

**Village of Warburg
Bylaw # 147/16**

A BYLAW of the Village of Warburg, in the Province of Alberta, to establish a fee for Police Response to False Alarms within the Village of Warburg.

WHEREAS, professionally installed and monitored intrusion alarm systems are useful instruments in deterring crime and in providing peace of mind for the users of such system;

AND WHEREAS, false alarms requiring unnecessary emergency responses pose a threat to the safety of law enforcement personnel and the public by creating unnecessary hazards, and delay attendance at genuine emergencies;

AND WHEREAS, Chapter M-26 of the *Municipal Government Act, R.S.A. 1994*, for the Province of Alberta, grants the Council the authority to pass such a bylaw;

NOW THEREFOR, the Council of the Village of Warburg in the Province of Alberta duly assembled, hereby enacts as follows:

PART 1 – TITLE AND DEFINITIONS

1. This Bylaw may be cited as the “False Alarm By-Law”
2. In this Bylaw, unless the context otherwise requires:

“Alarm System” means, any mechanical or electrical device which is designated or used for the detection of an unauthorized entry into a premise, building, structure or facility or for altering orders of the commission of an unlawful act, or both, and which emits a sound or transmits a signal or message when activated but does not include a device that is installed in a vehicle.

“Village” means, the Village of Warburg.

“False Alarm” any activation of an alarm system that results in a response of police emergency personnel where unauthorized entry or a police emergency does not exist

PART 2 – APPLICATION

1. When an alarm system generates more than one false alarm within a consecutive twelve month time period, the Village may charge the person responsible for the alarm system, business owner or homeowner a fee relating to the response of the police emergency personnel as follows:
 - a) On the second false alarm \$150.00
 - b) On the third false alarm \$250.00
 - c) On the fourth false alarm and any subsequent response to a false alarm \$500.00

PART 3 – PENALTIES AND ENFORCEMENT

1. Any person who violates a provision of this Bylaw is guilty of an offence, and liable, on summary conviction.
 - a) A Violation Tag, may be issued to such persons:
 - i) Personally
 - ii) By mailing a copy to the person at his or her last known post office address; or

- iii) In respect to a partnership or corporation, by mailing or delivering the Violation Tag to either the registered office or the business office of the partnership or corporation.

b) A Violation Tag, issued, pursuant to this Bylaw, shall be in a form approved by the Municipal Administrator and shall state:

- i) The name of the Owner;
- ii) The section number of the Bylaw provision breached and a brief description of the offence;
- iii) The appropriate specified penalty for the offence;
- iv) That the penalty for the offence is required to be paid within 30 days of the issuance of the Violation Tag; and
- v) Any other information as may be required by the Municipal Administrator from time to time.

c) Where a Violation Tag is issued pursuant to this Bylaw, the person to whom the Violation Tag is issued may, in lieu of being prosecuted for the offence, pay to the Village Office, the penalty specified on the Violation Tag.

d) Where a Violation Tag has been issued and the specified penalty not paid within the specified time, the Municipal Administrator is authorized to issue a Violation Ticket pursuant to part 2 of the *Provincial Offences Procedure Act*, to any person that the Municipal Administrator has reasonable grounds to believe has contravened a provision of this Bylaw.

PART 4 – EFFECTIVE DATE AND REPEAL

1. This Bylaw shall come into force upon the third and final reading.

Read a first time this 14th day of November, A.D. 2016.

VILLAGE OF WARBURG

Deputy Mayor Fred Rapati

Christine Pankewitz
Municipal Administrator

Read a second time this 12th day of December, A.D. 2016.

Read a third time and finally and unanimously passed this 12th day of December, A.D. 2016.

VILLAGE OF WARBURG

Mayor Ralph van Assen

Christine Pankewitz
Municipal Administrator