

**HALIFAX REGIONAL MUNICIPALITY
BY-LAW NUMBER B-800 RESPECTING BUSINESS OPENING
HOURS IN RESIDENTIAL NEIGHBOURHOODS**

BE IT ENACTED by the Council of the Halifax Regional Municipality under the authority of Section 188 of the *Halifax Regional Municipality Charter* as follows:

Short Title

1. This By-law shall be known as By-law B-800 and may be cited as the “Business Opening Hours in Residential Neighbourhoods By-law”.

Definitions

2. In this By-law:
 - (a) "Grocery Store Use" means a retail establishment with a minimum of 200 square metres of floor area that primarily sells food, including the accessory sale of food being prepared on-site, and that may also sell other convenience and household goods, but excludes a farmers' market use.
 - (b) "Local Commercial Use" means commercial premises that: (a) offers goods or products for sale or rent, including food prepared on or off site, but excludes a restaurant use and a grocery store use; or (b) offers personal service uses.
 - (c) "Opening Hours" means the time of day that a business is open and includes delivery of goods or merchandise to the public.
 - (d) "Restaurant Use" means premises, excluding a catering use, whose primary purpose is to prepare, serve, and sell food and non-alcoholic beverages for consumption on or off the premises. A restaurant use may be licensed to serve alcoholic beverages, but this shall be incidental to the preparation, serving, and selling of food.

Business Opening Hours

3. The Opening Hours of a Local Commercial Use and Restaurant Use within the Established Residential 1 Zone, Established Residential 2 Zone, and Established Residential 3 Zone as set out in the Regional Centre Land Use By-law shall be limited to between the hours of 0700 hours and 0100 the following day, Monday to Sunday inclusive.

Offence and Penalty

4. (a) Any person who violates any provision of this By-law is guilty of an offence punishable on summary conviction by a fine of not less than One Hundred Dollars (\$100) and not more than Ten Thousand Dollars (\$10,000) and in default of payment, to imprisonment for a term of not more than two months.
- (b) Every day during which an offence continues is a separate offence.

Done and passed in Council this 12th day of September, 2023.

MAYOR

MUNICIPAL CLERK

I, Iain MacLean, Municipal Clerk for the Halifax Regional Municipality, hereby certify that the above-noted by-law was passed at a meeting of the Halifax Regional Council held on September 12, 2023

Iain MacLean, Municipal Clerk

Notice of Motion:	September 13, 2022
First Reading:	September 29, 2022
Notice of Public Hearing Publication:	August 26, 2023
Second Reading:	September 12, 2023
Approval by Municipal Affairs and Housing:	N/A
Effective Date:	September 30, 2023