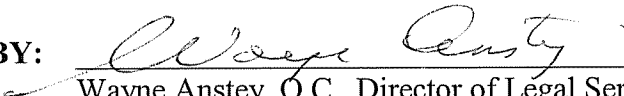


**Halifax Regional Council**  
**November 16, 2004**

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

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

**DATE:** November 9, 2004

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

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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 October 1, 2004 up to October 31, 2004.

<b>COURT APPEARANCE</b>	<b>PROPERTY</b>	<b>OWNER/DEFENDANT</b>	<b>VIOLATION</b>	<b>STATUS</b>
Resummons Oct. 5/2004 Dartmouth Provincial Ct.,	5 Westlea Drive Lower Sackville	Jason Call	HRM By-law D-100, Dogs, s. 11(1)(a) (7 counts) and s. 3(1) owning an unregistered dog.	Resummons Oct. 26/2004 @ 1:30 p.m. Halifax Provincial Ct.
Trial Oct. 7/2004 Halifax Provincial Ct.,	995 MacLean Street. Halifax	Ryan Hagen	HRM By-law N-200, Noise, s. 3(1) unreasonably disturbs the neighbourhood	Withdrawn - no civilian witnesses
Trial Oct. 8/2004 Halifax Provincial Ct.,	6340 York Street Halifax	Daniel Holden	HRM By-law N-200, Noise, s. 3(1) unreasonably disturbs the neighbourhood	Fined \$243.75
Trial Oct. 12/2004 Halifax Provincial Ct.	6315 Quinpool Road Halifax	John Rickerson	HRM By-law N-200, Noise, s. 3(1) unreasonably disturbs the neighbourhood	Withdrawn - compliance
Arraignment Oct. 13/2004 Dartmouth Provincial Ct.	Main St. Dartmouth	Scott Osmond	HRM By-law N-200, Noise s. 3(1) unreasonably disturbs the neighbourhood	Trial Jan. 27/2005 @ 9:00 a.m. Dartmouth Provincial Ct.
Trial Oct. 15/2004 Halifax Provincial Ct.	2116 Harvard Street Halifax	Peter Howes	HRM By-law N-200, Noise, s. 3(1) unreasonably disturbs the neighbourhood	Found Not Guilty
Trial Oct. 19/2004 Halifax Provincial Ct.	995 MacLean Street Halifax	Heritage Realty Limited	HRM S-600 Solid Waste Resource Collection and Disposal s. 13(1)(b) commercial containers are not visible from street	Adjourned Trial Feb. 21/2004 @ 9:30 a.m. Halifax Provincial Ct.
Decision Oct. 22/2004 Dartmouth Provincial Ct.	200 Wyse Road Dartmouth	Roadmaster 2000 Ltd.	HRM By-law N-200, Noise, s. 3(1) unreasonably disturbs the neighbourhood	Decision Nov. 17/2004 @ 9:30 a.m. Dartmouth Provincial Ct.

COURT APPEARANCE	PROPERTY	OWNER/DEFENDANT	VIOLATION	STATUS
Resummons Oct. 26/2004 @ 1:30 p.m. Halifax Provincial Ct.	5 Westlea Drive Lower Sackville	Jason Call	HRM By-law D-100, Dogs, s. 11(1)(a) (7 counts) and s. 3(1) owning an unregistered dog.	Warrant Issued
Arraignment Oct. 28/2004 Halifax Provincial Ct.	5285 Kent Street Halifax	George Tsulhas	HRM By-law F-100, Fire Prevention, clause 2.2.4(1)(c) fail to maintain a closure in fire separation to ensure that the closure closed and latched properly; and sentence B.2.2.2.1(1) of Appendix B; to wit: the suite entry doors are not solid core 1 3/4 wood doors with an equivalent frame and neither are the doors panel or hollow core doors lined on the room side with 5/8 thick plywood or 5/8 drywall, properly secured by means of screws with an equivalent free rated door frame and with fire retardant paint applied to the edges of the door and frame, Article 8.3.1.2 fail to comply with an Order made pursuant to Article 8.1.3.1	Adjourned Arraignment Dec. 7/2004 Halifax Provincial Ct.
Arraignment Oct. 28/2004 Halifax Provincial Ct.	3807 Mont Blanc Terrace	GBRF Properties Limited	Building Code Act, s. 8(b) occupy a building without a permit	Adjourned Arraignment Dec. 7/2004 Halifax Provincial Ct.
Trial Oct. 28/2004 Halifax Provincial Ct.	6235 Jubilee Road Halifax	Drew Ball	HRM By-law N-200, Noise, s. 3(1) unreasonably disturbs the neighbourhood	In Absence Conviction \$243.75