



P.O. Box 1749
Halifax, Nova Scotia
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Item No. 5
Halifax Regional Council
December 6, 2011

TO: Mayor Kelly and Members of Halifax Regional Council

Original Signed by Director

SUBMITTED BY: _____
ME Donovan, Director, Legal Services & Risk Management

DATE: November 16, 2011

SUBJECT: Status of By-law Prosecutions – June 1, 2011 – June 30, 2011

INFORMATION REPORT

ORIGIN

Legal Services – Municipal Prosecutions

BACKGROUND/DISCUSSION

This report identifies only those currently active cases where court appearances occurred between June 1, 2011 and June 30, 2011.

BUDGET IMPLICATIONS

There are no budget implications.

FINANCIAL MANAGEMENT POLICIES/BUSINESS PLAN

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

COMMUNITY ENGAGEMENT

N/A

ATTACHMENTS

Status of By-law Prosecutions between June 1, 2011 and June 30, 2011

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

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

Nov 16/201

Page 1 of 5

Court Appearance	Address	Owner/Defendant	Violation	Status
Trial Jun 1/2011 9402 HALIFAX PROVINCIAL COURT	53 OLIVE DR BEDFORD	CATHERINE BARTEAUX	BY-LAW A-300 RESPECTING ANIMALS - OWNING DOG THAT RUNS AT LARGE	CHANGE OF PLEA - FINE \$150.00
Trial Jun 2/2011 9261 DARTMOUTH PROVINCIAL COURT	14 GREENBANK CRT DARTMOUTH	TRENT P. DAVIS	BY-LAW N-200 RESPECTING NOISE - ENGAGING IN ACTIVITY THAT UNREASONABLY DISTURBS THE NEIGHBOURHOOD	IN ABSENCE CONVICTION - FINE \$455.21
Arraignment Jun 2/2011 13083 DARTMOUTH PROVINCIAL COURT	273 TUCKER LAKE RD BEAVER BANK	SUPERIOR POWER PRODUCTS LTD/R. BOZIN Agent: SHERRY S. BOZIN	LAND USE BY-LAW FOR BEAVER BANK, HAMMONDS PLAINS AND UPPER SACKVILLE - ALLOW A BUSINESS TO OPERATE WITHOUT OBTAINING A DEVELOPMENT PERMIT	Adj. Arraignment: Sep 15/2011 DARTMOUTH PROVINCIAL COURT
Arraignment Jun 2/2011 13075 DARTMOUTH PROVINCIAL COURT	2579 SACKVILLE DR SACKVILLE	DAVID BOULTON	LAND USE BY-LAW FOR BEAVER BANK, HAMMONDS PLAINS AND UPPER SACKVILLE - ALLOW A BUSINESS TO OPERATE WITHOUT OBTAINING A DEVELOPMENT PERMIT; OPERATE OR ALLOW TO OPERATE A SAWMILL OR OTHER INDUSTRIAL MILL RELATED TO FORESTRY LESS THAN THREE HUNDRED FEET FROM A DWELLING; - PLACE A SIGN THAT DOES NOT HAVE A VALID LICENSE.	CHARGES STAYED
Arraignment Jun 2/2011 13077 DARTMOUTH PROVINCIAL COURT	900 COLE HARBOUR RD COLE HARBOUR	TANIOS FARID ABIDAOU	BY-LAW T-108 RESPECTING THE REGULATION OF TAXIS & LIMOUSINES - OPERATING OR PERMITTING TO BE OPERATED A TAXI WITHOUT VALID TAXI OWNER'S LICENSE DISPLAYED AS REQUIRED	Trial: Mar 28/2012@1:30 DARTMOUTH PROVINCIAL COURT
Arraignment Jun 2/2011 13078 DARTMOUTH PROVINCIAL COURT	900 COLE HARBOUR RD COLE HARBOUR	JOE A. EDDO	BY-LAW T-108 RESPECTING THE REGULATION OF TAXIS & LIMOUSINES - OPERATING OR PERMITTING TO BE OPERATED A TAXI WITHOUT VALID TAXI OWNER'S LICENSE DISPLAYED AS REQUIRED	Trial: Apr 2/2012@9:30 DARTMOUTH PROVINCIAL COURT
Arraignment Jun 2/2011 13079 DARTMOUTH PROVINCIAL COURT	69 RENFREW ST DARTMOUTH	RONALD FRANCIS AUBE	BY-LAW T-108 RESPECTING THE REGULATION OF TAXIS & LIMOUSINES - OPERATING TAXI OR LIMOUSINE IN VIOLATION OF ZONE RESTRICTIONS	IN ABSENCE CONVICTION - FINE \$127.46

