



August 31, 2023

VIA EMAIL

Reply to: Jeremy M. Poole
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Matter No.: 1158388

Eyford Partners LLP
1744-1055 Dunsmuir Street
Vancouver, BC
V7X 1L2

Attention: Nathalie J. Baker

Dear Sirs/Mesdames:

Re: 617 MacKenzie Road, Abbotsford – Illegal Use

We are external counsel for the City of Abbotsford with respect to the issues you have raised in your letter to the City dated August 10, 2023, pertaining to the above captioned property.

As I expect you are aware, the issue of the rezoning of the 617 MacKenzie Road property came before municipal council of the City on August 28, 2023, by way of first and second reading of a zoning amendment bylaw pertaining to the composting operations on that property. There will now be a public hearing before the zoning amendment bylaw is brought forward for third reading and I believe that your clients either already have received, or shortly will receive, notification of that public hearing. The current date set for that public hearing is September 11, 2023. Your clients will have an opportunity to attend the public hearing and make known to municipal council their views as to whether or not the zoning amendment bylaw should be passed or any suggested terms and conditions that should be put in place if the zoning amendment is being approved.

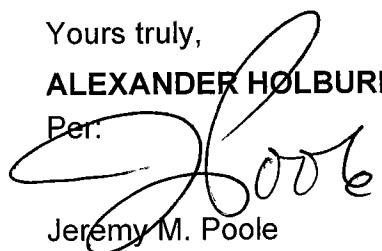
In terms of complaints about enforcement of bylaws, you will know that this is an area in which a municipality has significant discretion. I would also point out that there is overlapping or additional regulatory oversight here in the form of the Agricultural Land Commission and regulatory powers resting with the Provincial government. My understanding is that there has been regulatory enforcement through those means in addition to the regulatory enforcement pertaining to the property that has been pursued by the Abbotsford Fire Department.

It is difficult to say with precision what regulatory steps the City may or may not take in the future. Much of that depends on the outcome of the zoning amendment process, any steps taken by the Province and the future conduct of the owner/applicant.

Yours truly,

ALEXANDER HOLBURN BEAUDIN + LANG LLP

Per:

A handwritten signature in black ink, appearing to read "J. Poole".

Jeremy M. Poole

JMP/tf