

**TOWN OF NEEPAWA  
BY-LAW NO. 3054**

**BEING A BY-LAW of the Town of Neepawa to Establish Fees for services provided in response to a False Alarm**

NOW THEREFORE the Council of The Town of Neepawa in regular session assembled enacts as follows:

**Definitions:**

**"False alarm"** in respect to a fire alarm, means the activation of an alarm system resulting in the direct or indirect notification of the Fire Department to attend the address of the alarm system, where there is, in fact, no emergency situation at that address. "False alarm" does not apply to local alarms, when, unknown to the residents or property owner, a third party phones in the alarm on behalf of the residents or owner of a property, and where the premises at which the Fire Department attends are residential premises and the fire alarm system is designed to alert only the occupants of the dwelling unit in which it is installed.

**"Local Alarms"** The local alarm is a configuration using an audible sound device (a bell or siren) and sometimes a visual one (a strobe light) to report a fire. A local alarm does not automatically notify the fire department, alarm company or 911.

WHEREAS Section 232(2) of The Municipal Act States in part as follows:

232(2) Without limiting the generality of subsection (1), a council may in a by-law passed under this Division...

- (d) establish fees or other charges for services, activities or things provided or done by the municipality or for the use of property under the ownership, direction, management or control of the municipality ...

AND WHEREAS; the Fire Department of the Town of Neepawa attends at a premises to provide firefighting services in response to a false alarm of a fire alarm system;

AND WHEREAS; There have been incidents when, on more than three occasions in the previous twelve months, the Fire Department has been called to attend the address of the alarm system, where there is, in fact, no emergency situation at that address.

THEREFORE; The owner of the property on which the premises are located shall pay to the Town of Neepawa the fees set out in Schedule 'A' attached to and forming part of this By-law. Notification of the incident shall be provided to the homeowner and kept on file at the Town of Neepawa Municipal Office on the form as provided in Schedule "B".

**Enforcement**

Fees imposed are due within thirty days of receipt by the owner or occupier of the Town of Neepawa's invoice and, if overdue on December 31st of the calendar year in which they are imposed, shall be added to in the same manner as a tax may be collected or enforced under The Municipal Act.

Read a first time on the 5 th day of February, 2008  
Read a second time on the 19 th day of February, 2008.  
Read a third time on the 19 th day of February, 2008.

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B Durston – Mayor

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Allison Bardsley - CAO

**BY-LAW NO. 3054  
SCHEDULE "A"**

**FALSE ALARM FEES - FIRE ALARM**

**Fourth alarm within the previous 12 months - \$300.00**

**Fifth alarm within the previous 12 months - \$600.00**

**Sixth and subsequent alarms within the previous 12 months - \$1000.00**

**BY-LAW NO. 3054  
SCHEDULE "B"**

**NOTICE OF EXCESSIVE FALSE ALARM OCCURRENCE**

**TO:**

**Registered Owner, Owner Occupier (Corporate Name)**

**ADDRESS:**

An excessive false alarm as defined by By-law No. 3054 occurred at the address noted above on the time and date set out in this notice. This is the <#> false alarm at this address during this year.

You are liable to pay the amount of \$ \_\_\_\_\_ in accordance with Schedule A of By-Law No. 3054, a copy of which is attached for your information. If you do not pay the amount of the fee set out in this notice, further collection action may be taken.

Property Tax Roll No:  
Date of Occurrence:  
Time of Occurrence:  
R.C.M.P. File Number:  
Fire Department File Number:  
Date of Notice: