

HALIFAX REGIONAL MUNICIPALITY

BY-LAW NUMBER H-100

BY-LAW RESPECTING A CIVIC HOLIDAY

BE IT ENACTED by the Council of the Halifax Regional Municipality, under the authority of Section 110(1)(c) of the Halifax Regional Municipality Act, Chapter 3, Stats.N.S., 1995 as follows:

Short Title

1. This By-law shall be known as By-law No. H-100 and may be cited as the “Civic Holiday By-law”.

Definitions

2. In this By-law;

(a) "Convenience Store" means a shop having a net floor area of one thousand and five hundred square feet (1500 sq. ft.) or less engaged in the selling of groceries, dairy products, confectionary beverages, snack foods, tobacco products, newspapers, magazines, books, or some combination thereof;

(b) "General Store Shop" means a retail store engaged in the selling of groceries, dry goods and hardware and the sale of groceries shall constitute not less than thirty-three percent (33%) of the total gross sales;

(c) "Net Floor Area" means the total area of floor space of a building measured along the interior surface of the exterior walls of the building, excluding the areas occupied by walls and partitions, storage areas, offices, utility rooms, washrooms, living area, and all exits and service access spaces, being and intended to be all the space of the building devoted to the sale of products including but without limiting the generality of the foregoing counter space, aisle space, cooler and freezer space and shelving space.

(d) "Shop" means all shops, stores or places where goods are offered for sale by retail, except for;

(i) a shop for the retail sale of fresh fruit and fresh vegetables, or either of them;

(ii) a drug store;

- (iii) a gasoline service station;
- (iv) a tobacco shop;
- (v) a news dealer's shop;
- (vi) a confectionary shop;
- (vii) a boat and marine supply shop;
- (viii) a convenience store;
- (ix) a butcher shop;
- (x) a shop for the retail sale of fowl;
- (xi) a shop for the retail sale of fish;
- (xii) a shop for the retail sale of dairy products, including a dairy bar;
- (xiii) a delicatessen shop;
- (xiv) a general store shop when the business occupancy assessment is thirty-five thousand dollars or less;
- (xv) a cold beer store authorized by the Nova Scotia Liquor Commission;
- (xvi) a used clothing store; and
- (xvii) a store in which the principal business is the sale of handcrafts, novelties, souvenirs and similar articles, principally to tourists or travellers;

Civic Holiday

3. The first Monday in August of each year is hereby declared to be a civic holiday.

Shops To Close

4. All shops within the Halifax Regional Municipality shall close and remain closed during the whole of the civic holiday except between the hours of twelve noon and six o'clock in the

afternoon..

Penalty

5. Every person or corporation that contravenes the provisions of this By-law is liable upon summary conviction to a penalty of not less than Two Hundred and Fifty-Dollars (\$250.00) and not more than five thousand dollars, or imprisonment of not more than ninety days or both.

Repeal

6. Section 4 of Ordinance Number 121 Respecting the Closing and Observation of Holidays of Certain Classes of Shops in the City of Halifax and By-law N-100 Respecting the Operation of Retail Business on Dartmouth Natal Day in the City of Dartmouth are hereby repealed.

Done and passed in Council this fourteenth day of May, 1996.

MAYOR

MUNICIPAL CLERK

BY-LAW H-100

Notice of Motion:	April 9, 1996
First Reading:	April 23, 1996
Second Reading:	May 7, 1996
Third Reading:	May 14, 1996
Approval of Minister of Housing & Municipal Affairs:	June 26, 1996
Effective Date:	July 6, 1996

Amendment # 1 (V-101)
Amending Section 5

Notice of Motion:	August 19, 2003
First Reading:	August 26, 2003
"Notice of Public Hearing" Publication:	September 6, 2003
Second Reading:	September 23, 2003
Approval of Service Nova Scotia and Municipal Relations:	N/A
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