



BILL NO. 98

Government Bill

*1st Session, 59th General Assembly
Nova Scotia
53 Elizabeth II, 2004*

An Act to Amend Chapter 18 of the Acts of 1998, the Municipal Government Act

CHAPTER 44
ACTS OF 2004

**AS ASSENTED TO BY THE LIEUTENANT GOVERNOR
OCTOBER 18, 2004**

The Honourable Barry Barnet
Minister of Service Nova Scotia and Municipal Relations

*Halifax, Nova Scotia
Printed by Authority of the Speaker of the House of Assembly*

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**An Act to Amend Chapter 18
of the Acts of 1998,
the Municipal Government Act**

Be it enacted by the Governor and Assembly as follows:

1 Subsection 198(4) of Chapter 18 of the Acts of 1998, the *Municipal Government Act*, is amended by

- (a) adding “subdivision” immediately after “area” in the first line;**
- (b) adding “subdivision or” immediately after “of” in the second line;**
- (c) adding “or limited” immediately after “regulated” in the second line; and**
- (d) adding “in whole or in part” immediately after “prohibited” in the third line.**

2 Clause 239(1)(a) of Chapter 18 is amended by adding “, replaced” immediately after “rebuilt” in the first line.

3 Section 279 of Chapter 18 is amended by

- (a) adding “or a land use by-law” immediately after “by-law” in the first line; and**
- (b) adding “subdivision” immediately after “the” the first time it appears in the second line.**

4 Section 315 of Chapter 18 is amended by adding immediately after subsection (1) the following subsection:

(1A) Notwithstanding subsection (1), where a street or part of a street is being altered, improved or redesigned, part of that street may be closed without holding a public hearing under subsection (1) if

- (a) the part of the street that remains open
 - (i) is open to vehicular and pedestrian traffic, and**
 - (ii) meets all the municipal standards; and****
- (b) the part of the street that is closed
 - (i) is determined by the engineer to be surplus, and**
 - (ii) is worth less than fifty thousand dollars.****

5 This Act comes into force on such day as the Governor in Council orders and declares by proclamation.
