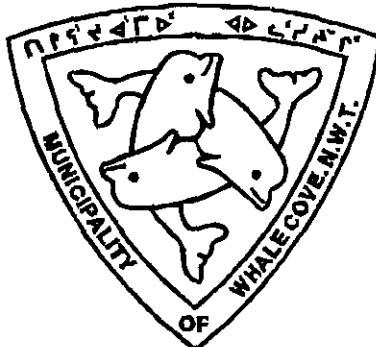


HAMLET OF WHALE COVE

POST OFFICE BOX 120

WHALE COVE, N.W.T. NUNAVUT, X0C 0J0

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HAMLET OF WHALE COVE, NT BY-LAW NUMBER 124

A by-law of the Municipal Corporation of the Hamlet of Whale Cove in the Northwest Territories to provide for the administration of municipal lands, pursuant to the Hamlets Act, R.S.N.W.T., 1988, c. H-1, s. 132.2.

As the Council of the Municipal Corporation of the Hamlet of Whale Cove deems it to be desirable to establish a uniform process for the disposal of real property owned, leased or otherwise held by the Hamlet;

NOW, THEREFORE, THE COUNCIL OF THE MUNICIPAL CORPORATION OF THE HAMLET OF WHALE COVE, at a duly assembled meeting, enacts as follows:

SHORT TITLE

1. This by-law may be cited as the "Land Administration By-law"

INTERPRETATION

2. In this by-law:

- a) "Council" means the Council of the Municipal Corporation of the Hamlet;
- b) "development cost" means the costs directly incurred by the Hamlet in developing land, including but not limited to the costs of:
 - (1) planning and engineering design;
 - (2) project management;
 - (3) road construction;
 - (4) land fill;

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- (5) open spaces;
 - (6) piped water and sewer lines;
 - (7) electrical distribution lines (and poles);
 - (8) legal surveys;
 - (9) land acquisition and disposal costs;
 - (10) financing charges, including interest, for any loans incurred in developing the land;
- c) "disposal of land" means the lease, or other disposition of land;
- d) "Hamlet" means the Municipal Corporation of the Hamlet of Whale Cove in the Northwest Territories;
- e) "lands" means real property owned, leased or otherwise held or acquired by the Municipal Corporation;
- f) "lot" means a parcel of land, for which development costs have been incurred and which has been duly described or surveyed for the purpose of acquisition lease or other disposition;
- g) "lot price" means the valuation of a lot;
- h) "market value" means the value of a parcel of land based on the amount a willing buyer would pay to a willing seller. This value shall be determined by a professionally qualified land appraiser or by public tender or auction;
- l) "Minister" means the Minister of Municipal and Community Affairs;
- j) "new lots" means vacant lots which are developed after the date of this by-law;

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- k) "off-site levy" means a surcharge levied by the Hamlet to a lessee of municipal lands at the time of lease execution to assist in the payment of all or part of the capital costs of new or expanded infrastructure, including land, such infrastructure being located outside the lands being leased, but of direct, though not inclusive, benefit to the lessee;
- l) "replacement cost" means the estimated development costs for a parcel of land, up dated to the current year representing the costs to develop a similar lot and incorporating site-specific factors;
- m) "SAO" means the Senior Administrative Officer of the Hamlet or such other person as may be designated, from time to time, to exercise the powers and perform the duties of the Senior Administrative Officer pursuant to this by-law;
- n) "site-specific factors" means factors which may be used, where applicable, in adding or subtracting up to 25% of the development costs of new lots or the replacement cost for existing developed lots, and which may be composed of:
 - (1) size of land parcel
 - (2) site conditions
 - (3) desirability of location
 - (4) adjacent land uses; and
 - (5) proposed land use.
 - (6) The addition of site-specific factors for new lots shall not exceed development cost for the entire subdivision.

APPLICATION OF THE BY-LAW

- 3. This by-law shall, except as otherwise expressly authorized by the Minister, apply to all acquisitions, leases or other dispositions of the lands by the Hamlet.

