

Town of Drumheller COUNCIL MEETING AGENDA

**November 8, 2010 at 4:30 PM
Council Chamber, Town Hall
703-2nd Ave. West, Drumheller, Alberta**



Page

1.0 CALL TO ORDER

2.0 MAYOR'S OPENING REMARK

2.1 Public Communication Coverage

3 2.2 Proclamation - November 8 to 12, 2010 as "Remembrance Week"

4-5 2.3 Proclamation - November 14 to 21, 2010 as Restorative Justice Week

6 2.4 Motion Required to Amend Deputy Mayor Roster

3.0 PUBLIC HEARING

4.0 ADOPTION OF AGENDA

5.0 MINUTES

5.1. ADOPTION OF REGULAR COUNCIL MEETING MINUTES

7-9 5.1.1 Regular Council Meeting Minutes of October 25, 2010

10-15 5.1.2 Organizational Meeting Minutes of October 25, 2010

5.2. MINUTES OF MEETING PRESENTED FOR INFORMATION

5.3. BUSINESS ARISING FROM THE MINUTES

6.0 DELEGATIONS

7.0 COMMITTEE OF THE WHOLE RECOMMENDATIONS

8.0 REQUEST FOR DECISION REPORTS

8.1. CAO

16-81 8.1.1 Bylaw 16.10 (Community Standards Bylaw) - 2nd and 3rd readings

8.1. CAO

- | | | |
|-------|-------|---|
| 82 | 8.1.2 | Bylaw 20.10 being a bylaw to amend the Permit Bylaw 12.01 - 3rd reading |
| 83-86 | 8.1.3 | Bylaw 22.10 (Community Standards Appeal Bylaw) - all three readings |
| 87-90 | 8.1.4 | RFD - Revised Council Board Appointments (Community Futures and Community Standards Appeal Board) |
| 91-94 | 8.1.5 | Information - Status Report on Oyen-Lyalta Rail Recovery Project |

8.2. Director of Infrastructure Services

8.3. Director of Corporate Services

- | | | |
|-------|-------|--|
| 95-96 | 8.3.1 | RFD - Approval of Fundraising Consultant |
| 97-99 | 8.3.2 | RFD - Tax Recovery Reserve Bid |

8.4. Director of Community Services

9.0 PRESENTATION OF QUARTERLY REPORTS BY ADMINISTRATION

- | | | |
|---------|-----|--|
| 100-103 | 9.1 | CAO Quarterly Report for the period July to September, 2010 |
| 104-107 | 9.2 | Director of Infrastructure Services' Quarterly Report for the period July to September, 2010 |
| 108-112 | 9.3 | Director of Corporate Services' Quarterly Report for the period July to September, 2010 |
| 113-137 | 9.4 | Director of Community Services' Quarterly for the period July to September, 2010 |

10.0 PUBLIC HEARING DECISIONS

11.0 UNFINISHED BUSINESS

12.0 NOTICES OF MOTIONS

13.0 COUNCILLOR REPORTS

14.0 IN-CAMERA MATTERS

- | | |
|------|------------------|
| 14.1 | Land Matters |
| 14.2 | Personnel Matter |

Agenda Item # 2.2

Remembrance Week

November 8th thru 12th, 2010

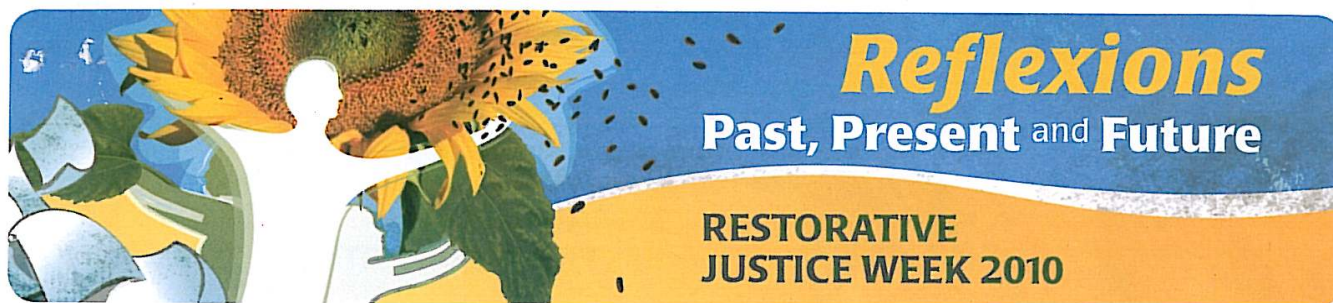
WHEREAS Canadian men and women have proudly served in times of war and peace to uphold the tenets of democracy in all parts of the world.

Remembrance Week is our opportunity to pay tribute to those who fought for peace and freedom in the world and to pledge that their battles of courage and sacrifice be remembered and carried in our hearts and the hearts of future generations. It is also a time to salute our dedicated peacekeepers serving around the world today and lend our support to their families.

On November 11, people of all ages, from different backgrounds and walks of life, gather at cenotaphs and memorials in our communities to honour and remember our brave men and women who gave their lives for peace and freedom. On this day we proudly wear the poppy as a symbol of the poppies that grow at the final resting place of our many soldiers. We commit ourselves to lasting peace at home and around the world and resolve that the lessons of the past must never be forgotten.

NOW THEREFORE, I, Mayor-----, on behalf of Town of Drumheller Council, do hereby proclaim **November 8 thru 12, 2010** as "**Remembrance Week**"

Mayor _____



WHEREAS, in the face of crime or conflict, restorative justice offers a philosophy and approach that views these matters principally as harm done to people and relationships; and

WHEREAS, restorative justice approaches strive to provide support and opportunities for the voluntary participation and communication between those affected by crime and conflict (victims, offenders, community) to encourage accountability, reparation and a movement towards understanding, feelings of satisfaction, healing and a sense of closure; and

WHEREAS, this year's theme for Restorative Justice Week is "**Reflexions Past, Present and Future**", it is an opportunity to learn about restorative justice, educate and celebrate along with other communities across the country during the week.

Therefore, I, MAYOR TERRY YEMEN, do hereby
(title and name),

proclaim November 14 - November 21, 2010 as Restorative Justice Week in the

TOWN of DRUMHELLER
(type of municipality) (name of municipality)

Agenda Item # 2.3



Correctional Service Canada
Service correctionnel Canada

Ottawa, Canada
K1A 0P9



It gives me great pleasure to call upon all Mayors, Reeves, Councillors and community leaders from across Canada to **proclaim Restorative Justice Week 2010**. The Correctional Service of Canada (CSC) has been an active partner in the restorative justice community for more than a decade and has been proud to provide leadership to the annual celebration since 1996.

Restorative Justice Week 2010 will be held in Canada, and throughout the world, from **November 14th - 21st** for the purpose of sharing the concrete learning and results that have come from the growing experience of practitioners and stakeholders in the application of a restorative justice approach and processes.

The theme this year is **"Reflexions Past, Present and Future"**, which acknowledges the beginning of a new decade as a good time to reflect on the growth and achievements of the past; to take stock of the present; and to set new objectives for the future. In 2009, there were 164 towns and cities across Canada, representing almost 30% of the Canadian population, who proclaimed Restorative Justice Week. The provinces of British-Columbia, Manitoba, and Nova Scotia also proclaimed. You can see a list of the 2009 proclamations on our website at www.csc-scc.gc.ca/text/rj/rj2009/proc09-eng.shtml.

Things you could do as leaders in your community include the following:

- Declare / proclaim Restorative Justice Week 2010. **Our website hosts a printable version of the proclamation form:** www.csc-scc.gc.ca/text/rj/rj2010/genproc-eng.shtml;
- Host a town hall meeting to promote an awareness of how restorative justice is expressed in your communities;
- Promote an open, respectful dialogue in an effort to help members of your community deal with issues such as community safety and relationship deterioration caused by conflict, in order to nurture the healing process;
- Challenge your community partners to create a local planning committee for Restorative Justice Week 2010 activities;
- Invite a guest speaker from your community, who is involved in restorative justice, to share their perspectives.

Municipal participation in previous years has been a great success. This year, we hope to build on this success with your support. Please let us know if your city, town or village is planning an event or proclaiming Restorative Justice Week 2010. We would like to recognise your participation on our website and in our national report.

Please fax a copy of the proclamation or the minutes of the meeting declaring/proclaiming Restorative Justice Week 2010, as well as your contact information, to the attention of Manon Buck at (613) 943-2171.

Should you require someone to talk to your city council or if you would simply like more information, please contact CSC's Restorative Justice Division at RestorativeJustice@csc-scc.gc.ca.

Sincerely,

Don Head
Commissioner

Canada

Town of Drumheller

703 - 2nd Ave West, Drumheller, Alberta

ROSTER FOR DEPUTY MAYOR



Andrew Berdahl NOVEMBER - DECEMBER

Sharel Shoff JANUARY - FEBRUARY

Lisa Hansen-Zacharuk MARCH - APRIL

Jay Garbutt MAY - JUNE

Doug Stanford JULY - AUGUST

Tom Zariski SEPTEMBER - OCTOBER

**Town of Drumheller
COUNCIL MEETING
MINUTES**

October 25, 2010 at 4:30 PM
Council Chamber, Town Hall
703-2nd Ave. West, Drumheller, Alberta



PRESENT:

MAYOR:

Bryce Nimmo

COUNCIL:

Andrew Berdahl

Karen Bertamini

Blaine McDonald

Don Guidolin

Sharel Shoff

Terry Yemen

CHIEF ADMINISTRATIVE OFFICER/ENGINEER:

Ray Romanetz

DIRECTOR OF INFRASTRUCTURE SERVICES:

Allan Kendrick

DIRECTOR OF CORPORATE SERVICES:

Michael Roy

DIRECTOR OF COMMUNITY SERVICES:

Paul Salvatore

RECORDING SECRETARY:

Linda Handy

1.0 CALL TO ORDER

Mayor Bryce thanked the former Council for their dedication and hard work for the community and wished the new Council well in their term of office.

2.0 MAYOR'S OPENING REMARK

3.0 PUBLIC HEARING

4.0 ADOPTION OF AGENDA

MO2010.146 Shoff, McDonald moved to adopt the agenda as presented. Carried unanimously.

