

**BY-LAW 2076-12
OF
THE CITY OF WINKLER**

Winkler Fire Rescue False Alarm Bylaw

Being a by-law of the City of Winkler providing for the fixing and recovery of a charge related to false fire alarms, pursuant to Section 267 of The Municipal Act.

WHEREAS false alarms pose a threat to the safety of responding Winkler Fire Rescue members, and members of the public, by creating unnecessary hazards and possibly delaying the Fire Department response to other potential emergencies;

WHEREAS section 267 of The Municipal Act provides in part as follows:

(1) A Municipality...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.

(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

AND WHEREAS Council has determined the advisability of setting recovering a charge for such false alarms, based on the cost of providing fire protection services;

NOW THEREFORE, the Council of the City of Winkler enacts as follows:

1. **THAT**, any false fire alarm response initiated by service technicians not previously notifying the City of work being performed on the fire alarm system shall incur an immediate cost-recovery action, with said charge to be \$500.

2. **THAT** no charge shall be payable by the owner of property from which an automatic fire detection system causes a false alarm, providing it is the first and second such false alarm received from that property in a twelve month period.

3. **THAT** the owner of property from which an automatic fire detection system causes a false alarm, in the third instance of a false alarm in the 12 month period, shall pay a charge to the City of Winkler, with said charge to be a flat fee of \$500,

4. **THAT** the owner of property from which an automatic fire detection system causes a false alarm, in the fourth and each successive instance of a false alarm in 12 month period, shall pay a charge to the City of Winkler, with said charge to be a flat fee of \$1000, per false alarm,

5. **THAT** the Winkler Fire Rescue Department shall provide a report, on a quarterly basis, to the City of Winkler a list of all calls made for the purpose of issuing bills to the owners of property in the case of false alarms in excess of the minimum allowed.

6. **THAT** all charges imposed pursuant to paragraph 2 of this By-Law may be collected by the City of Winkler in the same manner as a tax may be collected or enforced under The Municipal Act.

DONE AND PASSED in council, duly assembled, at the Council Chamber, in the City of Winkler, in the Province of Manitoba, this day of A.D. 2012.

CITY OF WINKLER

Martin Harder, Mayor

Dave Burgess, Chief Administrative Officer

Read a first time the _____ day of _____ A. D. 2012.

Read a second time the _____ day of _____ A. D. 2012.

Read a third time the _____ day of _____ A. D. 2012.