

# BAKER LAKE COMMUNITY PLAN AND ZONING BY-LAW

## SCHEDULE 1 - COMMUNITY PLAN

### SECTION 1. INTRODUCTION

**1.1 Purpose of the Plan**  
The purpose of the Baker Lake Community Plan is to outline Council's policies for managing the physical development of the Hamlet for the next 20 years - to 2033. The Community Plan was created through a community consultation process and reflects the needs and desires of the Community. The Community Plan builds on previous plans, while incorporating new challenges, issues and needs identified by the Community.

**1.2 Goals of the Community Plan**  
Community Plan policies emerge from the values of a community and its vision of how it would like to grow. The goals established for this Community Plan are:  
1. To develop in an orderly fashion creating a safe, healthy, functional, and attractive community that reflects community values and culture.  
2. To promote the Plan as a tool for making effective and consistent decisions regarding land use and development in the community.  
3. To ensure an adequate supply of land for all types of uses to support the growth and character of the community.  
4. To build upon community values of participation and unity to support community projects and local economic development.  
5. To protect the natural beauty of "Nunavut", protect viewpoints to the water, and retain waterfront and lakeshore areas for public uses and traditional activities.

**1.3 Administration of the Plan**  
The Community Plan is enacted by By-law. Changes to the Plan can be made by amending the By-laws in accordance with the *Municipal Planning Act*. The Community Plan should be reviewed and updated every five years as required by the *Municipal Planning Act*. A Zoning By-law is also being enacted for the purpose of implementing detailed policies based on the Community Plan. All development must follow the intent of the Community Plan and Zoning By-law. The Community Plan includes Schedule 1 (Plan Policy Text), Schedule 2 (General Land Use Map) and Schedule 3a (Community Plan Map and Airport Area).

a) Plan for a 2033 population range of between 2,554 to 2,754 people  
b) Density sufficient land on the Community Plan to meet the needs of the projected 2033 population.  
c) Review the Community Plan in 5 years, in 2018, to reassess actual rates of growth and community needs.  
d) Council will generally phase new land development as follows:  
i) 2015 - 2018  
• Build on existing vacant lots within the built-up area;  
• Develop Phase 1, 2, 3, and 4 residential subdivisions;  
• Develop additional industrial lots;  
• Develop commercial land near airport.  
ii) 2018 - 2023  
• Develop Phase 5 subdivisions (a, b, c);  
• Develop industrial subdivision near old landfill site, if required;  
• Develop new barge landing, dock and sealift area.  
iii) 2023 - 2033  
• Redevelop and develop Municipal Reserve areas (as required).  
e) Council may change the phasing of development without amendment to this Plan.

### SECTION 3. GENERAL POLICIES

The following policies of Council apply to all development in the Hamlet regardless of land use designation.  
a) All service connections to buildings shall be easily accessed from the front yard on all lots and grouped together, where possible.  
b) Access to new buildings will avoid, where possible, main entrances on the south-southeast side to reduce problems associated with snow drifting.  
c) Buildings shall be sited to respect setbacks identified on the Zoning Chart.  
d) Any building over 500m<sup>2</sup> in gross floor area shall consider potential wind impacts on surrounding development. A wind study may be required by the Development Officer. Curbs are required and shall be installed at the access points to lots.  
e) On any portion of a lot where fill is introduced, drainage shall be directed towards the public road. Exceptions may be made by the Development Officer. Where possible, drainage troughs shall not be located in Utility Right-of-Way or Easements.  
f) Road windings may be obtained as required at the time of development or redevelopment of a lot in situations where the road right of way is less than 16 metres wide.  
g) Consideration shall be given to the development of a Master Drainage Plan for the entire community and the adoption of a snow plowing bylaw.  
h) Utilities or communication facilities shall be permitted in any land use designation. Other than designated Rights-of-Way or Easements for Utility or Communication lines, Easements alongside roadways, marked between the edge of the roadway and lot lines, will be used for distribution lines, with a minimum clearance, as specified in the Utility Corporation's Joint Use Agreement.  
i) The Hamlet will place snow in locations to minimize snow drifting and where spring melt run-off can be properly channelled to drainage ditches or water bodies.  
j) A minimum setback distance of 30.5m (100 feet) shall be maintained, except subject to terms and conditions of the Hamlet Council.  
k) The Hamlet shall protect any cemeteries and sites of archaeological, ethnographical or historical significance from disturbance.  
l) The Hamlet shall encourage development that minimizes emissions from fossil fuels, that are energy efficient and that consider alternative energy supply technology.  
m) The Hamlet shall work with the National Planning Commission to ensure that the Baker Lake Community Plan and the future Kivalliq Regional Land Use Plan are compatible.

