

**VILLAGE OF WARNER
IN THE PROVINCE OF ALBERTA
FIRE SERVICES BYLAW 661-26**

A BYLAW OF THE VILLAGE OF WARNER, IN THE PROVINCE OF ALBERTA, FOR THE PURPOSE OF PROVIDING FOR THE ESTABLISHMENT AND OPERATION OF FIRE PROTECTION SERVICES.

WHEREAS the *Municipal Government Act* R.S.A. 2000 Chapter M-26, as amended, provides that a Council of a Municipality may pass bylaws for the safety, health and welfare of people and the protection of people and property, and for services provided by or on behalf of the municipality;

AND WHEREAS the Council for the Village of Warner has entered into a Regional Emergency Management Agreement with the Village of Coutts, the Village of Stirling, the Town of Milk River, the Town of Raymond and the County of Warner pursuant to the *Emergency Management Act*, R.S.A. 2000 c. E-6.8 as amended;

AND WHEREAS the Council for the Village of Warner wishes to regulate the use and setting of Fires within the Village;

AND WHEREAS the Council for the Village of Warner wishes to establish and provide for the efficient operation of Fire Protection Services;

NOW THEREFORE, the Council of The Village of Warner, in the Province of Alberta, duly assembled, enacts as follows:

1. SHORT TITLE

This Bylaw may be cited as the "Fire Services Bylaw".

2. DEFINITIONS

In this Bylaw:

- 2.1 "Apparatus" means any vehicle suitable for land, air, or water use which is provided with machinery, devices, equipment, materials or personnel for Firefighting, rescue, or other emergency response, as well as vehicles used to transport Fire Fighters or supplies.
- 2.2 "CAO" (Chief Administrative Officer) means that person appointed to the position and title by Council.
- 2.3 "Council" means the Village of Warner Council.
- 2.4 "Designated Officer" means the Chief Administrative Officer, Bylaw Enforcement Officer, RCMP Officer, Peace Officer, and/or Fire Chief of the Village of Warner or their duly authorized assistants.
- 2.5 "Equipment" means any tools, contrivances, devices and materials used by the Fire Department, to combat an Incident or other Emergency.



- 2.6 "False Alarm" means any notification to the Fire Department or any Member thereof respecting the existence of a condition, circumstance or event containing an imminent serious danger to persons or Property, wherein such a condition, circumstance or event is in fact not in existence.
- 2.7 "Fire" means the burning of any flammable or combustible material or any combustible material in a state of combustion.
- 2.8 "Fire Chief" means the Member of a Fire Department who is appointed as the head of the Fire Department.
- 2.9 "Fire Department" means any Fire department established by Council pursuant to this Bylaw or any Fire department referred to in the Regional Emergency Management Agreement and includes any person duly appointed to the Fire Department by the Fire Chief from time to time.
- 2.10 "Fire Department Property" means all property owned or controlled by, and designated for use by, the Fire Department, regardless of the source of the property.
- 2.11 "Fire Hazard" means any condition, circumstance, or event that increases the possibility and/or probability of Fire occurrence.
- 2.12 "Fire Pit" includes a permanently affixed outdoor Fire receptacle or a Portable Fire Receptacle.
- 2.13 "Fire Place" means an enclosed and permanently affixed outdoor Fire receptacle which incorporates a permanently affixed chimney or flue, and is constructed of brick, rock or other masonry.
- 2.15 "Fire Protection Charge" means the charges and fees payable pursuant to the Rates Bylaw, amended from time to time.
- 2.16 "Fire Protection Services" means all aspects of Fire safety including but not limited to, Fire prevention, Fire suppression, Firefighting, rescue, pre-Fire planning, Fire inspection, Fire investigation, public education and information, training or other staff development, advising, and responding to a request for Fire protection, including legitimate emergencies and False Alarms.
- 2.17 "Incident" means a Fire or a situation where a Fire or an explosion is imminent or any other situation where there is a Fire, a danger or a possible danger to life or property.
- 2.18 "Incident Commander" means the Member of the Fire Department who is responsible for the coordination and execution of overall strategy and Fire protection tactics involved in combating an Incident.
- 2.19 "Member" means any person who is a duly appointed member of the Fire Department, including a part-time member, volunteer, or Officer, including Medical First Responders.
- 2.20 "Officer" means a Member appointed as to a supervisory position within the Fire Department.



