



PO Box 1749  
Halifax, Nova Scotia  
B3J 3A5 Canada

## **Item No. 3**

**Halifax Regional Council**  
**October 16, 2007**

**TO:**  
Members of Halifax

Mayor Kelly and  
Regional Council

A handwritten signature in cursive script, appearing to read "ME Donovan", written in blue ink.

**SUBMITTED BY:**

ME Donovan, Director Legal Services & Risk Management

**DATE:** October 2, 2007

**SUBJECT:** Status of By-law Prosecutions - August 1 - 31, 2007

### **INFORMATION REPORT**

#### **ORIGIN**

Legal Services - Municipal Prosecutions

## **BACKGROUND**

## **DISCUSSION**

This report identifies only those currently active cases where court appearances occurred between August 1, 2007 and August 31, 2007.

## **BUDGET IMPLICATIONS**

## **FINANCIAL MANAGEMENT POLICIES / BUSINESS PLAN**

This report complies with the Municipality's Multi-Year Financial Strategy, the approved Operating, Capital and Reserve budgets, policies and procedures regarding withdrawals from the utilization of Capital and Operating reserves, as well as any relevant legislation.

## **ATTACHMENTS**

Status of By-law Prosecutions between August 1, 2007 and August 31, 2007

A copy of this report can be obtained online at <http://www.halifax.ca/council/agendasc/cagenda.html> then choose the appropriate meeting date, or by contacting the Office of the Municipal Clerk at 490-4210, or Fax 490-4208.

Report Prepared by : Lynda Gaglardi, Legal Assistant 490-4227

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<b>Court Appearance</b>	<b>Address</b>	<b>Owner/Defendant</b>	<b>Violation</b>	<b>Status</b>
Arraignment 8504 Aug 3/2007 HALIFAX PROVINCIAL COURT	6190B DUNCAN ST HALIFAX	CRYSTAL JEAN MCCORMICK	BY-LAW N-200 RESPECTING NOISE - ENGAGING IN ACTIVITY THAT UNREASONABLY DISTURBS THE NEIGHBOURHOOD	Trial: Dec 19/2007@9:30  HALIFAX PROVINCIAL COURT
Arraignment 8480 Aug 7/2007 HALIFAX PROVINCIAL COURT	23 BLUEWATER RD BEDFORD	K. BERGMAN / W. BISHOP	BUILDING CODE ACT BERGMAN - ALTER A BUILDING WITHOUT FIRST OBTAINING A PERMIT; - ALLOW OCCUPANCY OF A BUILDING WITHOUT FIRST OBTAINING AN OCCUPANCY PERMIT; - FAILED TO COMPLY WITH AN ORDER; - FAILED TO COMPLY WITH AN ORDER. BISHOP - OCCUPY A BUILDING WITHOUT FIRST OBTAINING AN OCCUPANCY PERMIT; - FAILED TO COMPLY WITH AN ORDER; - FAILED TO COMPLY WITH AN ORDER; - REMOVE WITHOUT AUTHORIZATION FROM THE BUILDING OFFICIAL A COPY OF AN ORDER.	BERGMAN - COUNTS 1, 2 AND 3 WITHDRAWN COUNT 4 - CHANGE OF PLEA - FINE \$1,500.00 BISHOP - COUNTS 1 AND 2 WITHDRAWN COUNT 3 - CHANGE OF PLEA - FINE \$1,500.00 COUNT 4 - CHANGE OF PLEA - FINE \$500.00
Arraignment 8502 Aug 10/2007 HALIFAX PROVINCIAL COURT	5 BELLEVISTA DR DARTMOUTH	ERIC ST VINCENT	BY-LAW P-600 RESPECTING PARKS - POINT PLEASANT - OPERATING UNAUTHORIZED VEHICLE IN PARK	CONVICTION - FINE \$172.00
Arraignment 8479 Aug 14/2007 HALIFAX PROVINCIAL COURT	106 BRIGHTON AVE STILLWATER LAKE	TREVOR SMEDLEY/JANE PARKER	LAND USE BY-LAW FOR BEAVER BANK, HAMMONDS PLAINS AND UPPER SACKVILLE - ALLOW THE USE OF AN ACCESSORY BUILDING FOR THE KEEPING OF LIVESTOCK; - DID KEEP LIVESTOCK.	Trial: Sep 14/2007@9:30  HALIFAX PROVINCIAL COURT
Arraignment 8503 Aug 16/2007 DARTMOUTH PROVINCIAL COURT	200 B WAVERLEY RD DARTMOUTH	BOSCH TOULANY	BY-LAW N-200 RESPECTING NOISE - OPERATING A COMMERCIAL CAR WASH BETWEEN 11:00 PM AND 7:00 AM	Trial: Oct 25/2007@9:30  DARTMOUTH PROVINCIAL COURT
Arraignment 8152 Aug 21/2007 DARTMOUTH PROVINCIAL COURT	1492 CALDWELL RD EASTERN PASSAGE	LEO J. BEAZLEY (1966) LIMITED  Agent: STEPHEN L. BEAZLEY	LAND USE BY-LAW FOR EASTERN PASSAGE/ COW BAY - ALLOW A SALVAGE YARD TO TO OPERATE	Trial: Nov 6/2007@9:30  DARTMOUTH PROVINCIAL COURT

