

BYLAW NO. 2018 - 11

A BYLAW TO REGULATE AND CONTROL FALSE ALARM CALLS

WHEREAS The Council of the Town of Elrose has the authority under Section 8(1)(b) of *The Municipalities Act* to enact bylaws respecting the safety, health, and welfare of people and protection of people and property and also under Section 8(1)(i) of *The Municipalities Act* to enact bylaws for services provided by or on behalf of the municipality, including establishing fees for providing those services;
And

WHEREAS The Council of the Town of Elrose deems it desirable and necessary in order to protect and preserve the safety and welfare of its citizens that alarm systems be regulated and controlled so as to minimize false alarms and the costs associated

The Council of the Town of Elrose in the Province of Saskatchewan therefore enacts as follows:

1. SHORT TITLE

This bylaw may be called the "False Alarm Bylaw".

2. INTERPRETATION

In this bylaw:

- (a) **Alarm Signal** means a telephone request for emergency police or fire department services;
- (b) **Alarm System** includes a device or devices designed to activate an alarm signal but excludes a device that is installed in a vehicle;
- (c) **Alarm Site** means a single fixed premise or location served by an alarm system or systems. Each tenancy shall be considered a separate alarm site
- (d) **Peace Officer** means a member of the Royal Canadian Mounted Police or a Special Constable.
- (e) **False Alarm** means an activation of an alarm system which results in a response by the R.C.M.P. or the Elrose Fire Department, where unauthorized entry to the alarmed premises has not occurred and no police or fire department emergency exists, but does not include:
 - (i) any False Alarm which the organization or individual can demonstrate was caused by a storm, lightning, fire, earthquake or act of God; or
 - (ii) any False Alarm which the organization or individual can demonstrate was actually caused by the act of some person other than the organization or individual, including the organization or individual's officers, agents, employees, independent contractors or any other person subject to the direct or indirect control of the organization or individual;

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- (f) **Fire Department** means the Fire Chief and /or any other member of the Town of Elrose Fire Department.
- (g) **Response Fee** means the fee payable by the organization or individual for each false alarm at the organization or individual's premises.

3. FIRE DEPARTMENT RESPONSE FEE

Where a false alarm is activated, subject to subsection (e) of Section 2, the organization or individual having care and control of the alarm site, shall pay a response fee to the Town of Elrose as set out in Schedule "A" of this bylaw.

4. FEE ADDED TO TAX ROLL

If the response fee charged under Section 3 of this bylaw is not paid within 30 days, it shall be added to the property taxes of the property where the False Alarm occurred.

5. COMING INTO EFFECT

This bylaw shall come into effect upon the third and final reading and adoption by the Council of the Town of Elrose.

Bylaw No. 2-2018 is hereby repealed.

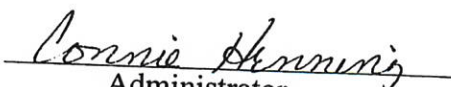



Mayor


Administrator

Read a third time and adopted this

11th day of December, 2018.


Administrator

Certified a true copy of Bylaw No. 2018-11
Passed this 11th Day of December, 2018


Administrator

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SCHEDULE "A"

FIRE DEPARTMENT RESPONSE FEES

1. That, for the first incidence of a False Alarm call out, Council will pay the response fees that are charged by the Elrose Fire Department or the Monet Elrose Fire District provided that the False Alarm call out is cancelled prior to the fire department's equipment and/or vehicles leaving the fire hall in response to the False Alarm call out.
2. That, for the second and all subsequent False Alarm call out(s), the response fees will be invoiced in their entirety to the owner of the property from which the false alarm originated.
3. The minimum response fee charged for a False Alarm call out shall be Four Hundred Dollars (\$400.00).