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PRECONDITION TO ACQUISITION AND DISPOSAL OF LAND

4. Land Speculation will be discouraged.
5. Neither the Hamlet nor any authorized representative of the Hamlet shall make or enter into any offer, agreement or other arrangement for the purchase, lease or other disposition of lands except by by-law in the form of Appendix A, or Appendix B attached hereto, and each such by-law shall contain:
 - a) a complete legal description of the lands to be acquired, leased or otherwise disposed of;
 - b) the minimum consideration to be paid for the acquisition, lease or other disposition of the lands; and
 - c) the terms and conditions, if any, upon which the lands shall be acquired, leased or otherwise disposed of.
6. No by-law for the acquisition, lease or other disposition of land, shall be passed pursuant to sections 132.2 (4) or 132.2 (5) of the Hamlets Act, until:
 - a) it has been established through a search at the appropriate Land Registry Office, that the Hamlet may lawfully acquire, lease or otherwise dispose of the lands;
 - b) an inspection of the lands has been conducted to determine:
 - (1) if the lands are occupied;
 - (2) if there are any improvements situated on the lands;
 - (3) if there are any easements affecting the lands; and
 - (4) such other information as Council may, in its discretion, consider to be relevant;
 - c) The SAO has advised Council as to the assessed value of the lands and any improvements situated thereon and that the proposed use of the lands shall comply with the Zoning By-law or Land Use Plan in effect in the Hamlet.

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ADVERTISEMENT OF THE LAND FOR DISPOSAL

7. a) Subject to subsection 7(c), the Hamlet shall not lease or otherwise dispose of lands until it has published a notice of such proposed lease or other disposition:

(1) by advertisement for two consecutive weeks in a newspaper having weekly circulation in the Hamlet; or

(2) by notice posted in three prominent places in the Hamlet for a for a period of two weeks.

b) Each advertisement or notice shall contain:

(1) a sketch, drawn to scale, identifying the size and location of the lands to be leased or otherwise disposed of;

(2) the minimum consideration for which the lands will be leased or otherwise disposed of;

(3) an indication as to the method to be employed in leasing or otherwise disposing of lands; and

(4) an indication as to where and when applicants may obtain information and application forms.

c) Subsections 7(a) and 7(b) shall not apply to:

(1) lands required by the Federal or Territorial Government;

(2) lands which can only be of use to an adjoining owner/lessee;

(3) additional adjacent lands required for expansion of a owner's/ lessee's existing or proposed development.

8. The Hamlet shall readvertise for lease or other disposition, lands which ;

(a) an application has been made but withdrawn by the applicant after acceptance by the Hamlet;

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- (b) A Lease has been granted but terminated prior to the construction of any improvements on the lands; or
- (c) re-zoning has taken place and the lands remain untenured.

APPLICATIONS FOR LAND

9. The Hamlet shall only accept a written application for land in the form of Appendix C. This form shall contain, but not be limited to:
 - (a) the legal name of the applicant or applicants;
 - (b) the legal description of the land;
 - (c) the purpose for which land is to be used;
 - (d) a request, if applicable, for joint tenancy or tenancy-in-common;
 - (e) the signature of the applicant or applicants' and
 - (f) a non-refundable application fee of \$ 25.00.
10. The Hamlet shall keep a ledger of all lands containing:
 - (a) a full legal description of the lands;
 - (b) the location of the lands within the Hamlet;
 - (c) a valuation of the lands for purpose of lease or other disposition;
 - (d) the terms and condition upon which the lands may be leased or otherwise disposed of; and
 - (e) an indication of whether the lands have been leased or otherwise disposed of, or whether there is a pending lease or other disposition of the lands.
11. The ledger kept pursuant to Section 10 of this by-law shall be open to inspection by the public at the Hamlet Office during normal business hours.

