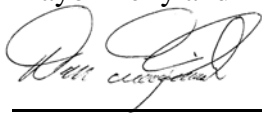
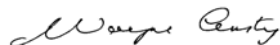


**TO:** Mayor Kelly and Members of Halifax Regional Council

**SUBMITTED BY:**



Dan English, Chief Administrative Officer



Wayne Anstey, Deputy Chief Administrative Officer - Operations

**DATE:** January 16, 2009

**SUBJECT:** Case 01058 - Amendments to All Land Use By-laws: Temporary Construction Uses

---

## **SUPPLEMENTARY REPORT**

### **ORIGIN**

- September 18, 2007, Regional Council passed a motion directing staff to undertake the process to amend all of HRM's Land Use By-laws regarding temporary construction uses.
- October 21, 2008, staff report outlines proposed amendments to all of HRM's Land Use By-laws regarding temporary construction uses
- December 9, 2008, Regional Council gave first reading to the proposed amendments.
- January 7, 2009 Supplementary Report with revised amendments.
- January 12, 2009, Supplementary Report.
- January 13, 2009 public hearing held and closed. Supplementary report requested by Regional Council.

### **RECOMMENDATION**

It is recommended that Halifax Regional Council approve the proposed amendments to all HRM Land Use By-laws regarding "Temporary Construction Uses" as contained in Attachments A through to U (Revised) in this report.

## **EXECUTIVE SUMMARY**

This report provides clarification of the issues raised by presenters and Council at the January 13, 2009 public hearing. Answers to the questions submitted by Councillors following closure of the public hearing are also addressed within this report.

In the interest of providing for improved clarity of interpretation and administration of the by-laws, staff have further revised the proposed amendments regarding the use of portable rock crushers as temporary construction uses.

## **BACKGROUND**

Following closure of the January 13, 2009 public hearing, Council requested that staff prepare a supplementary report to provide clarification regarding the intent of the proposed Land Use By-law amendments, and responses to questions raised by Council and speakers at the public hearing.

This by-law amendment process for rock crushers as a temporary construction use was initiated to provide clarification and consistency for all Land Use By-laws regarding temporary construction use provisions that have been the subject of a long-standing administrative practice that was determined to be deficient.

Adoption of the proposed by-law amendments will ensure that there is at least some form of effective regulation in place. As a separate process, Council may choose to direct staff to consult with industry and the Nova Scotia Department of the Environment to see if there are additional amendments which can be agreed upon to further improve the practicality and effectiveness of the by-law provisions.

However, as pit and quarry regulations are under provincial jurisdiction, Regional Council is advised that HRM may have limited options to expand the regulations related to rock crushers as a temporary construction use.

## **DISCUSSION**

### **Intent of Proposed Amendments**

The development of land usually entails construction activities related to site preparation - installation of roads and services, site grading, and so on. These activities are temporary in nature in so far as their duration concludes with the completion of the site preparation phase of the development. Neighbouring properties and land uses are subject to impacts from construction activities, for example blasting, heavy equipment excavation and increased truck traffic.

The intent of the land use by-law provisions in this regard is to permit only those activities which are essential to site preparation and to ensure that the impacts and duration of such activities are minimized.

The use of portable rock crushers on development sites, where native rock is crushed and re-used on the site, is a component of the site preparation process. It is a sustainable development practice since it reduces or eliminates the need to import crushed aggregate to the site or export large rock from the site. While this activity results in noise and dust impacts for neighbouring properties, such impacts can be minimized if the duration of this activity is restricted to only that required for the site development. However, the duration of impacts are lengthened in circumstances where a rock crusher operates to produce aggregate beyond the requirements for the site, through the export or import of materials. This then brings into question the 'temporary' nature of the activity. In addition, depending on the amount and duration of aggregate being produced, it also raises the issue of permitted land use, and whether the continued activity constitutes an industrial processing operation, for which an industrial zoning is required.

It is for these reasons that staff, both in past interpretation of the by-laws, and in the proposed amendments, are recommending that no transportation of processed aggregate to other off-site locations, or import of rock for on-site crushing, be permitted.

In summary, the proposed amendments provide for the following:

- Enable the use of portable rock crushers as a temporary use through the permitting process;
- Differentiate between site development practices and demolition practices that involve temporary rock crushers;
- Control the duration of the temporary use;
- Provide separation distances from existing residential or institutional buildings for site development purposes;
- Provide property boundary setbacks for demolition purposes;
- Prohibit transportation of processed aggregate to other off-site locations;
- Prohibit transportation of rock to the site for the purpose of on-site processing into aggregate.

### **Revised Amendments**

Based on comments received at the public hearing, staff have provided further revisions to the proposed amendments for improved clarity and consistency of administration of the by-laws. The consultations between Planning and Legal Services staff have resulted in the content and intent of the proposed amendments remaining intact. The revised amendments are attached to this report as Attachments A through to U (Revised).

### **Consultation**

#### ***Development Liaison Group***

As part of the public participation program, staff consulted the HRM Development Liaison Group (DLG) for the identification of industry stakeholders for inclusion in the facilitated stakeholder consultation. The DLG includes representatives of various HRM departments, the Province of Nova Scotia, the development industry including Nova Scotia Homebuilders and

Urban Development Institute (UDI). The UDI members who sit on the DLG are formally appointed as UDI representatives.

### ***Nova Scotia Department of the Environment***

As the Nova Scotia Department of Environment (NSDoE) regulates natural resource extraction in relation to pits and quarries, staff consulted with DoE representatives throughout the amendment process. The purpose of this consultation was to ensure the respective regulatory aspects of each level of government was clearly understood and respected. The proposed land use by-law amendments reflect the jurisdiction of HRM over land use and the NSDoE's regulation of crown resources.

### ***Stakeholder Meeting***

In response to comments received from the DLG, staff held a facilitated Industry Stakeholder consultation session on December 18, 2007. The comments received at the meetings were recorded and considered during the preparation of the proposed amendments.

### ***Public Information Meetings***

Staff held three (3) Public Information Meetings as requested in each administrative region of HRM: Central (January 23, 2008), Western (January 30, 2008), and Eastern (February 6, 2008). The comments received at the meetings were recorded and considered during the preparation of the proposed amendments.

### ***Watershed Advisory Boards***

In addition to the three public meetings, staff also sent a memorandum to the Watershed Advisory Boards on February 20, 2008 to inform them of the issue and the review process. In response, staff presented the issue to the Halifax/Halifax County Watershed Advisory Board on May 21, 2008 at their request. The comments received at the meetings were recorded and considered during the preparation of the proposed amendments.

### **Clarifications**

#### **1. Q: What are the hours of operation for temporary rock crushers?**

A: The Noise By-law (By-law N-200) provides for restrictions regarding the permitted times for the operation of construction related equipment. The operation of construction related equipment is permitted from 7:00 a.m. -9:30 p.m. Monday through Friday; 8:00 a.m. - 7:00 p.m. on Saturday and from 9:00 a.m. - 7:00 p.m. on Sundays and Holidays. Exemption to the Noise By-law provisions may be granted by resolution of Regional Council.

#### **2. Q: Why are the amendments limited to just rock crushers? The motion of Council directed staff to also consider wood chippers, soil screeners and temporary asphalt plants.**

A: Regional Council directed staff to "undertake the process to amend all HRM Land Use By-laws (Region-wide) regarding temporary construction activities". During the discussion, a councillor raised concern relative to including soil screeners, wood chippers and temporary

asphalt plants, although this was never added to the motion. Upon completion of the region-wide public information meeting component, and staff review, only the rock crusher use was identified as requiring more specific land use by-law enabled restrictions. Temporary asphalt plants are not generally associated with temporary construction activities, but rather are more commonly utilized in major road paving applications and are regulated by the province. The use of temporary soil screeners and wood chippers are primarily associated with initial site development preparations and typically do not present significant impacts or impacts of long duration on adjacent properties.

**3. Q: What was the role of the HRM Development Liaison Group (DLG) in the amendment process?**

A: Staff consulted with the DLG on the issue of temporary construction uses at its May 10, 2007 meeting. Staff met again with the DLG at its regular meeting on October 11, 2007 to discuss the matter of temporary construction uses and to seek input on defining relevant industry stakeholders, and the content of the consultation process. In response to comments received from the DLG, staff held a facilitated Industry Stakeholder consultation session on December 18, 2007. The comments received at the meetings were recorded and considered during the preparation of the proposed amendments.

**4. Q: What was the role of the Urban Development Institute (UDI) in the amendment process?**

A: The UDI has membership representatives on the HRM DLG who were consulted as stated above. In addition, UDI members were invited via their respective industry organization to the facilitated stakeholder meeting of December 18, 2007.

**5. Q: What was the extent of Nova Scotia Department of the Environment consultations and what was the resultant feedback to staff?**

A: As the Nova Scotia Department of Environment (NSDoE) regulates natural resource extraction in relation to pits and quarries, staff consulted with NSDoE representatives throughout the amendment process. The purpose of this consultation was to ensure the respective regulatory legislation of each level of government was clearly understood and respected. The proposed land use by-law amendments reflect the jurisdiction of HRM over land use and the NSDoE's regulation of Crown resources.

**6. Q: What is the definition of "Temporary"?.**

A: As outlined in section (a) of the proposed amendments, "Temporary" is the use of land for an activity or structure accessory to construction for the period of time which is necessary for the construction in progress. The primary use(s) of the land is dictated by the respective zone of the Land Use By-law.

**7. Q: What is the definition of "Site"?.**

A: For construction permits, "Site" is the parcel of land upon which the development permit has been issued. For subdivisions, "Site" is the geographic boundary of an approved concept plan or large phased subdivision.

**8. Q: Provide examples of the proposed setbacks.**

A: The location or use of a temporary rock crusher for site preparation purposes will be required to be a minimum of 60m from the foundation of a building or structure used for residential or institutional purposes, with the exception of fire and police stations, public works facilities, cemeteries, historic sites and monuments, and recreational trails. This setback is intended to provide for a reasonable distance to provide for the protection of neighbouring uses. The location or use of a temporary rock crusher for demolition purposes will be required to be a minimum of 3m from any property boundary. This setback is intended to facilitate the use of a temporary rock crusher for demolition purposes in an urban context.

