



**District of Clearwater**  
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## Development Services Guide

# AGRICULTURAL LAND COMMISSION ACT

## Exclusion, Inclusion, Non-Farm Use & Subdivision Sections 30(1), 20(3), and 21(2)

### What is the Agricultural Land Reserve (ALR)?

The Province of British Columbia created the Agricultural Land Reserve (ALR) in 1973 in response to intense development pressures on valuable agricultural land. The Agricultural Land Reserve takes precedence over, but does not replace other legislation and bylaws that may apply to the land. The *Agricultural Land Commission Act (ALCA)* sets the legislative framework for the establishment and administration of the Provincial agricultural land preservation program.

### When do I Need an ALCA Application?

An ALCA application is required for any use not designated as a farm use in accordance with the *Agricultural Land Commission Act* and/or the *Agricultural Land Reserve Use, Subdivision and Procedure Regulation*, the subdivision of lands affected by the ALR and for the inclusion of land in or exclusion of land from the ALR.

### Who Can Apply For an ALCA Exclusion, Inclusion, Non-Farm Use or Subdivision?

A property owner or agent having written authorization from the property owner may submit an application.

### Where is an Application Obtained & Submitted?

An application package can be obtained from the District of Clearwater office, the District's website [www.districtofclearwater.com](http://www.districtofclearwater.com) or from the Agricultural Land Commission's (ALC's) website [www.alc.gov.bc.ca](http://www.alc.gov.bc.ca) and **must be submitted to the District of Clearwater office** along with all applicable fees and additional information for processing.

### How Much will an Application Cost?

The fee for an ALCA application is \$600.00. Additional information including professional reports may be required to support your application; all costs related to the application are the responsibility of the applicant.

### Why does the District Review ALCA Applications?

The District of Clearwater reviews ALCA applications to ensure compliance with any relevant municipal land use bylaws. A resolution passed by Council may also be required.

## Who Approves an ALCA Application?

The Agricultural Land Commission is the approving authority for all ALCA applications.

## What Happens to your Application?

Thompson-Nicola Regional District (TNRD) Planning Services is under contract to manage the Agricultural Land Commission Act application process for the District of Clearwater.

The process described below will involve more detailed procedures, correspondence and/or requirements. Please contact TNRD Planning Services before you submit an ALCA application. Planning staff are available to discuss the nature of your proposal, the process involved, possible alternatives and to answer any questions you may have.

### TNRD Planning Services

Phone: 250-377-8673  
Toll Free (in BC): 1-877-377-8673  
Fax: 250-372-5048  
Email: [planning@tnrd.bc.ca](mailto:planning@tnrd.bc.ca)

### Application Process:

#### 1. Pre-Application Meeting:

You are encouraged to contact Planning Services staff in advance of submitting your application to discuss the feasibility of your proposal and to review what applications may be required.

#### 2. Submit Application:

Complete and submit the Application for Exclusion, Inclusion, Non-Farm Use or Subdivision including required documents, plans and all applicable fees to the District of Clearwater office.

#### 3. Planning Review:

Planning Services will review your application and request additional information if required. Your application along with a Local Government Report prepared by Planning Services and a Council resolution, if required, will be forwarded to the ALC for consideration.

#### 4. Agricultural Land Commission Resolution:

The ALC will review your application and pass a resolution approving, approving with amendments or refusing your application. This will complete the application process and in the case of an approval allow additional development applications to proceed.

### Please Note:

Any professional reports required to support your application must be submitted both electronically and in hard copy.

*\* An application is a process of evaluation and does not automatically ensure approval of your proposal.*