Nov 16/201

Page 2 of 5

Court Appearance	Address	Owner/Defendant	Violation	Status
Arrestment 13417 Jun 2/2011 DARTMOUTH PROVINCIAL COURT	4 LAKEFRONT RD DARTMOUTH	TANIOS FARID ABIDAOU	BY-LAW T-108 RESPECTING THE REGULATION OF TAXIS & LIMOUSINES - OPERATING TAXI OR LIMOUSINE IN VIOLATION OF ZONE RESTRICTIONS	Trial: Mar 28/2012@1:30 DARTMOUTH PROVINCIAL COURT
Arrestment 13092 Jun 2/2011 DARTMOUTH PROVINCIAL COURT	5-28 PRIMROSE ST DARTMOUTH	SHACOYIA C. LOPPIE	BY-LAW N-200 RESPECTING NOISE - ENGAGING IN ACTIVITY THAT UNREASONABLY DISTURBS THE NEIGHBOURHOOD	IN ABSENCE CONVICTION - FINE \$455.21
Arrestment 9092 Jun 3/2011 DARTMOUTH PROVINCIAL COURT	2 QUEENS RD LAWRENCETOWN	KAREN LOUISE METCALFE	LAND USE BY-LAW FOR LAWRENCETOWN - ALLOW A BUSINESS (KENNEL) TO OPERATE IN A R-1 RESIDENTIAL ZONE; - ALLOW A BUSINESS (CONSTRUCTION COMPANY) TO OPERATE IN A R-1 RESIDENTIAL ZONE; - ALLOW THE OBNOXIOUS USE OF A PROPERTY.	WITHDRAWN - STATUTORY DECLARATION FILED WITH THE COURT
Trial 9185 Jun 3/2011 DARTMOUTH PROVINCIAL COURT	4 HILLVIEW DR DARTMOUTH	DARRELL C. GERARD	BY-LAW N-200 RESPECTING NOISE - ENGAGING IN ACTIVITY THAT UNREASONABLY DISTURBS THE NEIGHBOURHOOD	IN ABSENCE CONVICTION - FINE \$452.00
Trial 9194 Jun 7/2011 DARTMOUTH PROVINCIAL COURT	65 CALDWELL RD DARTMOUTH	LEONIDAS & DEBORAH TSALTAS	LAND USE BY-LAW FOR COLE HARBOUR/ WESTPHAL - ALLOW THE KEEPING OF LIVESTOCK IN A R-1 ZONE; - ALLOW A STRUCTURE TO BE USED FOR THE KEEPING OF LIVESTOCK IN A R-1 ZONE; - ALLOW THE OBNOXIOUS USE OF A PROPERTY IN A R-1 ZONE.	Adj. Trial: Sep 27/2011 DARTMOUTH PROVINCIAL COURT
Arrestment 9383 Jun 8/2011 HALIFAX PROVINCIAL COURT	5688 SPRING GARDEN RD HALIFAX	GREMAR INVESTMENTS LIMITED, ET AL. Agent: GREGORY ARAB	BY-LAW B-201 RESPECTING BUILDING - FAIL TO CLEAN UP THE PROPERTY AND REMOVE ALL DEBRIS OR OTHER MATERIAL; BUILDING CODE ACT - FAIL TO COMPLY WITH AN ORDER.	Adj. Arrestment: Sep 20/2011 HALIFAX PROVINCIAL COURT
Trial 9403 Jun 8/2011 HALIFAX PROVINCIAL COURT	1248 BEDFORD HWY BEDFORD	ANDREA H. PIERCEY	BY-LAW N-200 RESPECTING NOISE - ENGAGING IN ACTIVITY THAT UNREASONABLY DISTURBS THE NEIGHBOURHOOD	WITHDRAWN

