

Provincial Agricultural Land Commission- Part 4 – Residential Uses

Division 2 – Additional Residences

Additional residences constructed after December 30, 2021

34.3 (1) The use of agricultural land for an additional residence for which construction begins after December 30, 2021 is permitted on a parcel if all of the following conditions are met:

- (a) at the time that construction begins, the parcel has located on it only one residence, whether or not a secondary suite is located in the residence as permitted under section 31;
- (b) neither residence will be attached to, nor be part of, the other residence;
- (c) one of the following applies to the residences, as constructed:

- (i) if the parcel is 40 ha or less, there will be

- (A) one residence, the total floor area of which is 500 m² or less, and

- (B) one residence, the total floor area of which is 90 m² or less;

- (ii) if the parcel is more than 40 ha, there will be

- (A) one residence, the total floor area of which is any size permitted under the Act, and

- (B) one residence, the total floor area of which is 186 m² or less.

(2) The size of a residence permitted under this section must not be altered unless one of the following applies:

- (a) the alteration is permitted under section 25 or 45 of the Act;

- (b) the alteration does not increase the size of the residence beyond the size permitted under subsection (1) (c).

(3) Nothing in this section prevents the granting of permission, under section 25 or 45 of the Act, for additional residences to be constructed after the additional residence permitted under this section.

[en. B.C. Reg. 190/2021, s. 4.]