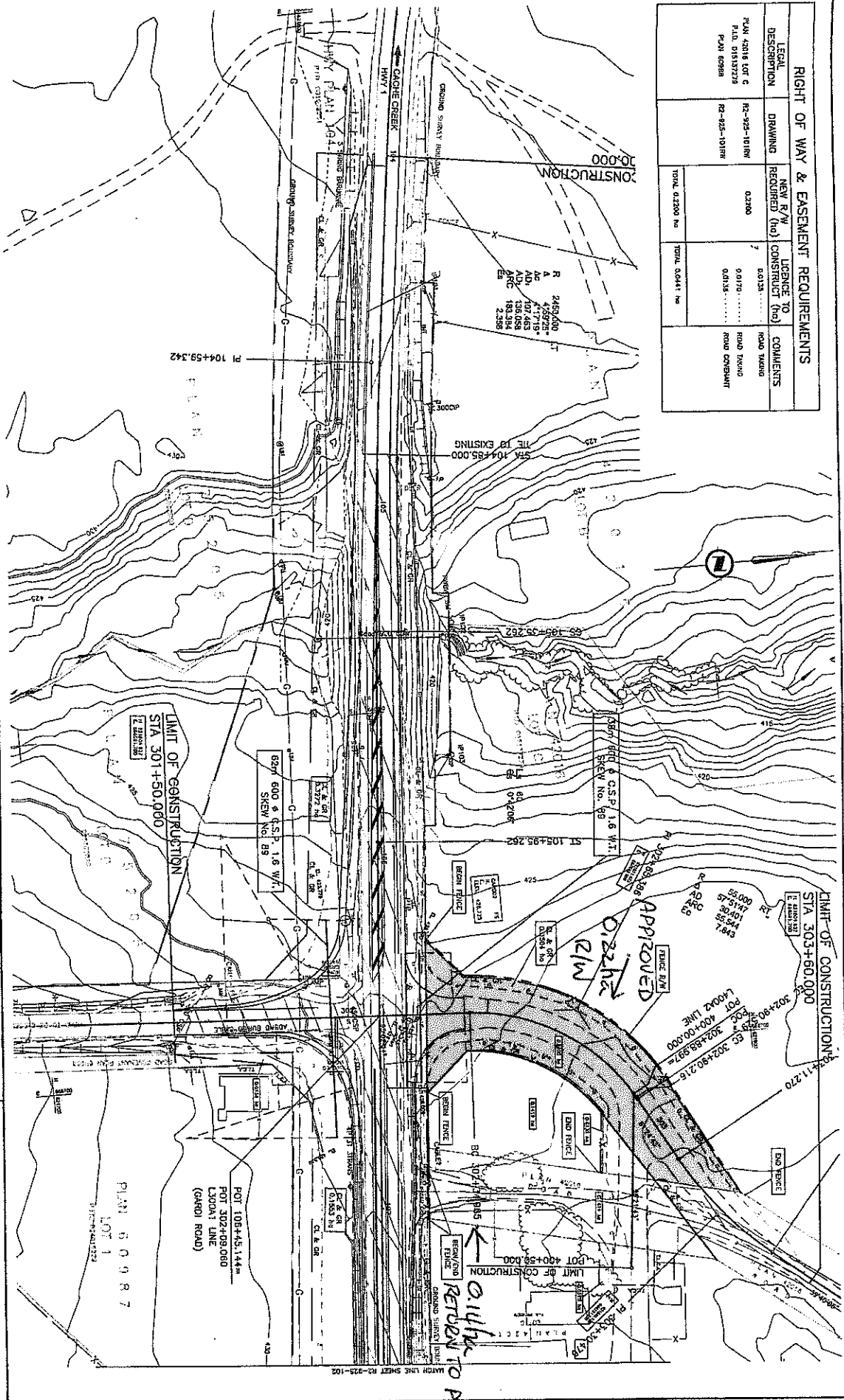
RESOLUTION #181 /2015

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

RIGHT OF WAY & EASEMENT REQUIREMENTS				
LEGAL DESCRIPTION	DRAWING	NEW R/W REQUIRED (m)	LEGAGE TO CONSTRUCT (m)	COMMENTS
PLAN 42016 LOT 6 P.L. 11810223 PLAN 60988	R2-925-1018W	0.2300	5.0135	ROAD TAKEN
	R2-925-1018W		0.0170	ROAD TAKEN
			0.0135	ROAD CONVEYANT
	TOTAL 0.2300 m		TOTAL 5.0441 m	



PRELIMINARY DESIGN
NOT FOR CONSTRUCTION

SCALE	1:500	DATE	2/18
BY	DATE	APPROVED	DATE
MINISTRY OF TRANSPORTATION AND INFRASTRUCTURE HIGHWAY ENGINEERING SOUTHERN DISTRICT DIVISION			
PROJECT		PROPERTY ACQUISITIONS	
GARBO ROAD INTERSECTION IMPROVEMENTS		GARBO ROAD INTERSECTION IMPROVEMENTS	
SHEET NO. 2		SHEET NO. 2	
23726-0001		23726-0001	
R2-925-101		R2-925-101	

SKETCH PLAN : ALC APPLICATION #54028
 RESOLUTION #181/2015