### SECTION 4. LAND USE DESIGNATION

**4.1 Residential**  
The Residential designation provides land for primarily residential uses, but also permits other small-scale conditional uses subject to the approval of Council. The policies of Council are intended to maintain an adequate supply of land for residential development, to build safe and livable neighbourhoods and to protect residential areas from incompatible development. The policies of Council are:  
a) The Residential designation will be used primarily for housing with all types of dwelling types permitted. Other related residential uses such as a group home, a home occupation, or bed and breakfast will also be permitted.  
b) Residential development will be phased so that a target minimum of 2 hectares of vacant surveyed land is available at any given time.  
**4.2 Community Core**  
The Community Core designation defines the core area of the community which provides a local point for community amenities, cultural activities, and tourism. Given the important role the Community Core plays in defining community and cultural identity, specific policies are adopted for this area. Policies are aimed at maintaining the community uses and a mix of commercial and tourism related uses, allowing limited types of residential uses, improving the character of development, increasing pedestrian safety and beautifying the streetscape. The policies of Council are:  
a) The Community Core designation will permit all uses permitted in the Community Use designation and retail commercial and tourism or visitor related uses. Residential uses will be conditionally permitted by Council and only multi-unit dwellings or dwelling units in non-residential buildings above the ground floor will be permitted.  
b) Council may adopt a Downtown Beautification Plan which provides more details on the character of development in the Community Core and provides an action and phasing plan for improvements such as sidewalks, street lighting, parking, road windings, signage, public art, as outlined in the Plan.  
c) Council will consider granting a land credit to the GM Department of Education for future land applications in return for the re-alignment of the road on the west side of the High School.  
d) Council shall seek opportunities and encourage the relocation of industrial uses and low density residential uses outside the Community Core over time by considering land swaps and/or other incentives.  
e) Front yard parking will not be permitted for any new development of a significant size in the Community Core. Parking will be provided at the site or rear of the building. Parking spaces that require vehicles to back-out onto the municipal road will also not be permitted.  
f) Give priority for the development of a defined walkway as shown on the Community Land Use Map. Monetary contributions for the construction of the walkway may be requested as a condition of development approval.  
**4.3 Community Use**  
The Community Use designation is intended to maintain an adequate supply of land for community uses, to provide easy access to public facilities and services, and to relieve significant and important locations for community uses. The policies of Council are:  
a) The Community Use designation will be used primarily for public uses (i.e. social, cultural, religious, or educational) and government services.  
b) Community facilities will be centrally located to ensure safe and convenient access by residents.  
**4.4 Commercial**  
The Commercial designation is intended to support local economic development by maintaining an adequate supply of land for commercial uses in a central location with good access from the community. The policies of Council are:  
a) The Commercial designation will be used for commercial uses such as hotels, restaurants, retail, personal and business services, and offices.  
b) Residential uses shall be permitted when located above a ground floor commercial use.  
c) Commercial facilities will be located along main roads, where possible, to provide safe and convenient access by residents.  
d) Council will encourage the re-use or redevelopment of existing commercial sites within the existing townsite.

### 4.5 Open Space

The Open Space designation is intended to protect shoreline environments, maintain access to the sea and to reserve open spaces within the built up area for recreational uses and cultural events. The policies of Council are:  
a) The Open Space designation will be used primarily for parks, walking trails, traditional and recreational uses such as beach shacks, harbour uses, boat storage, dog housing, community docks, temporary storage of sealift materials and equipment during sealift operations, and municipal infrastructure such as a water pump house. All uses are conditional and at the discretion of Council.  
b) Owners of development will be required to maintain the development and keep the surrounding area tidy.  
c) A playground should be located within 300m walking distance from any residence in the community.  
d) Unless otherwise noted, all Commissioner's Land forming part of the 100-foot strip (30.5 m) along the shoreline measured from the ordinary high water mark will be designated Open Space.  
e) No development is permitted within 30 metres from the normal high water mark of any river or major creek. Council may consider the filling of a waterbody where it is needed for future development provided that the appropriate approvals are obtained.  
f) Open Space corridors will be protected for trail connections and drainage channels.