Nov 16/201

Page 3 of 5

Court Appearance	Address	Owner/Defendant	Violation	Status
Arrestment 13418 Jun 13/2011 DARTMOUTH PROVINCIAL COURT	5839 CUNARD ST HALIFAX	NOVACORP PROPERTIES LTD. Agent: DEXTER DAVID PELLEY	FIRE SAFETY ACT - FAIL TO COMPLY WITH NATIONAL FIRE CODE ANNUAL REPORTS NOT SUBMITTED AS REQUIRED; - FAIL TO COMPLY WITH ORDER MADE BY FIRE SAFETY ACT.	Trial: Apr 17/2012@1:30 DARTMOUTH PROVINCIAL COURT
Arrestment 13102 Jun 14/2011 HALIFAX PROVINCIAL COURT	1520 ROBIE ST HALIFAX	DEREK KRISCHAN STOTZ	BY-LAW N-200 RESPECTING NOISE - ENGAGING IN ACTIVITY THAT UNREASONABLY DISTURBS THE NEIGHBOURHOOD	WITHDRAWN
Arrestment 13157 Jun 14/2011 HALIFAX PROVINCIAL COURT	6259 15 COBURG RD HALIFAX	PATRICK THOMAS SHEA	BY-LAW N-200 RESPECTING NOISE - ENGAGING IN ACTIVITY THAT UNREASONABLY DISTURBS THE NEIGHBOURHOOD	WITHDRAWN
Trial 13034 Jun 15/2011 HALIFAX PROVINCIAL COURT	6220 CHEBUCTO RD HALIFAX	DEXTER MERRILL ASPINALL	BY-LAW N-200 RESPECTING NOISE - ENGAGING IN ACTIVITY THAT UNREASONABLY DISTURBS THE NEIGHBOURHOOD	CHANGE OF PLEA - FINE \$300.00
Arrestment 13163 Jun 16/2011 DARTMOUTH PROVINCIAL COURT	SOBEY'S ON TACOMA DR DARTMOUTH	KARIM ISHAC KAFROUNY	BY-LAW T-108 RESPECTING THE REGULATION OF TAXIS & LIMOUSINES - OPERATING TAXI OR LIMOUSINE IN VIOLATION OF ZONE RESTRICTIONS	Trial: Apr 4/2012@9:30 DARTMOUTH PROVINCIAL COURT
Trial 9050 Jun 20/2011 HALIFAX PROVINCIAL COURT	8 HILLWOOD CRES HALIFAX	ROBERT A. MUNROE	BY-LAW N-200 RESPECTING NOISE - ENGAGING IN ACTIVITY THAT UNREASONABLY DISTURBS THE NEIGHBOURHOOD	Adj. Trial: Aug 29/2011 HALIFAX PROVINCIAL COURT
Arrestment 13189 Jun 21/2011 HALIFAX PROVINCIAL COURT	2313 GOTTINGEN ST HALIFAX	RACQUEL SIMMONDS	BY-LAW N-200 RESPECTING NOISE - ENGAGING IN ACTIVITY THAT UNREASONABLY DISTURBS THE NEIGHBOURHOOD	WITHDRAWN
Arrestment 13154 Jun 21/2011 HALIFAX PROVINCIAL COURT	1579 VERNON ST HALIFAX	NICOLE C. HALLIDAY	BY-LAW N-200 RESPECTING NOISE - ENGAGING IN ACTIVITY THAT UNREASONABLY DISTURBS THE NEIGHBOURHOOD	Adj. Arrestment: Jul 26/2011 HALIFAX PROVINCIAL COURT