- 2.21 "Order" means an official directive or notice served by local council or Fire authorities when a building and or property is deemed to have inadequate Fire safety measures or is in breach of Fire safety regulations.
- 2.22 "Person" includes a corporation; other legal entities and an individual having charge or control of a property.
- 2.23 "Practice" means a gathering of the Members scheduled by the Fire Chief or designated Officer, and at which training in Fire Protection Services is conducted.
- 2.24 "Portable Fire Receptacle" means an outdoor Fire receptacle which is not permanently affixed.
- 2.25 "Property" means any real or personal property, which, without limiting the generality of the foregoing, includes land, equipment, products, vehicles and structures.
- 2.26 "Recreational Fire" means a Fire confined within a non-combustible structure or container, which is lit for the purpose of cooking, obtaining warmth, or viewing for pleasure and is fueled solely by dry wood, charcoal, natural gas, or propane.
- 2.27 "Running Fire" means a Fire burning without being under proper or any control of any person.
- 2.28 "Structure Fire" means a Fire confined to and within any building, structure, machine or vehicle which will or is likely to cause the destruction of or damage to such building, structure, machine or vehicle.
- 2.29 "Village" means the Village of Warner and the area within its boundaries.

3. FIRE DEPARTMENT

- 3.1 Council hereby establishes the Village of Warner Fire Department for the purpose of:
- 3.1.1 Providing Fire Protection Services;
 - 3.1.2 Preventing, combating and extinguishing Fires and Incidents;
 - 3.1.3 Investigating the cause and origin of Fires and Incidents;
 - 3.1.4 Preserving life and Property and protecting persons and Property from injury or destruction by Fire or Incident;
 - 3.1.5 Operating Apparatus and Equipment for the purpose of extinguishing Fires or Incidents;
 - 3.1.6 Fulfilling obligations under approved Regional Emergency Management Bylaw;
 - 3.1.7 Providing public education about Fire safety;
 - 3.1.8 Pre-Fire and emergency planning and Practice;
 - 3.1.9 Providing initial first response to medical incidents; and
 - 3.1.10 Providing rescue services.

And each shall be performed by the Village of Warner Fire Department to the level of service adopted by Council in the Warner Fire Department Operating Procedures, which shall not be inconsistent with the legislation and regulation of the Province of Alberta.



4. FIRE CHIEF APPOINTMENT AND DUTIES

- 4.1 The Fire Chief shall be appointed by Council, is responsible to the CAO and shall report directly to the CAO on all operational and administrative matters and may be required to present updates to Council on a quarterly basis.
- 4.2 The Fire Chief shall report all Fires and Incidents immediately after completing response to said Fires and Incidents to the CAO, with sufficient details to enable the invoicing process to properly occur and to meet the requirements of the *Safety Codes Act*, R.S.A. 2000, Chapter S-1, as amended repealed or replaced from time to time.
- 4.3 The Fire Chief has complete responsibility and authority over the Fire Department, subject to the direction and control of the CAO, to which they shall be responsible. In particular, the Fire Chief may direct the Fire Department and its Members to carry out all Fire Protection Service activities and such other activities as the CAO directs, including but not limited to:
 - 4.3.1 Pre-Fire planning;
 - 4.3.2 Fire suppression activities;
 - 4.3.3 Emergency medical first response services, excepting ambulance services;
 - 4.3.4 Rescue operations;
 - 4.3.5 Disaster relief; and
 - 4.3.6 Practice and Member training.

