

**THE VILLAGE OF HARRISON HOT SPRINGS
FIRE ALARM SYSTEM BYLAW NO. 832**

A Bylaw to establish fees for Emergency Services provided in response to False Alarms of a Fire Alarm System.

The Council of The Village of Harrison Hot Springs, in open meeting assembled, enacts as follows:

Definitions:

1) In This Bylaw, the following definitions apply:

“Village” means the Village of Harrison Hot Springs.

“Emergency Responder” means any person from the Fire Department responding to an alarm.

“False Alarm” means the activation of a Fire Alarm System resulting in the direct or indirect notification of the Fire Department and the attendance of the Fire Department the address of the Real Property where the Fire Alarm System is installed, within the Real Property or Premises situated or constructed thereon, where there has been no emergency situation, including but not limited to:

- (a) Testing of a Fire Alarm System which results in a Fire Department response;
- (b) An alarm actually or apparently activated by mechanical failure, malfunction or faulty equipment;
- (c) An alarm activated by user error or negligence; and
- (d) An alarm actually or apparently activated by atmospheric conditions, excessive vibrations or power failure.

“Fire Alarm System” means any mechanical, electrical, or electronic device which is designed to be used for the detection of fire, smoke or excessive heat in any property, building, structure, residence or facility of any type and which emits a sound or light or transmits a message of any nature or does any combination of these things.

“Fire Chief” means the person in charge of the Village of Harrison Hot Springs Fire Rescue Service and his or her designate.

“Fire Department” means the Village of Harrison Hot Springs Fire Rescue Services.

“Premises” means any building, structure, residence or facility of any kind.

Owner's Responsibilities

- 2) The Owner of any Real Property will be responsible for the proper use, installation, maintenance, operation and monitoring of any Fire Alarm System installed upon or within the Real Property or any Premises situated or constructed thereon, to ensure the prevention of False Alarms.

Administration of the Bylaw

- 3) The Fire Chief will administer the application of this Bylaw and may delegate his or her responsibility under this section to an Emergency Responder.

Notification to the Owners

- 4) (a) Upon the first occurrence of a False Alarm, the Fire Chief or designate will inform the Village Chief Administrative Officer who will notify the Owner of the subject Real Property:
 - (i) that a False Alarm has occurred;
 - (ii) what the applicable provisions of this Bylaw are; and
 - (iii) what are the fees that will be imposed for any subsequent False Alarms.
- (b) The notice will be in writing and will be mailed by regular mail, postage prepaid to the Owner at the address of the subject Real Property or the Owner's address as set out in the tax roll, if that address is different from the address of the subject Real Property.
- (c) Notice is deemed to have been received by the Owner two (2) business days after the mailing of the notice in accordance with the above subsection.

Fees

- 5) The following fees will be charged for the following specific number of False Alarms occurring at the same Real Property during any consecutive twelve month period:
 - (a) the occurrence of a second False Alarm - \$75.00;
 - (b) the occurrence of a third False Alarm - \$150.00; and
 - (c) the occurrence of a fourth or subsequent False Alarm - \$300.00 for each occurrence.
- 6) (a) Where a fee is charged in accordance with this Bylaw, the Village will invoice the Owner of the Real Property for the attendance of the Emergency Responder.

- (b) An invoice issued under this section will be due upon receipt and payable to the Village.
- 7) (a) Any fees remaining unpaid and outstanding for more than thirty (30) days at December 31st of each calendar year, will be added to and form part of the taxes payable on the Real Property as taxes in arrears pursuant to the Community Charter.
- (b) All fees collected become the property of the Village.

Citation

- 8) This Bylaw may be cited for all purposes as the “Fire Alarm System Regulation Bylaw No. 832, 2005”.

READ FOR A FIRST TIME THIS 21ST DAY OF FEBRUARY, 2005.

READ FOR A SECOND TIME THIS 21ST DAY OF FEBRUARY, 2005.

READ FOR A THIRD TIME THIS 21ST DAY OF FEBRUARY, 2005.

ADOPTED THIS 7TH DAY OF MARCH, 2005.

John J. Allen, Mayor

Gerry van der Wolf, CAO