

**THE TOWN OF ARBORG
BY-LAW NO. 2 - 2022**

**Being a By-Law To Establish Fees For Attendance at False Alarms
By The Arborg Bifrost Fire and Emergency Services**

WHEREAS Section 267 of *The Municipal Act* provides as follows:

- 267(1) A municipality or a party to an agreement under Section 266 may fix a fee or other charge, or a method for determining a charge, for responses by the fire protection force to false alarms caused by automatic fire detection systems.
- 267(2) A fee or charge under subsection (1) may be collected by the municipality in the same manner as a tax may be collected or enforced under this Act.

AND WHEREAS Council has deemed it necessary to establish a By-law for the establishment of fees for false fire alarms caused by automatic fire detection systems.

NOW THEREFORE the Council of the Town of Arborg in open meeting assembled enacts as follows:

TITLE

1. This by-law may be referred to as the **“False Alarm By-law”**.

DEFINITIONS

2. In this by-law, unless the context otherwise requires,
- a) **“false alarm”**, in respect of a fire alarm, shall mean the activation of an alarm system resulting in the direct or indirect notification of the fire department of the Town of Arborg to attend the address of the alarm system, where there is in fact, no emergency situation;
 - b) **“calendar year”** shall mean the period of time from and including January 1st to December 31st;
 - c) **“fire department”** shall mean the Arborg Bifrost Fire and Emergency Services;
 - d) **“fire chief”** shall mean the Chief Officer of the Arborg Bifrost Fire and Emergency Services;
 - e) **“officer-in-charge”** shall mean, in the absence of the Fire Chief, the person responsible for the Arborg Bifrost Fire and Emergency Services;
 - f) **“municipality”** shall mean The Town of Arborg;
 - g) **“occupier”** shall mean the person who owns or occupies a business or home in the Town of Arborg;
 - h) **“taxpayer”** shall mean a property owner liable to pay a tax imposed by the Town of Arborg.
3. **THAT** the Fire Chief or Officer-in-Charge of the Fire Department be responsible for determining if the alarm constitutes a false alarm.
4. **THAT**, for the first false alarm, the fee be waived and written notice be given to the occupier/taxpayer advising of the first false alarm and the consequences of subsequent false alarms. Such written notice shall be personally served or sent by registered mail.
5. **THAT**, for the second false alarm the fee shall be **Five Hundred Dollars (\$500.00)**, for the 3rd false alarm the fee shall be **Seven Hundred and Fifty Dollars (\$750.00)**, for the 4th and subsequent offences within the same calendar year the fee shall be **One Thousand Dollars (\$1,000.00)**. All said fee to be paid to the municipality;

6. **THAT** the charges imposed pursuant to paragraph 3 of this By-law may be collected by the Municipality in the same manner as a tax may be collected or enforced under *The Municipal Act*.

7. **THAT** By-law No. 7-2017 is repealed when this by-law comes into effect.

DONE AND PASSED by the Council of the Town of Arborg duly assembled at Arborg, Manitoba this **23rd** day of **March A.D. 2022**.



**Peter Dueck
Mayor**

Read a first time this	9 th	day of	March	A.D	2022
Read a second time this	9 th	day of	March	A.D	2022
Read a third time this	23 rd	day of	March	A.D	2022



**Cindy Stansell
Chief Administrative Officer**