5. OFFICER APPOINTMENT AND DUTIES

- 5.1 Officers shall be appointed at the discretion of the Fire Chief or Designate.
- 5.2 An Officer shall:
 - 5.2.1 Function as an Incident Commander, as required or upon request by the Fire Chief;
 - 5.2.2 Assist the Fire Chief in ensuring that all Fire reports, Incident and accident reports, and any and all other reports required by this Bylaw and the legislation and regulations of the Province of Alberta are completed and submitted in a clear, concise, and timely manner;
 - 5.2.3 Assist the Fire Chief in establishing rules, requirements, policies, and procedures for the efficient and safe operation of the Fire Department;
 - 5.2.4 Assist the Fire Chief in maintaining a liaison with federal and provincial governments and Council on matters relating to the Fire Department;
 - 5.2.5 Organize and assume responsibility for Fire Protection Services resources, Apparatus, and Equipment, as required;
 - 5.2.6 Provide leadership to Members and develop and implement long-range plans and programs.

6. MEMBER APPOINTMENT

- 6.1 An individual interested in becoming a Member of the Fire Department within the Village shall be eligible for consideration if they:
 - 6.1.1 have met the requirements set out in the Fire Department's Standard Operational Guidelines, and any provincial Occupational Health and Safety program or training;



- 6.1.2 have been recommended by the Fire Chief of the Fire Department, or by an Officer of that Fire Department, and has received the approval of the majority of the Fire Department's Members following a probationary period; and
 - 6.1.3 have demonstrated that they are in a reasonable physical condition to perform the duties required of the Member by the Fire Department.
- 6.2 An individual interested in applying to become a Member of a Fire Department shall supply the Fire Chief of the Fire Department with the following:
- 6.2.1 a criminal record check report performed by the Royal Canadian Mounted Police Service;
 - 6.2.2 a photocopy of a valid Alberta driver's license;
 - 6.2.3 a valid Social Insurance Number;
 - 6.2.4 proof of Canadian citizenship or residency;
 - 6.2.5 a Driver's Abstract generated by the Province of Alberta within the past thirty (30) days; and
 - 6.2.6 any other information deemed necessary by the Fire Chief to establish compliance with the requirements established by the Province and the Municipality.
- 6.3 Individuals under the age of eighteen (18) may assist in specific non-emergency functions with written parental consent to do so, and as approved by the Fire Chief.
- 6.4 If a Member's driver's license has a change in status for any reason, the Member shall immediately inform the Fire Chief of the Fire Department.

7. POWERS OF FIRE CHIEF

- 7.1 The Fire Chief may establish rules, regulations, policies and committees necessary for the proper organization and administration of the Fire Department including, but not limited to:
- 7.1.1 use, care and protection of Fire Department Property;
 - 7.1.2 conduct and discipline of Officers and Members of the Fire Department;
 - 7.1.3 efficient operations of the Fire Department;
 - 7.1.4 training of Officers and Members of the Fire Department;

such rules, regulations and policies shall not be inconsistent with the legislation and regulations of the Province of Alberta.

- 7.2 The Fire Chief may obtain assistance from other Village officials as they deem necessary in order to discharge their duties and responsibilities under this Bylaw.

8. POWERS OF INCIDENT COMMANDERS

- 8.1 The Fire Chief or Incident Commander shall have control, direction and management of any Fire Department Apparatus, Equipment or manpower, assigned to an Incident and they shall continue to act until relieved by an Officer authorized to do so.
- 8.2 The Fire Chief or Incident Commander may at their discretion establish boundaries or limits and keep persons from entering the area within the prescribed boundaries or limits unless authorized to enter by them.



