

THE MUNICIPALITY OF METROPOLITAN TORONTO
POLICE SERVICES BOARD

BY-LAW No. 110

To Authorize the Charging of Fees
to Recover the Costs of Providing Police Services
in Response to False Alarms

WHEREAS the Municipality of Metropolitan Toronto Police Services Board (the "Board") has determined that the Municipality of Metropolitan Toronto Police Service (the "Service") responds annually to a large number of calls for service initiated by the activation of alarm systems installed in residential or commercial premises;

AND WHEREAS many of the activations of such alarm systems constitute false alarms that do not require a response by the Service;

AND WHEREAS costs are incurred unnecessarily by the Board and the Service in responding to false alarms and such responses delay attendance by members of the Service at genuine emergencies;

AND WHEREAS the Board seeks to recover the costs of responding to false alarms and the costs incurred in recovering and refunding any fees payable pursuant to this By-law;

AND WHEREAS pursuant to section 220.1 of the *Municipal Act*, the Board, being a local board as defined in section 1 of the *Municipal Affairs Act*, is authorized to pass by-laws imposing fees or charges on any class of persons for services and activities provided by or done on behalf of the Board;

AND WHEREAS at its meeting held on the 13th day of June, 1996, the Board adopted By-law No. 108 being a by-law "To Authorize the Charging of Fees to Recover the Costs of Providing Police Services in Response to False Alarms";

AND WHEREAS pursuant to section 5 of By-law No. 108, that By-law shall only come into force on the date the Canadian Radio-television and Telecommunications Commission, pursuant to the federal *Telecommunications Act*, approves a tariff allowing a \$73.50 charge for pay per call service;

AND WHEREAS the Canadian Radio-television and Telecommunications Commission has not yet rendered its decision on the tariff allowing a \$73.50 charge for pay per call service;

AND WHEREAS costs continue to be incurred unnecessarily by the Board and the Service in responding to false alarms and such responses continue to delay attendance by members of the Service at genuine emergencies;

AND WHEREAS the Board seeks to recover the costs of responding to false alarms and the costs incurred in recovering any fees payable pursuant to this By-law prior to the Canadian Radio-television and Telecommunications Commission reaching its decision on the aforementioned tariff and in the event the Canadian Radio-television and Telecommunications Commission declines to approve such tariff;

NOW, THEREFORE, the Board HEREBY ENACTS as follows:

1. In this By-law,

(a) "alarm business" means any person or persons who engage in the business of monitoring alarm systems and reporting to the Service when an alarm system has been activated;

(b) "alarm system" means any device which, when activated, transmits a signal or message to an alarm business; and

(c) "false alarm" means the activation of an alarm system where, in the opinion of the Chief of Police of the Service or his designate, no emergency or evidence of criminal activity exists at the premises at which the alarm system is installed.

2. An alarm business which reports the activation of an alarm system to the Service which is determined to be a false alarm shall pay a fee of \$73.50 (the "fee") and any applicable taxes on such fee.

3. The fee and any applicable taxes will be payable to the Board within thirty (30) days of the date of an invoice for such fee from the Board.

4. Interest on any unpaid fees will be charged at a rate of two *per cent* (2%) per month, compounded monthly, for the period from the payment date referred to in section 3 of this By-law, to the date payment is received by the Service.

5. The Chief of Police of the Service or his designate may discontinue responses to calls from an alarm business when payment of all or part of any fees and interest owing under this By-law is outstanding for a minimum of four (4) months from the date of the invoice from the Board.

6. This By-law shall come into force on the date Metropolitan Council passes a resolution approving this By-law pursuant to subsection 220.1(8) of the *Municipal Act* and is repealed on the date that By-law No. 108 comes into force.

ENACTED AND PASSED this 22nd day of August, 1996.



Maureen Prinsloo
Chair

TORONTO POLICE SERVICES BOARD

BY-LAW No. 139

**To Amend By-law No. 110 Authorizing the Charging of Fees
to Recover the Costs of Providing Police Services
in Response to False alarms**

WHEREAS on August 22, 1996, the Toronto Police Services Board (the "Board") adopted By-law No. 110 imposing a fee of \$73.50 on alarm businesses to recover the Board's costs of responding to false alarms and the costs incurred in recovering and refunding any fees payable pursuant to that by-law (the "By-law");

AND WHEREAS the aforementioned costs have increased since the Board's adoption of the By-law and the Board wishes to recover those additional costs;

NOW, THEREFORE, the Board HEREBY ENACTS as follows:

1. Section 2 of the By-law is repealed and the following substituted therefor:
 2. An alarm business which reports the activation of an alarm system to the Service which is determined to be a false alarm shall pay a fee of \$83.50 (the "fee") and any applicable taxes on such fee.
2. This by-law shall come into force on the date the Council of the City of Toronto passes a resolution approving this by-law pursuant to subsection 220.1(8) of the *Municipal Act*.

ENACTED AND PASSED this 24th day of May , 2001.



Norman Gardner
Chairman

TORONTO POLICE SERVICES BOARD

BY-LAW No. 160

**To Amend By-law No.110 Authorizing the Charging of Fees
to Recover the Costs of Providing Police Services
in Response to False Alarms**

WHEREAS on August 22, 1996, the Toronto Police Services Board (the "Board") adopted By-law No.110 imposing a fee of \$73.50 on alarm businesses to recover the Board's costs of responding to false alarms and the costs incurred in recovering and refunding any fees payable pursuant to that by-law (the "By-law");

AND WHEREAS on May 24, 2001, the Board adopted By-law No. 139 amending the By-law to increase the fee from \$73.50 to \$83.50;

AND WHEREAS the aforementioned costs have increased since the Board's adoption of By-law No. 139 and the Board wishes to recover those additional costs;

NOW, THEREFORE, the Board HEREBY ENACTS as follows:

1. Section 2 of the By-law is repealed and the following substituted therefor:
 2. An alarm business which reports the activation of an alarm system to the Service which is determined to be a false alarm shall pay a fee of \$130.00 (the "fee") and any applicable taxes on such fee.
2. This by-law shall come into force on February 1, 2010.

ENACTED AND PASSED this 21st day of January 2010.

Alok Mukherjee
Chair

<p>Board Meeting: January 21, 2010 Minute No. P04/10</p>