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TERMS AND CONDITIONS OF LAND DISPOSALS

12. (a) The standard term of all lease documents shall be a minimum of:
 30 years for Residential
 30 years for Commercial
- (b) The term of leases noted in 12(a) may be increased at Council discretion based on the nature and value of improvements to be constructed;
- (c) The term of all other leases will be at Council discretion;
- (d) Renewal of leases will not be unreasonably denied.
13. The Hamlet, in leasing or otherwise disposing of new lots for residential purposes, shall ensure that prospective private home owners have preference over lessees who wish to acquire more than one lot at a time, except when lots are required by:
- (a) the Federal or Territorial Government;
- (b) the Northwest Territories Housing Corporation or their clients; or
- (c) the Canada Mortgage and Housing Corporation.
14. Every disposal of land shall be in writing.
15. The Hamlet, in leasing or otherwise disposing of new lots, shall require that commencement of construction must begin within 6 months of the effective date of the lease or the lease may be canceled. Completion of construction must be within 24 months of the effective date of the lease or the lease may be canceled. The Hamlet may terminate a lease for failure to initiate or complete construction of the building or other improvements within the time specified. Subject to section 16, if construction is not initiated or complete within the time frame noted above, the land may revert back to the Hamlet.
16. The Hamlet may allow a 12 month extension to either term outlined in Section 15. The following criteria will be used by the Hamlet in order to grant an extension:

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- (a) written explanation for the delay in construction;
 - (b) written plan to complete construction within the extension period;
 - (c) proof that approved financing is in place to finish construction; and
 - (d) all outstanding debts to the Hamlet have been paid;
17. The Hamlet shall not lease or otherwise dispose of new lots by auction.
18. The Hamlet shall lease land by one or a combination of the following means:
- (a) Development Proposal Call, as set out in section 19;
 - (b) First-come first-served bases;
19. The Hamlet shall decide whether, and under what circumstances, formal development proposals or bids will be asked from prospective lessees and may use the proposal call tender system outlined in Appendix D.

PRICING OF NEW LOTS

20. The lot price for new lots shall be determined by development cost including any allowance for site specific factors.
21. The Hamlet shall recover all development costs in the valuation of lands for disposal, subject to section 22.
22. The Hamlet, may, when it is unable to lease or otherwise dispose of a lot, reduce the price of the lot below its development cost:
- (a) when the lot has not been developed through financing from the Government of the Northwest Territories or a financial institution, or
 - (b) when the lot has been developed through financing from the Government of the Northwest Territories or a financial institution and the reduced land valuation is approved by the Minister.

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PRICING OF EXISTING LOTS

23. The Hamlet in leasing or otherwise disposing of existing developed lands shall determine lot price by either of the following:

- (a) replacement cost; or
- (b) the market value as determined by:
 - (1) a qualified land appraiser or assessor; or
 - (2) a call for bids, (by public tender or auction) in which the advertised minimum price is not less than the replacement cost.

LEASE RATES

24. The Hamlet shall, in the leasing of lands, charge rent based on a rate of not more than ten percent (10%) of the lot price a year.

25. The annual lease rate charge for a lot under this by-law will be 5 % of the lot price per annum.

26. Council may vary the lease rate for dispositions of land to non-profit organizations.

OFF-SITE LEVIES

27. When disposing of land, the Hamlet may levy a surcharge to a lessee of lands to help pay for all or part of the Hamlet's capital cost for all or any of the following:

- (a) new or expanded facilities for the storage, transmission, treatment, or supply of water;
- (b) new or expanded facilities for the storage, treatment, movement or disposal of sewage;
- (c) new or expanded storm sewer drainage facilities;
- (d) new or expanded roadways and sidewalks; and

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- (e) land required for, or in connection with, any of the facilities described in a), b), c,) and d).
- 28. The Hamlet shall not include, as part of any off-site levy, any costs paid for by grants or contributions received from the Government of the Northwest Territories.
- 29. The Hamlet shall clearly identify to the public that any off site levy is a separate surcharge above the lot price, which is collected together with the lot price.
- 30. The Hamlet shall place all off-site levy revenues in a separate account, to be used for the purpose set out in section 27.

