

Request for Decision Natural Resource Operations Referral

File No: P 151 200
Reference: 772957 (South)
Date: April 24, 2025

Subject: Crown Land Licence of Occupation – Galloway / Johnston (South)
Applicant: Mike and Margaret Johnston
Location: Galloway
Legal: Unsurveyed Crown Land in the vicinity of Galloway

Proposal: The applicants are applying for a Crown Land Licence of Occupation to occupy and use Crown land for roadway purposes to gain access to their property from Galloway-Bull River Forest Service Road for a term of 30 years or more.

Options:

1. THAT the Ministry of Water, Land and Resource Stewardship be advised the RDEK supports the Johnston (South) application for a Crown Land Licence of Occupation for roadway purposes in the Galloway area.
2. THAT the Ministry of Water, Land and Resource Stewardship be advised the RDEK does not support the Johnston (South) application for a Crown Land Licence of Occupation for roadway purposes in the Galloway area.

Recommendation: **Option 1**

The proposed application does not affect any of the forest service road corridors and as per the Recreation Management Strategy for west Cranbrook, the placement of the proposed roadway is within an area designation that supports motorized use with minimal restrictions in winter months.

**Property
Information:**

OCP Designation: An OCP does not exist for the subject area.

Zone Designation: A zoning bylaw does not exist for the subject area.

Area of Proposed Roadway: 0.71 ha.

Density: N/A

ALR Status: Not within the ALR.

BC Assessment: N/A

Water and Sewer Services: N/A

Interface Fire Hazard Rating: High and moderate; within Jaffray fire protection service area.

Flood Hazard Rating: Not identified as being within a flood hazard area.

Crown Land Management Plans:	The Recreation Management Strategy for the Cranbrook west district identifies the location of the proposed roadway as being in an area where motorized use is permitted from April to November. The area designation changes during the months of December to March to ungulate winter range, where motorized use is permitted on roads and identified travel corridors only.
Lake Management Plans:	N/A
Shoreline Management Guidelines:	N/A
Additional Information:	<ul style="list-style-type: none">▪ There is a single family dwelling located on the applicants' property.▪ The proposed roadway will be 8 m in width, 0.167 km long and the southwest corner of the applicant's property to Galloway-Bull River Forest Service Road.▪ Removal of trees is necessary to construct the roadway. All debris will be piled, burned and scattered during favourable conditions. The applicants are aware that they will require an Occupant Licence to Cut, for the cutting or/and removal of trees on Crown land.▪ The proposed roadway does not run through but is situated within the vicinity of identified archeological sites. The applicants are aware of the necessary procedures that are to be taken if archeological material/remains are discovered. First Nations had not been consulted at the time the application was submitted.
Consultation:	APC Area B: Support recommended
Documents Attached:	<ul style="list-style-type: none">▪ Location Map▪ Aerial Maps▪ Application Overview Map
RDEK Contact:	Jenn MacDonald, Planning Technician Phone: 250-489-6903 Email: jmacdonald@rdek.bc.ca