

**CITY COUNCIL
2 MARCH 1995**

Bylaw (Mainland Area) to permit a deck on the front of 3 Forest Avenue on the lands of Mr. Leslie Rafael, L & G Holdings. The motion was put and passed.

The City Clerk advised that the requested public hearing would be scheduled for **WEDNESDAY, 22 MARCH 1995 at 7:30 p.m.** in the Council Chamber, Halifax City Hall.

Ruinous Buildings:

- (a) Civic No. 2380 Gottingen Street
- (b) Civic Nos. 2372-76 Creighton Street
- (c) Civic No. 2384 Gottingen Street

MOVED by Alderman Downey, seconded by Alderman Walker
that, as recommended by the Planning Committee:

- (1) pursuant to Sections 438 and 439 of the City Charter, the Prevost family be required to bring the following buildings up to minimum standards within the following timeframes:

- 2380 Gottingen Street - 90 days from date of Council resolution
- 2372-76 Creighton Street - 180 days from date of Council resolution
- 2384 Gottingen Street - 120 days from date of Council resolution

RECEIVED BY
C.C. SEPT. 14 1995
CONCERNING
2372-76
CREIGHTON ONLY
L. Kerr
City Clerk

and further, that:

- (2) if the required work on each building is not completed within the stated time periods, it is ordered that the Building Inspector be directed to cause the building(s) to be demolished and the site(s) cleared, and to recover from the owner the expenses associated with the demolition and clearance.

Alderman Epstein spoke in opposition to the second part of the above-noted motion, emphasizing that, in his view, there were other, more appropriate options available to the City than to have the buildings demolished.

The motion was put and passed.

MOTIONS

**Motion Alderman Blumenthal Re: Adoption
of a New City Parks Ordinance (FIRST READING)**

Notice of Motion with reference to the above-noted matter had been given by Alderman Blumenthal during a regular

**CITY COUNCIL
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meeting of Halifax City Council held on Thursday, 16 February 1995.

A report dated 27 February 1995 was submitted from the Director of Engineering and Works.

MOVED by Alderman Blumenthal, seconded by Deputy Mayor Adams that Halifax City Council give First Reading to the proposed "City Parks Ordinance" attached to the staff report of 27 February 1995 (revised); and further, that the matter be forwarded to the next regular meeting of Committee of the Whole Council scheduled for Wednesday, 22 March 1995 for consideration and report.

His Worship Mayor Fitzgerald made reference to the revised copy of the proposed Ordinance which had been distributed to members of Council earlier in the evening, emphasizing that as a result of discussions with Africville Genealogical Society, a section has been added specifically authorizing the Society's annual picnic and reunion at Seaview Park.

Alderman Downey asked to be provided with information from staff prior to the 22 March meeting as to the name and location of the City parks which will be excluded from the proposed Ordinance by virtue of the fact that regulations pertaining to their operation are already in force.

The motion was put and passed.

**Motion Alderman Blumenthal Re: Amendment
to Ordinance 179, the Residential Parking
Permits Ordinance (FIRST READING)**

Notice of Motion with reference to the above-noted matter had been given by Alderman Blumenthal during a regular meeting of Halifax City Council held on Thursday, 16 February 1995.

A report dated 23 February 1995 was submitted from the Director of Corporate and Legal Affairs.

MOVED by Alderman Blumenthal, seconded by Alderman Walker that Halifax City Council give First Reading to the amendment proposed for Ordinance 179, the Residential Parking Permits Ordinance (attached as Appendix "A" to the staff report of 23 February 1995), and further, that the matter be referred to the next regular meeting of Committee of the Whole Council

16.1

Dist'd. March 1/95
(Date)
Mayor (3) Ald., C/M, C/S,
Ald. Aide, Press
CC/er/ls

RECEIVED
MAR 1 1995
CITY CLERK
CITY HALL

CITY COUNCIL
02 MARCH 1995

TO: Halifax City Council
FROM: Director of Engineering and Works
DATE: 27 February 1995
SUBJECT: Municipal Parks Ordinance

Origin:

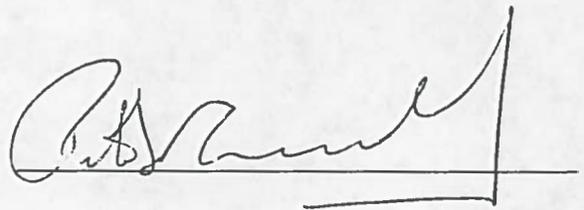
Notice of Motion, Re, the Adoption of a New City Parks Ordinance by Alderman Blumenthal at the City Council Meeting on 16 February 1995.

Recommendation:

That Council approve the adoption of the proposed City Parks Ordinance as attached.

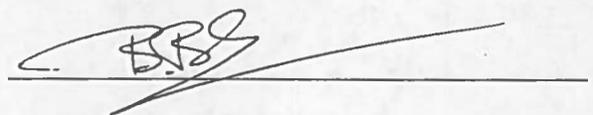
Submitted by:

Director of Engineering and Works



City Manager's Concurrence:

City Manager



Circulation and Concurrence:

Development and Planning
Halifax Police Department
Legal and Corporate Affairs
Recreation

Background:

Over the past few years, staff have looked at various ways to provide remedies for potential situations in various City park areas not presently covered by existing Ordinances or not clearly defined under the Protection of Property Act.

Discussion:

A committee of staff (Development and Planning; Halifax Police; Legal and Corporate Affairs; Parks and Grounds and Recreation) was set up this past Fall to discuss various issues such as hours of operation, protection of parks, vehicles in parks, camping, vandalism, etc.