5.0 MINUTES

Council Meeting Minutes
October 25, 2010

5.1. ADOPTION OF REGULAR COUNCIL MEETING MINUTES

- 5.1.1 Regular Council Meeting Minutes of October 12, 2010
MO2010.147 Guidolin, Bertamini moved to adopt the regular Council meeting minutes of October 12, 2010 as presented. Carried unanimously.

5.2. MINUTES OF MEETING PRESENTED FOR INFORMATION

- 5.2.1 Municipal Planning Commission Meeting Minutes of September 2, 2010
5.2.2 Municipal Planning Commission Meeting Minutes of September 28, 2010
5.2.3 Municipal Planning Commission Meeting Minutes of October 7, 2010

5.3. BUSINESS ARISING FROM THE MINUTES

6.0 DELEGATIONS

7.0 COMMITTEE OF THE WHOLE RECOMMENDATIONS

8.0 REQUEST FOR DECISION REPORTS

8.1. CAO

8.2. Director of Infrastructure Services

8.3. Director of Corporate Services

8.4. Director of Community Services

9.0 PRESENTATION OF QUARTERLY REPORTS BY ADMINISTRATION

10.0 PUBLIC HEARING DECISIONS

11.0 UNFINISHED BUSINESS

12.0 NOTICES OF MOTIONS

13.0 COUNCILLOR REPORTS

14.0 IN-CAMERA MATTERS

There being no further business the Mayor declared the meeting adjourned at 4:33 PM.

Agenda Item # 5.1.1

Council Meeting Minutes
October 25, 2010

Mayor

Chief Administrative Officer

**Town of Drumheller
ORGANIZATIONAL MEETING
MINUTES**

October 25, 2010 at 4:30 PM
Council Chamber, Town Hall
703-2nd Ave. West, Drumheller, Alberta



MAYOR:

Terry Yemen

COUNCIL:

Andrew Berdahl

Jay Garbutt

Lisa Hansen-Zacharuk

Sharel Shoff

Doug Stanford

Tom Zariski

CHIEF ADMINISTRATIVE OFFICER:

Ray Romanetz

DIRECTOR OF INFRASTRUCTURE SERVICES:

Allan Kendrick

DIRECTOR OF CORPORATE SERVICES:

Michael Roy

DIRECTOR OF COMMUNITY SERVICES:

Paul Salvatore

RECORDING SECRETARY:

Linda Handy

1.0 CALL TO ORDER

R. Romanetz, CAO called the Organizational Meeting to order at 4:33 PM and asked Mr. Harry Gough, Q.C. to preside over the swearing in ceremony for Mayor and Councillors.

2.0 SWEARING IN CEREMONY

2.1. OFFICIAL OATH

- 2.1.1 Mr. Harry Gough, Q.C. was present to swear in the Mayor and Council members.

Terry Yemen

Andrew Berdahl

Jay Garbutt

Lisa Hansen-Zacharuk

Council Meeting Minutes
October 25, 2010

Sharel Shoff
Doug Stanford
Tom Zariski

2.2. PASSING THE CHAIN OF OFFICE

Mr. Harry Gough, Q.C. passed the Chain of Office to Mayor Terry Yemen.

2.3. APPROVAL OF DEPUTY MAYOR ROSTER

MO2010.ORG1 Berdahl, Shoff that Council approve the Deputy Mayor Roster as presented. Carried unanimously.

2.4. OFFICIAL OATH OF DEPUTY MAYOR

2.4.1 Mr. Harry Gough, Q.C. swore in Councillor Andrew Berdahl as Deputy Mayor for the months of November and December, 2010.

3.0 MAYOR'S REMARKS

Mayor Terry Yemen thanked Mr. Harry Gough, Q.C. for taking part in the swearing in of Council. He extended congratulations to the new Councillors and wished them the very best in their term of office. He advised that Council will be busy in the next three years setting policy and direction and overseeing the completion of the Badlands Community Facility. He stated that he is confident that the right people have been elected to ensure Drumheller will be the best community to live and work in.

4.0 PRESENTATIONS TO FORMER MAYOR AND COUNCILLORS

4.1 Mayor Terry Yemen to Bryce Nimmo and Karen Ann Bertamini
Councillor Andrew Berdahl to Don Guidolin and Blaine McDonald

Mayor T. Yemen and Councillor A. Berdahl extended their appreciation to the outgoing Councillors for their service to the community and term on Council.

5.0 APPOINTMENTS - RESOLUTION OF COUNCIL

5.1. COUNCIL BOARDS

Mayor Terry Yemen presented the Town's 2010/11 Council Board Appointments as follows:

Airport Commission (1)

Doug Stanford

Agenda Item # 5.1.2

Council Meeting Minutes
October 25, 2010

Municipal Planning Commission (2)	Sharel Shoff Andrew Berdahl
Palliser Regional Municipal Services (1)	Sharel Shoff
Drumheller Chamber of Commerce (1)	Terry Yemen
Drumheller & District Solid Waste Management Association (1)	Jay Garbutt Ray Romanetz
Valley Bus Society (1)	Tom Zariski Allan Kendrick
Drumheller Public Library Board (1)	Lisa Hansen-Zacharuk
Community Futures (1)	Andrew Berdahl
Community Advisory Committee - RCMP (1)	Tom Zariski
Police Committee (1)	Terry Yemen
Drumheller Agriculture & Stampede Board (1)	Lisa Hansen-Zacharuk
Drumheller & District Seniors Foundation (1)	Tom Zariski
Drumheller Housing Administration (1)	Jay Garbutt
Ambulance (1)	Doug Stanford
Sub-division and Development Appeal Board (2)	Tom Zariski Jay Garbutt
Disaster Service Committee (3)	Doug Stanford Tom Zariski Andrew Berdahl
Communities in Bloom (1)	Lisa Hansen-Zacharuk
Community Standards Appeal Committee (2)	Doug Stanford Jay Garbutt
Assessment Review Board (3)	Sharel Shoff Doug Stanford Lisa Hansen-Zacharuk
Crime Stoppers (1)	Terry Yemen

Agenda Item # 5.1.2

Council Meeting Minutes
October 25, 2010

Economic Development Task Force (2)	Terry Yemen Sharel Shoff
Red Deer River Municipal Users Group (1)	Terry Yemen
Kneehill Regional Water Services Steering Comm(2)	Terry Yemen Jay Garbutt
Revitalization Corporation (2)	Terry Yemen Andrew Berdahl

Provincial Appointments (for information only)
Canadian Badlands Ltd. Bryce Nimmo (Appointment in place until March 31st, 2011)

MO2010.ORG2 Stanford, Shoff that the Council Board Appointments be adopted as presented. Carried unanimously.

5.2. MUNICIPAL PLANNING COMMISSION

R. Romanetz advised that the Town of Drumheller has received four applications for the one vacancy on the Municipal Planning Commission from Don Guidolin, Shawn Francis, Sharon J. Clark, and Zrinko Amerl. He recommended that Council appoint one board member to the MPC by secret ballot.

MO2010.ORG3 Garbutt, Hansen-Zachurak that Council approve the appointment of Shawn Francis to the Municipal Planning Commission for a three year term to expire on the date of Council's 2013 Annual Organizational Meeting. Carried unanimously.

5.3. SUBDIVISION AND DEVELOPMENT APPEAL BOARD

R. Romanetz advised that the terms of the current Subdivision and Development Appeal Board members will expire on October 25, 2010 resulting in three vacancies on this board. Three applicants have submitted their names: Jerry Brett, Don Guidolin and Karen Ann Bertamini. All three individuals have previously served on this board.

MO2010.ORG4 Shoff, Berdahl that Council approve the appointments of Jerry Brett, Don Guidolin and Karen Ann Bertamini to the Subdivision and Development Appeal Board for a term expiring on the date of Council's 2011 Annual Organizational Meeting. Carried unanimously.

5.4. FUNDRAISING CABINET

R. Romanetz advised that Council at their meeting of August 30, 2010 approved the recommendations as presented in the Executive Summary from Nine Lions Development Consulting dated August 2010. One of the recommendations included the formation of a Fundraising Cabinet that is separate from the Steering Committee and would report to Council.

Council Meeting Minutes
October 25, 2010

MO2010.ORG5 Shoff, Garbutt that Council approve the appointments of Jeff Hall, Elson McDougald, Koren McDougald, Shallyn Schinnour, Bob Sheddy and Patsy Stokalko to the Badlands Community Facility Fundraising Cabinet.

Discussion on Motion:

Councillor A. Berdahl asked if there would be additional appointments to the Cabinet. R. Romanetz stated that it is possible that more names would be brought back to Council for consideration.

Vote on Motion: Carried unanimously.

5.5 CANADIAN BADLANDS LTD.

R. Romanetz advised that as per the Canadian Badlands' letter dated October 22, 2010 and in accordance with the Articles of Association, Council must appoint up to three persons interested in tourism development as Shareholder Representatives.

MO2010.ORG6 Zariski, Garbutt that Council appoint Mayor Terry Yemen and Ray Telford - Economic Development Officer for a three year term on the date of Council's 2013 Organizational Meeting and Bryce Nimmo - Director of Canadian Badlands Ltd. for a term to expire on March 31, 2011.

Discussion on Motion:

Councillor T. Zariski questioned the purpose of the Shareholders. R. Romanetz explained that each member municipality regardless of size (59 member municipalities in total) are allowed three Shareholders in accordance with the Articles of Association. An annual meeting is held where member municipalities have three votes on matters of bylaws or Articles of Association.

Vote on Motion: Carried unanimously.

5.6 ASSESSMENT REVIEW BOARD

R. Romanetz asked the Director of Corporate Services, M. Roy to speak to the matter. M. Roy advised that effective January 1, 2010, the new Assessment Review Board processes and requirements came into effect. Municipalities must now establish local assessment review boards (LARB) and composite assessment review boards (CARB). Per Section 454 of the Municipal Government Act, the boards will consist of three (3) members. The CARB consists of two members who are appointed by Council and one provincially appointed member. All members must have completed the prescribed training.

MO2010.ORG7 Berdahl, Garbutt that Council appoint Blaine McDonald to the Composite Assessment Review Board (CARB) for a term expiring December 31, 2010. Carried unanimously.

