

**Halifax Regional Council**  
**June 15, 2004**

**TO:** Mayor Peter Kelly and Members of Regional Council

**SUBMITTED BY:** Wayne Anstey  
Wayne Anstey, Q.C., Director of Legal Services

**DATE:** June 7, 2004

**SUBJECT:** Status of By-law Violations

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**INFORMATION REPORT**

**ORIGIN:**  
Legal Services - Municipal Prosecution

**DISCUSSION:**  
This report identifies only those currently active cases where court appearances occurred between March 1, 2004 to March 31, 2004.

COURT APPEARANCE	PROPERTY	OWNER/DEFENDANT	VIOLATION	STATUS
<p>Trial March 4/2004 Halifax Provincial Ct., C.R.#2</p>	<p>6136 University Ave. Halifax</p>	<p>Jerry Reddick Peter Marshall</p>	<p>City of Halifax Ordinance No. 180 Streets, s.53(1)(i), allow items relating to operation of vending business other than a litter receptacle to be placed anywhere other than in, on or under the stand or mobile canteen (8 counts) and s. 53(1)(j), set up, maintain or permit the use of any table, crate, carton, rack, or any other device to increase selling or display capacity of the vendor's stand or mobile canteen, where such items have not been described in vendor's application (8 counts)</p>	<p>All charges dismissed because evidence did not disclose devices had been placed by vendor</p>
<p>Trial March 11/2004 Dartmouth Provincial Ct., C.R.#2</p>	<p>9185 #7 Highway Head of Jeddore</p>	<p>Donald Siteman</p>	<p>HRM By-law N-200 Respecting Noise, s. 3(1) unreasonably disturbs the neighbourhood</p>	<p>In absence conviction Fined \$243.75</p>
<p>Trial March 11/2004 Dartmouth Provincial Ct., C.R.#2</p>	<p>10 Mountain View Dr. Lake Echo</p>	<p>Daniel MacDonald</p>	<p>HRM By-law N-200 Respecting Noise, s. 3(1) unreasonably disturbs the neighbourhood</p>	<p>In absence conviction Fined \$243.75</p>

Resummons March 11/2004 Dartmouth Provincial Ct., C.R.#2	Beaverbank Road Sackville	Wash It All	Regulations of Rates For Special Service Supplied from Fire Hydrants s. 3(b) connect to a fire hydrant without permission from the Halifax Water Commission	Fined \$1,000.00
Disposition Hearing March 16/2004 Halifax Provincial Ct., C.R.#1	1958 Prospect Road Hatchett Lake	Danny MacNeil and Deborah Todd	HRM By-law D-100, Dogs s. 11(1) (a) running at large (3 counts), s. 11(1)(b) attacks a person without provocation, s. 11(1)(c) fierce and dangerous and s. 3(1) unregistered dog (3 counts)	Disposition Hearing set for April 15, 2004 @ 9:30 a.m. Halifax Provincial Ct., C.R.#1
Arraignment March 25/2004 Halifax Provincial Ct., C.R.#3	1958 Prospect Road Hatchett Lake	Danny MacNeil and Deborah Todd	HRM By-law D-100, Dogs s. 11(1) (a) running at large (3 counts), s. 11(1)(b) attacks a person without provocation, s. 11(1)(c) fierce and dangerous and s. 3(1) unregistered dog (3 counts)	Trial June 24/2004 @ 1:30 p.m. Halifax Provincial Ct., C.R.#3
Arraignment March 30/2004 Halifax Provincial Ct., C.R.#3	1663 Argyle Street Halifax	Economy Shoe Shop Reg. Agent: Victor Syperek	HRM By-law S-203 Smoking, s. 3(2) permit smoking in a drinking establishment (2 counts), s. 3(3) fail to remove ashtrays from drinking establishment (2 counts)	Settlement Conference June 29/2004 @ 1:30 p.m. Halifax Provincial Ct., C.R.#3 Trial Date Dec. 16, 2004 @ 1:30 p.m. Halifax Provincial Ct., C.R.#3
Arraignment March 30/2004 Halifax Provincial Ct., C.R.#3	2179 Gottingen Street Halifax	Gerrod Bennett	HRM By-law F-100, Fire Prevention, s. 8.1.4.1, having rear exit blocked	In absence conviction Fined \$215.00

Arraignment March 30/2004 Halifax Provincial Ct., C.R.#3	5801 Inglis Street Halifax	John Hughes	HRM By-law F-100, Fire Prevention, s. 8.1.4.1, having rear exit blocked	In absence conviction Fined \$215.00
Arraignment March 30, 2004 Halifax Provincial Ct., C.R.#3	995 MacLean St. Halifax	Heritage Realty Limited Reg. Agent: Dr. Goomar	HRM By-law S-600, Solid Waste Resource Collection and Disposal By-law, s. 13.1(b)(iii) ensure commercial container is screened so as not to be visible from the street	Trial Oct. 19/2004 @ 1:30 p.m. Halifax Provincial Ct., C.R.#2
Arraignment March 30, 2004 Halifax Provincial Ct., C.R.#3	5735 Victoria Road Halifax	Trifon Koskolos Peter Koskolos A.N. Koskolos Realty Ltd.	HRM By-law S-600, the Solid Waste Resource Collection and Disposal By-law, s. 14.1 place collectable waste material on another's property (2 counts)	Plead Guilty Fined \$250.00 for each count Total \$500.00
Trial March 31/2004 Dartmouth Provincial Ct., C.R.#2	125 Portland Street Dartmouth	Dalal Safati	HRM By-law M-100 Standards for Residential Occupancies, s.16 every building shall be provided with suitable heating facilities for maintaining an indoor ambient temperature of 20 Celsius	Hearing to Set Trial Date May 12/2004 @ 9:30 a.m. Dartmouth Provincial Ct., C.R.#2
Arraignment March 31/2004 Halifax Provincial Ct., C.R.#2	1030 Terence Bay Road Halifax	<b>Coastal Communities Economic Development Co-operative</b>	HRM By-law 201, the Building By-law, s. 7(3), permit a building to be occupied after a change in use without first obtaining an occupancy permit	Adjourned Arraignment April 14, 2004 @ 9:00 a.m. Halifax Provincial Ct., C.R.#2