**9. Q: Is it possible for a temporary rock crusher operation on a site to obtain a Nova Scotia Department of the Environment Pit and/or Quarry permit to process on-site excess rock?**

A: Once the crusher is not being used for the site on which it is located, it would no longer be considered a temporary rock crusher and it would have to meet all zoning requirements (ie industrial uses allowed) and all provincial requirements for a quarry. There are substantial separation requirements under the provincial regulations for these uses which may be difficult to meet in urban areas.

**10. Q: How does staff evaluate/measure/limit quantities with regard to the issue of excess material generated by site development?**

A: Staff does not evaluate excess material as the current bylaws do not regulate this. Cut and fill balancing is part of good engineering design and would be carried out as part of the overall design of the subdivision.

**11. Q: Where are the quarry locations/ownership in HRM? Have they had any compliance issues (complaints, charges and/or convictions)?**

A: The quarries containing permanent rock crushers located in HRM are:

- Basin Contracting-Gallant Aggregates, 100 Bedrock Lane, Elmsdale
- Municipal Group Rocky Lake Quarry, 48 Quarystone Drive, Bedford
- Gateway Materials Limited, 160 Kearney Lake Road, Halifax
- Conrad Brothers, 31 Cono Drive, Waverley

Nova Scotia Department of Environment were unable to provide information on specific complaints/compliance issues in time for the preparation of the report.

**12. Q: What are the minimum size requirements of material for off-site transportation without violating the proposed by-law?**

A: There are no minimum size requirements as the by-law prohibits the use of a portable rock crusher for processing and removal of material regardless of its size. The removal of material without processing is not regulated.

**13. Q: Is export of rock from a site prohibited by Provincial law?**

A: Export of rock is not prohibited by provincial law. If the activity is deemed to be a quarry, an approval is required for the removal of aggregate and other associated activities.

**14. Q: How is pyritic slate handled when found on a site? Can it be crushed?**

A: The disposal of pyritic slate from sites is subject to complex NSDoE regulations. The regulations do not specifically prohibit the crushing of pyritic slate. However, they speak to the minimization of the disturbance of the slate. Generally, pyritic slate should not be crushed as it increases the acid generation creating significant problems.

**15. Q: Would a permitted rock crusher on a site for a period of five days be considered “temporary”?**

A: Yes, a permitted rock crusher on a site for a period of five days be considered “temporary” as long as the crushing being carried out is in compliance with an issued development permit (ie: the accessory use does not exceed the time period of the permitted use to which it is normally incidental to).

**16. Q: Would the operation of a rock crusher on a site for a period of three days and exporting crushed material be deemed an industrial use?**

A: Yes, the operation of a rock crusher on a site for a period of three days and exporting crushed material would be deemed an industrial use. It is the processing and exporting of the resulting aggregate from the site which deems the operation as industrial, not the time frame.

**17. Q: How does HRM monitor the use of rock crushers as a temporary construction use?**

A: Staff conduct regular inspections of development projects to ensure compliance with permits and Municipal Service Agreements (MSA). In addition, as applicable with any by-law, complaints received are investigated and remedied as necessary.

**18. Public Hearing Advertisements**

Advertisements for the public hearing were published December 20 & 27, 2008 in accordance with the requirements of the Municipal Government Act. As these advertisements were

published during the holiday season, staff believed it prudent to publish an additional advertisement on January 10, 2009 in the interest of public notification.

### **19. By-law Review Process**

The spectrum of review in the by-law amendments process ranges from housekeeping matters to fundamental revision. The detail of the review process is dependent upon the desired outcomes to address the issue for which the amendments are requested. In this circumstance, the land use by-law amendments represent a clarification of by-law provisions which will reflect the past administrative interpretation and practice of staff in regard to temporary construction uses. Staff have characterized the proposed amendments as a housekeeping matter, as the amendments do not involve a fundamental review of the intent of the temporary construction use provisions. The only reason the by-law amendments were undertaken is because the legal enforceability of the existing regulations was questioned.

### **Conclusion**

This by-law amendment process was initiated to provide clarification and consistency for all Land Use By-laws regarding temporary construction use provisions that have been the subject of a long-standing administrative practice that was determined to be deficient.

As HRM has limited options to expand the regulations related to rock crushers as a temporary construction use, adoption of the proposed by-law amendments will ensure that there is some form of effective regulation in place. Therefore, staff recommend Council approve the proposed amendments.

### **BUDGET IMPLICATIONS**

The costs to process this planning application can be accommodated within the approved operating budget for C310.

### **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.

### **ALTERNATIVES**

1. Council may choose to approve the proposed Land Use By-law amendments to all HRM Land Use By-laws regarding "Temporary Construction Uses" as contained in Attachments A through to U (Revised) in this report. This is staff's recommended course of action.
2. Council may choose to alter the proposed amendments. Depending on the nature of the changes, this may necessitate a further public hearing.



3. Council may choose to approve the proposed Land Use By-law amendments and direct staff to consult with industry and the Nova Scotia Department of the Environment to see if there are additional amendments which can be agreed upon to further improve the practicality and effectiveness of the by-law provisions.

However, as pit and quarry regulations are under provincial jurisdiction, Regional Council is advised that HRM may have limited options to expand the regulations related to rock crushers as a temporary construction use.

4. Council may choose to refuse the proposed Land Use By-law amendments.

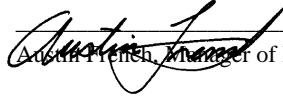
### **ATTACHMENTS**

Attachment A (Revised)	Amendments to the Land Use By-law for Sackville
Attachment B (Revised)	Amendments to the Land Use By-law for Beaver Bank, Hammonds Plains and Upper Sackville
Attachment C (Revised)	Amendments to the Land Use By-law for Bedford
Attachment D (Revised)	Amendments to the Land Use By-law for Planning Districts 1 & 3 (St. Margarets Bay)
Attachment E (Revised)	Amendments to the Land Use By-law for Planning District 5 (Chebucto Peninsula)
Attachment F (Revised)	Amendments to the Land Use By-law for Planning District 4 (Prospect)
Attachment G (Revised)	Amendments to the Land Use By-law for Timberlea, Lakeside, Beechville
Attachment H (Revised)	Amendments to the Land Use By-law for Cole Harbour/Westphal
Attachment I (Revised)	Amendments to the Land Use By-law for Eastern Passage/Cow Bay
Attachment J (Revised)	Amendments to the Land Use By-law for North Preston/Lake Major/Lake Loon, Cherry Brook, East Preston
Attachment K (Revised)	Amendments to the Land Use By-law for Lawrencetown
Attachment L (Revised)	Amendments to the Land Use By-law for Planning Districts 8 & 9 (Lake Echo/Porter's Lake)
Attachment M (Revised)	Amendments to the Land Use By-law for Eastern Shore (East)
Attachment N (Revised)	Amendments to the Land Use By-law for Eastern Shore (West)
Attachment O (Revised)	Amendments to the Land Use By-law for Musquodoboit Valley/Dutch Settlement
Attachment P (Revised)	Amendments to the Land Use By-law for Halifax Mainland
Attachment Q (Revised)	Amendments to the Land Use By-law for Halifax Peninsula
Attachment R (Revised)	Amendments to the Land Use By-law for Dartmouth
Attachment S (Revised)	Amendments to the Land Use By-law for Downtown Dartmouth
Attachment T (Revised)	Amendments to the Land Use By-law for Sackville Drive
Attachment U (Revised)	Amendments to the Land Use By-law for Planning Districts 14 and 17

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: David Lane, Senior Planner, 490-5719

Report Approved by:

  
Austin French, Manager of Planning Services, 490-6717

Report Approved by:

  
Paul Dunphy, Director of Community Development

**Attachment A (Revised)**  
**Amendments to the Land Use By-law for Sackville**

BE IT ENACTED by the Regional Council of the Halifax Regional Municipality that the Sackville Land Use By-law as enacted by the former Halifax County Municipality on the 5th day of April, 1994 and approved by the Minister of Municipal Affairs on the 16th day of June, 1994 as amended, is hereby further amended as follows:

Amend Section 4.12 (Temporary Construction Uses Permitted) by deleting the entire section and inserting a new section as follows:

**“4.12 TEMPORARY CONSTRUCTION USES PERMITTED**

- (a) Nothing in this By-law shall prevent the use of land or the use or erection of a temporary building or structure which is necessary and accessory to construction in progress, such as a work camp or construction camp, mobile home, sales or rental office, tool or maintenance shed or scaffold, including a shipping container which serves as one of the foregoing, except as a mobile home, sales or rental offices, provided that a development permit has been issued.
- (b) A rock crusher may be used at the site of a demolition of a structure or building, the site of construction of primary or secondary services pursuant to the Regional Subdivision By-law, or at the site of development permitted pursuant to this By-law, provided a development permit has been issued for such use.
- (c) A development permit may only be issued for the temporary use of a rock crusher.
- (d) A development permit issued for the use of a temporary rock crusher accessory to demolition of a structure or building pursuant to this By-law or a development pursuant to this By-law shall be valid for any period specified not exceeding sixty (60) days. A development permit issued under this clause may be renewed for a period not to exceed thirty (30) days at a time, if a development officer determines that an extension of the period is necessary. No rock crusher shall be located or used within three (3) metres of any property boundary.
- (e) A development permit issued for the use of a temporary rock crusher accessory to the construction of primary or secondary services pursuant to the Regional Subdivision By-law shall be valid for any period which does not exceed the construction time schedule specified in the subdivision agreement. No rock crusher for which a permit has been issued under this clause shall be located or used within sixty (60) metres of any building used for residential or institutional purposes; with the exception of fire stations, police stations, public works facilities, cemeteries, historic sites and monuments, and recreational trails where no rock crusher shall be located or used within three (3) metres of any property

boundary.

