

Halifax Regional Council
December 16, 2003

TO: Mayor Peter Kelly and Members of Regional Council

SUBMITTED BY: Wayne Anstey
Wayne Anstey, Q.C., Director of Legal Services

DATE: December 11, 2003

SUBJECT: Status of Bylaw Prosecutions

INFORMATION REPORT

ORIGIN:
Legal Services - Municipal Prosecution

DISCUSSION:
This report identifies only those active cases where court appearances occurred between November 1, 2003 and November 30, 2003

| COURT APPEARANCE | PROPERTY/LOCATION | OWNER/DEFENDANT | VIOLATION | STATUS |
|---|-----------------------------------|--|---|--|
| Arraignment Nov. 5/2003 Dartmouth Provincial Ct., C.R.#4 | 465 Caldwell Road Cole Harbour | Lewis Beals | HRM By-law S-600, s. 16.1, collecting waste material placed for municipal collection | Fined \$500.00 |
| Arraignment Nov. 5/2003 Halifax Provincial Ct., C.R.#2 | 41 Portland Street Dartmouth | Terry Oxford Portland Foods Incorp. TFMN Holdings Ltd. | Downtown Dartmouth Land Use By-law, s. 7(1);erect a sign without development permit; s.7(8)(a) erect a sign with lettering exceeding 12 inches in height; and s. 7(8)(b)erect a commercial sign constructed with materials not permitted in the zone. (3 counts) | TFMN Holdings Count #1 fined \$100.00 plus \$15.00 VFS, all other charges withdrawn |
| Trial Nov. 6/2003 Halifax Provincial Ct., C.R.#5 | 5668 Ogilvie Street Halifax | Chelsea Lunds | HRM By-law N-200 Noise, s. 3(1), unreasonably disturbs the neighbourhood | Fined \$25.00 plus \$100.00 court costs total \$125.00 |
| Arraignment Nov. 7/2003 Halifax Provincial Ct., C.R.#2 | MacLean Street Halifax | Kevin Logan | HRM By-law N-200 Noise s. 3(1) unreasonably disturbs the neighbourhood | Trial Jan. 14/2003 @ 9:30 a.m. Halifax Provincial Ct., C.R.3 |

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| <p>Arraignment Nov. 18, 2003 Halifax Provincial Ct., C.R.#1</p> | <p>2019 Bauer St. Halifax</p> | <p>Christine Stundon</p> | <p>HRM Bylaw D-100, Dogs, s. 3(1)own a dog which is not registered; s. 11(1)(a) owns a dog which runs at large; s. 11(1)(b) owns a dog which attacks an animal; s. 11(1)(c) owns a dog which is fierce and dangerous (4 counts)</p> | <p>Adjourned Arraignment Nov. 25, 2003 @ 1:30 p.m. Halifax Provincial Ct., C.R.#3</p> |
| <p>Trial Nov. 20/2003 Halifax Provincial Ct., C.R.#1</p> | <p>6230 Coburg Rd. Halifax</p> | <p>Jeremy Ralph Eastwood</p> | <p>HRM By-law N-200, Noise s. 3(1), unreasonably disturbs the neighbourhood</p> | <p>no evidence offered - wrong person charged</p> |
| <p>Trial Nov. 20/2003 Halifax Provincial Ct., C.R.#2</p> | <p>2031 Kline St. Halifax</p> | <p>Colleen Murray</p> | <p>HRM By-law N-200, Noise, s. 3(1) unreasonably disturbs the neighbourhood</p> | <p>Fined \$125.00 plus VFS of \$18.75 Total \$143.75</p> |
| <p>Arraignment Nov. 25, 2003 Halifax Provincial Ct., C.R.#3</p> | <p>2019 Bauer Street Halifax</p> | <p>Christine Stundon</p> | <p>HRM Bylaw D-100, Dogs, s. 3(1)own a dog which is not registered; s. 11(1)(a) owns a dog which runs at large; s. 11(1)(b) owns a dog which attacks an animal; s. 11(1)(c) owns a dog which is fierce and dangerous (3 counts)</p> | <p>Warrant Issued For Non- appearance</p> |

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| <p>Arraignment Nov. 26/2003 Dartmouth Provincial Ct., C.R.#2</p> | <p>Halifax International Airport</p> | <p>Thomas Edward Carroll</p> | <p>HRM By-law T-108, Taxis, s. 9(ii) fail to display permanently affixed on the left rear bumper thereof a taxi bumper sticker for the current license year and for the zone in which the taxi is licensed, issued by the Inspector in respect of such vehicle</p> | <p>Trial July 15/2004 @9:30 a.m. Dartmouth Provincial Ct., C.R.#2</p> |
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