LAND DEVELOPMENT RESERVE ACCOUNT

- 31. The Hamlet shall open and maintain a separate financial account in which all revenue obtained from the leasing or otherwise disposing of lands, will be placed.
- 32. The Hamlet shall, in regards to the account identified in section 31:
 - (a) establish clear procedures for the management and operation of the account;
 - (b) use all expenditures from the account for the sole purpose of acquiring and/or developing land by the Hamlet, unless written approval by the Minister is obtained for other types of expenditures.

PRIVATE SECTOR DEVELOPMENT OF LANDS

- 33. The Hamlet shall encourage the utilization of the private sector in the development of lands only if:
 - (a) the Hamlet has prepared a cost estimate of the project as if it were to develop the land; and
 - (b) the private sector can develop the land such that the lot price is the same as, or less than, the Hamlet would charge under its estimate in a).

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34. If, in the opinion of the Hamlet, the private sector can develop the lands in a cost-effective manner as outlined in section 33, the Hamlet shall call for proposals.
35. The Hamlet, in disposing of vacant lands to a private developer, shall:
- (a) do so by the way of a Lease to which a subdivision agreement may be attached;
 - (b) require the developer to establish a land disposal procedure that is consistent with this by-law;
 - (c) require the developer to provide a list of the lease prices of the lots to be developed;
 - (d) specify, in the lease, the standards to which the land must be developed; and
 - (e) specify in the lease, that in cases for non-performance with regard to (a), (b) or (c) above, the lease will be canceled.

EASEMENTS

36. The Hamlet may, in public interest, establish easements through, under or over any portion of the land for any public utility purpose, but the said easement shall not interfere with the rights granted to the lessee or any improvements made by the lessee on the lands.

LEASE ASSIGNMENTS

37. Annual lease rental owing to the Hamlet and any taxes owing to the Government of the Northwest Territories must be paid in full prior to the assignment of a lot. The lessee must provide proof of ownership of improvements. Assignment of a lease will not be allowed when the improvements to the land have not been completed per the lease agreement.

Hamlet of Whale Cove**By-law No 124
Land Administration
Page 12****LEASE SURRENDERS**

38. Annual lease rental owing to the Hamlet and any taxes owing to the GNWT must be paid in full prior to the surrender of a lease. Also, the lessee must remove all improvements from the land and return the lot to its original state which is satisfactory to the Hamlet. The lessee must also deliver up to the Hamlet the duplicate original leasehold title where one exists.

CANCELLATION OF LEASE

39. If the Municipality cancels a lease due to non-compliance with any terms and conditions of a lease:

- (a) where there is a debt owed to the Municipality, the Municipality may seek an order to retain the right to any improvements upon the leased lands;
- (b) where there is no debt owing to the Municipality, the lessee shall remove any improvements and restore the site within 90 days, failing which the Municipality may seek an order allowing for the removal of the improvements; and
- (c) where the duplicate leasehold title for the lands has not been surrendered in accordance with the Land Titles Act, the Municipality shall seek an order canceling the leasehold title.

QUARRIES

- 40.
- (a) The Municipality may issue quarry permits for the temporary use of a quarry site. Applications for a quarry permit shall be in the form of Appendix "E";
 - (b) Prior to the issuance of a quarry permit, the Municipality shall, by Council resolution, establish quarry fees and any exemptions to such fees;
 - (c) Fees established under Section 40 (b), shall reflect the cost of development, operation, maintenance, administration and restoration of quarries;

Hamlet of Whale Cove

**By-law No. 124
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(d) All quarry fees shall be placed in a separate financial account.

LAND USE PERMITS

41. (a) The Municipality may issue land use permits for the temporary use of land.

(b) The temporary land uses for which a permit is required are set out in Appendix F.

(c) Application for a land use permit shall be in the form of Appendix "G".

(d) Any environmental impact of the proposed use must be addressed by the applicant to the satisfaction of the Municipality prior to the issuance of a permit.

BY-LAW ADMINISTRATION

42. Council may by resolution adopt standard forms of agreement for the administration of land and the Municipality may make minor changes not affecting the intent of these forms of agreement as may be necessary for such administration.