- (f) Notwithstanding any other provision of this By-law, a temporary rock crusher accessory to construction in progress shall not be used to process material for export to another site nor to process material imported to the site.
- (g) A temporary rock crusher may be used as an accessory to demolition in progress to process demolished material for export to another site subject to disposal in accordance with the requirements of this By-law and the C&D Materials Recycling and Disposal License By-law.

I HEREBY CERTIFY that the amendment to the Land Use By-law for Sackville, as set out above, was passed by a majority vote of the Regional Council of the Halifax Regional Municipality at a meeting held on the \_\_\_\_ day of \_\_\_\_\_, 2009

GIVEN under the hands of the Municipal Clerk and Under the Corporate Seal of the Halifax Regional Municipality this \_\_\_\_ day of \_\_\_\_\_, 2009

---

Julia Horncastle  
Acting Municipal Clerk

**Attachment B (Revised)**  
**Amendments to the Land Use By-law for Beaver Bank, Hammonds Plains and Upper Sackville**

BE IT ENACTED by the Regional Council of the Halifax Regional Municipality that the Beaver Bank, Hammonds Plains and Upper Sackville Land Use By-law, which was adopted by Halifax Regional Municipality on the 9th day of November, 1999, as amended, is hereby further amended as follows:

Amend Section 4.13 (Temporary Construction Uses Permitted) by deleting the entire section and inserting a new section as follows:

**“4.13 TEMPORARY CONSTRUCTION USES PERMITTED**

- (a) Nothing in this By-law shall prevent the use of land or the use or erection of a temporary building or structure which is necessary and accessory to construction in progress, such as a work camp or construction camp, mobile home, sales or rental office, tool or maintenance shed or scaffold, including a shipping container which serves as one of the foregoing, except as a mobile home, sales or rental offices, provided that a development permit has been issued.
- (b) A rock crusher may be used at the site of a demolition of a structure or building, the site of construction of primary or secondary services pursuant to the Regional Subdivision By-law, or at the site of development permitted pursuant to this By-law, provided a development permit has been issued for such use.
- (c) A development permit may only be issued for the temporary use of a rock crusher.
- (d) A development permit issued for the use of a temporary rock crusher accessory to demolition of a structure or building pursuant to this By-law or a development pursuant to this By-law shall be valid for any period specified not exceeding sixty (60) days. A development permit issued under this clause may be renewed for a period not to exceed thirty (30) days at a time, if a development officer determines that an extension of the period is necessary. No rock crusher shall be located or used within three (3) metres of any property boundary.
- (e) A development permit issued for the use of a temporary rock crusher accessory to the construction of primary or secondary services pursuant to the Regional Subdivision By-law shall be valid for any period which does not exceed the construction time schedule specified in the subdivision agreement. No rock crusher for which a permit has been issued under this clause shall be located or used within sixty (60) metres of any building used for residential or institutional purposes; with the exception of fire stations, police stations, public works

facilities, cemeteries, historic sites and monuments, and recreational trails where no rock crusher shall be located or used within three (3) metres of any property boundary.

- (f) Notwithstanding any other provision of this By-law, a temporary rock crusher accessory to construction in progress shall not be used to process material for export to another site nor to process material imported to the site.
- (g) A temporary rock crusher may be used as an accessory to demolition in progress to process demolished material for export to another site subject to disposal in accordance with the requirements of this By-law and the C&D Materials Recycling and Disposal License By-law.

I HEREBY CERTIFY that the amendment to the Land Use By-law for Beaver Bank, Hammonds Plains and Upper Sackville, as set out above, was passed by a majority vote of the Regional Council of the Halifax Regional Municipality at a meeting held on the \_\_\_\_ day of \_\_\_\_\_, 2009

GIVEN under the hands of the Municipal Clerk and Under the Corporate Seal of the Halifax Regional Municipality this \_\_\_\_ day of \_\_\_\_\_, 2009

---

Julia Horncastle  
Acting Municipal Clerk

**Attachment C (Revised)**  
**Amendments to the Land Use By-law for Bedford**

BE IT ENACTED by the Regional Council of the Halifax Regional Municipality that the Bedford Land Use By-law, which was adopted by Bedford Town Council on the 26<sup>th</sup> day of March, 1996, as amended, is hereby further amended as follows:

Amend Part 6 (Temporary Construction Uses Permitted) by deleting the entire section and inserting a new section as follows:

**“6      TEMPORARY CONSTRUCTION USES PERMITTED**

- (a)      Nothing in this By-law shall prevent the use of land or the use or erection of a temporary building or structure which is necessary and accessory to construction in progress, such as a work camp or construction camp, mobile home, sales or rental office, tool or maintenance shed or scaffold, including a shipping container which serves as one of the foregoing, except as a mobile home, sales or rental offices, provided that a development permit has been issued.
- (b)      A rock crusher may be used at the site of a demolition of a structure or building, the site of construction of primary or secondary services pursuant to the Regional Subdivision By-law, or at the site of development permitted pursuant to this By-law, provided a development permit has been issued for such use.
- (c)      A development permit may only be issued for the temporary use of a rock crusher.
- (d)      A development permit issued for the use of a temporary rock crusher accessory to demolition of a structure or building pursuant to this By-law or a development pursuant to this By-law shall be valid for any period specified not exceeding sixty (60) days. A development permit issued under this clause may be renewed for a period not to exceed thirty (30) days at a time, if a development officer determines that an extension of the period is necessary. No rock crusher shall be located or used within three (3) metres of any property boundary.
- (e)      A development permit issued for the use of a temporary rock crusher accessory to the construction of primary or secondary services pursuant to the Regional Subdivision By-law shall be valid for any period which does not exceed the construction time schedule specified in the subdivision agreement. No rock crusher for which a permit has been issued under this clause shall be located or used within sixty (60) metres of any building used for residential or institutional purposes; with the exception of fire stations, police stations, public works facilities, cemeteries, historic sites and monuments, and recreational trails where no rock crusher shall be located or used within three (3) metres of any property boundary.

- (f) Notwithstanding any other provision of this By-law, a temporary rock crusher accessory to construction in progress shall not be used to process material for export to another site nor to process material imported to the site.
- (g) A temporary rock crusher may be used as an accessory to demolition in progress to process demolished material for export to another site subject to disposal in accordance with the requirements of this By-law and the C&D Materials Recycling and Disposal License By-law.

I HEREBY CERTIFY that the amendment to the Land Use By-law for Bedford, as set out above, was passed by a majority vote of the Regional Council of the Halifax Regional Municipality at a meeting held on the \_\_\_\_ day of \_\_\_\_\_, 2009

GIVEN under the hands of the Municipal Clerk and Under the Corporate Seal of the Halifax Regional Municipality this \_\_\_\_ day of \_\_\_\_\_, 2009

---

Julia Horncastle  
Acting Municipal Clerk



**Attachment D (Revised)**  
**Amendments to the Land Use By-law for Planning Districts 1 & 3 (St. Margarets Bay)**

BE IT ENACTED by the Regional Council of the Halifax Regional Municipality that the Planning Districts 1 & 3 Land Use By-law, which was adopted by Halifax County Municipality on the 3rd of April, 1995, as amended, is hereby further amended as follows:

Amend Section 4.14 (Temporary Construction Uses Permitted) by deleting the entire section and inserting a new section as follows:

**“4.14 TEMPORARY CONSTRUCTION USES PERMITTED**

- (a) Nothing in this By-law shall prevent the use of land or the use or erection of a temporary building or structure which is necessary and accessory to construction in progress, such as a work camp or construction camp, mobile home, sales or rental office, tool or maintenance shed or scaffold, including a shipping container which serves as one of the foregoing, except as a mobile home, sales or rental offices, provided that a development permit has been issued.
- (b) A rock crusher may be used at the site of a demolition of a structure or building, the site of construction of primary or secondary services pursuant to the Regional Subdivision By-law, or at the site of development permitted pursuant to this By-law, provided a development permit has been issued for such use.
- (c) A development permit may only be issued for the temporary use of a rock crusher.
- (d) A development permit issued for the use of a temporary rock crusher accessory to demolition of a structure or building pursuant to this By-law or a development pursuant to this By-law shall be valid for any period specified not exceeding sixty (60) days. A development permit issued under this clause may be renewed for a period not to exceed thirty (30) days at a time, if a development officer determines that an extension of the period is necessary. No rock crusher shall be located or used within three (3) metres of any property boundary.
- (e) A development permit issued for the use of a temporary rock crusher accessory to the construction of primary or secondary services pursuant to the Regional Subdivision By-law shall be valid for any period which does not exceed the construction time schedule specified in the subdivision agreement. No rock crusher for which a permit has been issued under this clause shall be located or used within sixty (60) metres of any building used for residential or institutional purposes; with the exception of fire stations, police stations, public works facilities, cemeteries, historic sites and monuments, and recreational trails where no rock crusher shall be located or used within three (3) metres of any property

boundary.

- (f) Notwithstanding any other provision of this By-law, a temporary rock crusher accessory to construction in progress shall not be used to process material for export to another site nor to process material imported to the site.
- (g) A temporary rock crusher may be used as an accessory to demolition in progress to process demolished material for export to another site subject to disposal in accordance with the requirements of this By-law and the C&D Materials Recycling and Disposal License By-law.