Agenda Item # 5.1.2

Council Meeting Minutes
October 25, 2010

6.0 CLOSING REMARKS

Mayor Yemen stated that he looks forward to working with Council and Administration for the next three years and hopes that their term on office will be both rewarding and productive. He encouraged Council to bring their questions to R. Romanetz.

7.0 ADJOURNMENT OF ORGANIZATIONAL MEETING

There being no further business, the Mayor declared the meeting adjourned at 5:10 PM.

8.0 OFFICIAL COUNCIL PORTRAIT



DRUMHELLER

MEMORANDUM



Date: November 5, 2010

To:	Mayor Yemen and Council	CC:	CAO, Directors
From:	Paul Salvatore, Director Community Services	Dept:	Community Services
Subject:	Community Standards Bylaw – Public Feedback / Input		

Since mid October, the Town of Drumheller has received a good number of comments from the public regarding the Community Standards Bylaw. A draft copy of the Bylaw was posted on the Town's website (www.dinosaurvalley.com) and Facebook on October 22, 2010 by our Communications Officer.

Comments have been received either via phone, email, or directly to staff. Additionally, there has been considerable media coverage of the Community Standards Bylaw through print, radio and website news outlets.

Changes to the text of the bylaw have been made as a result of the public input that was received.

Please find the highlights of comments that were received and addressed within the text:

- o Concern about decibel monitoring aspect of the bylaw (too low at 65 decibels)
- o Concern about fire pits – proposed schedule to read between 1:00am and 8:00am
- o Animal excrement on trails (is already covered under the Animal Control Bylaw)
- o Trees / Hedges that straddle property lines (A civil legal matter, not under the authority of the bylaw)
- o Littering (is addressed within section 15 (1) of the Bylaw)
- o Include discarded furniture within the littering section of the Bylaw
- o Updates to the bylaw to reflect connections to the Municipal Government Act (for the appeal of Remedial Orders)
- o Update of the bylaw to apply to Industrial areas, subject to authorization from the Town (under the unsightly premises section)
- o Storage of building materials cannot exceed 120 days (if it appears the project has ceased)
- o Graffiti Abatement – (to ensure that the owner occupier should remove graffiti within a reasonable time frame)
- o Deleted "train drivers" from section concerning the use of engine retarder brakes
- o Included the use of "air tools" within the section concerning noise in residential areas

COMMUNITY SERVICES

Telephone: (403) 823-1316

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Agenda Item # 8.1.1

- o Changed the term "July 1st parade" to "July 1st Celebrations"
- o Amended the description of water, eavestroughs and downspouts to allow pre-existing drainage courses that are not harmful or detrimental to adjacent properties (approval required)
- o Update text to ensure effective coordination with the Weed Control Act, 2008.
- o Update maximum imprisonment timeframe – as per Municipal Government Act, Section 566.
- o Change the term "youth" to "young person" consistent with the definitions in the Bylaw.

While there has been considerable comment from the public regarding concerns, there has also been many positive comments related to the bylaw including:

"Finally, we will be able to tackle a number of issues in Town that have historically been problems"

We have also received several calls and requests from adjacent municipal representatives and administrators that want to review our bylaw for application within their jurisdictions, these include the Town of Hanna, Starland County and Stettler Counties in addition to informal interest from many communities within the Palliser Regional Municipal network.

Overall, Town of Drumheller Administration is very positive about the expected effects of the Community Standards bylaw, as it will provide us (Community Enforcement, the RCMP members) and the community at large to efficiently move forward on a wide range of issues that our residents have identified over time.

Respectfully submitted,



TOWN OF DRUMHELLER
Community Standards
Bylaw Number 16-10 (Amended)

Being a Bylaw of the Town of Drumheller in the Province of Alberta for the purpose of prohibiting certain activities in order to prevent and compel the abatement of noise, nuisances, unsightly Premises, control weeds and public disturbances.

WHEREAS: Part 2 of the Municipal Government Act, being Chapter M26 or the revised Statutes of Alberta and amendments thereto, provide that the council of a municipality may pass a bylaw for the purpose of prohibiting certain activities in order to prevent and compel the abatement of noise, nuisances, unsightly Premises, weeds and public disturbances within the corporate limits of the Town of Drumheller.

NOW THEREFORE: the Council of the Town of Drumheller, in the Province of Alberta, duly assembled, enact the following:

1. TITLE

This Bylaw shall be cited as the "Community Standards Bylaw".

2. DEFINITIONS

In this By-Law unless the context otherwise requires:

- (a) "Act" shall mean a product, such as a statute, decree, or enactment, resulting from a decision by a legislative or judicial body.
- (b) "Automobile Parts" includes, but is not limited to, any vehicle part or collection of vehicle parts, or vehicles that are dilapidated, derelict or not in operation.
- (c) "Board" shall mean the Community Standards Appeal Board as established by the Community Standards Appeal Bylaw 22.10.
- (d) "Bullying" shall mean verbal or physical abuse, threats, taunts, teasing, name calling or repeated abusive communication, direct or through any medium whatsoever.
- (e) "Chief Administrative Officer" shall mean a Municipal Official employed by the Town of Drumheller in the position of Chief Administrative Officer, or in his/her absence, the person appointed as Acting Chief Administrative Officer; or designate.
- (f) "Child" shall mean a person, male or female, fifteen (15) years of age or under.

- (g) "Council"
 - (i) The Council of a city, town, village, summer village, municipal district or specialized municipality.
 - (ii) The Council of a town under the Parks Town Act, or
 - (iii) The Council of a municipality incorporated by a special act.
- (h) "Community Standards Appeal" means the appeal of;
 - (i) A Remedial order issued pursuant to the Community Standards Bylaw;
 - (ii) An order issued pursuant to Section 545 of the Municipal Government Act regarding contraventions of other bylaws or enactments that the Town is authorized to enforce; or
 - (iii) An order issued pursuant to Section 546 of the Municipal Government Act;
 - (iv) (deleted).
- (i) "Court" shall mean the Provincial Court of Alberta.
- (j) "Derelict Vehicle" means a vehicle, whether or not in operating condition which,
 - (i) is unlicensed for the current year; or
 - (ii) has all or part of its superstructure removed, or
 - (iii) is in a dilapidated or unsightly condition.
- (k) "Director" of any department of the Town means the Chief Administrative Officer or the Chief Administrative Officers designate.
- (l) "Fire Chief" shall mean the Chief Administrative Officer or the Chief Administrative Officers designate.
- (m) "Grass" shall mean a member of the grass family which is of an objectionable and unsightly nature, forms a nuisance or a fire hazard, or is not controlled;
- (n) "Guardian" shall mean a person who is eighteen (18) years of age or older and responsible for a youth, child or minor.
- (o) "Lane" shall mean an alley intended primarily for access to the rear of Premises located adjacent to the alley;

- (p) "Municipal Government Act" shall mean the Municipal Government Act, R.S.A. 2000, and Chapter M-26 as amended or replaced from time to time.
- (q) "Notice" shall mean a notice issued pursuant to this bylaw to remedy a condition that is not in compliance with any provision of this bylaw.
- (r) "Nuisance" for the purpose of this bylaw includes any use of or activity upon any property which is offensive to any person, or has or may have a detrimental impact upon any person or other property in the neighborhood.
- (s) "Owner" of a property or Premises;
 - (i) A Person who is registered under the Land Titles Act as the owner of the land;
 - (ii) A person who is recorded as the owner of the property on the tax assessment roll of the Town;
 - (iii) A person who has purchased or otherwise acquired the land, whether he has purchased or otherwise acquired the land directly from the owner or from another purchaser, and has not yet become the registered owner thereof;
 - (iv) A person holding himself out as the person having the powers and the authority of ownership of the Premises or who for the time being exercises the powers and authority of ownership;
 - (v) A person controlling the property or Premises under construction; or
 - (vi) A person who is the occupant of the property or Premises pursuant to a rental or lease agreement, license or permit.
- (t) "Peace Officer" shall mean a Community Peace Officer, Bylaw Enforcement Officer, Police of Jurisdiction or other person appointed by the Town and who is authorized to enforce Bylaws of the Town of Drumheller.
- (u) "Person" shall mean and includes a corporation, other legal entities and an individual having charge or control of a Premises.
- (v) "Plants" shall mean and includes any vegetation which is of an objectionable and unsightly nature, forms a nuisance or a fire hazard, or is not controlled.
- (w) "Public Place" shall mean any place, including privately owned or leased property, to which the public reasonably has or is permitted to have access.

- (x) "Premises" shall mean any land situated in whole or in part within the Town including the external surface of all buildings and land immediately adjacent to any building or buildings and including any land or buildings owned or leased by the Town.
- (y) "Provincial Offences Procedure Act" means the Provincial Offences Procedure Act, R.S.A. 2000, Chapter P-34 and the regulations thereof, as amended or replaced from time to time.
- (z) "The Regulations" shall mean the regulations passed pursuant to the Weed Control Act.
- (aa) "Remedial Order" shall mean an order written pursuant to Section 545 and Section 546 of the Municipal Government Act.
- (bb) "Restricted Weeds" shall mean a plant that is designated under the regulations or this bylaw as a prohibited noxious weed and includes prohibited weed seed.
- (cc) "Town" shall mean the municipal corporation of the Town of Drumheller in the Province of Alberta, or the area located within the Town of Drumheller corporate limits, as the context requires.
- (dd) "Vehicle" has the same meaning as defined in the Traffic Safety Act, and includes any motorized vehicle that is unable to be moved under its own power.
- (ee) "Weed Control Act" shall mean the Weed Control Act of Alberta, RSA 2008 cW-5.1.
- (ff) "Weed Inspector" shall mean a person appointed as an inspector pursuant to the Act.
- (gg) "Work Forces" shall include employees of the Town of Drumheller and persons under contract to the Town of Drumheller.
- (hh) "Yard Material" shall mean any waste material of an organic nature formed as a result of gardening, horticultural pursuits, or agricultural activities including grass, tree and hedge cuttings, waste sod and decomposing plants, leaves and weeds.
- (ii) "Young Person" shall mean an individual less the eighteen (18) years of age.