APPENDICES

43. The following appendices shall form part of this By-law:

APPENDIX "A"	Land Acquisition By-law
APPENDIX "B"	Land Disposal By-law (Lease)
APPENDIX "C"	Land Application Form
APPENDIX "D"	Guidelines for proposal Calls
APPENDIX "E"	Quarry Application Form
APPENDIX "F"	Land Use Operations
APPENDIX "G"	Application for Land Use Permit

44. Minor changes to the Appendices of this By-law can be made by Council without amending this By-law provided the changes to the Appendices do not alter the intent of the By-law.

Hamlet of Whale Cove

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Read a first time this 7 day of November, 1995.

Read a second time this 8 day of November, 19

[Signature]
Mayor

[Signature]
Senior Administrative Officer

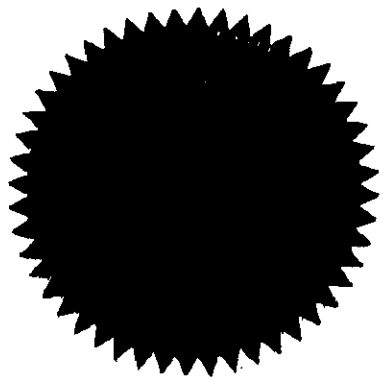
APPROVED by the Minister of Municipal and Community Affairs this 15th
day of December, 1995.

[Signature]
Minister
Municipal and Community Affairs

Read a third time and finally passed this 15 day of February
, 1996.

[Signature]
Mayor

[Signature]
Senior Administrative Officer



HAMLET OF WHALE COVE, NT
BY-LAW NUMBER 124

APPENDIX A

LAND ACQUISITION BY-LAW

A By-law of the Municipal Corporation of the Hamlet of Whale Cove in the Northwest Territories to acquire real property, pursuant to the Hamlets Act, R.S.N.W.T., 1988, c. H-1, s. 132.2.

WHEREAS the Council of the Hamlet of Whale Cove deems it to be in the public interest to acquire the land described hereunder;

NOW THEREFORE, THE COUNCIL OF THE HAMLET OF WHALE COVE, in a duly assembled meeting, enacts as follows:

1. The Mayor and the Senior Administrative Officer are hereby authorized on behalf of the Hamlet of Whale Cove to acquire from _____ for the sum of _____ (\$) the land described hereunder;

The whole of Lot () in the Hamlet of Whale Cove, in the Northwest Territories according to a plan of survey filed in the Land Titles Office for the Northwest Territories under number

2. The noted land shall be acquired for Municipal purposes.

Read a first time this day of , 199 A.D.

Mayor Senior Administrative Officer

Read a second time this day of , 199 A.D.

Mayor Senior Administrative Officer

Read a third time and finally adopted this day of , 199 A.D.

Mayor Senior Administrative Officer

HAMLET OF WHALE COVE, NT
BY-LAW NUMBER 124

APPENDIX B

LAND DISPOSAL BY-LAW (LEASE)

A By-law of the Municipal Corporation of the Hamlet of Whale Cove in the Northwest Territories to dispose of real property, pursuant to the Hamlets Act, R.S.N.W.T., 1988, c. H-1, s. 132.2.

WHEREAS the Council of the Hamlet of Whale Cove deems it to be in the ~~public interest to dispose of the land described hereunder,~~

NOW THEREFORE, THE COUNCIL OF THE HAMLET OF WHALE COVE, in duly assembled meeting, enacts as follows:

1. The whole of Lot () in the Hamlet of Whale Cove, in the Northwest Territories according to a plan of survey filed in the Land Titles Office for the Northwest Territories under number _____, which is owned by the Hamlet under Certificate of Title number _____, be leased.
2. The Mayor and the Senior Administrative Officer are hereby authorized on behalf of the Hamlet of Whale Cove to execute a lease agreement for those lots described in "Schedule A", attached to and forming part of this by-law.

Read a first time this day of , 199 A.D.

Mayor Senior Administrative Officer

Read a second time this day of , 199 A.D.

Mayor Senior Administrative Officer

Read a third time and finally adopted this day of , 199 A.D.

