
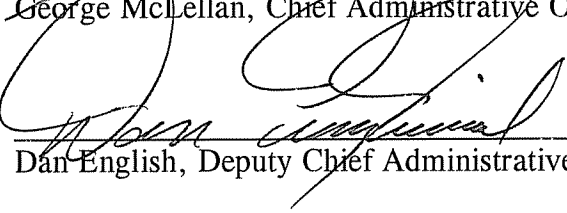


Halifax Regional Council
March 26, 2002
6:00 p.m.

TO: Mayor Kelly and Members of Regional Council

SUBMITTED BY:


George McLellan, Chief Administrative Officer


Dan English, Deputy Chief Administrative Officer

DATE 13 March 2002

SUBJECT By-law R-105 - Repeal of Redundant By-laws

ORIGIN

Review of By-Laws by the By-Law Rationalization Committee

RECOMMENDATION:

It Is Recommended that Regional Council approve First Reading of By-law R-105 attached as Appendix "A" to this staff report.

BACKGROUND/DISCUSSION:

The By-Law Rationalization Review Committee has identified the following By-laws as being redundant and recommends them for repeal:

Halifax Regional Municipality By-law:

N-100 Re Noise - This Bylaw was a one time only by-law dealing with the construction of the third lane on the MacDonald Bridge and with the completion of that project is no longer needed.

Former City of Halifax Ordinances:

34 Re Curfew - This By-law is contrary to the Charter of Rights and Freedoms being an unreasonable violation of the rights respecting discrimination based on age and therefore is unenforceable.

37 Re Fire Crackers - This By-law is redundant in that it deals with a subject matter which is now regulated by the Fireworks Act.

55 Re Tag Days - This By-law has not been utilized in many years since the popularity of tag days has diminished in relation to other forms of fund raising.

101 Re Corporate Seal, Armorial Achievement and Flag - This By-law has been replaced by Administrative Order 19.

Former City of Dartmouth By-laws

A-400 Re Armorial Achievement - This By-law has been replaced by Administrative Order 19.

C-200 Re Circus Owners and Operators - The matters covered in this By-law now come under the Fire Regulations.

C-400 Re Community Planning and Development Control - This By-law has been superceded by the new Corporate Structure.

F-400 Re Flag - This By-law has been replaced by Administrative Order 19.

L-300 Re Licensing - This By-law has been superceded by the new Corporate Structure.

P-700 Re Pesticides - This By-law was replaced by HRM By-law P-800.

T-101 Re Repeal of Tag Day By-law T-100 - Redundant.

Former Town of Bedford By-laws

15104 Re Tax Deed Fees - This By-law was replaced by HRM By-law T-500.

22401 Re Bonfires - This By-law was replaced by HRM By-law O-101.

Economic Development Commission By-law - This organization no longer exists.

Former Halifax County Municipality By-laws

17 Re Municipal Parking - The subject matter of this By-law is now covered by the Protection of Property Act and signage posted pursuant to that legislation.

32 Re Ocean View Manor - This organization no longer exists.

54 Re Curfew - This By-law is contrary to the Charter of Rights and Freedoms being an unreasonable violation of the rights respecting discrimination based on age and therefore is unenforceable.

59 Re Cole Harbour Place Board - This organization no longer exists.

61 Re Sackville Community Committee - This organization no longer exists.

61 Re Cole Harbour/Westphal Community Committee - This organization no longer exists.

61 Re The Western Community Committee - This organization no longer exists.

BUDGET IMPLICATIONS

None

FINANCIAL MANAGEMENT POLICIES/BUSINESS PLAN

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

ALTERNATIVES

No feasible alternative.

ATTACHMENTS

Appendix "A" - Proposed By-law R-105

Additional copies of this report and information on its status can be obtained by contacting the Office of the Municipal Clerk at 490-4210, or Fax 490-4208.

Report prepared by: Wayne Anstey, Q.C., Municipal Solicitor 490-4229.

Report approved by: Wayne Anstey
Wayne Anstey, Director of Administrative Services 490-4229

Appendix "A"

HALIFAX REGIONAL MUNICIPALITY

BY-LAW R-105 RESPECTING THE AMENDMENT OF BY-LAW R-100, THE BY-LAW AND ORDINANCE REPEAL BY-LAW

1. By-law R-100, the By-law and Ordinance Repeal By-law, as amended, is further amended by adding immediately following Item number 11 of Schedule "A" thereof the following By-laws:

12	15104	Tax Deed Fees
13	22401	Bonfires
14		Economic Development Commission By-Law

2. Said By-law R-100 is further amended by adding immediately following Item number 34 of Schedule "B" thereof the following By-laws:

35	A-400	Armorial Achievement
36	C-200	Circus Owners and Operators
37	C-400	Community Planning and Development Control
38	F-400	Flag
39	L-300	Licensing
40	P-700	Pesticides
41	T-101	To Repeal Tag Days

3. Said By-law R-100 Item number 20 of Schedule "C" thereof the following Ordinances:

21	34	Curfew
22	37	Fire Crackers
23	55	Tag Days
24	101	Corporate Seal, Armorial Achievement and Flag

4. Said By-law R-100 is further amended by adding immediately following Item number 17 of Schedule "D" thereof the following By-laws:

18	17	Municipal Parking
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19	32	OceanView Manor
20	54	Curfew
21	59	Cole Harbour Place Board
22	61	Sackville Community Committee
23	64	Cole Harbour/Westphal Community Committee
24	65	The Western Community Committee

5. Said By-law R-100 is further amended by adding immediately thereto the following Item number 5 of Schedule "E" thereof the following By-laws:

6	N-100	Noise
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6. For further clarification, the By-laws listed in Sections 1 through 5 hereof are repealed.