

RESOLVED by the Town Council of the Town of Mahone Bay that the following By-Law is hereby enacted and adopted as a By-Law of the Town of Mahone Bay and that the Clerk forward it to the Minister of Municipal Affairs and request his approval.

BY-LAW NO. 18 AMENDMENT

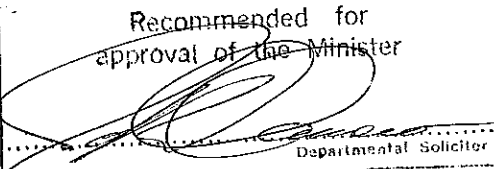
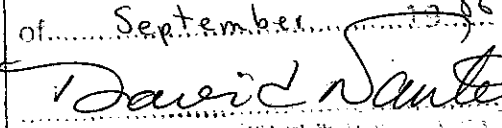
PEACE AND GOOD ORDER

Delete Paragraph (a) and substitute the following therefor:

- "(a) (i) uses profane, obscene, insulting, provocative or abusive language, or makes a taunting or threatening gesture;
- (ii) shouts or makes any unusual noise calculated to disturb the peace;
- (iii) plays loud music calculated to disturb the peace;
- (iv) unnecessarily sounds or causes the fire alarm to be sounded;
- (v) squeals tires, or makes any noise or disturbance by means of the operation of a motor vehicle calculated to disturb the peace; or
- (vi) creates other loud noise calculated to disturb the peace; or

THIS IS TO CERTIFY that the Amendment to the By-Law of which the foregoing is a true copy was duly passed at a duly called meeting of the Town Council of the Town of Mahone Bay held on the 12th day of August A.D. 1986.

Given under the hand of the Town Clerk and under the corporate seal of the said Town this 26th day of August A.D. 1986.

DEPARTMENT OF MUNICIPAL AFFAIRS
Recommended for approval of the Minister
 Departmental Solicitor
APPROVED this 12th day of September 1986
 David Nantel


Town Clerk

RESOLVED by the Town Council of the Town of Mahone Bay that Chapter 18 of the By-Laws of the Town entitled "Prevention of Disorder or Impropriety" is hereby rescinded that the following By-Law is hereby enacted and that the Clerk be and is hereby instructed to forward it to the Minister of Municipal Affairs with a request for his approval.

PEACE AND GOOD ORDER BY-LAW

Any person who, in any public place within the Town of Mahone Bay:

- (a) uses profane, obscene, insulting, provokative or abusive language, or makes a taunting or threatening gesture, shouts or makes any unusual noise or disturbance, plays loud music, unnecessarily sounds or causes the fire alarm to be sounded, squeals tires, or makes any unnecessary noise or disturbance by means of the operation of a motor vehicle, or creates other loud noise calculated to disturb the peace; or
- (b) behaves in any obscene or indecent manner, or
- (c) obstructs any person from proceeding with his or her lawful business, or refuses to withdraw from a dwelling house or place of business after having been requested to do so by the owner or person having the control or management thereof to the annoyance of others or contrary to the wishes of the owner or person having control or management thereof; or,
- (d) openly challenges anyone to fight; or is in a drunken or intoxicated condition; or encourages dogs to fight; or,
- (e) loiters; or,
- (f) desecrates, disfigures, destroys, damages, or upsets any part of any grave, gravestone, tomb, or vault, or picks, removes, damages or destroys flowers or plants in any burial ground; or,
- (g) plays ball or other games, or throws stones or snowballs on any street; or
- (h) disturbs the good order of any public meeting held for any lawful purpose, or;
- (i) makes, publishes, posts up or exhibits any indecent or immoral placard, drawing, picture, writing or printing;

SHALL for each offence be liable to a penalty not exceeding \$1000.00, and in default of payment, to imprisonment for a period not exceeding 90 days.

This Is To Certify that the by-law of which the foregoing is a true copy was duly passed at a duly called meeting of the Town Council of the Town of Mahone Bay held on the 9th day of October A.D., 1984.

Given under the hand of the Town Clerk and under the corporate seal of the said Town this 11th day of October A.D., 1984.

.....
Town Clerk



**Department of
Municipal Affairs**

PO Box 216
Halifax, Nova Scotia
B3J 2M4

902 424-4141

November 15, 1984

Mr. Kyle R. Hiltz
Town Clerk
Town of Mahone Bay
P.O. Box 239
MAHONE BAY, Nova Scotia
B0J 2E0

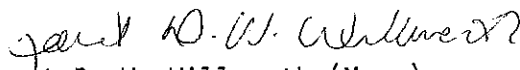
Dear Mr. Hiltz:

RE: Town of Mahone Bay - Peace and Good Order By-law

The above mentioned by-law which was adopted at a meeting of the Town Council, held on October 9, 1984, has been approved by the Minister of Municipal Affairs. I return you two copies bearing his approval dated November 9, 1984.

A number of the matters in the by-law may be of doubtful validity, and may now be covered by the Criminal Code of Canada. I know that these provisions have been in the Town's By-law for a number of years, and presumably have not caused any difficulty. However, the law is not as clear as it might be in the limits of the Town's authority, the Minister has approved the by-law.

Yours very truly,


Janet D. W. Willwerth (Mrs.)
Departmental Solicitor

JDWW/kbb
Enclosure (2)