- 8.3 The Fire Chief or Incident Commander may request Enforcement Officers to enforce restrictions on persons entering within the boundaries or limits outlined in Section 8.2.
- 8.4 The Fire Chief or Incident Commander is empowered to enter to take all steps they deem necessary in order to directly or indirectly combat, control or deal with an Incident, including:
- 8.4.1 Commandeer and authorize payment for the possession or use of any equipment for the purposes of fighting a Fire;
 - 8.4.2 Passing through or over buildings or Property adjacent to an Incident and to causing Members of the Fire Department and the Apparatus and Equipment of the Fire Department to enter or pass through or over the building or Property;
 - 8.4.3 Ordering the evacuation of any building or area which is directly or indirectly involved in an Incident; and
 - 8.4.4 Upon extinguishment of a Fire or resolution of an Incident, access, enter, pass through, or over buildings or property adjacent to a Fire or Incident, and cause a building, structure or thing to be pulled down, demolished or otherwise removed in accordance with the *Safety Codes Act*, R.S.A. 2000, Chapter S-1, as amended, and any regulations thereto.

9. POWERS OF MEMBERS

- 9.1 Each Member shall have the authority and power to:
- 9.1.1 Require any able-bodied adult person to assist in extinguishing Fires and to assist in the prevention or spread thereof;
 - 9.1.2 Obtain from every person found on public land or leaving or entering public land that person's name, address and an account of their activities and the route of the activities they propose to carry out and the route they intend to follow on the public land;
 - 9.1.3 Without a warrant, enter on or into any Property except a private dwelling house, for the purpose of discharging their duties under this Bylaw;
 - 9.1.4 Without warrant, enter any private dwelling house which is on Fire and proceed to extinguish the Fire or to prevent the spread thereof;
 - 9.1.5 Direct the operations of extinguishing or controlling the Fire or the operations to preserve life and Property;
 - 9.1.6 Perform work relating to the extinguishing or controlling the Fire or the operations to preserve life and Property and enter onto any Property for the purpose of extinguishing or controlling the Fire; and
 - 9.1.7 Prevent the interference with the efforts of persons engaged in the extinguishing of Fires or preventing the spread thereof by regulating the conduct of the public at or in the vicinity of the Fire.

10. CONTROLS OF FIRE HAZARDS

- 10.1 If, on privately owned land or occupied public land, conditions that, in a Designated Officer's opinion, constitute a Fire Hazard, they may order the owner or the person in control of the Land on which the Fire Hazard exists to reduce or remove the Fire Hazard within a fixed time and in a manner prescribed by the Village.



- 10.2 A Designated Officer may enter onto the land with any equipment and any person they consider necessary and may perform the work required to eliminate or reduce the Fire Hazard.

11. FIRE PROTECTION CHARGES

- 11.1 Upon the Village issuing an Order or taking steps under Sections 10.1 or 10.2, or upon the Fire Department providing Fire Protection Services to Property within or outside the Village boundaries, resulting in the Village incurring fees or charges, the Village may in its sole and absolute discretion charge any or all of the following persons, namely:

11.1.1 The person causing or contributing to the Fire; or

11.1.2 The owner or occupant of the Property which is the subject of the Order, steps or Fire Protection Services;

a Fire Protection Charge, and all individuals charged are jointly and severally responsible for payment of the Fire Protection Charge to the Village.

- 11.2 The schedule of fees for Fire Protection Charges are set out in the Village of Warner's Rates Bylaw.

- 11.3 Without limiting the foregoing, a Fire Protection Charge may be imposed in the event of a False Alarm.

- 11.4 A Fire Protection Charge shall be paid within thirty (30) days of being levied.

- 11.5 Collection of unpaid Fire Protection Charges may be undertaken by civil action in a court of competent jurisdiction, and any civil action does not invalidate any lien which the Village is entitled to place on the Property in respect of which the indebtedness is incurred.

- 11.6 The owner of a parcel to which Fire Protection is provided is liable for Fire Protection Charges incurred, and the Village may add to the tax roll of a parcel of land all unpaid Fire Protection Charges and interest charges accrued one hundred and twenty (120) days after the Fire Protection Charge has been levied.