I HEREBY CERTIFY that the amendment to the Land Use By-law for Planning Districts 1 & 3, as set out above, was passed by a majority vote of the Regional Council of the Halifax Regional Municipality at a meeting held on the \_\_\_\_ day of \_\_\_\_\_, 2009

GIVEN under the hands of the Municipal Clerk and Under the Corporate Seal of the Halifax Regional Municipality this \_\_\_\_ day of \_\_\_\_\_, 2009

\_\_\_\_\_  
Julia Horncastle  
Acting Municipal Clerk

**Attachment E (Revised)**  
**Amendments to the Land Use By-law for Planning District 5 (Chebucto)**

BE IT ENACTED by the Regional Council of the Halifax Regional Municipality that the Planning District 5 (Chebucto) Land Use By-law, which was adopted by Halifax County Municipality on the 5th day of December, 1994, as amended, is hereby further amended as follows:

Amend Section 4.15 (Temporary Construction Uses Permitted) by deleting the entire section and inserting a new section as follows:

**“4.15 TEMPORARY CONSTRUCTION USES PERMITTED**

- (a) Nothing in this By-law shall prevent the use of land or the use or erection of a temporary building or structure which is necessary and accessory to construction in progress, such as a work camp or construction camp, mobile home, sales or rental office, tool or maintenance shed or scaffold, including a shipping container which serves as one of the foregoing, except as a mobile home, sales or rental offices, provided that a development permit has been issued.
- (b) A rock crusher may be used at the site of a demolition of a structure or building, the site of construction of primary or secondary services pursuant to the Regional Subdivision By-law, or at the site of development permitted pursuant to this By-law, provided a development permit has been issued for such use.
- (c) A development permit may only be issued for the temporary use of a rock crusher.
- (d) A development permit issued for the use of a temporary rock crusher accessory to demolition of a structure or building pursuant to this By-law or a development pursuant to this By-law shall be valid for any period specified not exceeding sixty (60) days. A development permit issued under this clause may be renewed for a period not to exceed thirty (30) days at a time, if a development officer determines that an extension of the period is necessary. No rock crusher shall be located or used within three (3) metres of any property boundary.
- (e) A development permit issued for the use of a temporary rock crusher accessory to the construction of primary or secondary services pursuant to the Regional Subdivision By-law shall be valid for any period which does not exceed the construction time schedule specified in the subdivision agreement. No rock crusher for which a permit has been issued under this clause shall be located or used within sixty (60) metres of any building used for residential or institutional purposes; with the exception of fire stations, police stations, public works facilities, cemeteries, historic sites and monuments, and recreational trails where no rock crusher shall be located or used within three (3) metres of any property

boundary.

- (f) Notwithstanding any other provision of this By-law, a temporary rock crusher accessory to construction in progress shall not be used to process material for export to another site nor to process material imported to the site.
- (g) A temporary rock crusher may be used as an accessory to demolition in progress to process demolished material for export to another site subject to disposal in accordance with the requirements of this By-law and the C&D Materials Recycling and Disposal License By-law.

I HEREBY CERTIFY that the amendment to the Land Use By-law for Planning District 5, as set out above, was passed by a majority vote of the Regional Council of the Halifax Regional Municipality at a meeting held on the \_\_\_\_ day of \_\_\_\_\_, 2009

GIVEN under the hands of the Municipal Clerk and Under the Corporate Seal of the Halifax Regional Municipality this \_\_\_\_ day of \_\_\_\_\_, 2009

---

Julia Horncastle  
Acting Municipal Clerk

**Attachment F (Revised)**  
**Amendments to the Land Use By-law for Planning District 4 (Prospect)**

BE IT ENACTED by the Regional Council of the Halifax Regional Municipality that the Planning District 4 Land Use By-law, which was adopted by Halifax County Municipality on the 12th day of December, 1994 , as amended, is hereby further amended as follows:

Amend Section 4.14 (Temporary Construction Uses Permitted) by deleting the entire section and inserting a new section as follows:

**“4.14 TEMPORARY CONSTRUCTION USES PERMITTED**

- (a) Nothing in this By-law shall prevent the use of land or the use or erection of a temporary building or structure which is necessary and accessory to construction in progress, such as a work camp or construction camp, mobile home, sales or rental office, tool or maintenance shed or scaffold, including a shipping container which serves as one of the foregoing, except as a mobile home, sales or rental offices, provided that a development permit has been issued.
- (b) A rock crusher may be used at the site of a demolition of a structure or building, the site of construction of primary or secondary services pursuant to the Regional Subdivision By-law, or at the site of development permitted pursuant to this By-law, provided a development permit has been issued for such use.
- (c) A development permit may only be issued for the temporary use of a rock crusher.
- (d) A development permit issued for the use of a temporary rock crusher accessory to demolition of a structure or building pursuant to this By-law or a development pursuant to this By-law shall be valid for any period specified not exceeding sixty (60) days. A development permit issued under this clause may be renewed for a period not to exceed thirty (30) days at a time, if a development officer determines that an extension of the period is necessary. No rock crusher shall be located or used within three (3) metres of any property boundary.
- (e) A development permit issued for the use of a temporary rock crusher accessory to the construction of primary or secondary services pursuant to the Regional Subdivision By-law shall be valid for any period which does not exceed the construction time schedule specified in the subdivision agreement. No rock crusher for which a permit has been issued under this clause shall be located or used within sixty (60) metres of any building used for residential or institutional purposes; with the exception of fire stations, police stations, public works facilities, cemeteries, historic sites and monuments, and recreational trails where no rock crusher shall be located or used within three (3) metres of any property boundary.

- (f) Notwithstanding any other provision of this By-law, a temporary rock crusher accessory to construction in progress shall not be used to process material for export to another site nor to process material imported to the site.
- (g) A temporary rock crusher may be used as an accessory to demolition in progress to process demolished material for export to another site subject to disposal in accordance with the requirements of this By-law and the C&D Materials Recycling and Disposal License By-law.

I HEREBY CERTIFY that the amendment to the Land Use By-law for Planning District 4, as set out above, was passed by a majority vote of the Regional Council of the Halifax Regional Municipality at a meeting held on the \_\_\_\_ day of \_\_\_\_\_, 2009

GIVEN under the hands of the Municipal Clerk and Under the Corporate Seal of the Halifax Regional Municipality this \_\_\_\_ day of \_\_\_\_\_, 2009

---

Julia Horncastle  
Acting Municipal Clerk

**Attachment G (Revised)**  
**Amendments to the Land Use By-law for Timberlea, Lakeside, Beechville**

BE IT ENACTED by the Regional Council of the Halifax Regional Municipality that the Timberlea, Lakeside, Beechville, Land Use By-law, which was adopted by Halifax County Municipality on the 10th day of August, 1992, as amended, is hereby further amended as follows:

Amend Section 4.14 (Temporary Construction Use Permitted) by deleting the entire section and inserting a new section as follows:

**“4.14 TEMPORARY CONSTRUCTION USES PERMITTED**

- (a) Nothing in this By-law shall prevent the use of land or the use or erection of a temporary building or structure which is necessary and accessory to construction in progress, such as a work camp or construction camp, mobile home, sales or rental office, tool or maintenance shed or scaffold, including a shipping container which serves as one of the foregoing, except as a mobile home, sales or rental offices, provided that a development permit has been issued.
- (b) A rock crusher may be used at the site of a demolition of a structure or building, the site of construction of primary or secondary services pursuant to the Regional Subdivision By-law, or at the site of development permitted pursuant to this By-law, provided a development permit has been issued for such use.
- (c) A development permit may only be issued for the temporary use of a rock crusher.
- (d) A development permit issued for the use of a temporary rock crusher accessory to demolition of a structure or building pursuant to this By-law or a development pursuant to this By-law shall be valid for any period specified not exceeding sixty (60) days. A development permit issued under this clause may be renewed for a period not to exceed thirty (30) days at a time, if a development officer determines that an extension of the period is necessary. No rock crusher shall be located or used within three (3) metres of any property boundary.
- (e) A development permit issued for the use of a temporary rock crusher accessory to the construction of primary or secondary services pursuant to the Regional Subdivision By-law shall be valid for any period which does not exceed the construction time schedule specified in the subdivision agreement. No rock crusher for which a permit has been issued under this clause shall be located or used within sixty (60) metres of any building used for residential or institutional purposes; with the exception of fire stations, police stations, public works facilities, cemeteries, historic sites and monuments, and recreational trails where no rock crusher shall be located or used within three (3) metres of any property

boundary.

- (f) Notwithstanding any other provision of this By-law, a temporary rock crusher accessory to construction in progress shall not be used to process material for export to another site nor to process material imported to the site.
- (g) A temporary rock crusher may be used as an accessory to demolition in progress to process demolished material for export to another site subject to disposal in accordance with the requirements of this By-law and the C&D Materials Recycling and Disposal License By-law.

I HEREBY CERTIFY that the amendment to the Land Use By-law for Timberlea, Lakeside, Beechville, as set out above, was passed by a majority vote of the Regional Council of the Halifax Regional Municipality at a meeting held on the \_\_\_\_ day of \_\_\_\_\_, 2009

GIVEN under the hands of the Municipal Clerk and Under the Corporate Seal of the Halifax Regional Municipality this \_\_\_\_ day of \_\_\_\_\_, 2009

\_\_\_\_\_  
Julia Horncastle  
Acting Municipal Clerk



**Attachment H (Revised)**  
**Amendments to the Land Use By-law for Cole Harbour/Westphal**

BE IT ENACTED by the Regional Council of the Halifax Regional Municipality that the Cole Harbour/Westphal Land Use By-law, which was adopted by Halifax County Municipality on the 30<sup>th</sup> day of November, 1992, as amended, is hereby further amended as follows:

Amend Section 4.12 (Temporary Construction Use Permitted) by deleting the entire section and inserting a new section as follows:

**“4.12 TEMPORARY CONSTRUCTION USES PERMITTED**

- (a) Nothing in this By-law shall prevent the use of land or the use or erection of a temporary building or structure which is necessary and accessory to construction in progress, such as a work camp or construction camp, mobile home, sales or rental office, tool or maintenance shed or scaffold, including a shipping container which serves as one of the foregoing, except as a mobile home, sales or rental offices, provided that a development permit has been issued.
- (b) A rock crusher may be used at the site of a demolition of a structure or building, the site of construction of primary or secondary services pursuant to the Regional Subdivision By-law, or at the site of development permitted pursuant to this By-law, provided a development permit has been issued for such use.
- (c) A development permit may only be issued for the temporary use of a rock crusher.
- (d) A development permit issued for the use of a temporary rock crusher accessory to demolition of a structure or building pursuant to this By-law or a development pursuant to this By-law shall be valid for any period specified not exceeding sixty (60) days. A development permit issued under this clause may be renewed for a period not to exceed thirty (30) days at a time, if a development officer determines that an extension of the period is necessary. No rock crusher shall be located or used within three (3) metres of any property boundary.
- (e) A development permit issued for the use of a temporary rock crusher accessory to the construction of primary or secondary services pursuant to the Regional Subdivision By-law shall be valid for any period which does not exceed the construction time schedule specified in the subdivision agreement. No rock crusher for which a permit has been issued under this clause shall be located or used within sixty (60) metres of any building used for residential or institutional purposes; with the exception of fire stations, police stations, public works facilities, cemeteries, historic sites and monuments, and recreational trails where no rock crusher shall be located or used within three (3) metres of any property boundary.