3. GENERAL

- (1) The owner of any real property, as registered on title at the Land Title Office is ultimately responsible for all activities on the property which may constitute prohibition of this bylaw.

- (2) Nothing in this bylaw relieves a person from complying with any Federal or Provincial law or regulation, other bylaw or any requirements of any lawful permit.
- (3) Where this bylaw refers to another act, bylaw, regulation or agency, it includes reference to any Act, Bylaw, regulation or agency that may be substituted therefore.
- (4) Every provision of this bylaw is independent of all other provisions and if any provision of this bylaw is declared invalid for any reason by a Court of competent jurisdiction, all other provisions of this bylaw shall remain valid and enforceable.
- (5) All schedules attached to this bylaw shall form part of this bylaw.

4. REMEDIAL ORDER AND COMMUNITY STANDARDS APPEAL BOARD.

- (1) Every remedial Order written with respect to this bylaw must:
 - (a) indicate the Person to whom it is directed;
 - (b) identify the property to which the Remedial Order relates by municipal address or legal description;
 - (c) the date that it is issued;
 - (d) identify how the Premises fails to comply with this or another bylaw;
 - (e) identify the specific provisions of the Bylaw the Premises contravenes;
 - (f) identify the nature of the remedial action required to be taken to bring the Premises into compliance;
 - (g) identify the time within which the remedial action must be completed;
 - (h) indicate that if the required remedial action is not completed within the time specified, The Town may take whatever action or measures are necessary to remedy the contravention;
 - (i) indicate that the expenses and costs of any action or measures taken by The Town under this Section are an amount owing to The Town by the Person to whom the order is directed;

- (j) indicate that the expenses and costs referred to in this Section may be attached to the tax roll of the property if such costs are not paid by a specified time;
 - (k) indicate that an appeal lies from the Remedial Order to the Community Standards Appeal Board, if a notice of appeal is filed in writing with the Town within fourteen days of the receipt of the Remedial Order.
- (2) Every Remedial Order written with respect to provisions of another bylaw must contain the same information as set out in subsection (1) as modified as necessary in the context of that bylaw.
 - (3) A Remedial Order written pursuant to this Bylaw may be served personally upon the owner of the Premises to which it relates, or it may be left with a Person apparently over the age of 18 years at the Premises.
 - (4) If, in the opinion of a Peace Officer, service of the Remedial Order cannot be reasonably affected, or if a Peace Officer believes that the owner of the Premises is evading service, a Peace Officer may post the Remedial Order in a conspicuous place on the Premises to which the Remedial Order relates, or on the private dwelling place of the owner of the Premises, as registered at the Land Titles Office or on the municipal tax roll for the Premises, and the Remedial Order shall be deemed to be served upon the expiry of three (3) days after the Remedial Order is posted.
 - (5) Every Person who fails to comply with a Remedial Order issued pursuant to this Bylaw within the time set out in the Remedial Order commits an offence.
- (6) Appeal of Remedial Orders
 - (a) A Person to whom a Remedial Order is directed may seek a review of the Remedial Order by filing an appeal in writing with the Town **within fourteen (14) days of receiving the Order issued under the provisions of Section 545 of the Municipal Government Act and within seven (7) days of receiving the Order issued under Section 546 of the Municipal Government Act.**
 - (b) An appeal filed pursuant to this Section must state the name of the appellant, the municipal address of the property to which the Remedial Order being appealed from relates, a day time telephone contact number at which the appellant may be reached, and an address at which documents in relation to the appeal may be delivered.

(c) (deleted).

5. ENFORCEMENT

5.(1) General Penalty Provision

- (a) Any Person who contravenes any provision of this Bylaw by:
 - (i) doing any act or thing which the Person is prohibited from doing; or
 - (ii) failing to do any act or thing the Person is required to do; is guilty of an offence.
- (b) Any Person who is convicted of an offence pursuant to this Bylaw is liable to a fine of not more than \$10,000 or to imprisonment for not more than one year, or to both fine and imprisonment.

5.(2) Violation Tickets and Penalties

- (a) Where a Peace Officer believes that a Person has contravened any provision of this Bylaw, a Peace Officer may commence proceedings against the Person by issuing a violation ticket pursuant to the *Provincial Offences Procedures Act*, R.S.A. 2000 c. P-24.
- (b) Where there is a specified penalty listed for an offence in Schedule "A" to this Bylaw, that amount is the specified penalty for the offence.
- (c) Where there is a minimum penalty listed for an offence in schedule "A" to this bylaw, that amount is the minimum penalty for the offence
- (d) If a Person is convicted twice of the same provision of this Bylaw within a 24month period, the minimum penalty for the second conviction and any subsequent convictions within a 24 month period shall be twice the amount of the specified penalty, unless:
 - (i) the Person is a "Young Person" (as defined in the Youth Justice Act, R.S.A. 2000, c. Y-1, as amended); and
 - (ii) the convictions are under either Subsection 19(1), Subsection 19(2)), of this Bylaw; in which case the specified penalty for a "Young Person" shall apply."
- (e) This Section shall not prevent any Peace Officer from issuing a violation ticket requiring a court appearance of the defendant, pursuant to the provisions of the *Provincial Offences Procedures Act*, R.S.A. 2000 c. P-24, or from laying an information in lieu of issuing a violation ticket.
- (f) The levying and payment of any fine or the imprisonment for any period provided in this Bylaw shall not relieve a Person from the necessity of paying

any fees, charges or costs from which that Person is liable under the provisions of this Bylaw or any other bylaw.

6. UNSIGHTLY PREMISES

6.(1) Scope

- (a) The standards, requirements and prohibitions contained in this Section shall apply to:
 - (i) Residential Premises;
 - (ii) Vacant lots within residential areas;
 - (iii) Commercial Premises; and
 - (iv) Industrial areas unless otherwise approved.

6.(2) Accumulation of Materials

- (a) No owner or occupier of a Premises shall allow on the Premises, the accumulation of:
 - (i) any material that creates unpleasant odours;
 - (ii) any material likely to attract pests; or
 - (iii) animal remains, parts of animal remains, or animal feces.
- (b) No owner or occupier of a Premises shall allow the open or exposed storage on the Premises of any industrial fluid, including engine oil, brake fluid or antifreeze.
- (c) No owner or occupier of a Premises shall allow the following to accumulate on the Premises such that the accumulation is visible to a Person viewing from outside the property:
 - (i) loose garbage;
 - (ii) bottles, cans, boxes or packaging materials; and
 - (iii) household furniture or other household goods.
- (d) Vehicle and Automobile Parts, except where contained in an approved structure under the Land Use Bylaw, or a maximum of one vehicle per Premises if covered and stored in a manner approved by the Chief Administrative Officer;

(i) a person, being the owner, lessee, tenant, agent, manager, or occupant of any land or Premises within the Town shall allow a dilapidated or derelict vehicle to remain on the aforementioned land or Premises for a period of more than (14) days.

(ii) Notwithstanding Section (d)(i), a person being the owner, lessee, tenant, agent, manager, or occupant of any land or Premises within the Town shall allow a dilapidated or derelict vehicle to remain on the aforementioned land or Premises provided that:

1. the vehicle is contained within a structure, approved under the Land Use By-Law for the Town, which prevents it from being viewed from any neighboring property or public area.

2. the vehicle is covered by a tarpaulin or other device acceptable to the Chief Administrative Officer which prevents it being from any neighboring property or public area.

(e) parts of or disassembled machinery, equipment or appliances; and

(f) yard material.

6.(3) Appliances

(a) No owner or occupier of a Premises shall allow a refrigerator or freezer to remain on the Premises without first ensuring that the hinges and latches, or lid or doors of the unit have been removed.

(b) No owner or occupier of a Premises shall allow any appliance to remain on the Premises such that the appliance is visible to a Person viewing from outside the property.

(c) Notwithstanding subsections (a) and (b), it shall not be an offence for an owner or occupier of a Premises to allow a refrigerator on a Premises:

(i) if the refrigerator is not visible to a Person viewing from outside the property; and

(ii) the refrigerator remains locked at all times with a padlock and key or similar device.

6.(4) Outdoor Storage of Building Materials

(a) No owner or occupier of real property shall allow on the Premises the accumulation of building materials, whether new or used, unless that owner or

occupier can establish that a construction or renovation undertaking is being carried out on the Premises and that:

- (i) The project has begun or the beginning of work is imminent; and
 - (ii) The materials found on the Premises relate to the project taking place on the Premises in a quantity reasonable to complete the project; and
 - (iii) The work on the project has not been suspended for a period in excess of one-hundred and twenty days (120); and
 - (iv) The work on the project has not ceased.
- (b) An owner or occupier of a Premises shall ensure that all Building materials stored on a Premises that are not in contravention of subsection (1), are stacked or stored in an orderly manner.
 - (c) Notwithstanding anything in this section, it shall not be an offence to store a small amount of neatly stacked materials on a Premises for basic property maintenance.

7. FIRE ON PREMISES

7.(1) For the purposes of this section:

- (a) "Fire Pit" includes a permanently affixed outdoor fire receptacle and a Portable Fire receptacle.
- (b) "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.
- (c) "Portable Fire Receptacle" means an outdoor fire receptacle which is not permanently affixed.

7.(2) General Prohibition

- (a) Except for a fire which is allowed by the Fire Department Bylaw, or another bylaw, no Person shall burn, or allow to be burned, a fire on a Premises that does not comply with the requirements of this Bylaw.

7.(3) All Fires must be supervised

- (a) Every Person who builds, ignites or allows a fire on a Premises must ensure that the fire is not unsupervised at anytime.

7.(4) Restrictions Applying to All Fires Allowed Pursuant to this Bylaw

(a) No Person shall burn, at any time, on any Premises, the following materials:

- (i) treated or painted lumber;
- (ii) lumber products containing glue or resin;
- (iii) wet or unseasoned wood;
- (iv) leaves, brush or yard waste;
- (v) garbage;
- (vi) rubber, tires or plastic; or
- (vii) any animal carcass or part thereof.

7.(5) No Person shall ignite or allow a fire to burn on a Premises between one o'clock a.m. (1:00 a.m.) and ten o'clock a.m. (10:00 a.m.).