12. PERMITTED AND PROHIBITED FIRES

- 12.1 No person shall light or cause to be lit any Fire or permit any Fire to be lit upon land that the person owns, occupies, or controls, unless the person holds a valid and subsisting Fire Permit, or the Fire is exempt from the requirement for a Fire Permit under this Bylaw.

- 12.2 A Fire Permit is not required under this Bylaw for a Recreational Fire, provided that:

12.2.1 the receptacle containing the Fire is a minimum of three (3) meters from all buildings, structures, (including wooden decks and porches) property lines, combustible materials and is not located directly under any tree or overhanging branches.

12.2.2 the receptacle is set upon or built into the bare ground and is constructed of non-combustible material such as brick or stone; Does not have walls which exceed

0.75 metres in height measured from the floor of the Fire Pit to the top of the wall of the Fire Pit excluding any chimney;

- 12.2.3 Only clean, dry and untreated wood or charcoal is burned and, without limiting the generality of the foregoing, no refuse or waste is burned;
 - 12.2.4 the Fire does not emit smoke or sparks onto neighbouring Property, or otherwise create a nuisance or hazard to neighbouring Property;
 - 12.2.5 the Fire is supervised, at all times, until the Fire is fully extinguished, leaving only cold ashes, prior to leaving the Fire.
- 12.3 Every person who builds, ignites, or allows a Recreational Fire on a property must ensure that the Fire must ensure that:
- 12.3.1 a means of extinguishing the Fire is kept on hand at all times while the Fire is burning;
 - 12.3.2 has an open flame area that does not exceed 3 feet at its widest point or 3 feet in height at any time.
- 12.4 A Fire Permit is not required under this Bylaw for a Fire confined to an incinerator that is regulated by the Environmental Protection or Enhancement Act, or the regulations thereunder.
- 12.5 This Bylaw does not apply to a Fire being lit for the purpose of training Members.

13. FIRE PERMIT

- 13.1 A Fire Permit must be obtained from the Village Fire Chief and/or designate.
- 13.2 A person who applies for a Fire Permit shall pay any applicable fee set out in the Rates Bylaw.
- 13.3 A Fire Permit may include any terms and conditions that that the Fire Chief deems advisable for the safe conduct of the Fire, including the following:
 - 13.3.1 The permit holder must inform dispatch one (1) hour prior to commencing burning by calling 403-329-1225;
 - 13.3.2 All materials to be burned originate from the property for which the permit is issued;
 - 13.3.3 Open burning is only permitted between 9:00 a.m. and 11:00 p.m.;
 - 13.3.4 No person shall ignite or allow a Fire to burn on a property between one o'clock a.m. (1:00 a.m.) and eight o'clock a.m. (8:00 a.m.);
 - 13.3.5 No person shall ignite or allow open burning of any Fire if wind conditions exceed thirty (30) km per hour;
 - 13.3.6 Conduct any activity that involves the use of a Fire, where smoke from the Fire may



impede visibility of the vehicular traffic on any Highway as defined in the *Traffic Safety Act*, R.S.A. 2000 Chapter T-6, as amended.

- 13.4 A Fire Permit is not transferrable from one person to another or from one location to another.
- 13.5 The Fire Chief and/or designate may suspend or revoke a Fire Permit if, in the opinion of the Fire Chief, acting reasonably:
 - 13.5.1 the holder of the Fire Permit has contravened this Bylaw, the Alberta Fire Code, applicable legislation or the terms and conditions of the Fire Permit; or
 - 13.5.2 the suspension or revocation of the Fire Permit is necessary or desirable for the protection of persons or Property.
- 13.6 Upon receiving notification of the suspension or cancellation of a Fire Permit, the holder of the Fire Permit shall immediately extinguish any Fire set pursuant to the Fire Permit.