Mayor Senior Administrative Officer

HAMLET OF WHALE COVE, NT
BY-LAW NUMBER 124

APPENDIX C

LAND APPLICATION FORM

1. Age 19+ yes ___ no ___
 Mr. Ms. Mrs. Miss _____
 (circle one) Surname of Applicant (First & Other Names of Applicant)
 Address _____
 Applicant's Full Mailing Address Including Community Name and Postal Code
 Home Phone # _____ Work # _____
 Occupation _____ Employed by: _____
 (Applicant's Job Title, Trade, Business, etc.)

Age 19+ yes ___ no ___
 Mr. Ms. Mrs. Miss _____
 (circle one) Surname of Applicant's Spouse (First & Other Names of Spouse)
 Occupation _____ Employed by: _____
 (Applicant's Job Title, Trade, Business, etc.)

Mr. Ms. Mrs. Miss _____
 (circle one) (list the full name of the contact person for this application if different
 than the applicant, or if the applicant is a business, etc.)
 Address _____ Home Phone # _____
 (contact person's full mailing address if different than applicant's)

2. The undersigned hereby make application to lease the land described as follows:

(If the land you are applying for is surveyed, list its lot number, block or group number, and LTO number as shown on the lands map. If the land you are applying for is unsurveyed, list its proposed lot number and the names of the development area or describe the dimensions, size and location of the land and attach a copy of a portion of the respective lands map showing the location of the land outlined in red).

If there is more than one applicant do you wish joint tenancy ___ or tenants in common ___?

3. The land will be used for residential _____
 commercial _____
 industrial _____
 other _____

If other, please specify: _____

4. Are there any building or improvements on the land now? Yes ___ No ___
 If yes, will these improvements be removed? Yes ___ No ___

Existing improvements have a value of \$ _____, and are described as follows:

HAMLET OF WHALE COVE, NT
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APPENDIX C (CONTINUED)

LAND APPLICATION FORM - page 2

Name of owner of existing improvements: _____
(if existing improvements are to remain on
the land you are applying for please attach
your proof of ownership)

5. The undersigned agree to construct the following improvements: _____

The estimated value of these improvements is \$ _____, and will require approximately
_____ months to complete.

6. The undersigned understand that failure to comply with any terms and conditions of the lease will be grounds for cancellation of the said instrument.

7. The undersigned certify that I/we have read and understand the terms and conditions listed on this form and am/are in complete agreement with them.

8. The undersigned understand that the information that I/we have given in this application is true and correct.

9. The construction of buildings and improvements must conform to local by-laws and building standards.

10. If there are buildings and other improvements proposed by the applicant, he must, on his own responsibility, submit to the Territorial Fire Marshall's Office a plot plan showing location of all present and proposed buildings and improvements concerning said land and also such drawings and specifications as will indicate accurately to scale all floor plans, heating and fire safety systems and the materials to be used in construction. It will also be the applicant's responsibility to furnish the same information to the local council or public health authorities if deemed necessary by them on which to base their recommendation.

11. This application will not be considered unless accompanied by a non-refundable application fee of \$25.00 and plot plan of proposed improvements.

12. The submission of this application and payment of the Twenty-five dollar (\$ 25.00) application fee do not in themselves convey any right to the land.

13. If this application is refused, the application fee will not be refunded. If a lease or agreement is approved but not executed by the applicant, the fee is forfeited. If executed, the full amount of the application fee will not go towards the first year lease rental. The first year's annual lease rental is to be paid in full when the lease document is executed.

HAMLET OF WHALE COVE, NT
BY-LAW NUMBER 124

APPENDIX C (CONTINUED)

LAND APPLICATION FORM - page 3

14. All rights to municipal land exclude the following:

a) all mines and minerals whether solid, liquid or gaseous which may be found to exist within, upon, or under the land together with the full powers to work the same and for that purpose to enter upon, use and occupy the land or so much thereof and to such an extent as may be necessary for the effectual working and extracting of the said minerals;

~~b) the rights of the recorded holders of mineral claims and any other claims or permits affecting the land;~~

c) the right to enter upon, work and remove any rock outcrop required for public purposes;

d) such right or rights of way and of entry as may be required under the regulations in force in connection with construction, maintenance and use of works for conveyance of water for use in mining operations; and

e) the right to enter upon the land for the purposes of installing and maintaining any public utility.