### 4.6 Industrial

The Industrial designation is intended to reduce the negative effects and dangers associated with industrial uses such as noise, dust, odours, truck travel and the storage of potentially hazardous substances by concentrating these uses on the periphery of the townsite. The policies of Council are:  
a) Permitted uses in the Industrial designation will include all forms of manufacturing, processing, warehousing and storage uses. Permitted uses may also include garages, power generation plants, and fuel storage.  
b) Council will develop a new industrial subdivision near the old landfill site to minimize land use conflicts and to ensure land closer to the townsite for residential and community uses. Council will work with local businesses and government operators to identify opportunities to relocate over time non-conforming industrial uses (e.g. garages, warehouses) to the new industrial subdivision.  
c) Council will explore the opportunity of a public/private partnership with mining interests to develop a new dock and barge landing site at the east end of town.

### 4.7 Transportation

The Transportation designation is intended to protect and ensure the safe operation of airport and related activities such as the NavCanada communications site. The policies of Council are:  
a) Permitted uses in the Transportation designation includes all activities related to air traffic and uses necessary to these activities such as related commercial activities and communications sites.  
b) All development within the 4km boundary of the airport, as shown on Schedule 2, shall comply with the Baker Lake Airport Zoning Regulations. Development applications shall be referred to NavCanada for review and approval where development is proposed adjacent to the airport and/or where development has the potential to interfere with airport operations.  
c) All development within the Transportation Influence Zone of the communications facility is subject to the approval of NavCanada.  
d) Council will discourage the use of travelled pathways that are not identified as public right-of-ways.

### 4.8 Hinterland

The Hinterland designation applies to all unsurveyed land within the Municipal Boundary not designated by another land use and is intended to protect the natural beauty and cultural resources of the land - "Nunavut" - while providing access for traditional, recreational and tourism activities, as well as quarrying. The policies of Council are:  
a) The Hinterland designation generally permits traditional, tourism and passive recreational uses. Permitted uses also include dog teams, quarrying, and infrastructure projects for local economic development.  
b) Council shall ensure that development does not negatively impact wildlife, wildlife habitat and harvesting and is consistent with the guiding principles of Inuit Qanuqjuti.

### 4.9 Waste Disposal

The Waste Disposal designation is intended to identify existing or former waste disposal sites and ensure required development setbacks. The policies of Council are:  
a) The Waste Disposal designation permits no development except those uses accessory to the operation or remediation of a waste disposal site.  
b) The Hamlet shall prohibit the development of residential uses and uses involving food storage or food preparation within the 450 metre setback from any existing or former waste disposal site, pursuant to the General Sanitation Regulations of the Public Health Act.  
c) The Hamlet shall prohibit the development of any public road allowance or cemetery within a 50m setback from a waste disposal ground, pursuant to the General Sanitation Regulation of the Public Health Act.  
d) The Hamlet will evaluate options for long-term sewage treatment. The evaluation will consider cost-effectiveness, the degree of environmental protection and the land use designation.  
e) The Hamlet shall ensure all possible options for an integrated waste management system, including:  
i. the suitability of the existing landfill site for long-term use;  
ii. the use of an incinerator;  
iii. metal recovery projects; and  
iv. complementary strategies, such as source reduction, reuse, and recycling of waste materials.

### 4.10 Granular Resources

The Granular Resources designation is intended to protect aggregate deposits for future extraction. The policies of Council are:  
a) The Granular Resources designation does not permit any development except those uses accessory to the operation or remediation of a quarry or gravel pit.

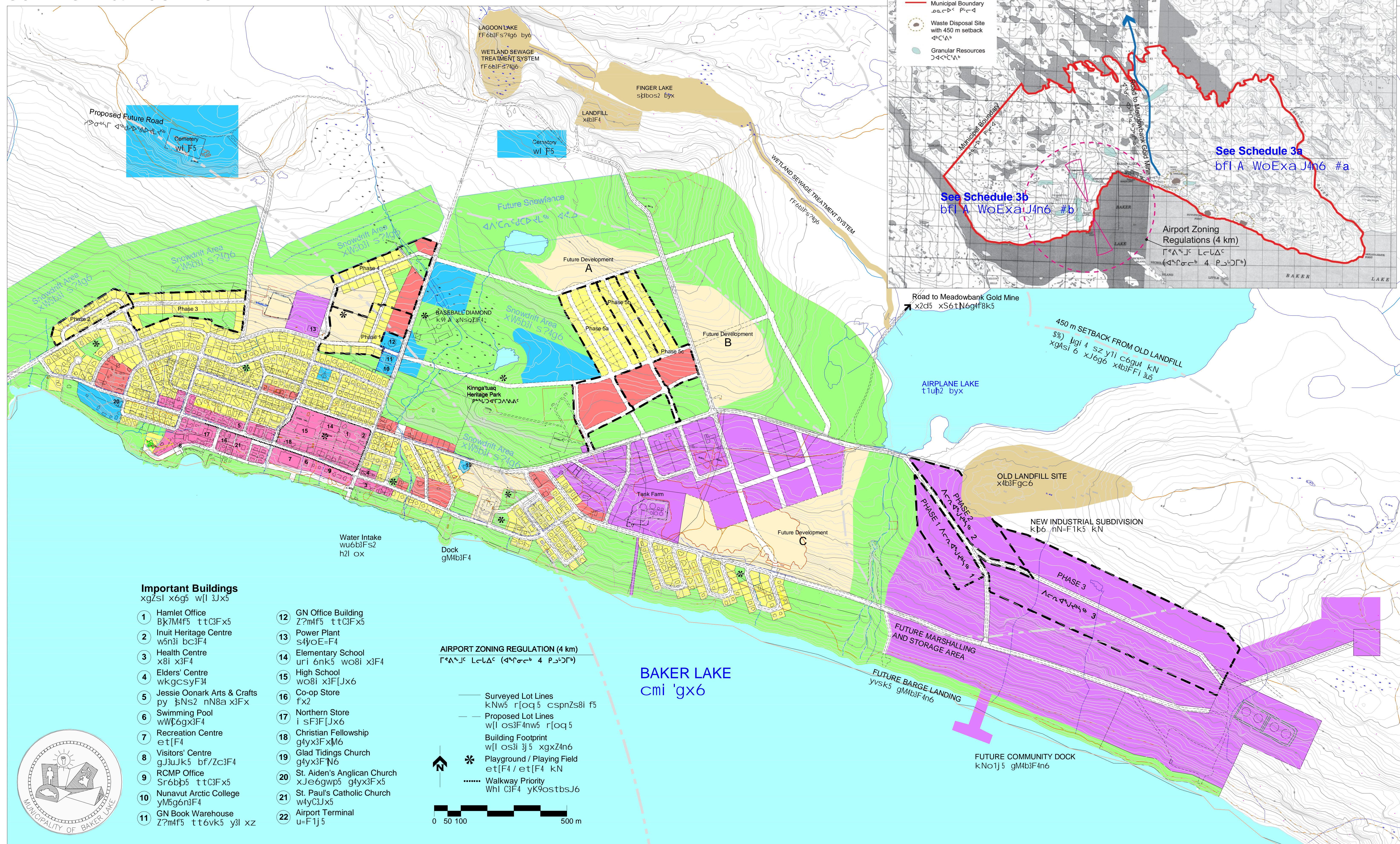
### 4.11 Municipal Reserve

The Municipal Reserve designation is intended to reserve land for the future growth of the community. The policies of Council are:  
a) The Municipal Reserve designation does not permit any development except temporary uses approved by Council.  
b) Municipal Reserve lands shall be redesignated by amendment to this Plan prior to being used for community expansion.  
c) A conceptual road network is shown on some of the Municipal Reserve lands which considers connections with existing road network, future land uses, prevailing wind direction, slope orientation, drainage and topography. The concept may need to be changed according to community needs during the detailed subdivision design process.  
d) Lands designated Municipal Reserve near the old power plant may be affected by significant environmental constraints to development, such as contaminated soils and poor drainage. All constraints shall be cleared of environmental constraints prior to the lands being redesignated for development.