- (f) Notwithstanding any other provision of this By-law, a temporary rock crusher accessory to construction in progress shall not be used to process material for export to another site nor to process material imported to the site.
- (g) A temporary rock crusher may be used as an accessory to demolition in progress to process demolished material for export to another site subject to disposal in accordance with the requirements of this By-law and the C&D Materials Recycling and Disposal License By-law.

I HEREBY CERTIFY that the amendment to the Land Use By-law for Cole Harbour/Westphal, as set out above, was passed by a majority vote of the Regional Council of the Halifax Regional Municipality at a meeting held on the \_\_\_\_ day of \_\_\_\_\_, 2009

GIVEN under the hands of the Municipal Clerk and Under the Corporate Seal of the Halifax Regional Municipality this \_\_\_\_ day of \_\_\_\_\_, 2009

---

Julia Horncastle  
Acting Municipal Clerk

**Attachment I (Revised)**  
**Amendments to the Land Use By-law for Eastern Passage/Cow Bay**

BE IT ENACTED by the Regional Council of the Halifax Regional Municipality that the Eastern Passage/Cow Bay Land Use By-law, which was adopted by Halifax County Municipality on the 22nd day of June, 1992, as amended, is hereby further amended as follows:

Amend Section 4.13 (Temporary Construction Use Permitted) by deleting the entire section and inserting a new section as follows:

**“4.13 TEMPORARY CONSTRUCTION USES PERMITTED**

- (a) Nothing in this By-law shall prevent the use of land or the use or erection of a temporary building or structure which is necessary and accessory to construction in progress, such as a work camp or construction camp, mobile home, sales or rental office, tool or maintenance shed or scaffold, including a shipping container which serves as one of the foregoing, except as a mobile home, sales or rental offices, provided that a development permit has been issued.
- (b) A rock crusher may be used at the site of a demolition of a structure or building, the site of construction of primary or secondary services pursuant to the Regional Subdivision By-law, or at the site of development permitted pursuant to this By-law, provided a development permit has been issued for such use.
- (c) A development permit may only be issued for the temporary use of a rock crusher.
- (d) A development permit issued for the use of a temporary rock crusher accessory to demolition of a structure or building pursuant to this By-law or a development pursuant to this By-law shall be valid for any period specified not exceeding sixty (60) days. A development permit issued under this clause may be renewed for a period not to exceed thirty (30) days at a time, if a development officer determines that an extension of the period is necessary. No rock crusher shall be located or used within three (3) metres of any property boundary.
- (e) A development permit issued for the use of a temporary rock crusher accessory to the construction of primary or secondary services pursuant to the Regional Subdivision By-law shall be valid for any period which does not exceed the construction time schedule specified in the subdivision agreement. No rock crusher for which a permit has been issued under this clause shall be located or used within sixty (60) metres of any building used for residential or institutional purposes; with the exception of fire stations, police stations, public works facilities, cemeteries, historic sites and monuments, and recreational trails where no rock crusher shall be located or used within three (3) metres of any property boundary.

- (f) Notwithstanding any other provision of this By-law, a temporary rock crusher accessory to construction in progress shall not be used to process material for export to another site nor to process material imported to the site.
- (g) A temporary rock crusher may be used as an accessory to demolition in progress to process demolished material for export to another site subject to disposal in accordance with the requirements of this By-law and the C&D Materials Recycling and Disposal License By-law.

I HEREBY CERTIFY that the amendment to the Land Use By-law for Eastern Passage/Cow Bay, as set out above, was passed by a majority vote of the Regional Council of the Halifax Regional Municipality at a meeting held on the \_\_\_\_ day of \_\_\_\_\_, 2009

GIVEN under the hands of the Municipal Clerk and Under the Corporate Seal of the Halifax Regional Municipality this \_\_\_\_ day of \_\_\_\_\_, 2009

---

Julia Horncastle  
Acting Municipal Clerk

**Attachment J (Revised)**  
**Amendments to the Land Use By-law for North Preston, Lake Major, Lake Loon, Cherry Brook and East Preston**

BE IT ENACTED by the Regional Council of the Halifax Regional Municipality that the North Preston, Lake Major, Lake Loon, Cherry Brook and East Preston Land Use By-law, which was adopted by Halifax County Municipality on the 14<sup>th</sup> day of December, 1992, as amended, is hereby further amended as follows:

Amend Section 4.14 (Temporary Construction Use Permitted) by deleting the entire section and inserting a new section as follows:

**“4.14 TEMPORARY CONSTRUCTION USES PERMITTED**

- (a) Nothing in this By-law shall prevent the use of land or the use or erection of a temporary building or structure which is necessary and accessory to construction in progress, such as a work camp or construction camp, mobile home, sales or rental office, tool or maintenance shed or scaffold, including a shipping container which serves as one of the foregoing, except as a mobile home, sales or rental offices, provided that a development permit has been issued.
- (b) A rock crusher may be used at the site of a demolition of a structure or building, the site of construction of primary or secondary services pursuant to the Regional Subdivision By-law, or at the site of development permitted pursuant to this By-law, provided a development permit has been issued for such use.
- (c) A development permit may only be issued for the temporary use of a rock crusher.
- (d) A development permit issued for the use of a temporary rock crusher accessory to demolition of a structure or building pursuant to this By-law or a development pursuant to this By-law shall be valid for any period specified not exceeding sixty (60) days. A development permit issued under this clause may be renewed for a period not to exceed thirty (30) days at a time, if a development officer determines that an extension of the period is necessary. No rock crusher shall be located or used within three (3) metres of any property boundary.
- (e) A development permit issued for the use of a temporary rock crusher accessory to the construction of primary or secondary services pursuant to the Regional Subdivision By-law shall be valid for any period which does not exceed the construction time schedule specified in the subdivision agreement. No rock crusher for which a permit has been issued under this clause shall be located or used within sixty (60) metres of any building used for residential or institutional purposes; with the exception of fire stations, police stations, public works

facilities, cemeteries, historic sites and monuments, and recreational trails where no rock crusher shall be located or used within three (3) metres of any property boundary.

- (f) Notwithstanding any other provision of this By-law, a temporary rock crusher accessory to construction in progress shall not be used to process material for export to another site nor to process material imported to the site.
- (g) A temporary rock crusher may be used as an accessory to demolition in progress to process demolished material for export to another site subject to disposal in accordance with the requirements of this By-law and the C&D Materials Recycling and Disposal License By-law.

I HEREBY CERTIFY that the amendment to the Land Use By-law for North Preston, Lake Major, Lake Loon, Cherry Brook and East Preston, as set out above, was passed by a majority vote of the Regional Council of the Halifax Regional Municipality at a meeting held on the \_\_\_\_ day of \_\_\_\_\_, 2009

GIVEN under the hands of the Municipal Clerk and Under the Corporate Seal of the Halifax Regional Municipality this \_\_\_\_ day of \_\_\_\_\_, 2009

\_\_\_\_\_  
Julia Horncastle  
Acting Municipal Clerk

**Attachment K (Revised)**  
**Amendments to the Land Use By-law for Lawrencetown**

BE IT ENACTED by the Regional Council of the Halifax Regional Municipality that the Lawrencetown Land Use By-law, which was adopted by Halifax County Municipality on the 15th of May, and 27th of August, 1990, as amended, is hereby further amended as follows:

Amend Section 4.14 (Temporary Construction Use Permitted) by deleting the entire section and inserting a new section as follows:

**“4.14 TEMPORARY CONSTRUCTION USES PERMITTED**

- (a) Nothing in this By-law shall prevent the use of land or the use or erection of a temporary building or structure which is necessary and accessory to construction in progress, such as a work camp or construction camp, mobile home, sales or rental office, tool or maintenance shed or scaffold, including a shipping container which serves as one of the foregoing, except as a mobile home, sales or rental offices, provided that a development permit has been issued.
- (b) A rock crusher may be used at the site of a demolition of a structure or building, the site of construction of primary or secondary services pursuant to the Regional Subdivision By-law, or at the site of development permitted pursuant to this By-law, provided a development permit has been issued for such use.
- (c) A development permit may only be issued for the temporary use of a rock crusher.
- (d) A development permit issued for the use of a temporary rock crusher accessory to demolition of a structure or building pursuant to this By-law or a development pursuant to this By-law shall be valid for any period specified not exceeding sixty (60) days. A development permit issued under this clause may be renewed for a period not to exceed thirty (30) days at a time, if a development officer determines that an extension of the period is necessary. No rock crusher shall be located or used within three (3) metres of any property boundary.
- (e) A development permit issued for the use of a temporary rock crusher accessory to the construction of primary or secondary services pursuant to the Regional Subdivision By-law shall be valid for any period which does not exceed the construction time schedule specified in the subdivision agreement. No rock crusher for which a permit has been issued under this clause shall be located or used within sixty (60) metres of any building used for residential or institutional purposes; with the exception of fire stations, police stations, public works facilities, cemeteries, historic sites and monuments, and recreational trails where no rock crusher shall be located or used within three (3) metres of any property boundary.

- (f) Notwithstanding any other provision of this By-law, a temporary rock crusher accessory to construction in progress shall not be used to process material for export to another site nor to process material imported to the site.
- (g) A temporary rock crusher may be used as an accessory to demolition in progress to process demolished material for export to another site subject to disposal in accordance with the requirements of this By-law and the C&D Materials Recycling and Disposal License By-law.