7.(6) Fires in Fireplaces

(a) A Person may build, ignite or allow a fire on a Premises in a Fire Place, as long as that Person complies with Sections 7(3) and 7(4) of this Bylaw.

8. GRAFFITI PREVENTION AND ABATEMENT

8.(1) For the purposes of this Section, "*Graffiti*" means words, figures, letters, drawings or stickers applied, scribbled, scratched, etched, sprayed or attached on or to a surface.

8.(2) No person shall create or apply Graffiti.

8.(3) Every owner or occupier of a Premises shall, **within a reasonable time**, ensure that Graffiti placed on their Premises is removed, painted over, or otherwise permanently blocked from public view.

9. NOISE

9.(1) For the purposes of this Section; contains one or more dwelling units including a house, multi-family dwelling, housing project, apartment building, lodging house, senior citizen complex or hospital;

(a) "Ambient Sound Level" shall mean the Sound Level measured by a Tester at a Point of Reception, which excludes the noise generated by an activity with respect to which a complaint about noise has been made;

(b) "Concrete Mixer" shall mean a machine that is mounted on a Truck chassis or trailer capable of carrying concrete in a mixed or partially mixed form and pouring it at the location where it is to be used;

- (c) "Construction" means the temporary process of demolishing or building any structure, or repairing or improving a building that already exists, including landscaping, home repair, property improvement and any work in connection with that process;
- (d) "Continuous Sound" shall mean any Sound Level that occurs:
 - (i) for a continuous duration of more than 3 minutes; or
 - (ii) Sporadically for a total of more than 3 minutes, in any continuous 15 minute time period;
- (e) "Daytime" shall mean the period:
 - (i) beginning at 7:00 A.M. and ending at 10:00 P.M. of the same day on Weekdays; or
 - (ii) beginning at 9:00 A.M. and ending at 10:00 P.M. of the same day on a Weekend;
- (f) "Downtown" shall mean the area in the downtown core designated as DT (Downtown Transitional) or CB (Central Business) as identified in the Land Use Bylaw;
- (g) "Field Calibrator" shall mean an instrument (as established by the American National Standards Institute "A.N.S.I.") to be used for the calibration of a Sound Level Meter. The Field Calibrator must be approved by the manufacturer for use with the Sound Level Meter being used and must also be certified and calibrated by the manufacturer within the previous 12 months prior to its use;
- (h) "Garbage Truck" shall mean any vehicle equipped for transporting refuse or any vehicle equipped to load, unload and transport containers for handling refuse;
- (i) "Leq" shall mean the equivalent continuous Sound Level over periods of time as specified in this Bylaw at a specified location as measured by a Sound Level Meter;
- (j) "Motorized Garden Tool" shall mean any tool used for horticulture that is powered by an electric or internal combustion engine of any kind;
- (k) "Night-time" shall mean the period beginning at 10:00 P.M. and ending the following day at:
 - (i) 7:00 A.M. if the following day is a Weekday; or
 - (ii) 9:00 A.M. if the following day is a Weekend;

- (l) "Non-Continuous Sound" shall mean any Sound Level that is not a Continuous Sound measured with a Sound Level Meter;
- (m) "Non-Residential Development" shall mean any land or building that is not a Residential Development or Residential Building;
- (n) "Outdoor Speaker System" shall mean any sound amplification device that converts electrical impulses into sound, whether the device is independent or incorporated into a radio, stereo, television, public address or other system, which is used for general listening purposes and positioned:
 - (i) outside of a building;
 - (ii) inside a building and within 2 metres of any opening in the building including a window or doorway, where it is directed outside of the building; or
 - (iii) in a tent;
- (o) "Point of Reception" shall mean any location at the place of work or residence where noise or Sound Levels are heard by a complainant, as determined by the Tester to be appropriate in each circumstance;
- (p) "Power Tool" shall mean and includes any tool powered by an engine or motor, regardless of whether that mechanism is powered by compressed air, electricity or a fossil fuel;
- (q) "Residential Building" shall mean a structure that is
 - (i) Direct Control, where the applicable land use guidelines allows a use which is residential; or
 - (ii) any other Land Use Districts which allows residential uses;
- (r) "Residential Development" shall mean any land which is the site of a Residential Building and is designated as a residential use district in the Land Use Bylaw:
 - (i) Direct Control, where the applicable land use guidelines allows a use which is residential; or
 - (ii) Any other Land Use Districts which allows residential uses.
- (s) "Signaling Device" shall mean any device that produces an audible sound used for the purpose of drawing an individual's attention, including a horn, gong, bell, klaxon or public address system;

- (t) "Sound Level" shall mean the sound pressure measured in decibels using the "A" weighted network of a Sound Level Meter with fast response;
 - (u) "Sound Level Meter" shall mean any Type 2 or better integrating instrument (as established by the standards of the American National Standards Institute "A.N.S.I.") that measures Sound Levels;
 - (v) "Tester" shall mean an Officer or individual authorized by the Chief Administrative Officer and trained in the operation of a Sound Level Meter as defined in this Bylaw;
 - (w) "Truck" shall mean any vehicle that has a gross allowable maximum vehicle weight in excess of 6000 kilograms as listed on the official registration certificate issued by the Government of the Province of Alberta, regardless of the vehicle's actual weight at a specific time, and includes a truck-tractor and tractor-trailer, but does not include a Concrete Mixer or a Garbage Truck;
 - (x) "Weekday" shall mean Monday through Saturday, inclusive unless it falls on a holiday, as defined in the *Interpretation Act* R.S.A. 2000, c. I-8, as amended or replaced from time to time;
 - (y) "Weekend" shall mean Sunday and any other holiday, as defined in the *Interpretation Act* R.S.A. 2000, c. I-8, as amended or replaced from time to time.
- 9.(2) This section does not purport to regulate the cumulative effect of noise created by vehicular traffic on roads, or aeronautical related activities of aircraft.
- 9.(3) General Prohibitions and Noise from Vehicles on Premises
- (a) Except as authorized pursuant to this Bylaw, no Person shall make or cause or allow to be made or continued any noise which disturbs or annoys a Person, including any loud outcry, clamor, shouting, screaming, swearing, movement, music or activity.
 - (b) Except as authorized pursuant to this Bylaw, no owner or occupier of a Premises shall make or cause or allow to be made or continued any noise which emanates from the Premises and disturbs or annoys a Person, including any loud outcry, clamor, shouting, screaming, swearing, movement, music or activity.
 - (c) No person shall permit a vehicle located on a Premises to emit noise which emanates from that Premises and disturbs or annoys a Person, including noise from excessive engine revving and stereo and amplification equipment in the vehicle.

- (d) No owner or occupier of a Premises shall permit a vehicle located on the Premises to emit noise which emanates from that Premises and disturbs or annoys a Person, including noise from excessive engine revving and stereo and amplification equipment in the vehicle.
- (e) Whether any sound annoys or disturbs a Person, or otherwise constitutes objectionable noise, is a question of fact to be determined by a Court hearing a prosecution pursuant to this Section of the Bylaw.
- (f) No drinking establishment shall permit any noise to emanate from the Premises of such drinking establishment such that it annoys or disturbs any person outside the boundary of the drinking establishment, within the Corporate Limits of the Town of Drumheller.
- (g) No person may activate or apply engine retarder brakes within the Corporate Limits of the Town of Drumheller, except The Town of Drumheller Infrastructure and Emergency Services Vehicles in the course of responding to an emergency situation ~~or to Train Drivers~~ in the use of retarder brakes.

9.(4) Continuous Sound in Residential Developments

- (a) No Person shall cause or permit to be caused a Continuous Sound that exceeds the greater of the following Sound Levels:
 - (i) 65 decibels (dBA) Leq measured over a one (1) hour period during the Day-time; or
 - (ii) 50 decibels (dBA) Leq measured over a one (1) hour period during the Night-time; at any Point of Reception within a Residential Development.
- (b) Notwithstanding subsection (a), where the Ambient Sound Level for an area is at or above the maximum allowable Day-time or Night-time Sound Levels referred to in subsection (a), measured over a one (1) hour period, a Sound Level must exceed 5 decibels (dBA) Leq over the Ambient Sound Level before it becomes an offence.

9.(5) Continuous Sound in the Downtown

- (a) No Person shall cause or permit to be caused a Continuous Sound that exceeds the greater of the following Sound Levels:
 - (i) 75 decibels (dBA) Leq measured over a one (1) hour period during the Day-time; or
 - (ii) 60 decibels (dBA) Leq measured over a one (1) hour period during the Night-time; at any Point of Reception within the Downtown.
- (b) Notwithstanding subsection (a), where the Ambient Sound Level for an area is at or above the maximum allowable Day-time or Night-time Sound Levels

referred to in subsection (a), measured over a one (1) hour period, a Sound Level must exceed 5 decibels (dBA) Leq over the Ambient Sound Level before it becomes an offence.

9.(6) Non-Continuous Sound in Residential Developments and Downtown

(a) No Person shall cause or permit to be caused a Non-Continuous Sound that exceeds:

- (i) 85 decibels (dBA) Leq measured over a period of 15 minutes during the Daytime; or
- (ii) 75 decibels (dBA) Leq measured over a period of 15 minutes during the Night-time; at any Point of Reception within a Residential Development or Downtown.

9.(7) Activities in Residential Developments

(a) No Person shall operate

- (i) a hand lawn mower;
 - (ii) a motorized garden tool;
 - (iii) a power tool or air tool outside of any building or structure;
 - (iv) a model aircraft or toy driven by an internal combustion engine of any kind;
 - (v) a snow clearing device powered by an engine of any kind; or
 - (vi) a motorized snow or leaf blowing device;
- in a Residential Development during the Night-time.

(b) No Person shall load or unload a Truck, Concrete Mixer, or Garbage Truck in a Residential Development or within 150 metres of a Residential Development during the Night-time.

(c) Notwithstanding subsection (b) a Person may, at any time, unload a vehicle containing:

- (i) fresh fruit, produce and perishable merchandise including milk, milk products and baked goods; or
- (ii) daily or weekly newspapers being delivered to vendors.

(d) Notwithstanding subsection (b), a Person may load a Garbage Truck between 6:00 A.M. and 10:00 P.M. on any Weekday.

(e) A Person must not use a Signaling Device to promote or advertise the sale of ice cream or any other food stuffs in a Residential Development during the Nighttime.

- (f) A Person who owns, occupies or controls a Truck must not at any time allow it to remain running for longer than 20 minutes when it is stationary in a Residential Development or within 150 metres of a Residential Development.

9.(8) Sound in Non-Residential Developments

- (a) No Person shall cause or permit to be caused a Continuous Sound that exceeds the greater of:
 - (i) 85 decibels (dBA) Leq measured over a one (1) hour period during the Day-time or Night-time; or
 - (ii) 5 decibels (dBA) Leq over the Ambient Noise measured over a one (1) hour period during either the Day-time or Night-time; at any Point of Reception within a Non-Residential Development.
- (b) No Person shall, in a Non-Residential Development, cause or permit to be caused a Non-Continuous Sound that exceeds 85 decibels (dBA) Leq measured over a period of one (1) hour during the Day-time or Night-time where the Point of Reception is within a Non-Residential Development.

9.(9) Outdoor Speaker Systems

- (a) No Person shall operate an Outdoor Speaker System on a parcel where a property line of the parcel is within 150 metres of a Residential Development during the period beginning at 10:00 P.M. and ending at 7:00 A.M. the following day.
- (b) Notwithstanding subsection (a), an Outdoor Speaker System must comply with the Sound Levels established in this Bylaw.
- (c) Notwithstanding subsection (a), for the duration of the July 01st Celebrations each year, no Person shall operate an Outdoor Speaker System on a parcel where a property line of the parcel is within 150 metres of a Residential Development during the period beginning at Midnight and ending at 7:00 A.M. each day.

9.(10) Relaxations

- (a) Notwithstanding subsection 7(a)(v), a person may operate a snow clearing device powered by an engine for the purpose of commercial and non-commercial removal of snow and ice from streets, parking lots and sidewalks during the 48 hour period following a snowfall, rain or freezing rain, subject to the right of the Chief Administrative Officer to withdraw this relaxation on a site-specific basis.

- (b) Notwithstanding subsection 7(a)(ii), it shall not be an offence to use a Motorized Garden Tool or grass cutting device on a golf course between the hours of 6:00 A.M. and 9:00 A.M. on any day of the week.

9.(11) Exemptions

- (a) The provisions of this Section do not apply to:
 - (i) Emergency vehicles;
 - (ii) Construction in Residential Developments during the Day-time, whether or not the Construction requires any Town permits;
 - (iii) the use of Motorized Garden Tools in Residential Developments where:
 - the Sound Level does not exceed 75 decibels (dBA) Leq measured over a one (1) hour period; and
 - the tool is used during the Day-time and for less than 3 hours during any given day;
 - (iv) work on a Town street or on a public utility carried out by the owner or operator of the public utility, or its contractors;
 - (v) the activities of a valid permit holder; or
 - (vi) any activity within the sole jurisdiction of the Government of Canada or the Province of Alberta.
- (b) Notwithstanding Subsection (a), the Chief Administrative Officer may issue a permit;
 - (i) the building permit number (if applicable);
 - (ii) a description of the source(s) of noise or Sound Levels;
 - (iii) the period of time that the exemption is desired;
 - (iv) the applicant's reason(s) why the exemption should be given; and
 - (v) a statement of the measures that will be taken to minimize the noise or Sound Levels.
- (c) The Chief Administrative Officer may, in his sole discretion
 - (i) waive any requirement of this Section; apply any other provision of this Section to Subsections (a) (ii) through (v) on a site-specific basis in the Chief Administrative Officer's sole discretion.

9.(12) Permits

- (a) A Person may make a written application to the Chief Administrative Officer for a temporary permit allowing for noise or Sound Levels that would otherwise violate this Bylaw.
- (b) Any application made pursuant to Subsection 12(a) must be made at least 5 business days prior to the proposed activity and must contain sufficient information pertaining to the activity for which the exemption is sought.

- (c) Upon receipt of an application under Section 12(a), the Chief Administrative Officer may:
- (i) issue the temporary permit, where the Chief Administrative Officer determines those circumstances make it impractical for the applicant to comply with this Bylaw;
 - (ii) impose any conditions on the issuance or use of the permit that the Chief Administrative Officer considers appropriate;
 - (iii) refuse to issue a permit; or
 - (iv) revoke any temporary permit that has been issued, where the Chief Administrative Officer determines that the applicant has not taken sufficient measures to minimize the noise or Sound Levels.

9.(13) Scope

- (a) The provisions contained in this Section shall not be interpreted to prevent:
- (i) the ringing of bells in churches, religious establishments and schools;
 - (ii) the sounding of any alarm or warning to announce a fire or other emergency;
 - (iii) the playing of a band in connection with a parade allowed pursuant to any Town bylaw; or
 - (iv) the use of Signaling Devices on vehicles in their normal operation for the purpose of giving warnings to other vehicles or Persons.

9.(14) Testers

- (a) The Chief Administrative Officer of The Town of Drumheller or his designate may establish the qualifications for and appoint Persons as Testers to measure Sound Levels.
- (b) When measuring Sound Levels, the Tester must measure the Sound Level at the Point of Reception with the Sound Level Meter at least 1.0 metres above the ground.
- (c) When measuring Sound Levels, the Tester is the person who determines the Point of Reception.
- (d) The Tester must ensure the accuracy of the Sound Level Meter by testing it with the Field Calibrator immediately before and after measuring the Sound Level and record the results of those tests.

10. NUISANCES ESCAPING PROPERTY

10.(1) Interpretation

- (a) Whether a thing or activity annoys or disturbs a Person or otherwise constitutes a nuisance is a question of fact to be determined by a Court hearing a prosecution pursuant to this Section of the Bylaw.
- (b) In making a determination with respect to an offence under this Section a Court may take into consideration any or all of the following factors:
 - (i) the frequency of the activity;
 - (ii) the intensity and duration of the activity;
 - (iii) the time of day or season;
 - (iv) the nature of the surrounding area;
 - (v) the effect of the thing or activity on a complainant or complainants; and
 - (vi) the effect of the thing or activity on the surrounding area.

10.(2) Water, Eavestroughs and Downspouts

- (a) No owner or occupier of a Premises shall allow a flow of water from a hose or similar device on the Premises to be directed towards an adjacent Premises if it is likely that the water from the hose or similar device will enter the adjacent premises.
- (b) An owner or occupier of a Premises shall direct any rainwater downspout or eavestrough on the Premises towards:
 - (i) the front of the Premises;
 - (ii) the rear of the Premises; or
 - (iii) a side yard which does not abutt another Premises;

unless it is pre-existing, otherwise authorized or would be considered unreasonable or impractical to change.
- (c) No owner or occupier of a Premises shall allow a flow of water from a hose or similar device, rain water, downspout or eavestrough to be directed over a public sidewalk so as to be a hazardous to any Person.

10.(3) Smoke and Dust

- (a) A Person shall not engage in any activity that is likely to allow smoke, dust or other airborne matter that may disturb any other Person to escape the Premises without taking reasonable precautions to ensure that the smoke, dust or other airborne matter does not escape the Premises.

10.(4) Light

- (a) No owner or occupier of a Premises shall allow an outdoor light to shine directly into the living or sleeping areas of an adjacent dwelling house.
- (b) An outdoor light shall not constitute a violation of subsection (a) if the owner or

occupier of the Premises shields the light from shining directly at the living or sleeping areas of the adjacent dwelling house.

- (c) Where an outdoor light is permitted or required pursuant to a land use bylaw, a development permit or a similar approval, the land use bylaw, development permit or similar approval shall take precedence over this Bylaw, and the light shall not constitute a violation of subsection (a).

10.(5) Flyers and Debris

- (a) An owner or occupier of a Premises shall ensure that articles such as papers, flyers and loose debris are collected and contained on the Premises so that they do not escape onto adjacent or other neighboring properties.
- (b) An owner or occupier of a Premises is responsible for papers and flyers on their Premises regardless of whether they solicited for the delivery of these papers or flyers.
- (c) No Person shall deposit commercial flyers on a Premises where signs or notices have been posted and are clearly visible at the entrance to a dwelling unit, indicating that such material is not wanted.
- (d) No Person responsible for the operation of a business engaged in the distribution of commercial flyers shall allow the deposit of their commercial flyers on a Premises where signs or notices have been posted and are clearly visible at the entrance to a dwelling unit, indicating that such material is not wanted.

10. (6) Grass

- (a) no owner or occupier of a Premises shall fail to maintain grass or grasses on the Premises to exceed a height of 15 centimetres.
- (b) This Section shall not apply to:
 - (i) golf courses; or
 - (ii) parks and natural areas under the direction and control of Town of Drumheller; or
 - (iii) areas under the direction and control of Town of Drumheller Roads including boulevards adjacent to major roadways, areas subject to naturalization efforts and sound attenuation berms; and for greater certainty, shall apply to vacant lots within residential areas and the grass on any boulevard that lies directly between the boundary of a parcel of land and an adjacent highway, road or alley.

11. WEEDS CONROL ACT

11.(1) Interpretation

- (a) Unless specifically altered by this Bylaw, the definitions found in the *Act* shall apply to this Section.
- (b) For the purpose of this Section:
 - (i) "*Act*" means *The Weed Control Act*, R.S.A. 2008, c. W-5.1 as amended or replaced from time to time;
 - (ii) all plants designated as noxious weeds in the Regulations.
 - (iii) all plants designated as prohibited noxious weeds in the Regulations.
 - (iv) Objectionable Grass.
 - (v) "*Objectionable Grass*" means grass or a member of the grass family which is unsightly, forms a nuisance, or is not controlled or managed;
 - (vi) "*Weed Seed*" includes the seed of an Objectionable Grass.
- (c) This Section shall not be interpreted to prevent the controlled and managed practice xeriscaping or other low water use gardening practices.
- (d) Nothing in this Section relieves a Person from complying with the *Act* or the Regulations.
- (e) For the purpose of this Section, the Owner of a parcel of land as registered at the Land Titles is ultimately responsible for vegetation on that parcel and shall also be responsible for that portion of any highway, road or alley which adjoins that parcel and lies between the boundary of the parcel and the middle of the highway, road or alley.
- (f) The failure to destroy or remove objectionable grass, restricted prohibited noxious weeds shall constitute an offence under this bylaw.

