HAMILTON POLICE SERVICES BOARD

BY-LAW NO. 14-001

BEING A BY-LAW TO AMEND THE POLICE SERVICES BOARD BY-LAW 11-001 (BEING A BY-LAW TO IMPOSE FEES AND CHARGES FOR CERTAIN SERVICES PROVIDED BY THE HAMILTON POLICE SERVICES BOARD AND TO REPEAL BY-LAWS 96-002, 99-001, 00-01 and 02-001)

WHEREAS the Hamilton Police Services Board is a local board of the City of Hamilton;

AND WHEREAS section 391 of the *Municipal Act, 2001*, S.O. 2001, as amended, authorizes a local board of a municipality to impose fees or charges on 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 municipality or other local board; and

(c) for the use of its property including property under its control;

AND WHEREAS the Hamilton Police Services Board incurs costs related to the purposes set out in section 391 of the *Municipal Act, 2001*, S.O. 2001, as amended;

AND WHEREAS section 31(6) of the *Police Services Act*, R.S.O. 1990, as amended, permits the Board, by by-law, to make rules for the effective management of the Hamilton Police Service;

AND WHEREAS the Hamilton Police Services Board has determined that, wherever feasible, the total costs related to the purposes set out in section 391 of the *Municipal Act, 2001*, S.O. 2001 shall be recovered by the Board;

WHEREAS the Hamilton Police Services Board, at its meeting on April 18, 2011, approved Report 11-051, which authorized the amendments to, and introduction of, certain Fees and Charges, as well as the consolidation of By-Laws 96-002, 99-001 and 00-01 into By-Law 11-001;

AND WHEREAS the Hamilton Police Services Board, at its meeting on January 16, 2012, approved Report 12-002, which authorized the amendments to, and introduction of, certain Fees and Charges, as well as the consolidation of By-Law 02-001 into By-Law 11-001;

AND WHEREAS the Hamilton Police Services Board, at its meeting on April 22, 2014, approved the creation of a new schedule to By-Law 11-001 to regulate the operations of the False Alarm Reduction Unit;

NOW THEREFORE the Hamilton Police Services Board HEREBY ENACTS as follows:

1. Schedule "D" to By-Law 11-001 is revoked and replaced by the updated Schedule "D", Fees and Charges for Alarm Services, attached hereto.

EFFECTIVE DATE

2. This By-Law shall come into force and take effect on the day it is passed.

PASSED AND ENACTED at the City of Hamilton this 15th day of September, 2014.

Lloyd Ferguson
Chair
Hamilton Police Services Board

September 15, 2014
DATE

Lois Morin
Administrator
Hamilton Police Services Board

September 15, 2014
DATE

SCHEDULE "D"

To By-Law 11-001

FEES AND CHARGES FOR ALARM SERVICES

SERVICE	FEE
At-Fault False Alarm	$150.00
False Alarm dispatch; cancelled en route	$75.00

ALARMS MANAGEMENT PROGRAM

PURPOSE:

To provide for the imposition of fees and charges for police response to monitored alarms

REGISTRATION OF ALARM SYSTEMS

1. Central Monitoring Stations (the "Stations") will be required to sign a Service Agreement with the Hamilton Police Services Board (the "Board") which will detail the procedures to be followed by the Stations when placing an alarm call for service to the Hamilton Police Service (the "Service"). The Service Agreement will set out the rights and responsibilities of the parties and may be amended from time to time to reflect current practices with respect to the Alarms Management Program monitored by the False Alarm Reduction Unit of the Service.

2. To be eligible to participate in the Alarms Management Program the Stations must not have any outstanding balances owing to the Board with respect to charges for attendance at false alarms.

3. Calls for service made by the Stations must be verified in accordance with one of the methods outlined in the Service Agreement. Non verified alarm activations will be accepted at a lower priority level of response.

FALSE ALARM PROGRAM

4. The Stations will be required to pay a fee to the Board for each false alarm call received by the Service. The fee will be an amount prescribed by and set out in this Schedule. Any further fees or charges related to the Alarms Management Program will be detailed in the Service Agreement and set out in this Schedule.

NON-REGISTERED CENTRAL MONITORING STATIONS

5. Calls for service to alarmed premises made by Stations who are not enrolled in the Alarms Management Program will not be accepted by the Police Service until they are called in by the property owner.

6. In circumstances where a call for service to an alarmed premises is received directly from a resident or proprietor of the City of Hamilton and the Service ultimately determines the call to be a false alarm, the resident or proprietor, as the case may be, will be responsible to pay a false alarm fee to the Board as set out in this Schedule.