

**Halifax Regional Council**  
**January 18, 2005**

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

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

**DATE:** January 11, 2005

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

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### **INFORMATION REPORT**

**ORIGIN:**  
Legal Services - Municipal Prosecution

**DISCUSSION:**  
This report identifies only those active cases where court appearances occurred between November 1, 2004 and November 30, 2004.

<b>Court Appearance</b>	<b>Address</b>	<b>Owner/Defendant</b>	<b>Violation</b>	<b>Status</b>
Arraignment Nov 16/2004 HALIFAX PROVINCIAL CT.	5 WESTLEA DR SACKVILLE	JASON CALL	HRM BY-LAW D-100 DOGS, S. 11(1)(A) OWNING A DOG THAT RUNS AT LARGE (7 COUNTS) & S. 3(1) OWNING AN UN- REGISTERED DOG	Trial: Apr 11/2005@9:30 HALIFAX PROVINCIAL CT.
Trial Nov 17/2004 DARTMOUTH PROVINCIAL CT., C.R.#2	200 WYSE RD DARTMOUTH	ROADMASTER 2000 TRANSPORT LTD.	HRM BYLAW N-200 RESPECTING NOISE S. 3(1) UNREASONABLY DISTURBS THE NEIGHBOURHOOD	SENTENCED ON 20 COUNTS - FINED \$125.00 PER COUNT AND \$100.00 COURT COSTS FOR A TOTAL OF \$2,600.00.
Trial Nov 22/2004 DARTMOUTH PROVINCIAL CT.	6 ROSEDALE DR DARTMOUTH	ALICE FAY MURPHY	HRM BYLAW D-100 DOGS, S. 11 (1)(B) ATTACKS WITHOUT PROVOCATION	WITHDRAWN - NO CIVILIAN WITNESSES
Arraignment Nov 26/2004 HALIFAX PROVINCIAL CT.	5267 TOBIN ST HALIFAX	BRIANNA HAGELL	HRM BY-LAW N-200 RESPECTING NOISE, S. 3 (1) UNREASONABLY DISTURBS THE NEIGHBOURHOOD	Trial: Jan 31/2005@07:00 HALIFAX PROVINCIAL CT.
Arraignment Nov 30/2004 HALIFAX PROVINCIAL CT.	5683 A INGLIS ST HALIFAX	MICHAEL KRZYANIWSKY	HRM BY-LAW N-200 NOISE S. 3(1) UN- REASONABLY DISTURBS THE NEIGHBOURHOOD	DEFENDANT DID NOT SHOW
Arraignment Nov 30/2004 HALIFAX PROVINCIAL CT.	6211 SHIRLEY ST HALIFAX	EMILY MOCKLER	HRM BY-LAW N-200 NOISE, S. 3(1) UN- REASONABLY DISTURBS THE NEIGHBOURHOOD	DEFENDANT DID NOT SHOW
Arraignment Nov 30/2004 HALIFAX PROVINCIAL CT.	142 KETCH HARBOUR RD HERRING COVE	T. GIBSON ENTERPRISES Agent: TREVOR GIBSON	PLANNING DISTRICT 5 (CHEBUCTO PENINSULA) LAND USE BY-LAW HERRING COVE RESIDENTIAL ZONE S. 4.13A - USE OF A SHIPPING CONTAINER WHEN NOT PERMITTED S. 11.1 OPERATING A HOME OCCUPATION WITHOUT A PERMIT; S. 11.1 USE OF PROPERTY NOT ALLOWED UN- DER THE BY-LAW	Adj. Arraignment: Jan 11/2005 HALIFAX PROVINCIAL CT.

<b>Court Appearance</b>	<b>Address</b>	<b>Owner/Defendant</b>	<b>Violation</b>	<b>Status</b>
Arraignment Nov 30/2004 DARTMOUTH PROVINCIAL CT.	1090 KETCH HARBOUR RD KETCH HARBOUR	NORMA L. SCARFE	LAND USE BY-LAW FOR PLANNING DISTRICT 5, 2.1 ACCESSORY BUILDING SHALL NOT BE USED FOR HABITATION	Trial: May 9/2005@01:30 DARTMOUTH PROVINCIAL CT.
Arraignment Nov 30/2004 HALIFAX PROVINCIAL CT.	2 KAYTYON CRT BEDFORD	DAREN RONALD TRACEY	LAND USE BY-LAW OF THE TOWN OF BEDFORD, PART 5, PARAGRAPH 3(A) OPERATING A HOME OCCUPATION WITHOUT PERMIT	Adj. Arraignment: Jan 11/2005 HALIFAX PROVINCIAL CT.
Trial Nov 30/2004 HALIFAX PROVINCIAL CT.	1762 HENRY ST HALIFAX	CHRISTOPHER HANLON	HRM BY-LAW N-200 NOISE - S. 3(1) UN- REASONABLY DISTURBS THE NEIGHBOURHOOD	FINED \$125.00 PLUS \$18.00 COURT COSTS AND \$100.00 VICTIM FINE SURCHARGE - TOTAL \$243.75