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<b>Court Appearance</b>	<b>Address</b>	<b>Owner/Defendant</b>	<b>Violation</b>	<b>Status</b>
Arraignment 8477 Aug 21/2007 HALIFAX PROVINCIAL COURT	6296 JENNINGS ST HALIFAX	CHRISTOPHER MICHAEL KEENE	BY-LAW N-200 RESPECTING NOISE - ENGAGING IN ACTIVITY THAT UNREASONABLY DISTURBS THE NEIGHBOURHOOD	Adj. Arraignment: Sep 11/2007  HALIFAX PROVINCIAL COURT
Arraignment 8493 Aug 21/2007 DARTMOUTH PROVINCIAL COURT	97 CHASWOOD DR DARTMOUTH	THOMAS ROBERTS	BY-LAW D-100 RESPECTING DOGS - OWNING DOG THAT RUNS AT LARGE; - OWNING DOG THAT IS FIERCE AND DANGEROUS TO PERSONS OR ANIMALS; - OWNING DOG THAT WITHOUT PROVOCATION ATTACKS ANIMAL.	Trial: Sep 25/2007@9:00  DARTMOUTH PROVINCIAL COURT
Trial 8314 Aug 27/2007 HALIFAX PROVINCIAL COURT	212 PAUL'S POINT ROAD HACKETT'S COVE	PAUL'S POINT FISHERIES LIMITED  Agent: J. BRIAN CHURCH	BY-LAW N-200 RESPECTING NOISE - ENGAGING IN ACTIVITY THAT UNREASONABLY DISTURBS THE NEIGHBOURHOOD	SENTENCING HEARING - ADJOURNED TO OCTOBER 2, 2007
Arraignment 8468 Aug 28/2007 HALIFAX PROVINCIAL COURT	1418 LUCASVILLE RD HAMMONDS PLAINS	HEIDI MACINNES	BUILDING CODE ACT S. 8(A), 12(1) - CONSTRUCT A BUILDING WITHOUT FIRST OBTAINING A CONSTRUCTION PERMIT; - FAILED TO COMPLY WITH AN ORDER - 2 COUNTS	Adj. Arraignment: Nov 6/2007  HALIFAX PROVINCIAL COURT
Arraignment 8508 Aug 28/2007 HALIFAX PROVINCIAL COURT	956 HERRING COVE RD HALIFAX	NJAT CHEDIAC	BY-LAW D-100 RESPECTING DOGS - OWNING DOG THAT PERSISTENTLY DISTURBS QUIET OF THE NEIGHBOURHOOD BY BARKING, HOWLING OR IN ANY OTHER MANNER	Trial: Jan 14/2008@9:30  HALIFAX PROVINCIAL COURT
Arraignment 8507 Aug 28/2007 HALIFAX PROVINCIAL COURT	27 OAKWOOD DR HALIFAX	PAUL SERVICE	BY-LAW D-100 RESPECTING DOGS - OWNING DOG THAT RUNS AT LARGE	Trial: Jan 14/2008@9:30  HALIFAX PROVINCIAL COURT
Arraignment 8506 Aug 28/2007 DARTMOUTH PROVINCIAL COURT	137 COW BAY RD EASTERN PASSAGE	GRETCHEN BIRT	BY-LAW D-100 RESPECTING DOGS - OWNING UNREGISTERED DOG	Trial: Feb 4/2008@1:30  DARTMOUTH PROVINCIAL COURT
Arraignment 8505 Aug 28/2007 DARTMOUTH PROVINCIAL COURT	7 WILBUR CRT DARTMOUTH	CHARLENE MARIE BURKE	BY-LAW D-100 RESPECTING DOGS - OWNING DOG THAT RUNS AT LARGE; - OWNING DOG THAT WITHOUT PROVOCATION ATTACKS ANIMALS.	Trial: Feb 4/2008@1:30  DARTMOUTH PROVINCIAL COURT

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<b>Court Appearance</b>	<b>Address</b>	<b>Owner/Defendant</b>	<b>Violation</b>	<b>Status</b>
Trial Aug 31/2007 8462 HALIFAX PROVINCIAL COURT	32 PUNCH BOWL DR HALIFAX	LEE LATTA	BY-LAW D-100 RESPECTING DOGS - OWNING DOG THAT RUNS AT LARGE; - OWNING DOG THAT WITHOUT PROVOCATION ATTACKS PERSON; - OWNING DOG THAT IS FIERCE AND DANGEROUS TO PERSON OR ANIMALS.	WITHDRAWN