I HEREBY CERTIFY that the amendment to the Land Use By-law for Lawrencetown, as set out above, was passed by a majority vote of the Regional Council of the Halifax Regional Municipality at a meeting held on the \_\_\_\_ day of \_\_\_\_\_, 2009

GIVEN under the hands of the Municipal Clerk and Under the Corporate Seal of the Halifax Regional Municipality this \_\_\_\_ day of \_\_\_\_\_, 2009

---

Julia Horncastle  
Acting Municipal Clerk



**Attachment L (Revised)**  
**Amendments to the Land Use By-law for Planning Districts 8 & 9**

BE IT ENACTED by the Regional Council of the Halifax Regional Municipality that the Planning Districts 8 & 9 Land Use By-law, which was adopted by Halifax County Municipality on the 20<sup>th</sup> day of December, 1988, as amended, is hereby further amended as follows:

Amend Section 4.13 (Temporary Construction Use Permitted) by deleting the entire section and inserting a new section as follows:

**“4.13 TEMPORARY CONSTRUCTION USES PERMITTED**

- (a) Nothing in this By-law shall prevent the use of land or the use or erection of a temporary building or structure which is necessary and accessory to construction in progress, such as a work camp or construction camp, mobile home, sales or rental office, tool or maintenance shed or scaffold, including a shipping container which serves as one of the foregoing, except as a mobile home, sales or rental offices, provided that a development permit has been issued.
- (b) A rock crusher may be used at the site of a demolition of a structure or building, the site of construction of primary or secondary services pursuant to the Regional Subdivision By-law, or at the site of development permitted pursuant to this By-law, provided a development permit has been issued for such use.
- (c) A development permit may only be issued for the temporary use of a rock crusher.
- (d) A development permit issued for the use of a temporary rock crusher accessory to demolition of a structure or building pursuant to this By-law or a development pursuant to this By-law shall be valid for any period specified not exceeding sixty (60) days. A development permit issued under this clause may be renewed for a period not to exceed thirty (30) days at a time, if a development officer determines that an extension of the period is necessary. No rock crusher shall be located or used within three (3) metres of any property boundary.
- (e) A development permit issued for the use of a temporary rock crusher accessory to the construction of primary or secondary services pursuant to the Regional Subdivision By-law shall be valid for any period which does not exceed the construction time schedule specified in the subdivision agreement. No rock crusher for which a permit has been issued under this clause shall be located or used within sixty (60) metres of any building used for residential or institutional purposes; with the exception of fire stations, police stations, public works facilities, cemeteries, historic sites and monuments, and recreational trails where no rock crusher shall be located or used within three (3) metres of any property boundary.

- (f) Notwithstanding any other provision of this By-law, a temporary rock crusher accessory to construction in progress shall not be used to process material for export to another site nor to process material imported to the site.
- (g) A temporary rock crusher may be used as an accessory to demolition in progress to process demolished material for export to another site subject to disposal in accordance with the requirements of this By-law and the C&D Materials Recycling and Disposal License By-law.

I HEREBY CERTIFY that the amendment to the Land Use By-law for Planning Districts 8 & 9, as set out above, was passed by a majority vote of the Regional Council of the Halifax Regional Municipality at a meeting held on the \_\_\_\_ day of \_\_\_\_\_, 2009

GIVEN under the hands of the Municipal Clerk and Under the Corporate Seal of the Halifax Regional Municipality this \_\_\_\_ day of \_\_\_\_\_, 2009

---

Julia Horncastle  
Acting Municipal Clerk

**Attachment M (Revised)**  
**Amendments to the Land Use By-law for Eastern Shore (East)**

BE IT ENACTED by the Regional Council of the Halifax Regional Municipality that the Eastern Shore (East) Land Use By-law, which was adopted by Halifax County Municipality on the 4<sup>th</sup> day of March, 1996, as amended, is hereby further amended as follows:

Amend Section 4.13 (Temporary Construction Use Permitted) by deleting the entire section and inserting a new section as follows:

**“4.13 TEMPORARY CONSTRUCTION USES PERMITTED**

- (a) Nothing in this By-law shall prevent the use of land or the use or erection of a temporary building or structure which is necessary and accessory to construction in progress, such as a work camp or construction camp, mobile home, sales or rental office, tool or maintenance shed or scaffold, including a shipping container which serves as one of the foregoing, except as a mobile home, sales or rental offices, provided that a development permit has been issued.
- (b) A rock crusher may be used at the site of a demolition of a structure or building, the site of construction of primary or secondary services pursuant to the Regional Subdivision By-law, or at the site of development permitted pursuant to this By-law, provided a development permit has been issued for such use.
- (c) A development permit may only be issued for the temporary use of a rock crusher.
- (d) A development permit issued for the use of a temporary rock crusher accessory to demolition of a structure or building pursuant to this By-law or a development pursuant to this By-law shall be valid for any period specified not exceeding sixty (60) days. A development permit issued under this clause may be renewed for a period not to exceed thirty (30) days at a time, if a development officer determines that an extension of the period is necessary. No rock crusher shall be located or used within three (3) metres of any property boundary.
- (e) A development permit issued for the use of a temporary rock crusher accessory to the construction of primary or secondary services pursuant to the Regional Subdivision By-law shall be valid for any period which does not exceed the construction time schedule specified in the subdivision agreement. No rock crusher for which a permit has been issued under this clause shall be located or used within sixty (60) metres of any building used for residential or institutional purposes; with the exception of fire stations, police stations, public works facilities, cemeteries, historic sites and monuments, and recreational trails where no rock crusher shall be located or used within three (3) metres of any property boundary.

- (f) Notwithstanding any other provision of this By-law, a temporary rock crusher accessory to construction in progress shall not be used to process material for export to another site nor to process material imported to the site.
- (g) A temporary rock crusher may be used as an accessory to demolition in progress to process demolished material for export to another site subject to disposal in accordance with the requirements of this By-law and the C&D Materials Recycling and Disposal License By-law.

I HEREBY CERTIFY that the amendment to the Land Use By-law for Eastern Shore (East), as set out above, was passed by a majority vote of the Regional Council of the Halifax Regional Municipality at a meeting held on the \_\_\_\_ day of \_\_\_\_\_, 2009

GIVEN under the hands of the Municipal Clerk and Under the Corporate Seal of the Halifax Regional Municipality this \_\_\_\_ day of \_\_\_\_\_, 2009

\_\_\_\_\_  
Julia Horncastle  
Acting Municipal Clerk

**Attachment N (Revised)**  
**Amendments to the Land Use By-law for Eastern Shore (West)**

BE IT ENACTED by the Regional Council of the Halifax Regional Municipality that the Eastern Shore (West) Land Use By-law, which was adopted by Halifax County Municipality on the 4<sup>th</sup> day of March, 1996, as amended, is hereby further amended as follows:

Amend Section 4.13 (Temporary Construction Use Permitted) by deleting the entire section and inserting a new section as follows:

“4.13            **TEMPORARY CONSTRUCTION USES PERMITTED**

- (a)    Nothing in this By-law shall prevent the use of land or the use or erection of a temporary building or structure which is necessary and accessory to construction in progress, such as a work camp or construction camp, mobile home, sales or rental office, tool or maintenance shed or scaffold, including a shipping container which serves as one of the foregoing, except as a mobile home, sales or rental offices, provided that a development permit has been issued.
- (b)    A rock crusher may be used at the site of a demolition of a structure or building, the site of construction of primary or secondary services pursuant to the Regional Subdivision By-law, or at the site of development permitted pursuant to this By-law, provided a development permit has been issued for such use.
- (c)    A development permit may only be issued for the temporary use of a rock crusher.
- (d)    A development permit issued for the use of a temporary rock crusher accessory to demolition of a structure or building pursuant to this By-law or a development pursuant to this By-law shall be valid for any period specified not exceeding sixty (60) days. A development permit issued under this clause may be renewed for a period not to exceed thirty (30) days at a time, if a development officer determines that an extension of the period is necessary. No rock crusher shall be located or used within three (3) metres of any property boundary.
- (e)    A development permit issued for the use of a temporary rock crusher accessory to the construction of primary or secondary services pursuant to the Regional Subdivision By-law shall be valid for any period which does not exceed the construction time schedule specified in the subdivision agreement. No rock crusher for which a permit has been issued under this clause shall be located or used within sixty (60) metres of any building used for residential or institutional purposes; with the exception of fire stations, police stations, public works facilities, cemeteries, historic sites and monuments, and recreational trails where no rock crusher shall be located or used within three (3) metres of any property boundary.

- (f) Notwithstanding any other provision of this By-law, a temporary rock crusher accessory to construction in progress shall not be used to process material for export to another site nor to process material imported to the site.
- (g) A temporary rock crusher may be used as an accessory to demolition in progress to process demolished material for export to another site subject to disposal in accordance with the requirements of this By-law and the C&D Materials Recycling and Disposal License By-law.

