

**THE CORPORATION OF THE
CITY OF WHITE ROCK
BYLAW 2034**



A bylaw to provide for the regulation of emergency services
in response to false alarms of a security alarm system or
a fire alarm system in the City of White Rock

WHEREAS Division 10 of Part 3 of the *Community Charter* authorizes a local government to regulate, prohibit and impose requirements in relation to nuisances, disturbances and other objectionable situations;

AND WHEREAS Section 196 of the *Community Charter* authorizes a local government to impose fees for false alarms originating from fire alarm systems and security alarm systems;

AND WHEREAS the Council of the Corporation of the City of White Rock deems it expedient to provide for regulations and prohibitions regarding emergency services in response to false alarms of a security alarm system or a fire alarm system;

AND WHEREAS Council may by bylaw regulate, prohibit and impose requirements in relation to the protection and enhancement of the well-being of its community in relation to emergency services in response to false alarms of a security alarm system or a fire alarm system.

NOW, THEREFORE, the Council of the Corporation of the City of White Rock in open meeting assembled hereby enacts as follows:

1. This Bylaw may be cited as “White Rock Security and Fire Alarm System Regulation Bylaw, 2013, No. 2034.”

2. **DEFINITIONS:**

In this Bylaw:

“**Alarm Incident**” means the activation of a Fire Alarm System or Security Alarm System.

“**Alarm Provider**” means a person, partnership, company or other entity engaged in selling, installing, maintaining, servicing or monitoring Fire Alarm Systems or Security Alarm Systems and reporting the occurrence of Alarm Incidents to the Police or Fire Department.

“**City**” means the Corporation of the City of White Rock.

“False Alarm” means the activation of a Security Alarm System or Fire Alarm System resulting in attendance of the Police or Fire Department at the Premises at which the Security Alarm System or Fire Alarm System is installed where the services of the Police or Fire Department are not required, and includes situations in which the Security Alarm System or Fire Alarm System:

- a) has malfunctioned;
- b) was activated in error;
- c) was activated during testing;
- d) was activated but there is no evidence of illegal entry or attempted illegal entry; and
- e) was activated as a result of storm conditions, excessive vibrations, or power failure.

“Fire Alarm System” means any mechanical, electrical, or electronic device designed to

- a) detect fire, smoke or excessive heat in any Premises; and
- b) alert the Fire Department to the presence and location of fire, smoke or excessive heat.

“Fire Department” means the White Rock Fire Rescue Department.

“Police” means the White Rock Detachment of the Royal Canadian Mounted Police (RCMP).

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

“Security Alarm System” means any mechanical, electrical or electronic device designed to

- a) detect any unauthorized entry upon or into Premises,
- b) alert any person to the commission of an unlawful act or the existence of an emergency situation; or
- c) both; and

alert the Police to these events, but does **not** include:

- a) a device which registers an alarm which is not audible, visible or perceptible outside of the Premises of the real property upon which it is installed;
- b) a device which is installed in a motor vehicle; or
- c) a personal panic, hold-up and financial institution alarm.

OWNER’S RESPONSIBILITIES:

3. Every owner and occupier shall be responsible for the proper use, installation, maintenance, operation and monitoring of any Fire Alarm System or Security Alarm

System installed upon or within the real property or any Premises situated or constructed thereon, to ensure the prevention of False Alarms.

FEES FOR FALSE ALARMS

4. The owner or occupier of any Premises to which the services of the Police or Fire Department are provided in response to a False Alarm shall pay to the City:
 - a) for the first False Alarm in any consecutive 12 month period there shall be no fee;
 - b) for the second False Alarm in any consecutive 12 month period the fee shall be \$100;
 - c) for the third False Alarm in any consecutive 12 month period the fee shall be \$300; and
 - d) for the fourth and every subsequent False Alarm in any consecutive 12 month period the fee shall be \$500.

5. In relation to any real property for which an Alarm Provider provides a Security Alarm System or Fire Alarm System, and to which the services of the Police or Fire Department are provided in response to a False Alarm, the Alarm Provider shall pay to the City
 - a) for the first False Alarm in any consecutive 12 month period there shall be no fee;
 - b) for the second False Alarm in any consecutive 12 month period the fee shall be \$100;
 - c) for the third False Alarm in any consecutive 12 month period the fee shall be \$300; and
 - d) for the fourth and every subsequent False Alarm in any consecutive 12 month period the fee shall be \$500.

UNPAID FEES

6. Every person shall pay all fees imposed under this bylaw 15 days after receipt of an invoice from the City. All fees imposed on owners or operators under this bylaw may be collected in the same manner and with the same remedies as property taxes.

VERIFICATION

7. Prior to reporting an Alarm Incident to the Police, an Alarm Provider shall attempt to contact a person at the Premises on the real property from which the Alarm Incident occurs to determine if the Alarm Incident is a False Alarm.

EFFECTIVE DATE

- 8, *White Rock Security and Fire Alarm System Regulation Bylaw, 2013, No. 2034* will come into effect January 1, 2014.

OFFENCE

9. Every person who violates any of the provisions of this Bylaw or who suffers or permits any act or thing to be done in contravention of this Bylaw, or who neglects to do or refrains from doing anything required to be done under the provisions of this Bylaw shall be guilty of an offence and liable, upon conviction, to the penalties imposed under the *Offence Act*.

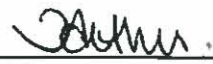
SEVERABILITY:

10. If any portion of this Bylaw is held invalid by a Court of competent jurisdiction, then the invalid portion must be severed and the remainder of this Bylaw is deemed to have been adopted without the severed portion.

RECEIVED FIRST READING on the	7 th	day of	October, 2013
RECEIVED SECOND READING on the	7 th	day of	October, 2013
RECEIVED THIRD READING on the	7 th	day of	October, 2013
RECONSIDERED AND FINALLY ADOPTED on the	21 st	day of	October, 2013



MAYOR



CITY CLERK