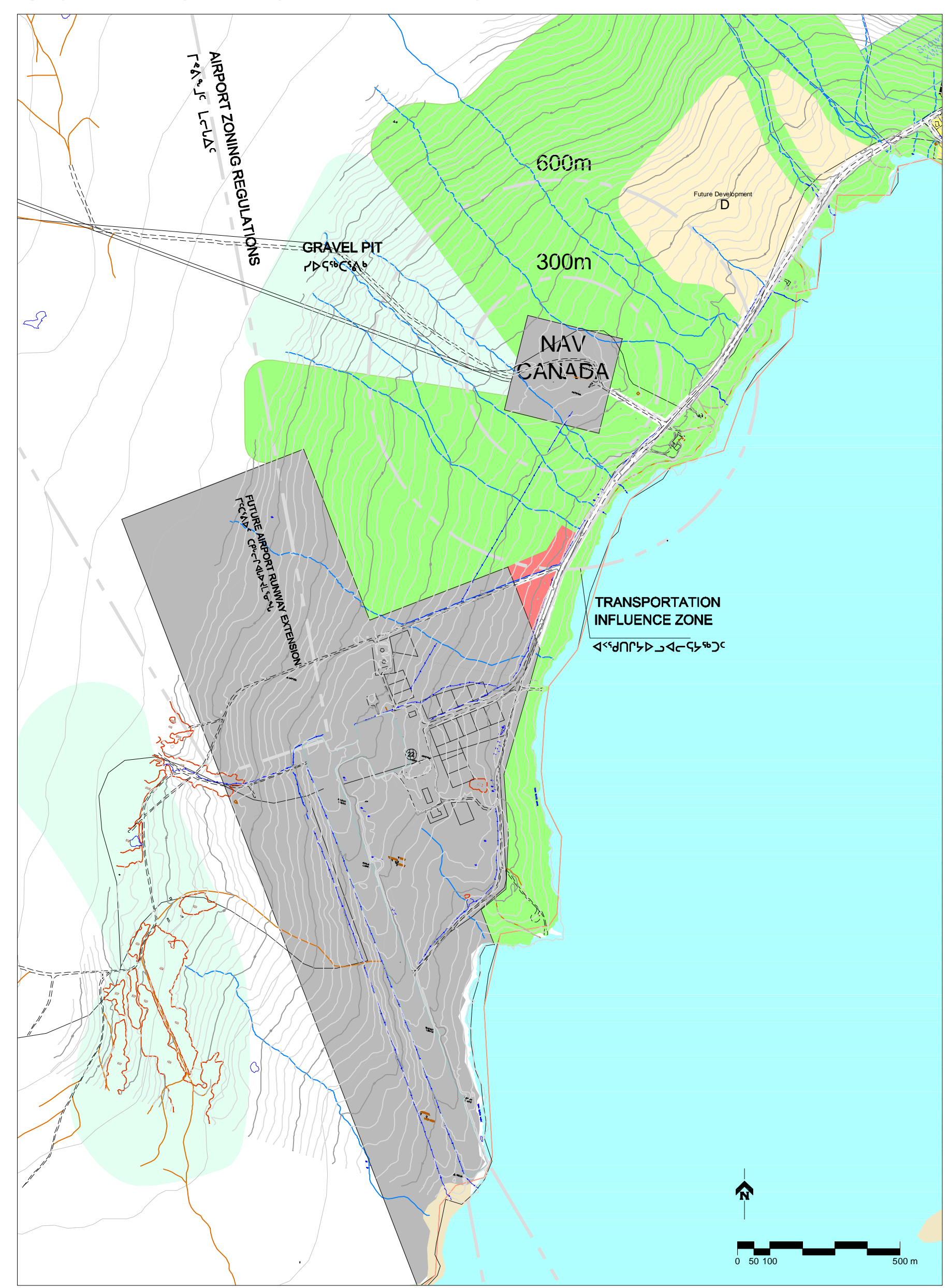
### SECTION 2. COMMUNITY GROWTH AND PHASING POLICIES

At the time of preparation of this Plan, the population of Baker Lake was approximately 1,934 people. This Plan is based on a future population of 2,554 people by 2033, however a potential population of 2,754 is also considered in the case of increased mining activity. It is estimated that an additional 442 to 509 dwelling units will be required to meet the projected population growth, representing the need for approximately 24 to 28 hectares of land for residential development. A further 3 hectares are required for commercial uses, 2.8 hectares for community uses and approximately 10.7 hectares for industrial uses. The policies of Council are:

## SCHEDULE 3a - COMMUNITY PLAN MAP



## SCHEDULE 3b - AIRPORT AREA



## SCHEDULE 4 - ZONE REGULATIONS

Zone	Permitted Uses	Conditional Uses	Zone Requirements	
<b>Residential</b>	Dwelling, single-unit Dwelling, semi-detached or duplex Dwelling, rowhouse Park or playground Any accessory building, structure or use, subject to Section 5.1	Bed and breakfast Elder care facility Group home Home occupation Secondary suite Dwelling, multi-unit Dwelling, multi-unit (non-residential building provided that the dwelling units are above the ground floor) Home occupation	a) Setbacks (minimum) Front = 6 metres Rear = 6 metres Side (Rearlot) = 4 metres Side (Frontlot) = 4 metres, or as required by the Fire Marshal Building Height (maximum) 8.5 metres (28 feet)	b) Despite the provisions of Section 6.3(a), for semi-detached dwellings or rowhouses developed in accordance with the approved NAC Canada, the side and rear uses which are not permitted to be reduced to zero. c) Parking or storage of a commercial vehicle having a gross weight of 4,500 kg, or construction equipment including bulldozers, backhoes, hammers, and any vehicles is not permitted. d) The following provisions shall apply to Secondary Suites: i) The suite forms part of a single unit or semi-detached dwelling. ii) The suite is a structurally attached or located within the principal dwelling. iii) The suite does not exceed a floor area of 20% of the principal dwelling, or 50m <sup>2</sup> of gross floor area, whichever is less.
<b>Commercial</b>	Bank Commercial recreation Convenience store Coff shop Day care centre Retail store Service shop	Hotel Office Community centre Personal service Coff shop Retail store Service shop	a) Setbacks (minimum) Front = 6 metres Rear = 6 metres Side (Rearlot) = 4 metres Side (Frontlot) = 4 metres, or as required by the Fire Marshal Building Height (maximum) 13 metres (43 feet)	b) No outdoor storage is permitted.
<b>Community Use</b>	Church Communications facility Community centre Community hall or centre Day care centre Educational facility Elder care facility Fire hall	Government office Group home Health care facility Park or playground Police station Public office Any accessory building, utility, structure or use, subject to Section 5.1	a) Setbacks (minimum) Front = 6 metres Rear = 6 metres Side (Rearlot) = 4 metres Side (Frontlot) = 4 metres, or as required by the Fire Marshal Building Height (maximum) 13 metres (43 feet)	a) A covered or screened area for garbage and refuse waste is required.
<b>Community Core</b>	Bank Commercial recreation Convenience store Coff shop Day care centre Office Park or playground	Parking lot Personal service Restaurant Retail store Use permitted in the Community Use Zone (CUZ)	a) Setbacks (minimum) Front = 6 metres Rear = 6 metres Side (Rearlot) = 4 metres Side (Frontlot) = 4 metres, or as required by the Fire Marshal Building Height (maximum) 10.7 metres (35 feet)	b) No outdoor storage is permitted.
<b>Open Space</b>	Archaeological site Beach/shacks Boat storage Dock Movement, camp, or vehicle Park or playground Shed for equipment for traditional, outdoor, and recreational activities taking place in the Zone	Shore line Sports field Temporary outdoor storage of sealift equipment during sealift Wharves facility	a) The following provisions apply to all development in the Open Space Zone: i) Front = 6 metres ii) Rear = 6 metres iii) Side = 3 metres (10 feet) iv) Building Height (maximum) 3.1 metres (10 feet) b) No building or structure shall be located closer than 10m to any side or rear lot line. Dog houses may not be located closer than 30.0 metres to a waterbody.	
<b>Industrial</b>	Automotive gas bar Automotive repair, sales or facility Cannery and/or processing shop Outdoor storage Retail shop Wholesale	Community heating and bonding site with associated Hazardous goods storage Manufacturing plant Power plant Quarry	a) Setbacks (minimum) Front = 6 metres Rear = 6 metres Side (Rearlot) = 4 metres Side (Frontlot) = 4 metres, or as required by the Fire Marshal Building Height (maximum) 10.7 metres (35 feet)	b) Only 1 container unit is permitted on a lot. c) Hazardous goods, storage or tank farm uses shall not be permitted within 30.5 metres of any water body. d) No commercial development involving food storage, handling or preparation shall be permitted within 450m of a waste handling facility.
<b>Granular Resources</b>				
<b>Waste Disposal</b>		Waste disposal site Storage treatment system		
<b>Hinterland</b>	Archaeological site Dog team Temporary tenting or camping	Beach shack Cabin Cannery Commercial building Communications facility Permanent hunting and fishing cabins or camps Pastorale/Site Tourist facilities Any accessory building, structure or use, subject to Section 5.1	a) Any development within the Transportation Influence Zone as indicated on the Land Use Map shall be subject to the approval of NAV Canada. b) No development is permitted within 150 metres downward of any snow fence without the approval of NAV Canada. c) No development is permitted within 200 metres of a wind tower. d) No development is permitted within 100 metres of an Archaeological Site or Paleontological Site.	
<b>Transportation</b>	Airport and related uses Communications facility Service shop Sea or facility		a) Any development within a 4000m radius of the airport reference point, as indicated on the Land Use Map, is subject to the Baker Lake Airport Zoning Regulations and shall be subject to the approval of NAV Canada and NavCanada. b) No development shall occur within 150m of the Non-Degradable Beach (NDBS) Site. c) The Municipal Reserve Zone identifies lands that may be reserved for future development. No development is permitted in the MR Zone unless of temporary nature, subject to Council approval.	
<b>Municipal Reserve</b>				

**BAKER LAKE COMMUNITY PLAN BY-LAW No. 218**  
A By-law of the Hamlet of Baker Lake in Nunavut Territory to adopt a Community Plan pursuant to the provisions of the *Planning Act*, RSN/1985, c. P-7, s. 1.4.  
WHEREAS the Council of the Hamlet of Baker Lake has prepared a Community Plan, referred to as the "Baker Lake Community Plan", in accordance with the *Planning Act*;  
NOW THEREFORE, the Council of the Hamlet of Baker Lake, duly assembled, enacts as follows:  
1. Schedule 1, 2, 3a and 3b of this By-law form part of the By-law.  
2. This By-law may be cited as the "Baker Lake Community Plan".  
3. This By-law shall come into full force and effect on the date of its Third Reading.  
4. By-law No. 172 of the Hamlet of Baker Lake, and all amendments thereto, are hereby repealed.  
READ a first time this 13th day of December, 2012 A.D.  
David Azeemee Dennis Zetter  
Mayor Senior Administrative Officer  
After due notice and a Public Hearing, READ a second time this 7th day of March, 2013 A.D.  
Joe Appalutiq Dennis Zetter  
Mayor Senior Administrative Officer  
APPROVED by the Mayor of Community and Government Services this \_\_\_ day of \_\_\_\_\_, 2013 A.D.  
Mikavak  
READ a third time this \_\_\_ day of \_\_\_\_\_, 2013 A.D.  
Joe Appalutiq Dennis Zetter  
Mayor Senior Administrative Officer

**BAKER LAKE ZONING BY-LAW No. 219**  
A By-law of the Hamlet of Baker Lake in Nunavut Territory to adopt a Zoning By-law pursuant to the provisions of the *Planning Act*, RSN/1985, c. P-7, s. 1.4.  
WHEREAS the Council of the Hamlet of Baker Lake has prepared a Zoning By-law, referred to as the "Baker Lake Zoning By-law", in accordance with the *Planning Act*;  
NOW THEREFORE, the Council of the Hamlet of Baker Lake, duly assembled, enacts as follows:  
1. Schedules 1, 2, 3a, 3b and 4 of this By-law are declared to form part of the By-law.  
2. This By-law may be cited as the "Baker Lake Zoning By-law".  
3. This By-law shall come into full force and effect on the date of its Third Reading.  
4. By-law No. 173 of the Hamlet of Baker Lake, and all amendments thereto, are hereby repealed.  
READ a first time this 13th day of December, 2012  
David Azeemee Dennis Zetter  
Mayor Senior Administrative Officer  
After due notice and a Public Hearing, READ a second time this 7th day of March, 2013  
Joe Appalutiq Dennis Zetter  
Mayor Senior Administrative Officer  
APPROVED by the Mayor of Community and Government Services this \_\_\_ day of \_\_\_\_\_, 2013  
Mikavak  
READ a third time this \_\_\_ day of \_\_\_\_\_, 2013  
Joe Appalutiq Dennis Zetter  
Mayor Senior Administrative Officer