I HEREBY CERTIFY that the amendment to the Land Use By-law for Eastern Shore (West), as set out above, was passed by a majority vote of the Regional Council of the Halifax Regional Municipality at a meeting held on the \_\_\_\_ day of \_\_\_\_\_, 2009

GIVEN under the hands of the Municipal Clerk and Under the Corporate Seal of the Halifax Regional Municipality this \_\_\_\_ day of \_\_\_\_\_, 2009

---

Julia Horncastle  
Acting Municipal Clerk

**Attachment O (Revised)**  
**Amendments to the Land Use By-law for Musquodoboit Valley/Dutch Settlement**

BE IT ENACTED by the Regional Council of the Halifax Regional Municipality that the Musquodoboit Valley/Dutch Settlement Land Use By-law, which was adopted by Halifax County Municipality on the 19<sup>th</sup> day of February, 1996, as amended, is hereby further amended as follows:

Amend Section 4.14 (Temporary Construction Use Permitted) by deleting the entire section and inserting a new section as follows:

**“4.14 TEMPORARY CONSTRUCTION USES PERMITTED**

- (a) Nothing in this By-law shall prevent the use of land or the use or erection of a temporary building or structure which is necessary and accessory to construction in progress, such as a work camp or construction camp, mobile home, sales or rental office, tool or maintenance shed or scaffold, including a shipping container which serves as one of the foregoing, except as a mobile home, sales or rental offices, provided that a development permit has been issued.
- (b) A rock crusher may be used at the site of a demolition of a structure or building, the site of construction of primary or secondary services pursuant to the Regional Subdivision By-law, or at the site of development permitted pursuant to this By-law, provided a development permit has been issued for such use.
- (c) A development permit may only be issued for the temporary use of a rock crusher.
- (d) A development permit issued for the use of a temporary rock crusher accessory to demolition of a structure or building pursuant to this By-law or a development pursuant to this By-law shall be valid for any period specified not exceeding sixty (60) days. A development permit issued under this clause may be renewed for a period not to exceed thirty (30) days at a time, if a development officer determines that an extension of the period is necessary. No rock crusher shall be located or used within three (3) metres of any property boundary.
- (e) A development permit issued for the use of a temporary rock crusher accessory to the construction of primary or secondary services pursuant to the Regional Subdivision By-law shall be valid for any period which does not exceed the construction time schedule specified in the subdivision agreement. No rock crusher for which a permit has been issued under this clause shall be located or used within sixty (60) metres of any building used for residential or institutional purposes; with the exception of fire stations, police stations, public works facilities, cemeteries, historic sites and monuments, and recreational trails where no rock crusher shall be located or used within three (3) metres of any property

boundary.

- (f) Notwithstanding any other provision of this By-law, a temporary rock crusher accessory to construction in progress shall not be used to process material for export to another site nor to process material imported to the site.
- (g) A temporary rock crusher may be used as an accessory to demolition in progress to process demolished material for export to another site subject to disposal in accordance with the requirements of this By-law and the C&D Materials Recycling and Disposal License By-law.

I HEREBY CERTIFY that the amendment to the Land Use By-law for Musquodoboit Valley/Dutch Settlement, as set out above, was passed by a majority vote of the Regional Council of the Halifax Regional Municipality at a meeting held on the \_\_\_\_ day of \_\_\_\_\_, 2009

GIVEN under the hands of the Municipal Clerk and Under the Corporate Seal of the Halifax Regional Municipality this \_\_\_\_ day of \_\_\_\_\_, 2009

---

Julia Horncastle  
Acting Municipal Clerk



**Attachment P (Revised)**  
**Amendments to the Land Use By-law for Halifax Mainland**

BE IT ENACTED by the Regional Council of the Halifax Regional Municipality that the Halifax Mainland Land Use By-law, which was adopted City Council on March 30, 1978 and May 11, 1978, as amended, is hereby further amended as follows:

Insert a new Section 14V (Temporary Construction Use Permitted) immediately following Section 14U(e) as follows:

**“14V TEMPORARY CONSTRUCTION USES PERMITTED**

- (a) Nothing in this By-law shall prevent the use of land or the use or erection of a temporary building or structure which is necessary and accessory to construction in progress, such as a work camp or construction camp, mobile home, sales or rental office, tool or maintenance shed or scaffold, including a shipping container which serves as one of the foregoing, except as a mobile home, sales or rental offices, provided that a development permit has been issued.
- (b) A rock crusher may be used at the site of a demolition of a structure or building, the site of construction of primary or secondary services pursuant to the Regional Subdivision By-law, or at the site of development permitted pursuant to this By-law, provided a development permit has been issued for such use.
- (c) A development permit may only be issued for the temporary use of a rock crusher.
- (d) A development permit issued for the use of a temporary rock crusher accessory to demolition of a structure or building pursuant to this By-law or a development pursuant to this By-law shall be valid for any period specified not exceeding sixty (60) days. A development permit issued under this clause may be renewed for a period not to exceed thirty (30) days at a time, if a development officer determines that an extension of the period is necessary. No rock crusher shall be located or used within three (3) metres of any property boundary.
- (e) A development permit issued for the use of a temporary rock crusher accessory to the construction of primary or secondary services pursuant to the Regional Subdivision By-law shall be valid for any period which does not exceed the construction time schedule specified in the subdivision agreement. No rock crusher for which a permit has been issued under this clause shall be located or used within sixty (60) metres of any building used for residential or institutional purposes; with the exception of fire stations, police stations, public works facilities, cemeteries, historic sites and monuments, and recreational trails where no rock crusher shall be located or used within three (3) metres of any property

boundary.

- (f) Notwithstanding any other provision of this By-law, a temporary rock crusher accessory to construction in progress shall not be used to process material for export to another site nor to process material imported to the site.
- (g) A temporary rock crusher may be used as an accessory to demolition in progress to process demolished material for export to another site subject to disposal in accordance with the requirements of this By-law and the C&D Materials Recycling and Disposal License By-law.

I HEREBY CERTIFY that the amendment to the Land Use By-law for Halifax Mainland, as set out above, was passed by a majority vote of the Regional Council of the Halifax Regional Municipality at a meeting held on the \_\_\_\_ day of \_\_\_\_\_, 2009

GIVEN under the hands of the Municipal Clerk and Under the Corporate Seal of the Halifax Regional Municipality this \_\_\_\_ day of \_\_\_\_\_, 2009

---

Julia Horncastle  
Acting Municipal Clerk

**Attachment Q (Revised)**  
**Amendments to the Land Use By-law for Halifax Peninsula**

BE IT ENACTED by the Regional Council of the Halifax Regional Municipality that the Halifax Peninsula Land Use By-law, which was adopted by City Council on March 30, 1978, as amended, is hereby further amended as follows:

Insert a new Section 16M (Temporary Construction Use Permitted) immediately following Section 16L(e) as follows:

**“16M TEMPORARY CONSTRUCTION USES PERMITTED**

- (a) Nothing in this By-law shall prevent the use of land or the use or erection of a temporary building or structure which is necessary and accessory to construction in progress, such as a work camp or construction camp, mobile home, sales or rental office, tool or maintenance shed or scaffold, including a shipping container which serves as one of the foregoing, except as a mobile home, sales or rental offices, provided that a development permit has been issued.
- (b) A rock crusher may be used at the site of a demolition of a structure or building, the site of construction of primary or secondary services pursuant to the Regional Subdivision By-law, or at the site of development permitted pursuant to this By-law, provided a development permit has been issued for such use.
- (c) A development permit may only be issued for the temporary use of a rock crusher.
- (d) A development permit issued for the use of a temporary rock crusher accessory to demolition of a structure or building pursuant to this By-law or a development pursuant to this By-law shall be valid for any period specified not exceeding sixty (60) days. A development permit issued under this clause may be renewed for a period not to exceed thirty (30) days at a time, if a development officer determines that an extension of the period is necessary. No rock crusher shall be located or used within three (3) metres of any property boundary.
- (e) A development permit issued for the use of a temporary rock crusher accessory to the construction of primary or secondary services pursuant to the Regional Subdivision By-law shall be valid for any period which does not exceed the construction time schedule specified in the subdivision agreement. No rock crusher for which a permit has been issued under this clause shall be located or used within sixty (60) metres of any building used for residential or institutional purposes; with the exception of fire stations, police stations, public works facilities, cemeteries, historic sites and monuments, and recreational trails where no rock crusher shall be located or used within three (3) metres of any property

boundary.

- (f) Notwithstanding any other provision of this By-law, a temporary rock crusher accessory to construction in progress shall not be used to process material for export to another site nor to process material imported to the site.
- (g) A temporary rock crusher may be used as an accessory to demolition in progress to process demolished material for export to another site subject to disposal in accordance with the requirements of this By-law and the C&D Materials Recycling and Disposal License By-law.

I HEREBY CERTIFY that the amendment to the Land Use By-law for Halifax Peninsula, as set out above, was passed by a majority vote of the Regional Council of the Halifax Regional Municipality at a meeting held on the \_\_\_\_ day of \_\_\_\_\_, 2009

GIVEN under the hands of the Municipal Clerk and Under the Corporate Seal of the Halifax Regional Municipality this \_\_\_\_ day of \_\_\_\_\_, 2009

---

Julia Horncastle  
Acting Municipal Clerk

**Attachment R (Revised)**  
**Amendments to the Land Use By-law for Dartmouth**

BE IT ENACTED by the Regional Council of the Halifax Regional Municipality that the Dartmouth Land Use By-law, which was adopted by the former City of Dartmouth on the 25th day of July 1978, as amended, is hereby further amended as follows:

Amend Section 25 (Temporary Construction Use Permitted) by deleting the entire section and inserting a new section as follows:

**“25 TEMPORARY CONSTRUCTION USES PERMITTED**

- (a) Nothing in this By-law shall prevent the use of land or the use or erection of a temporary building or structure which is necessary and accessory to construction in progress, such as a work camp or construction camp, mobile home, sales or rental office, tool or maintenance shed or scaffold, including a shipping container which serves as one of the foregoing, except as a mobile home, sales or rental offices, provided that a development permit has been issued.
- (b) A rock crusher may be used at the site of a demolition of a structure or building, the site of construction of primary or secondary services pursuant to the Regional Subdivision By-law, or at the site of development permitted pursuant to this By-law, provided a development permit has been issued for such use.
- (c) A development permit may only be issued for the temporary use of a rock crusher.
- (d) A development permit issued for the use of a temporary rock crusher accessory to demolition of a structure or building pursuant to this By-law or a development pursuant to this By-law shall be valid for any period specified not exceeding sixty (60) days. A development permit issued under this clause may be renewed for a period not to exceed thirty (30) days at a time, if a development officer determines that an extension of the period is necessary. No rock crusher shall be located or used within three (3) metres of any property boundary.
- (e) A development permit issued for the use of a temporary rock crusher accessory to the construction of primary or secondary services pursuant to the Regional Subdivision By-law shall be valid for any period which does not exceed the construction time schedule specified in the subdivision agreement. No rock crusher for which a permit has been issued under this clause shall be located or used within sixty (60) metres of any building used for residential or institutional purposes; with the exception of fire stations, police stations, public works facilities, cemeteries, historic sites and monuments, and recreational trails where no rock crusher shall be located or used within three (3) metres of any property boundary.

