

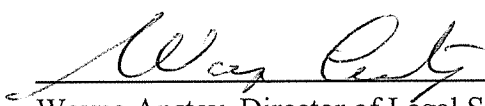
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PO Box 1749
Halifax, Nova Scotia
B3J 3A5 Canada

Halifax Regional Council
September 13, 2005

TO: Mayor Kelly and Members of Halifax Regional Council

SUBMITTED BY: 
Wayne Anstey, Director of Legal Services

DATE: September 9, 2005

SUBJECT: Status of By-Law Prosecutions

INFORMATION REPORT

ORIGIN

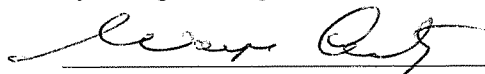
Legal Services - Municipal Prosecution

DISCUSSION

This report identifies only those currently active cases where court appearances occurred between July 1, 2005 up to July 31, 2005.

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: Lynda Gaglardi / Legal Assistant

Report Approved by: 
Wayne Anstey, Director of Legal Services

Court Appearance	Address	Owner/Defendant	Violation	Status
Trial Jul 5/2005 HALIFAX PROVINCIAL CT.	5285 KENT ST HALIFAX	GEORGE TSULUHAS	HRM BY-LAW F-100 FIRE PREVENTION, CLAUSE 2.2.2.1(1)(C) MAINTAIN A CLOSURE IN FIRE SEPARATION TO ENSURE THAT THE CLOSURE CLOSED AND LATCHED PROPERLY; SENTENCE B-2.2.2.1(1) OF APPENDIX B, THE SUITE ENTR DOORS ARE NOT SOLID CORE 1 /3/4 WOOD DOORS WITH AN EQUIVALENT FRAME AND NEITHER ARE THE DOORS PANEL OR HOLLOW CORE DOORS LINED ON THE ROOM SIDE WITH 5/8 THICK PLYWOOD OR 5/8 DRYWALL, PROPERLY SECURED BY MEANS OF SCREWS WITH AN EQUIVALENT FIRE RATED DOOR FRAME AND WITH FIRE RETARDANT PAINT APPLIED TO THE EDGES OF THE DOOR AND FRAME	PLEAD GUILTY TO COUNT #1 - \$100.00 FINE NO EVIDENCE OFFERED ON COUNT #2
Trial Jul 6/2005 HPC #2	6 CRYSTAL CRT LWR SACKVILLE	ANTHONY S HABIB	BEING IN PARK BETWEEN 10:00 P.M. AND 5:00 A.M. WITHOUT WRITTEN PERMISSION MUNICIPAL PARKS BY-LAW P-600 13 (3)	ADJOURNED TRIAL DATE: JULY 21/2005 CHARGE WITHDRAWN - NO SIGN IN PARKING LOT - NO CHANGE OF CONVICTION
Trial Jul 14/2005 DARTMOUTH PROVINCIAL COURT	WATERSIDE TERR DARTMOUTH	PAT HEARN	HRM NOISE BY-LAW N-200 3(1)	CONVICTION - FINED \$243.75 - TO BE PAID IN 60 DAYS
Trial Jul 14/2005 DPC #3	365 LLEWELLYN RD ITALY CROSS	STANLEY P TANNER	HRM TRUCK ROUTE BY-LAW T-400	NOT GUILTY
Trial Jul 14/2005 DPC #3	RR#1 WENTWORTH CUMBERLAND CO	ERIC A BROWN	HRM TRUCK ROUTE BY-LAW T-400	NOT GUILTY
Trial Jul 14/2005 DPC #3	267 SHEPPARDS RUIN BEECHVILLE	JAMES J PELRINE	HRM TRUCK ROUTE BY-LAW T-400	NOT GUILTY

Court Appearance	Address	Owner/Defendant	Violation	Status
Arrestment Jul 22/2005 HALIFAX PROVINCIAL CT.	1740 ARGYLE ST HALIFAX	ROMAR R. SMITH	ORDINANCE 180 RESPECTING STREETS 46B (3)(F) DISTURBING PUBLIC BY USING LOUD SPEAKER RADIO TO ATTRACT PUBLIC ATTENTION	HEARING TO SET TRIAL DATE SEPTEMBER 20, 2005
Trial Jul 25/2005 HALIFAX PROVINCIAL CT.,	78 HEBRIDEAN DR HERRING COVE	CHARLES DARRAH	LAND USE BY-LAW FOR PLANNING DISTRICT 5 - S. 4.13(A)(IV), MAXIMUM BUILDING AREA S. 4.13(A)(V), SETBACKS FROM A WATERCOURSE S. 4.20(A)	CHANGE OF PLEA ON COUNT #3 FINE \$100,00 DUE FORTHWITH COUNT #1 & #2 - DISMISSED FOR WANT OF PROSECUTION
Arrestment Jul 26/2005 HALIFAX PROVINCIAL COURT	967 MITCHELL ST HALIFAX	LOUIS CARETTE	MGA PART XV S. 344 FAILING TO MAINTAIN PROPERTY SO AS NOT TO BE DANGEROUS OR UNSIGHTLY DUE TO IMPROPERLY STORED SOLID WASTE AND ASSOCIATED LITTER ON THE PROPERTY	Trial: Sep 1/2005@9:30 HALIFAX PROVINCIAL COURT
Arrestment Jul 26/2005 HALIFAX PROVINCIAL COURT	6063 SOUTH ST HALIFAX	UC INVESTMENT INCORPORATED Agent: PATRICK M. JOHNSTON	PLACING COLLECTIBLE WASTE OUT FOR MUNICIPAL COLLECTION BEFORE 7:00 P.M. THE EVENING OF THE DAY PRIOR TO THE COLLECTION DAY APPLICABLE IN THAT AREA OF THE MUNICIPALITY - BY-LAW S-600	Trial: Sep 29/2005@9:30 HALIFAX PROVINCIAL COURT
Arrestment Jul 26/2005 HALIFAX PROVINCIAL COURT	1395 EDWARD ST HALIFAX	LARRY PODOLSKY	PLACING COLLECTIBLE WASTE OUT FOR MUNICIPAL COLLECTION BEFORE 7:00 P.M. THE EVENING OF THE DAY PRIOR TO THE COLLECTION DAY APPLICABLE IN THAT AREA OF THE MUNICIPALITY - BY-LAW S-600	Trial: Sep 20/2006@9:30 HALIFAX PROVINCIAL COURT