A City Parks Ordinance appeared to be the most appropriate mechanism to provide effective legislation to address these matters. Municipal Parks Ordinances from several other Canadian Cities were reviewed and assessed to compare how other Municipalities legislated control of similar issues and concerns. After 3 months of data collection, review, meetings and draft proposals, the attached proposed City Parks Ordinance is being recommended for adoption by City Council.

Budget Implications:

None

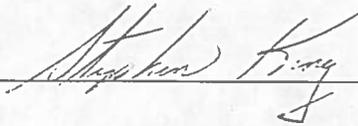
Alternatives:

The City not approve adoption of the proposed City Parks Ordinance.

Attachments:

Proposed Ordinance 188 Respecting City Parks.

Prepared and Approved by: _____



Stephen King, Superintendent
Parks and Grounds Division

SAK/lk

**ORDINANCE NUMBER 188
RESPECTING CITY PARKS**

1. This ordinance shall be known as the "City Parks Ordinance".

DEFINITIONS

2. In this ordinance,
 - (a) "City" means the City of Halifax;
 - (b) "Director" means the Director of Engineering & Works or the Director of Recreation or designated assign;
 - (c) "park" means any land, owned by the City, designated or used for parkland or as a trail, including gardens, playgrounds, sportfields and schoolyards;
 - (d) "trail" includes walkways within a park or which abut a park and provide a means of access to a park;
 - (e) "utility" means any public utility providing water, power, telephone or cable service;
 - (f) "watercourse" includes any stream, pond, lake, stream, river or swamp whether it contains water or not.

ADMINISTRATION

3. Any permits required under this ordinance shall be given by the Director in writing.

PROTECTION OF PARK

4.
 - (1) No person shall add to, remove, destroy or damage any natural park feature, park facility, structure, equipment, or sign in a park without permission;
 - (2) No person shall introduce plants or animals to a park without permission.
 - (3) No person shall foul or pollute any fountain or watercourse within a park.
 - (4) No person shall or attempt to molest, disturb, frighten, injure, kill, catch, trap, or ensnare any wildlife in a park, except the police, fire or staff of the Department of Natural Resources in the course of their duties.

- (5) No person shall carry out activities in a park where signs are posted that prohibit the activity.

GARBAGE

5. (1) No person shall deposit any garbage or refuse in a park except in receptacles provided for such purposes.
- (2) No person shall bring, carry or transport any domestic, commercial or industrial waste, refuse or garbage into any park, nor deposit the same into any garbage receptacle.

CAMPING

6. (1) No person shall use a park for temporary or permanent accommodation without a permit.
- (2) No person shall erect or place in a park any thing for the purpose of temporary or permanent accommodation without a permit therefor.

VEHICLES IN PARKS

7. (1) No person shall operate any vehicle within a park except wheelchairs, bicycles, City or utility vehicles, unless otherwise posted, or by permission.
- (2) No person shall ride a horse or bicycle in a park except on paths therefor.
- (3) No person shall ride a horse or a bicycle within a park where a sign prohibiting same has been posted.

HOURS OF OPERATION

8. (1) The Director may post signs respecting the hours during which a park is opened or closed.
- (2) No person shall enter or use a park where the entry or use is prohibited by notice.

- (3) No person shall be in a park at any time during the period 11 p.m. to 5 a.m. without permission.

OFFENCE

9. Any person who violates any of the provisions of this ordinance is guilty of an offence and shall be liable to a fine not exceeding \$2,000. Each day on which the offence continues shall constitute a separate offence.

16.1
(Revised)

**ORDINANCE NUMBER 188
RESPECTING CITY PARKS**

BE IT ENACTED by the City of Halifax under the authority of section 427 of the Halifax City Charter, 1963 as follows:

1. This ordinance shall be known as the "City Parks Ordinance".

DEFINITIONS

2. In this ordinance,
 - (a) "City" means the City of Halifax;
 - (b) "Director" means the Director of Engineering & Works or Director of Recreation or designated assign;
 - (c) "park" means any land, owned by the City, designated or used for parkland or as a trail, including gardens, playgrounds, sportfields and schoolyards;
 - (d) "trail" includes walkways within a park or which abut a park and provide a means of access to a park;
 - (e) "utility" means any public utility providing water, power, telephone or cable service;
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 - (4) No person shall or attempt to molest, disturb, frighten, injure, kill, catch, trap, or ensnare any wildlife in a park, except the police, fire or staff of the Department of Natural Resources in the course of their duties.

- (5) No person shall carry out activities in a park where signs are posted that prohibit the activity.

GARBAGE

5. (1) No person shall deposit any garbage or refuse in a park except in receptacles provided for such purposes.
- (2) No person shall bring, carry or transport any domestic, commercial or industrial waste, refuse or garbage into any park, nor deposit any park, nor deposit the same into any garbage receptacle.

CAMPING

6. (1) No person shall use a park for temporary or permanent accommodation without a permit.
- (2) No person shall erect or place in a park any thing for the purpose of temporary or permanent accommodation without a permit therefor.
- (3) Notwithstanding subsections (1) and (2), the Africville Geneological Society may hold their annual picnic and reunion in Seaview Park subject to obtaining the approval of the Director as to the date therefor.

VEHICLES IN PARKS

7. (1) No person shall operate any vehicle within a park except wheelchairs, bicycles, City or utility vehicles, unless otherwise posted, or by permission.
- (2) No person shall ride a horse or bicycle in a park except on paths therefor.
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