Signature of Applicant

Date

Signature of Co-Applicant

Date

**HAMLET OF WHALE COVE, NT
BY-LAW NUMBER 124**

APPENDIX D

**GUIDELINES FOR
PROPOSAL CALL/TENDER SYSTEM**

This system is usually employed for the lease or other disposition of commercial and industrial lots, but may be used for other types of land disposal at Council's discretion. This system takes the following form:

A set of rules is established for such lots and applicants submit with their applications a proposal which sets out the types of improvements that the applicant proposes to construct or make on the lots and an indication as to the type of business, industry or undertaking which the applicant proposes to conduct on the lots. The successful applicant is usually determined by the Hamlet on the basis of the best proposal submitted.

The advertisement printed in connection the the Proposal Call should include, in addition to those items identified in the Land Administration By-Law, the following:

- a) the last date and time for the submission of applications;
- b) the time, date, and place at which the Hamlet will announce the successful application;
- c) the criteria to be employed by the Hamlet in selecting the successful application;
- d) a request for documents or information which will be required by the Hamlet in support of applications (estimated costs of construction, drawings, specifications, etc.)
- e) a request for any deposit that is required;
- f) the terms and conditions of any Agreement for Lease which the successful applicant will be required to enter into;
- g) building standards which must be employed in the construction of improvements, and
- h) the amounts of any bonds that the successful applicant may be required to pay the Hamlet to guarantee the completion of the construction of improvements.

HAMLET OF WHALE COVE, NT
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APPENDIX E

QUARRY APPLICATION FORM

Name in Full: _____

Address: _____

Occupation: _____

Does hereby apply for a quarry permit for the purpose of taking _____
cubic metres of _____ (type of material) from the lands
indicated on a sketch or described as follows: _____

_____ to be used for _____

Is any part of the land occupied? If so, by whom and for what purpose?

Permit Fee: _____ \$

Quarry Fees: _____ \$

_____ \$

_____ \$

_____ \$

_____ \$

_____ \$

Total owing: _____ \$

Date: _____ Signature: _____

HAMLET OF WHALE COVE, NT
BY-LAW NUMBER 124

APPENDIX F

LAND USE OPERATIONS

Operations for which a land use permit is required include:

1. The use of any form of explosive.
2. The use, except on public roads or trails maintained wholly or in part by public funds, of any vehicle that exceeds 4500 kgs (10 000 lbs) net vehicle weight, or the use of any vehicle of any weight that exerts pressure on the ground in excess of 35 Kpa (5 lbs per square inch).
3. The use of any self propelled power driven machine for moving earth or clearing land.
4. The use of any power driven machinery for earth drilling purposes, the operating weight of which exceeds 450 Kgs (1000 lbs).
5. The establishment of any campsite that is to be used in excess of 50 man days.
6. The levelling, grading, clearing or cutting of any line trail or right-of-way exceeding two metres in width (6 feet).
7. The establishment of any petroleum cache in excess of 1300 litres (300 gallons).

HAMLET OF WHALE COVE, NT
BY-LAW NUMBER 124

APPENDIX G

APPLICATION FOR LAND USE PERMIT

1. Applicant: _____

2. Address: _____

3. Address of Head Office: _____

4. Location and description of Operation: _____
a) Attach a description and proposed techniques
b) Attach map and sketch of area

5. Equipment - Type, size and purpose

6. Fuel
a) Type, volume, method of storage containment
b) Method of emptying and filling containers

7. Method of Waste Disposal
Arrangements planned for disposal of garbage, sanitary waste and debris

8. Contractors and Functions _____

9. Time Schedule
Start: _____
Completion: _____

10. Name and Address of Field Supervisor: _____

11. Number of Employees: _____

12. Area Used (Hectare) _____

Signature _____ Title _____ Date _____

Office Use: