



P.O. Box 1749  
Halifax, Nova Scotia  
B3J 3A5 Canada

**Item No. 5**  
**Halifax Regional Council**  
**September 11, 2012**

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

Original Signed by Director

**SUBMITTED BY:** \_\_\_\_\_  
Marian Tyson, Acting Director, Legal Services & Risk Management

**DATE:** August 9, 2012

**SUBJECT:** Status of By-law Prosecutions – April 1, 2012 – April 30, 2012

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### **INFORMATION REPORT**

#### **ORIGIN**

Legal Services – Municipal Prosecutions

#### **BACKGROUND**

This report identifies only those currently active cases where court appearances occurred between April 1, 2012 and April 30, 2012.

## **DISCUSSION**

### **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 April 1, 2012 and April 30, 2012

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

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

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## Legal Services Status of By-law Prosecution

Selected by: Court Appearance Date Between 01-Apr-2012 and 30-Apr-2012

Sorted by: Court appearance date

As of: Aug 9/2012

File#	Court Appearance	Location of Offence	Outcome	Fine
	Charge	Owner/Defendant	Comments	
13078	Trial Dartmouth Provincial Court 02-Apr-2012	900 Cole Harbour Rd., Dart.	Acquitted	
	- Operating or permitting to be operated a taxi without valid taxi owner's license displayed as required	Joe A. Eddo		
13235	Trial Dartmouth Provincial Court 02-Apr-2012	46 Sprucevale Dr., Timberlea	In Absence Conviction	\$340.21
	- Owning unlicensed dog	Barret Ayres		
13198	Adjourned Trial Halifax Provincial Court 03-Apr-2012	5687 Spring Garden Rd., Hfx.	Convicted	\$117.46
	- Operating or permitting to be operated a taxi without valid taxi owner's license displayed as required	Alireza A. Roshanimeydan		
13773	Hearing to set Trial Date Halifax Provincial Court 03-Apr-2012	5463 Heron Walk, Hfx.	Change of Plea	\$100.00
	Trial Halifax Provincial Court 20-Apr-2012			
	- Allowing animal to make noise excessively	Isabel Marin Reyes		
13774	Hearing to set Trial Date Halifax Provincial Court 03-Apr-2012	Herring Cove Rd., Hfx.	Trial	06-Jun-2012
	- Owning dog that runs at large	Larry James Gould		
13775	Hearing to set Trial Date Halifax Provincial Court 03-Apr-2012	6441 Edgewood Ave., Hfx.	Trial	14-Jun-2012
	- Failing to observe and obey posted signs in park	Karen March		
9282	Sentencing Halifax Provincial Court 03-Apr-2012	1225 Bedford Hwy., Bedford	Change of Plea	\$400.00
	- Construct without first obtaining a building permit; - Fail to comply with an order; - Occupy a building without first obtaining an occupancy permit.	Camran Khandan Suong Pham	Camran Khandan - Charge #1 & #3 - Change of Plea Charge #2 - Withdrawn Suong Pham - Charges Stayed	

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	Charge	Owner/Defendant	Comments	
13163	<b>Trial</b> 04-Apr-2012 Dartmouth Provincial Court	Sobey's Store on Tacoma Dr., Dart.	Convicted	\$127.46
	- Operating taxi or limousine in violation of zone restrictions	Karim Ishac Kafrouny		
13092	<b>Application</b> 05-Apr-2012 Dartmouth Provincial Court	5-28 Primrose St., Dart., NS	Trial	28-Nov-2012
	Engaging in activity that unreasonably disturbs the neighbourhood	Shacoyia C. Loppie		
13339	<b>Application</b> 05-Apr-2012 Dartmouth Provincial Court	68 Lakefront Rd., Dart.	Change of Plea	\$127.46
	<b>Trial</b> 25-Apr-2012 Dartmouth Provincial Court			
	- Operating or permitting to be operated a taxi without valid taxi owner's license displayed as required. - Operating taxi or limousine in violation of zone restrictions.	Stephen Michael Meade	Charge #1 - Change of Plea Charge #2 - Withdrawn	
13602	<b>Hearing to set Trial Date</b> 05-Apr-2012 Dartmouth Provincial Court	David Dr., Lawrencetown	Application	21-Jun-2012
	- Owning dog that runs at large	Rob Biddulph		
13751	<b>Hearing to set Trial Date</b> 10-Apr-2012 Halifax Provincial Court	1A-1929 Connaught Ave., Hfx.	Trial	06-Jun-2012
	- Engaging in activity that unreasonably disturbs the neighbourhood	Joshua Marpa Jackman		
13793	<b>Hearing to set Trial Date</b> 10-Apr-2012 Halifax Provincial Court	1A-1929 Connaught Ave., Hfx.	Trial	06-Jun-2012
	- Engaging in activity that unreasonably disturbs the neighbourhood	Keelan Greenwood Hallett		
13521	<b>Trial</b> 11-Apr-2012 Halifax Provincial Court	6 and 11 Arvida Ave., Hfx.	Change of Plea	\$100.00
	- Owning dog that runs at large; - Owning dog that attacks person or animal.	Lynn Conrad	Charge #1 - Change of plea Charge #2 - Withdrawn	

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	Charge	Owner/Defendant	Comments	
13522	Trial Halifax Provincial Court	5429 Duffus St., Hfx.	Convicted	\$200.00
	- Engaging in activity that unreasonably disturbs the neighbourhood	Kandice D'Wolfe		
13523	Trial Halifax Provincial Court	2590 Oxford St., Hfx.	Adjourned Trial	24-Oct-2012
	- Engaging in activity that unreasonably disturbs the neighbourhood	Thomas Fralic		
13749	Hearing to set Trial Date Dartmouth Provincial Court	1109 Fall River Rd., Fall River	Trial	26-Sep-2012
	- Owning dog that runs at large	Cara Acker		
13665	Trial Halifax Provincial Court	948 South Bland St., Hfx.	Withdrawal	
	- Engaging in activity that unreasonably disturbs the neighbourhood	The Halifax Curling Club		
13418	Trial Dartmouth Provincial Court	5839 Cunard St., Hfx.	Change of Plea	\$685.21
	- Fail to comply with National Fire Code: annual reports not submitted as required; - Fail to comply with order.	Novacorp Properties Ltd.	- First charge - Withdrawn; - Second charge - Change of plea	
13557	Trial Dartmouth Provincial Court	Theresa Crt., Lake Echo	Withdrawal	
	- Owning dog that runs at large	Garry Thompson		
13863	Hearing to set Trial Date Halifax Provincial Court	15 Nousha Ct., Hammonds Plains	Trial	09-Aug-2012
	- Owning dog that runs at large; - Owning dog that attacks person or animal; - Failure to comply with notice to muzzle dog.	Gabriel Sandu Voicu		

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13083	Pre-Trial Conference Dartmouth Provincial Court	273 Tucker Lake Rd., Beaver Bank	Change of Plea	\$3,000.00
	19-Apr-2012 Allow a business to operate without obtaining a development permit	Robert Peter Bozin SPPL - Superior Power Products Limited Sherry Suzanne Jean McKend	Superior Power Products Ltd. - Change of Plea Robert Bozin - Withdrawn Sherry McKend - Withdrawn	
13725	Trial Halifax Provincial Court	1535 Lemarchant St., Hfx.	Withdrawal	
	19-Apr-2012 - Engaging in activity that unreasonably disturbs the neighbourhood	Jessica Irene Fairlie		
13726	Trial Halifax Provincial Court	1960 Oxford St., Hfx.	In Absence Conviction	\$455.21
	19-Apr-2012 - Engaging in activity that unreasonably disturbs the neighbourhood	Alexander Arthur		
13727	Trial Halifax Provincial Court	1960 Oxford St., Hfx.	In Absence Conviction	\$455.21
	19-Apr-2012 - Engaging in activity that unreasonably disturbs the neighbourhood	Abdulrahman K. Alkhedairy		
13728	Trial Halifax Provincial Court	1960 Oxford St., Hfx.	In Absence Conviction	\$455.21
	19-Apr-2012 - Engaging in activity that unreasonably disturbs the neighbourhood	Stephen Lopez	July 17/12 - In Absence Conviction Withdrawn	
13729	Trial Halifax Provincial Court	1960 Oxford St., Hfx.	In Absence Conviction	\$455.21
	19-Apr-2012 - Engaging in activity that unreasonably disturbs the neighbourhood	Reginald Wilson		
09385	Hearing to set Trial Date Halifax Provincial Court	6208-6210 Duncan St., Hfx.	Sentencing	06-Sep-2012
	23-Apr-2012 - Allow more dwelling units than permitted in a R-2 zone	Gary Houston Warnica Grace Darlene Warnica		

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13245	Application Halifax Provincial Court 24-Apr-2012	2692 Belle Aire Terr., Hfx.	Change of Plea	\$4,000.00
	- Allow development to wit: a third dwelling unit in a R-2 Zone without obtaining a development permit	Thomas William Arsenault, Jr. Thomas William Arsenault, Sr.	Thomas Arsenault, Sr - Change of Plea Thomas Arsenault, JR - Charges Withdrawn	
13699	Election / Plea Halifax Provincial Court 24-Apr-2012	142 Ketch Harbour Rd., Herring Cove	Hearing to set Trial Date	08-May-2012
	- Allow a building for which a development permit had not been issued; - Allow a home occupation to operate without it being wholly contained within the dwelling; - Allow open storage.	Trevor Gibson		
13862	Hearing to set Trial Date Halifax Provincial Court 24-Apr-2012	Halifax International Airport	Trial	08-Aug-2012
	- Owner of taxi permitting person without valid taxi driver's license to operate taxi for hire	Mohammed Ibrahim Al-Tawil		
13462	Trial Dartmouth Provincial Court 25-Apr-2012	112 Arklow Dr., Dart. B2W 4E4	Withdrawal	
	- Discharging into stormwater system matter (fire place ashes) that causes a health or safety hazard	George E. Cromwell		
13463	Trial Dartmouth Provincial Court 25-Apr-2012	Robert Dr., Fall River	Convicted	\$340.21
	- Owning dog that runs at large	Ernest Bigney		
13798	Arraignment Halifax Provincial Court 26-Apr-2012	Nordic Cres., Lower Sackville	Adjourned Arraignment	31-May-2012
	- Owning dog that runs at large; - Owning dog that attacks person or animal.	Liam Winters		
13662	Trial Halifax Provincial Court 27-Apr-2012	64 Feruz Cres., Hfx.	Withdrawal	
	- Owning dog that runs at large	Donnie N. Downs		

**Legal Services**  
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	<b>Charge</b>	<b>Owner/Defendant</b>	<b>Comments</b>	
<b>14071</b>	<b>Hearing to set Trial Date</b> 27-Apr-2012 Dartmouth Provincial Court	305 Cole Rd., Meaghers Grant	Trial	19-Dec-2012
	- Failing to immediately remove defecation	Yvonne Hudson		
<b>13447</b>	<b>Arraignment</b> 30-Apr-2012 Dartmouth Provincial Court	Laura Ct., Fall River	Arraignment	19-Jul-2012
	- Owning dog that runs at large - 7 Counts; - Owning unlicensed dog - 1 Count.	Joey Lynk	April 30/12 - Did not appear - warrant issued;	

**Total # of Case Files: 37**