14. FIRE BANS

- 14.1 The Fire Chief or CAO may, from time to time, prohibit all Fires within the Village including Recreational Fires when, in the discretion of the Fire Chief or CAO, the prevailing environmental conditions give rise to an increased risk of a Fire becoming a Running Fire.
- 14.2 A Fire ban imposed by the Fire Chief or CAO shall be in force either until the date established by the Fire Chief or CAO in the notice provided to the public, or until such time as the Fire Chief or CAO gives notice to the public that the ban has been lifted.
- 14.3 The Fire Chief or CAO shall give notice of the Fire ban in effect using all methods available, including the Village website, Facebook, the Electronic Sign and mass notification system. Such notification shall indicate that the Fire ban is in place, the date if any that the ban shall be lifted, and the penalty for failing to comply with the Fire ban.
- 14.4 When a Fire is set in contravention during a Fire ban, the owner or occupier of the land, or the person having control of the land upon which the Fire is lit shall:
 - 14.4.1 Extinguish the Fire immediately; or
 - 14.4.2 If unable to extinguish the Fire immediately, report the Fire to the Fire Department as soon as possible.

15. PROPERTY IDENTIFICATION

- 15.1 The civic address of any Property, including buildings and structures, shall be prominently displayed on the front of the Property, including buildings and structures, so as to be clearly visible from the street and rear laneway.

16 PROHIBITIONS

- 16.1 No person shall:



- 16.1.1 set, or cause to be set, any Fire within the boundaries of the Village except as otherwise provided for under this Bylaw.
- 16.1.2 conduct any activity that might reasonably be expected to cause a Fire, without exercising reasonable care to prevent the Fire;
- 16.1.3 light a Fire without first taking sufficient precautions to ensure that the Fire can be kept under control at all times;
- 16.1.4 either directly, or indirectly, personally or through an agent, servant or employee kindle a Fire or fail to take reasonable steps to control a Fire for the purposes of preventing it from become a Running Fire on any land not their own property or allow a Running Fire to pass from their own property to that of another;
- 16.1.5 light a Fire when the weather conditions are conducive to creating a Running Fire;
- 16.1.6 deposit, discard, or leave any burning matter or substance in a location where it may reasonably be expected to ignite other material and cause a Fire;
- 16.1.7 burn, or cause to be burned, any refuse, waste, junk, garbage, structures, debris or other noxious substance; material that will result in the production of dense black smoke; including insulation from electrical wiring or equipment, asphalt roofing materials, hydrocarbons, plastics, or other materials or creosoted wood; or Herbicides, pesticides or other toxic materials or substances;
- 16.1.8 impede, obstruct, or hinder a member, or any person assisting or acting under the direction of a Member, who is carrying out any function or activity related to the provision of Fire Protection;
- 16.1.9 damage, destroy or interfere with the operation of any Apparatus, Equipment or Fire Department Property including access roads or streets or other approaches to any Fire alarm, Fire hydrant, cistern or body of water designated or intended to be used for Fire Protection or any connections provided to a Fire main, pipe, stand pipe, sprinkler system, cistern, or other body of water designated or intended to be used for Fire Protection;
- 16.1.10 falsely represent oneself as a member, or other person employed by or affiliated with the Fire Department, including by, without limiting the generality of the foregoing, wearing, or displaying any insignia or materials of the Fire Department, without authorization from the Fire Chief;
- 16.1.11 fail to comply with an order given pursuant to this Bylaw to vacate a building; or cross any perimeter established, pursuant to this Bylaw, at the scene of an Incident.



16.2 A person who has damaged or destroyed any Apparatus, Equipment or Fire Department Property shall, in addition to any penalty imposed pursuant to this Bylaw, be liable for, and pay upon demand, all costs incurred by the Town to repair or replace the Apparatus, Equipment or Fire Department Property in question.

17. PENALTIES

17.1 Any person who:

17.1.1 Violates any provision of this Bylaw;

17.1.2 Suffers or permits any act or thing to be done in contravention of or in violation of any provision of this Bylaw;

17.1.3 Neglects to do or refrains from doing anything required to be done by the provisions of this Bylaw; or

17.1.4 Does any act or thing or omits any act or thing, thus violating any provision of this Bylaw;

is guilty of an offence under of this Bylaw, and upon a conviction, is liable to a fine as set out in the Village of Warner's Rates Bylaw.

