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**Halifax Regional Council**  
**April 13, 2004**

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

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

**DATE:** April 6, 2004

**SUBJECT:** **Status of Bylaw Prosecutions**

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**INFORMATION REPORT**

**ORIGIN:**  
Legal Services - Municipal Prosecution

**DISCUSSION:**  
This report identifies only those active cases where court scheduled appearances occurred between February 1, 2004 to February 29, 2004.

| <b>COURT APPEARANCE</b>  | <b>PROPERTY</b>                    | <b>OWNER/DEFENDANT</b>                     | <b>VIOLATION</b>  | <b>STATUS</b>  |
|--|------------------------------------|--|---|--|
| Arraignment<br>Feb. 3/2004<br>Halifax Provincial Ct., C.R.#2               | 5580 Cunard St.<br>Halifax         | Archie James Adams<br>and James Georgantas | Building Code Act, s. 8(a)<br>renovate a building without<br>a permit   | Fined \$100.00   |
| Trial<br>Feb. 5/2004<br>Halifax Provincial Ct., C.R.#4                     | Prospect Road<br>Halifax           | Danny MacNeil<br>Deborah Todd              | HRM By-law D-100<br>Dogs, s. 11(1) (a) runs at<br>large, (2 counts); s. 11(1)(c)<br>fierce and dangerous, (2<br>counts); s. 3(1) not<br>registered, (2 counts);                             | Not Guilty on counts 1, 2, 5<br>& 6<br>Count No. 3 - Sentencing on<br>May 3/2004 @ 2:00 p.m.<br>HPC#1<br>Count No. 4 - Hearing on<br>May 3/2004 @ 2:00 p.m.<br>HPC#1 |
| Trial<br>Feb. 6/2004<br>Halifax Provincial Ct., C.R.#4                     | 54 Rosedale Ave.<br>Halifax        | Petrina MacKinnon                          | HRM By-law N-200<br>Noise, s. 3(1) unreasonably<br>disturbs the neighbourhood   | To Be Resummoned   |
| Warrant<br>Feb. 9/2004<br>Halifax Provincial Ct., C.R.#2                   | 2019 Bauer Street<br>Halifax       | Christine Stundon                          | HRM By-law D-100<br>Dogs, s. 3(1) unregistered; s.<br>11 (1)(a) running at large; s.<br>11(1)(b) without provocation<br>attacked an animal; s.<br>11(1)(c) a fierce and<br>dangerous animal | To Be Resummoned   |
| Date To Set a Trial Date<br>Feb. 10/2004<br>Halifax Provincial Ct., C.R.#2 | 2313 Gottingen St.<br>Halifax      | Randall Moore                              | HRM By-law N-200, Noise,<br>s. 3(1) unreasonably disturbs<br>the neighbourhood  | Trial<br>Aug. 19/2004 @ 1:30 p.m.<br>Halifax Provincial Ct.,<br>C.R.#2   |
| Trial<br>Feb. 17/2004<br>Dartmouth Provincial Ct., C.R.#2                  | 1852 Shore Road<br>Eastern Passage | David Lawrence Hope                        | HRM By-law T-400<br>Truck Routes, s. 3, operating<br>truck on a highway other<br>than as permitted by truck<br>routes by-law  | In absence conviction fined<br>\$215.00 plus court costs   |

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| Arraignment<br>Feb. 24/2004<br>Halifax Provincial Ct., C.R.#2   | 2861 William Hunt<br>Avenue<br>Halifax | Greener Pastures<br>Developments Limited<br>Reg. Agent: Gillian Bugden | HRM By-law P-800 The<br>Pesticide By-law, s. 11(1)<br>did not post a prominent sign<br>on property at least 24 hours<br>prior to pesticide application  | Fined \$300.00 plus \$45.00<br>victim fine surcharge                                   |
| Arraignment<br>Feb. 24/2004<br>Halifax Provincial Ct., C.R.#2   | 1663 Argyle St.<br>Halifax             | Argyle Cobblers Ltd. (The<br>Economy Shoe Shop)                        | HRM By-law S-203<br>Smoking By-law s. 3.2,<br>permit smoking in a drinking<br>establishment and 3.3, failed<br>to remove ashtrays from<br>drinking establishment  | Adjourned Arraignment<br>April 6/2004 @ 1:30 p.m.<br>Halifax Provincial Ct.,<br>C.R.#2 |
| Arraignment<br>Feb. 24/2004<br>Halifax Provincial Ct., C.R.#2   | 1741 Grafton St.<br>Halifax            | Grafton-Connor Property<br>Inc. (The Entertainment<br>Dome)            | HRM By-law S-203<br>Smoking By-law, s. 3.2<br>permit smoking in a drinking<br>establishment and 3.3, failed<br>to remove ashtrays from<br>drinking establishment  | Trial<br>Sept. 16/2004@ 1:30 p.m.<br>Halifax Provincial Ct.,<br>C.R.#2                 |
| Arraignment<br>Feb. 24/2004<br>Halifax Provincial Ct., C.R.#2   | 1030 Terence Bay Rd.<br>Terence Bay    | Coastal Communities<br>Economic Development Co-<br>operative Ltd.      | HRM By-law B-201, the<br>Building By-law, s. 7.3,<br>permit a building to be<br>occupied after a change<br>without first obtaining an<br>occupancy permit   | Adjourned Arraignment<br>Mar. 31/2004 @ 9:00 a.m.<br>Halifax Provincial Ct.,<br>C.R.#2 |
| Arraignment<br>Feb. 25/2004<br>Dartmouth Provincial Ct., C.R.#2 | 45 Chittick Avenue<br>Dartmouth        | Vicki Diab   | HRM By-law D-100, Dogs,<br>s. 11(a) owning a dog which<br>runs at large; 11(b) owning a<br>dog without provocation<br>attacked or injured a person<br>or animal or damaged<br>property; and 11(c) own a<br>dog which is fierce or<br>dangerous to persons or<br>animals | Adjourned Arraignment<br>May 5/2004 @ 9:30 a.m.<br>Dartmouth Provincial Ct.,<br>C.R.#2 |