Nov 16/201

Page 4 of 5

Court Appearance	Address	Owner/Defendant	Violation	Status
Arraignment 9226 Jun 21/2011 HALIFAX PROVINCIAL COURT	2116 GOTTINGEN ST HALIFAX	3173399 NS LIMITED/DAVID GRAHAM Agent: ERIN O'BRIEN EDMONDS	BUILDING CODE ACT - DID NOT OBEY AN ORDER TO STOP WORK ON THE BUILDING - 3 COUNTS; -DID CONSTRUCT A BUILDING WITHOUT A BUILDING PERMIT.	CHARGE #1 - CORPORATION - CHANGE OF PLEA - FINE \$30,000.00 CHARGE #2 - WITHDRAWN
Arraignment 9363 Jun 21/2011 HALIFAX PROVINCIAL COURT	153 OLD SAMBRO RD HALIFAX	AMANDA E. PELRINE	BUILDING CODE ACT - DID OCCUPY A BUILDING WITHOUT A PERMIT - DID NOT OBEY AN ORDER.	Adj. Arraignment: Aug 4/2011 HALIFAX PROVINCIAL COURT
Trial 13032 Jun 22/2011 HALIFAX PROVINCIAL COURT	6220 CHEBUCTO RD HALIFAX	JOSHUA JONES BLACK	BY-LAW N-200 RESPECTING NOISE - ENGAGING IN ACTIVITY THAT UNREASONABLY DISTURBS THE NEIGHBOURHOOD	WITHDRAWN
Trial 13022 Jun 22/2011 HALIFAX PROVINCIAL COURT	4-22 EVANS AVE HALIFAX	LAUREN OLIVIA DIAMOND	BY-LAW N-200 RESPECTING NOISE - ENGAGING IN ACTIVITY THAT UNREASONABLY DISTURBS THE NEIGHBOURHOOD	WITHDRAWN
Trial 13031 Jun 24/2011 HALIFAX PROVINCIAL COURT	6220 CHEBUCTO RD HALIFAX	SIMONE EMILY DOUCET	BY-LAW N-200 RESPECTING NOISE - ENGAGING IN ACTIVITY THAT UNREASONABLY DISTURBS THE NEIGHBOURHOOD	Adj. Trial: Jul 12/2011 HALIFAX PROVINCIAL COURT
Trial 13012 Jun 24/2011 HALIFAX PROVINCIAL COURT	1477 SOUTH PARK ST HALIFAX	ALIREZA A. ROSHANIMEYDAN	BY-LAW T-108 RESPECTING THE REGULATION OF TAXIS AND LIMOUSINES - VIOLATING REGULATION RESPECTING USE OF COMMON STANDS	IN ABSENCE CONVICTION - FINE \$127.46
Arraignment 13181 Jun 24/2011 HALIFAX PROVINCIAL COURT	203-10 VIMY AVE HALIFAX	KATRINA ASHLEY SCHMIDT	BY-LAW N-200 RESPECTING NOISE - ENGAGING IN ACTIVITY THAT UNREASONABLY DISTURBS THE NEIGHBOURHOOD	Trial: Oct 13/2011@1:30 HALIFAX PROVINCIAL COURT

Nov 16/201

Page 5 of 5

Court Appearance	Address	Owner/Defendant	Violation	Status
Trial Jun 27/2011 13030 HALIFAX PROVINCIAL COURT	6220 CHEBUCTO RD HALIFAX	NICHOLAS RONALD MACKENZIE	BY-LAW N-200 RESPECTING NOISE - ENGAGING IN ACTIVITY THAT UNREASONABLY DISTURBS THE NEIGHBOURHOOD	CHANGE OF PLEA - FINE \$100.00
Arraignment Jun 28/2011 13010 HALIFAX PROVINCIAL COURT	6080 COMPTON AVE HALIFAX	WENDY ELIZABETH ADAMS	LAND USE BY-LAW FOR HALIFAX PENINSULA - ALLOW MORE DWELLING UNITS THAN PERMITTED IN AN R-2 ZONE	CHANGE OF PLEA - FINE \$2,000.00
Arraignment Jun 28/2011 13184 HALIFAX PROVINCIAL COURT	9774 PEGGYS COVE RD HACKETTS COVE	CHRISTINA PAMELA ANN ASKEW	BY-LAW A-300 RESPECTING ANIMALS - OWNING UNLICENSED DOG	Trial: Oct 7/2011@9:00 HALIFAX PROVINCIAL COURT
Trial Jun 29/2011 13035 HALIFAX PROVINCIAL COURT	B-6304 JENNINGS ST HALIFAX	NOAH MANSFIELD GREISS	BY-LAW N-200 RESPECTING NOISE - ENGAGING IN ACTIVITY THAT UNREASONABLY DISTURBS THE NEIGHBOURHOOD	IN ABSENCE CONVICTION - FINE \$455.21
Arraignment Jun 29/2011 13185 HALIFAX PROVINCIAL COURT	2031 CREIGHTON ST HALIFAX	TOMASZ LEWANDOWSKI	BY-LAW N-200 RESPECTING NOISE - ENGAGING IN ACTIVITY THAT UNREASONABLY DISTURBS THE NEIGHBOURHOOD	Trial: Oct 13/2011@7:00 HALIFAX PROVINCIAL COURT
Trial Jun 30/2011 13036 HALIFAX PROVINCIAL COURT	6220 CHEBUCTO RD HALIFAX	AMBER MORGAN GREEN	BY-LAW N-200 RESPECTING NOISE - ENGAGING IN ACTIVITY THAT UNREASONABLY DISTURBS THE NEIGHBOURHOOD	WITHDRAWN