18. ENFORCEMENT

18.1 Where Property does not comply with this Bylaw or a person contravenes this Bylaw, the Village may pursue its enforcement alternatives in accordance with any Act, or common law right, including but not limited to the issuance of an order to remedy the contravention by the Village, adding amounts to the tax roll, and pursuing injunctions pursuant to the *Municipal Government Act*, R.S.A. 2000, Chapter M-26 as amended.

19. VIOLATION TAGS AND TICKETS

19.1 Where an Enforcement Officer has reasonable grounds to believe that a provision of this Bylaw has been contravened, that Enforcement Officer is authorized and empowered to issue a Violation Tag to any person who the Enforcement Officer has reasonable grounds to believe is responsible for the contravention.

19.2 A Violation Tag issued pursuant to this Bylaw shall be in a form approved by the CAO and may be delivered to the Person reasonably believed to have contravened this Bylaw by means of actual service upon the person or by mailing a copy to the Person at their address as it appears on the Village's tax roll.

19.3 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, the penalty specified on the Violation Tag within seven (7) business days if delivered by actual service to the person and within fourteen (14) business days if served by mail.



- 19.4 Where a Violation Tag has been issued and the specified penalty not paid within the prescribed time, the right of the Person named on the Violation Tag to pay the penalty in lieu of prosecution shall expire and the Enforcement Officer is authorized to issue a Violation Ticket pursuant to Part 2 of the *Provincial Offences Procedure Act*, R.S.A. 2000, c. P-34, as amended, or repealed and replaced from time to time, to any person the Enforcement Officer has reasonable grounds to believe has contravened any provision of this Bylaw.
- 19.5 Notwithstanding Section 19.4, an Enforcement Officer is hereby authorized and empowered to immediately issue a Violation Ticket to any Person whom the Enforcement Officer has reasonable grounds to believe has contravened or is responsible for a contravention of any provision of this Bylaw regardless of whether a Violation Tag has first been issued. Nothing in the Bylaw shall prevent an Enforcement Officer from immediately issuing a Violation Ticket.
- 19.6 The specified penalty payable in respect of a contravention of a provision of this Bylaw is the amount provided for in the Village of Warner Rates Bylaw.
- 19.7 Where any Person contravenes the same provision of this Bylaw twice within one twelve (12) month period, the specified penalty payable in respect of the second such contravention shall be double the amount provided for in the Village of Warner Rates Bylaw.
- 19.8 Where any Person contravenes the same provision of this Bylaw three or more times within one twelve (12) month period, the specified penalty payable in respect of the third and subsequent such contravention shall be triple the amount provided for in the Village of Warner Rates Bylaw.

20. LIABILITY

- 20.1 Designated Officers are not liable for loss or damage caused by anything said or done or omitted to be done in the performance or intended performance of their functions, duties or powers unless the circumstances constitute dishonesty, gross negligence or willful misconduct.

21. SEVERABILITY

- 21.1 If any provision of this bylaw shall be held invalid or unenforceable, the invalidity or unenforceability shall attach only to that provision and shall not in any manner affect or render invalid or unenforceable any other provision, and this bylaw shall be interpreted and enforced as if the invalid or unenforceable provision were not contained herein.

22. REPEAL OF BYLAW

- 22.1 That Bylaw 389-84 is hereby repealed.

23. EFFECTIVE DATE

- 23.1 This Bylaw shall take effect at the date of final passing thereof.



Read a first time this 20th day of May, 2026.

Read a second time this 17th day of June, 2026.

Read a third and final time this 17th day of June, 2026.



Tyler Lindsay
Mayor



Kelly Lloyd
Chief Administrative Officer

SIGNED by the Chief Elected Official and the Chief Administrative Officer this 17th day of June, 2026.