- (f) Notwithstanding any other provision of this By-law, a temporary rock crusher accessory to construction in progress shall not be used to process material for export to another site nor to process material imported to the site.
- (g) A temporary rock crusher may be used as an accessory to demolition in progress to process demolished material for export to another site subject to disposal in accordance with the requirements of this By-law and the C&D Materials Recycling and Disposal License By-law.

I HEREBY CERTIFY that the amendment to the Land Use By-law for Dartmouth, as set out above, was passed by a majority vote of the Regional Council of the Halifax Regional Municipality at a meeting held on the \_\_\_\_ day of \_\_\_\_\_, 2009

GIVEN under the hands of the Municipal Clerk and Under the Corporate Seal of the Halifax Regional Municipality this \_\_\_\_ day of \_\_\_\_\_, 2009

---

Julia Horncastle  
Acting Municipal Clerk

**Attachment S (Revised)**  
**Amendments to the Land Use By-law for Downtown Dartmouth**

BE IT ENACTED by the Regional Council of the Halifax Regional Municipality that the Downtown Dartmouth Land Use By-law, which was adopted by the Halifax Regional Council on the 11<sup>th</sup> day of July, 2000, as amended, is hereby further amended as follows:

Amend Section 5(8) (Temporary Construction Use Permitted) by deleting the entire section and inserting a new section as follows:

**“5(8) TEMPORARY CONSTRUCTION USES PERMITTED**

- (a) Nothing in this By-law shall prevent the use of land or the use or erection of a temporary building or structure which is necessary and accessory to construction in progress, such as a work camp or construction camp, mobile home, sales or rental office, tool or maintenance shed or scaffold, including a shipping container which serves as one of the foregoing, except as a mobile home, sales or rental offices, provided that a development permit has been issued.
- (b) A rock crusher may be used at the site of a demolition of a structure or building, the site of construction of primary or secondary services pursuant to the Regional Subdivision By-law, or at the site of development permitted pursuant to this By-law, provided a development permit has been issued for such use.
- (c) A development permit may only be issued for the temporary use of a rock crusher.
- (d) A development permit issued for the use of a temporary rock crusher accessory to demolition of a structure or building pursuant to this By-law or a development pursuant to this By-law shall be valid for any period specified not exceeding sixty (60) days. A development permit issued under this clause may be renewed for a period not to exceed thirty (30) days at a time, if a development officer determines that an extension of the period is necessary. No rock crusher shall be located or used within three (3) metres of any property boundary.
- (e) A development permit issued for the use of a temporary rock crusher accessory to the construction of primary or secondary services pursuant to the Regional Subdivision By-law shall be valid for any period which does not exceed the construction time schedule specified in the subdivision agreement. No rock crusher for which a permit has been issued under this clause shall be located or used within sixty (60) metres of any building used for residential or institutional purposes; with the exception of fire stations, police stations, public works facilities, cemeteries, historic sites and monuments, and recreational trails where no rock crusher shall be located or used within three (3) metres of any property

boundary.

- (f) Notwithstanding any other provision of this By-law, a temporary rock crusher accessory to construction in progress shall not be used to process material for export to another site nor to process material imported to the site.
- (g) A temporary rock crusher may be used as an accessory to demolition in progress to process demolished material for export to another site subject to disposal in accordance with the requirements of this By-law and the C&D Materials Recycling and Disposal License By-law.

I HEREBY CERTIFY that the amendment to the Land Use By-law for Downtown Dartmouth, as set out above, was passed by a majority vote of the Regional Council of the Halifax Regional Municipality at a meeting held on the \_\_\_\_ day of \_\_\_\_\_, 2009

GIVEN under the hands of the Municipal Clerk and Under the Corporate Seal of the Halifax Regional Municipality this \_\_\_\_ day of \_\_\_\_\_, 2009

\_\_\_\_\_  
Julia Horncastle  
Acting Municipal Clerk



**Attachment T (Revised)**  
**Amendments to the Land Use By-law for Sackville Drive**

BE IT ENACTED by the Regional Council of the Halifax Regional Municipality that the Sackville Drive Land Use By-law, which was adopted by the Halifax Regional Municipality on the 7th day of May, 2002, as amended, is hereby further amended as follows:

Insert a new Section 15 (Temporary Construction Use Permitted) by deleting the entire section and inserting a new section as follows:

**“15 TEMPORARY CONSTRUCTION USES PERMITTED**

- (a) Nothing in this By-law shall prevent the use of land or the use or erection of a temporary building or structure which is necessary and accessory to construction in progress, such as a work camp or construction camp, mobile home, sales or rental office, tool or maintenance shed or scaffold, including a shipping container which serves as one of the foregoing, except as a mobile home, sales or rental offices, provided that a development permit has been issued.
- (b) A rock crusher may be used at the site of a demolition of a structure or building, the site of construction of primary or secondary services pursuant to the Regional Subdivision By-law, or at the site of development permitted pursuant to this By-law, provided a development permit has been issued for such use.
- (c) A development permit may only be issued for the temporary use of a rock crusher.
- (d) A development permit issued for the use of a temporary rock crusher accessory to demolition of a structure or building pursuant to this By-law or a development pursuant to this By-law shall be valid for any period specified not exceeding sixty (60) days. A development permit issued under this clause may be renewed for a period not to exceed thirty (30) days at a time, if a development officer determines that an extension of the period is necessary. No rock crusher shall be located or used within three (3) metres of any property boundary.
- (e) A development permit issued for the use of a temporary rock crusher accessory to the construction of primary or secondary services pursuant to the Regional Subdivision By-law shall be valid for any period which does not exceed the construction time schedule specified in the subdivision agreement. No rock crusher for which a permit has been issued under this clause shall be located or used within sixty (60) metres of any building used for residential or institutional purposes; with the exception of fire stations, police stations, public works facilities, cemeteries, historic sites and monuments, and recreational trails where no rock crusher shall be located or used within three (3) metres of any property boundary.

- (f) Notwithstanding any other provision of this By-law, a temporary rock crusher accessory to construction in progress shall not be used to process material for export to another site nor to process material imported to the site.
- (g) A temporary rock crusher may be used as an accessory to demolition in progress to process demolished material for export to another site subject to disposal in accordance with the requirements of this By-law and the C&D Materials Recycling and Disposal License By-law.

I HEREBY CERTIFY that the amendment to the Land Use By-law for Sackville Drive, as set out above, was passed by a majority vote of the Regional Council of the Halifax Regional Municipality at a meeting held on the \_\_\_\_ day of \_\_\_\_\_, 2009

GIVEN under the hands of the Municipal Clerk and Under the Corporate Seal of the Halifax Regional Municipality this \_\_\_\_ day of \_\_\_\_\_, 2009

---

Julia Horncastle  
Acting Municipal Clerk

**Attachment U (Revised)**  
**Amendments to the Land Use By-law for Planning Districts 14 and 17**

BE IT ENACTED by the Regional Council of the Halifax Regional Municipality that the Land Use By-law for Planning Districts 14 and 17, which was adopted by the former Halifax County Municipality on the 2<sup>nd</sup> day of May, 1989, as amended, is hereby further amended as follows:

Insert a new Section 4.12 (Temporary Construction Use Permitted) by deleting the entire section and inserting a new section as follows:

**“4.12 TEMPORARY CONSTRUCTION USES PERMITTED**

- (a) Nothing in this By-law shall prevent the use of land or the use or erection of a temporary building or structure which is necessary and accessory to construction in progress, such as a work camp or construction camp, mobile home, sales or rental office, tool or maintenance shed or scaffold, including a shipping container which serves as one of the foregoing, except as a mobile home, sales or rental offices, provided that a development permit has been issued.
- (b) A rock crusher may be used at the site of a demolition of a structure or building, the site of construction of primary or secondary services pursuant to the Regional Subdivision By-law, or at the site of development permitted pursuant to this By-law, provided a development permit has been issued for such use.
- (c) A development permit may only be issued for the temporary use of a rock crusher.
- (d) A development permit issued for the use of a temporary rock crusher accessory to demolition of a structure or building pursuant to this By-law or a development pursuant to this By-law shall be valid for any period specified not exceeding sixty (60) days. A development permit issued under this clause may be renewed for a period not to exceed thirty (30) days at a time, if a development officer determines that an extension of the period is necessary. No rock crusher shall be located or used within three (3) metres of any property boundary.
- (e) A development permit issued for the use of a temporary rock crusher accessory to the construction of primary or secondary services pursuant to the Regional Subdivision By-law shall be valid for any period which does not exceed the construction time schedule specified in the subdivision agreement. No rock crusher for which a permit has been issued under this clause shall be located or used within sixty (60) metres of any building used for residential or institutional purposes; with the exception of fire stations, police stations, public works facilities, cemeteries, historic sites and monuments, and recreational trails where no rock crusher shall be located or used within three (3) metres of any property boundary.

- (f) Notwithstanding any other provision of this By-law, a temporary rock crusher accessory to construction in progress shall not be used to process material for export to another site nor to process material imported to the site.
- (g) A temporary rock crusher may be used as an accessory to demolition in progress to process demolished material for export to another site subject to disposal in accordance with the requirements of this By-law and the C&D Materials Recycling and Disposal License By-law.

I HEREBY CERTIFY that the amendment to the Land Use By-law for Planning Districts 14 & 17, as set out above, was passed by a majority vote of the Regional Council of the Halifax Regional Municipality at a meeting held on the \_\_\_\_ day of \_\_\_\_\_, 2009

GIVEN under the hands of the Municipal Clerk and Under the Corporate Seal of the Halifax Regional Municipality this \_\_\_\_ day of \_\_\_\_\_, 2009

---

Julia Horncastle  
Acting Municipal Clerk