

THE CORPORATION OF THE
TOWN OF PELHAM

BY-LAW #3085 (2010)

Being a by-law to establish and adopt a Tariff of Fees for Fire Department Inspections, Requests for information and any additional services related thereto and to repeal By-law #2867 (2007).

WHEREAS Section 11 of the Municipal Act, S.O. 2001, c.25, as amended, provides that a municipality may regulate matters not specifically provided for by this act or any other act for purposes related to the health, safety and well-being of the inhabitants of the municipality;

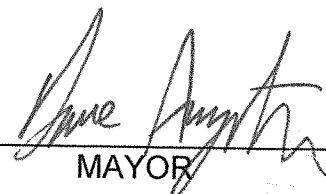
AND WHEREAS Section 391 (1) of the Municipal Act, S.O. 2001, c.25, as amended, states that despite any Act, a municipality and a local board may pass by-laws imposing fees or charges on any class of persons – (a) for services or activities provided or done by or on behalf of it; (b) for costs payable by it for services or activities provided or done by or on behalf of any other municipality or local board; and, (c) for the use of its property including property under its control;


AND WHEREAS it is deemed desirable to establish and adopt a Tariff of Fees for fire department inspections, requests for information and any additional services related thereto;

NOW THEREFORE THE COUNCIL OF THE CORPORATION OF THE TOWN OF PELHAM ENACTS AS FOLLOWS:

- 1) THAT the Tariff of Fees for Fire Department Inspections, requests for information and any additional services thereto as identified in Schedule "A" attached to and forming part of this by-law be and is hereby authorized and approved, effective March 15, 2010.
- 2) THAT the fees described in Section 1 shall be collected by the Fire Department Administration.
- 3) THAT By-law #2867 (2007) be and is hereby rescinded.

READ A FIRST, SECOND AND THIRD TIME
AND FINALLY PASSED BY COUNCIL THIS
15th DAY OF MARCH 2010 A.D.


MAYOR


CLERK

FALSE ALARMS

The following fees will only be implemented when it is determined by the Fire chief that the false alarm was preventable, the fire alarm system was improperly installed or maintained or resulting from a malicious act by an individual.

This shall also mean the initiative of a fire alarm, by use of the Fire Dispatch System in which it is determined that the intent of the fire alarm was to contribute to a dispute with a neighbour and/or another tenant. This determination will be made by the senior Fire Officer onsite and charges shall also be laid under the Criminal Code of Canada as uttering a false fire call.

In this by-law, "fire alarm system" means a system installed and designed to detect fire and alert the occupants of the building. A "valid alarm" means a fire alarm system which has been activated as a result of either of the following circumstances:

- a) a fire
- b) an emergency situation on, or in relation to the premises

Where the Pelham Fire Department responds to a false alarm at the same municipal address on two occasions within one (1) year calendar period, a violation notice will be issued to the alarm subscriber at such location. An invoice will be issued to the alarm subscriber after a third and any subsequent false fire alarms from the same location have been attended by the Pelham Fire Department within this one year period.

Invoice charges shall be assessed at \$375.00 per hour or part thereof and \$150.00 for each additional ½ hour for each attending Fire Department Vehicle.

MOTOR VEHICLE FIRES AND COLLISIONS

Where the Pelham Fire Department has responded to an emergency situation, including motor vehicle accidents and fire, in which a non-resident person is involved, the Municipality may charge the following fees to such persons and/or such persons insurer at \$375.00 per hour and \$175.00 for each additional ½ hour or part thereof for each Fire Department vehicle.