11.(2) (deleted)

11.(3) Grass (moved to Nuisance Section 10(6))

11.(4) (deleted)

11.(5) Appeals under the Weed Control Act

- (a) The Community Standards Appeal Board shall constitute the independent committee contemplated by **Section 19** of the *Act* to hear appeals of orders or notices relating to this Section and the *Act*.
- (b) Any appeal filed pursuant to the *Act* or this Section shall be heard by the Community Standards Appeal Board within **five (5) days** of the receipt of the notice of appeal by the Chief Administrative Officer.

- (c) A notice of appeal respecting this Section must be delivered personally or sent by certified or registered mail to the Chief Administrative Officer within 10 days of the issuance of the Order or Notice.
- (d) Pursuant to the *Act* and the Regulation, any notice of appeal filed with respect to a notice under this Section or the *Weed Control Act* shall be accompanied by a deposit in the amount of \$500.00, which shall be refunded if the applicant's appeal is successful.

12. MAINTENANCE OF BUILDINGS, STRUCTURES AND FENCES

12.(1) Interpretation

For the purpose of this Section:

- (a) "Fence" includes a privately-built fence and a developer-built community screening fence;
- (b) "Good Repair" means a condition where something is free from:
 - i. significant damage;
 - ii. peeling surfaces;
 - iii. broken, missing, or fallen parts;
 - iv. rot or other significant deterioration;
 - v. openings which are not secured against trespassers or infiltration or air and precipitation; or
 - vi. other visual evidence of a lack of general maintenance.
- (c) "Structure" includes any building, retaining wall, scaffolding, garbage container, trailer, mobile home, shed or portable shack.

12.(2) Obligation to Maintain

- (a) No owner or occupier of a Premises shall allow a Structure or Fence to become a safety hazard.
- (b) Every owner or occupier of a Premises shall ensure the following are maintained in Good Repair:
 - (i) Fences and their structural members;
 - (ii) Structures and their structural members, including:
 - 1. Foundations and foundation walls;
 - 2. Exterior walls and their components;
 - 3. Roofs;
 - 4. Windows and their casings;
 - 5. Doors and their frames;
 - (iii) Protective or decorative finishes of all exterior surfaces of a Structure or Fence; and
 - (iv) Exterior stairs, landings, porches, balconies and decks.

13. EXCAVATIONS AND PONDING WATER

- 13.(1) No owner or occupier of a Premises shall allow an excavation, drain, ditch or other depression in the ground to become or remain a danger to public safety.
- 13.(2) If, in the opinion of a Peace Officer, a water-course, pond or other surface water becomes or remains a nuisance or poses a danger to public safety, a Peace Officer may declare the water-course, pond or other surface water a nuisance and require the owner or occupier of the Premises to eliminate the nuisance or danger.

14. ADDRESSING

- 14.(1) The owner or occupier of a Premises on which a dwelling unit has been erected shall display the number assigned to the property at a location plainly visible from the street in front of the Premises to which the property is addressed.
- 14.(2) The owner or occupier of a Premises on which a dwelling unit has been erected that has access to a Lane shall display the number assigned to the property at a location plainly visible from the Lane.

15. LITTERING

- 15.(1) No person shall place, deposit or throw or cause to be placed, deposited or thrown upon any property, including any street, lane, sidewalk, parking lot, park, public transportation vehicle, public transportation shelter, or other public place or water course:
- (a) a cardboard or wooden box, carton, container, or receptacle of any kind;
 - (b) any tobacco product or part thereof, paper, wrapper, envelope, or covering of any kind, whether paper or not, from food or confectionery;
 - (c) paper of any kind, whether or not containing written or printed matter thereon;
 - (d) any human, animal or vegetable matter or waste;
 - (e) any furniture, glass, crockery, nails, tacks, barbed-wire or other breakable or sharp objects;
 - (f) scrap metal, scrap lumber, tires, dismantled wrecked or dilapidated motor vehicles or parts there from;
 - (g) any motor vehicle or any part of any motor vehicle which may, in whole or in part, obstruct any highway, street, lane, alley, bi-way or other public place;

(h) dirt, filth or rubbish of any kind whether similar or dissimilar to the foregoing.

15.(2) A person who has placed, deposited or thrown or caused to be placed or thrown anything or any matter mentioned in subsection (1) upon any street, lane, sidewalk, parking place, park, public transportation vehicle, public transportation shelter, or other public transportation facility or other public place or water course shall forthwith remove it.

15.(3) Authority to Remove

(a) A Peace Officer may authorize any Town employee, or other person, to remove and put in storage or destroy anything placed upon Town property in contravention of this bylaw.

16. SPITTING/URINATING

16.(1) No person shall urinate or deposit any human waste in any public place or in any place to which the public is allowed access, other than a public washroom.

16.(2) No person shall spit at any person or on any public or private property that they do not own.

17. FIGHTING, ASSEMBLY of PERSONS, and LOITERING

17.(1) No person shall participate in a fight or any physical confrontation or verbal in any public place or any place to which the public is allowed access.

17.(2) No person shall be a member of an assembly of three or more persons in any public place or any place to which the public is allowed access where a peace officer has reasonable grounds to believe the assembly will disturb the peace of the neighborhood, and any such person shall disperse as requested by a Peace Officer.

17.(3) No person shall loiter and thereby obstruct any other person in any public place.

18. BULLYING

18.(1) No person shall bully any person in any public place.

18.(2) No person shall participate in or encourage by verbal or public means in the bullying of any person in any public place.

18.(3) Any person who contravenes sections 18(1) or 18(2) is guilty of an offence and subject to penalties in Schedule "A".

19. CURFEW

19.(1) No child shall be in a public place within the corporate limits of the Town of Drumheller after the hour of 11:00 p.m. on any day and before the hour of 06:00 a.m. on the following day without a guardian present

19.(2) Any child to whom this Bylaw applies who is found in a public place without proper guardianship after the hour of 11:00 o'clock p.m. on any day and before the hour of 6:00 o'clock a.m. on the following day may be warned to go home by a Peace Officer and if after the warning the child refuses or fails to go home he/she either may be detained and taken to his/her home or a shelter by the Peace Officer.

19.(3) This bylaw does not apply to any person under the age of sixteen (16) years who is in a public place in the Town of Drumheller after the hour of 11:00 o'clock p.m. on any day and before the hour of 06:00 a.m. on the following day should they be there:

- (a) in connection with a legitimate employment, business or trade; or
- (b) on an emergency errand.

20. PENALTIES:(DELETED)

20. COMMENCEMENTS, REPEALS

This bylaw shall take effect on the date of the 3rd and final reading

The invalidity of any provision of this Bylaw shall not affect the validity of the remainder.

- 1) The Weed Bylaw 14.00, Noise Bylaw 25.98, Nuisance Bylaw 24.98, and Curfew Bylaw 21.00 are hereby repealed.

The Bylaw shall come into force and effect upon final passing.

Read a first time this 12th day of October, 2010

Read a second time this _____ day of _____, 2010

Read a third time this _____ day of _____, 2010

Mayor

Chief Administrative Officer

Schedule A**COMMUNITY STANDARDS BYLAW FINES**

Failure to Comply with a Remedial Order	4(5)	\$ 500.00
Accumulation of Offensive Material	6(2)	\$ 250.00
a) second offence		\$ 500.00
b) third and subsequent offences		\$1,000.00
Exposed Storage of Harmful Fluids	6(2)(b)	\$ 250.00
Accumulation of Material Visible from Off Property	6(2)(c)	\$ 250.00
a) second offence		\$ 500.00
b) third and subsequent offences with in 1 year		\$1,000.00
Refrigerator Improperly Stored	6(3)(a)	\$ 200.00
Improper Appliance Storage	6(3)(b)	\$ 200.00
Improper Storage of Building Materials	6(4)	\$ 250.00
Prohibited or Non-Compliant Fire	7(2)	\$ 500.00
Unsupervised Fire	7(3)	\$ 500.00
Burn Prohibited Materials	7(4)	\$ 500.00
Fire between 1:00 a.m. and 10:00 a.m.	7(5)	\$ 500.00
Placing Graffiti on Property	8(2)	\$ 500.00
a) second offence within 1 year		\$1,000.00
b) third and subsequent offences with in 1 year		\$2,500.00
General Prohibitions and Noise from vehicles on Premises	9(3)	\$ 500.00
a) second offence		\$1,000.00
b) third and subsequent offences		\$2,500.00
Continuous sound in residential developments	9(4)	\$ 250.00
a) second offence		\$ 500.00
b) third and subsequent offences		\$1,000.00

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Continuous sound in downtown	9(5)	\$ 250.00
a) second offence		\$ 500.00
b) third and subsequent offences		\$1,000.00
Non Continuous sound in residential developments and downtown	9(6)	\$ 250.00
a) second offence		\$ 500.00
b) third and subsequent offences		\$1,000.00
Operate Prohibited equipment or device during night Time	9(7)(a)	\$ 250.00
Load Truck during night time	9(7)(b)	\$ 250.00
Use Signaling device during night time	9(7)(e)	\$ 250.00
Idle Truck more than 20 Minutes in residential development	9(7)(f)	\$ 250.00
Continuous sound in non residential developments	9(8)	\$ 250.00
a) second offence		\$ 500.00
b) third and subsequent offences		\$1,000.00
Operate outdoor speaker when prohibited	9(9)(a)	\$ 250.00
a) second offence within 1 year		\$ 400.00
b) third and subsequent offences with in 1 year		\$ 600.00
Direct water flow to adjoining premises	10(2)(a)	\$ 250.00
Improper direction of downspout	10(2)(c)	\$ 250.00
Smoke or dust escaping premises	10(3)(a)	\$ 500.00
Light directed to adjacent dwelling house	10(4)(a)	\$ 300.00
Flyers and Debris escaping premises	10(5)(a)	\$ 300.00
Deposit Commercial Flyer contrary to sign	10(5)(c)	\$ 300.00
Person responsible allow deposit of commercial flyer contrary to sign	10(5)(d)	\$ 300.00
Failure to destroy weeds	11(1)(f)	\$ 250.00
a) second offence with in 1 year		\$ 500.00
b) third and subsequent offences with in 1 year		\$ 750.00

Failure to maintain grass	11(3)(a)	\$ 250.00
a) second offence with in 1 year		\$ 500.00
b) third and subsequent offences with in 1 year		\$ 750.00
Accessory building, structure or fence safety hazard	12(2)(a)	\$ 300.00
Accessory building, structure or fence unsightly	12(2)(b)	\$ 300.00
Hazardous excavation, drain, ditch or depression	13(1)	\$ 300.00
Improper address or failure to address front of property facing street	14(1)	\$ 300.00
Improper address or failure to address the rear of property adjacent to lane	14(2)	\$ 300.00
Depositing litter on Town property	15(1)	\$ 250.00
a) second offence with in 1 year		\$ 500.00
b) third and subsequent offences with in 1 year		\$ 750.00
Failure to remove litter	15(2)	\$ 250.00
a) second offence with in 1 year		\$ 500.00
b) third and subsequent offences with in 1 year		\$ 750.00
Urinating or depositing human waste in a public place	16(1)	\$ 250.00
a) second offence with in 1 year		\$ 500.00
b) third and subsequent offences with in 1 year		\$ 750.00
Spitting	16(2)	\$ 250.00
a) second offence with in 1 year		\$ 500.00
b) Third and subsequent offences with in 1 year		\$ 750.00
Fighting in a public place	17(1)	\$ 500.00
a) second offence with in 1 year		\$ 750.00
b) third and subsequent offences with in 1 year		\$1,000.00
Being a member of an assembly and failing to disperse as requested by a Peace Officer	17(2)	\$ 250.00
a) second offence with in 1 year		\$ 500.00
b) third and subsequent offences with in 1 year		\$ 750.00
Loitering	17(3)	\$ 200.00
a) second offence with in 1 year		\$ 300.00
b) third and subsequent offences with in 1 year		\$ 600.00

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Bullying

	18(1)(2)\$	200.00
a) second offence with by a young person***	\$	250.00
b) third and subsequent offences by a young person in 1 year	\$	300.00
c) first offence by an adult	\$	500.00
d) second and subsequent offences by an adult		\$1,000.00

***The fine for the first offence may be waived if the offender successfully completes and anti-bullying educational program approved by an accredited agency.

Curfew

	19(1)	\$	200.00*
a) second offence with in 1 year		\$	250.00
b) third and subsequent offences		\$	300.00

* The fine for the first offence may be waived if the offender successfully completes Community Service Hours as directed by the Town.

**TOWN OF DRUMHELLER
Community Standards
Bylaw Number 16-10**

Being a Bylaw of the Town of Drumheller in the Province of Alberta for the purpose of prohibiting certain activities in order to prevent and compel the abatement of noise, nuisances, unsightly Premises, control weeds and public disturbances.

WHEREAS: Part 2 of the Municipal Government Act, being Chapter M26 or the revised Statutes of Alberta and amendments thereto, provide that the council of a municipality may pass a bylaw for the purpose of prohibiting certain activities in order to prevent and compel the abatement of noise, nuisances, unsightly Premises, weeds and public disturbances within the corporate limits of the Town of Drumheller.

NOW THEREFORE: the Council of the Town of Drumheller, in the Province of Alberta, duly assembled, enact the following:

1. TITLE

This Bylaw shall be cited as the "Community Standards Bylaw".

2. DEFINITIONS

In this By-Law unless the context otherwise requires:

- (a) "Act" shall mean a product, such as a statute, decree, or enactment, resulting from a decision by a legislative or judicial body.
- (b) "Automobile Parts" includes, but is not limited to, any vehicle part or collection of vehicle parts, or vehicles that are dilapidated, derelict or not in operation.
- (c) "Board" shall mean the Community Standards Appeal Board as established by the Community Standards Appeal Bylaw 22.10.
- (d) "Bullying" shall mean verbal or physical abuse, threats, taunts, teasing, name calling or repeated abusive communication, direct or through any medium whatsoever.
- (e) "Chief Administrative Officer" shall mean a Municipal Official employed by the Town of Drumheller in the position of Chief Administrative Officer, or in his/her absence, the person appointed as Acting Chief Administrative Officer; or designate.
- (f) "Child" shall mean a person, male or female, fifteen (15) years of age or under.

- (g) "Council"
 - (i) The Council of a city, town, village, summer village, municipal district or specialized municipality.
 - (ii) The Council of a town under the Parks Town Act, or
 - (iii) The Council of a municipality incorporated by a special act.
- (h) "Community Standards Appeal" means the appeal of;
 - (i) A Remedial order issued pursuant to the Community Standards Bylaw;
 - (ii) An order issued pursuant to Section 545 of the Municipal Government Act regarding contraventions of other bylaws or enactments that the Town is authorized to enforce;
 - (iii) An order issued pursuant to Section 546 of the Municipal Government Act;
 - (iv) An order issued pursuant to section 183 of the Environmental Protection and Enhancement Act (RSA 2000,c.E-12).
- (i) "Court" shall mean the Provincial Court of Alberta.
- (j) "Derelict Vehicle" means a vehicle, whether or not in operating condition which,
 - (i) is unlicensed for the current year; or
 - (ii) has all or part of its superstructure removed, or
 - (iii) is in a dilapidated or unsightly condition.
- (k) "Director" of any department of the Town means the Chief Administrative Officer or the Chief Administrative Officers designate.
- (l) "Fire Chief" shall mean the Chief Administrative Officer or the Chief Administrative Officers designate.
- (m) "Grass" shall mean a member of the grass family which is of an objectionable and unsightly nature, forms a nuisance or a fire hazard, or is not controlled;
- (n) "Guardian" shall mean a person who is eighteen (18) years of age or older and responsible for a youth, child or minor.
- (o) "Lane" shall mean an alley intended primarily for access to the rear of Premises located adjacent to the alley;

- (p) "Municipal Government Act" shall mean the Municipal Government Act, R.S.A. 2000, and Chapter M-26 as amended or replaced from time to time.
- (q) "Notice" shall mean a notice issued pursuant to this bylaw to remedy a condition that is not in compliance with any provision of this bylaw.
- (r) "Nuisance" for the purpose of this bylaw includes any use of or activity upon any property which is offensive to any person, or has or may have a detrimental impact upon any person or other property in the neighborhood.
- (s) "Owner" of a property or Premises;
 - (i) A Person who is registered under the Land Titles Act as the owner of the land;
 - (ii) A person who is recorded as the owner of the property on the tax assessment roll of the Town;
 - (iii) A person who has purchased or otherwise acquired the land, whether he has purchased or otherwise acquired the land directly from the owner or from another purchaser, and has not yet become the registered owner thereof;
 - (iv) A person holding himself out as the person having the powers and the authority of ownership of the Premises or who for the time being exercises the powers and authority of ownership;
 - (v) A person controlling the property or Premises under construction; or
 - (vi) A person who is the occupant of the property or Premises pursuant to a rental or lease agreement, license or permit.
- (t) "Peace Officer" shall mean a Community Peace Officer, Bylaw Enforcement Officer, Police of Jurisdiction or other person appointed by the Town and who is authorized to enforce Bylaws of the Town of Drumheller.
- (u) "Person" shall mean and includes a corporation, other legal entities and an individual having charge or control of a Premises.
- (v) "Plants" shall mean and includes any vegetation which is of an objectionable and unsightly nature, forms a nuisance or a fire hazard, or is not controlled.
- (w) "Public Place" shall mean any place, including privately owned or leased property, to which the public reasonably has or is permitted to have access.

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- (x) "Premises" shall mean any land situated in whole or in part within the Town including the external surface of all buildings and land immediately adjacent to any building or buildings and including any land or buildings owned or leased by the Town.
- (y) "Provincial Offences Procedure Act" means the Provincial Offences Procedure Act, R.S.A. 2000, Chapter P-34 and the regulations thereof, as amended or replaced from time to time.
- (z) "The Regulations" shall mean the regulations passed pursuant to the Weed Control Act.
- (aa) "Remedial Order" shall mean an order written pursuant to Section 545 and Section 546 of the Municipal Government Act"
- (bb) "Restricted Weeds" shall mean a plant that is designated under the regulations or this bylaw as a prohibited noxious weed and includes prohibited weed seed.
- (cc) "Town" shall mean the municipal corporation of the Town of Drumheller in the Province of Alberta, or the area located within the Town of Drumheller corporate limits, as the context requires.
- (dd) "Vehicle" has the same meaning as defined in the Traffic Safety Act, and includes any motorized vehicle that is unable to be moved under its own power.
- (ee) "Weed Control Act" shall mean the Weed Control Act of Alberta, RSA 2008 cW-5.1.
- (ff) "Weed Inspector" shall mean a person appointed as an inspector pursuant to the Act.
- (gg) "Work Forces" shall include employees of the Town of Drumheller and persons under contract to the Town of Drumheller.
- (hh) "Yard Material" shall mean any waste material of an organic nature formed as a result of gardening, horticultural pursuits, or agricultural activities including grass, tree and hedge cuttings, waste sod and decomposing plants, leaves and weeds.
- (ii) "Young Person" shall mean an individual less the eighteen (18) years of age.

3. GENERAL

- (1) The owner of any real property, as registered on title at the Land Title Office is ultimately responsible for all activities on the property which may constitute prohibition of this bylaw.

- (2) Nothing in this bylaw relieves a person from complying with any Federal or Provincial law or regulation, other bylaw or any requirements of any lawful permit.
- (3) Where this bylaw refers to another act, bylaw, regulation or agency, it includes reference to any Act, Bylaw, regulation or agency that may be substituted therefore.
- (4) Every provision of this bylaw is independent of all other provisions and if any provision of this bylaw is declared invalid for any reason by a Court of competent jurisdiction, all other provisions of this bylaw shall remain valid and enforceable.
- (5) All schedules attached to this bylaw shall form part of this bylaw.

4. REMEDIAL ORDER AND COMMUNITY STANDARDS APPEAL BOARD.

- (1) Every remedial Order written with respect to this bylaw must:
 - (a) indicate the Person to whom it is directed;
 - (b) identify the property to which the Remedial Order relates by municipal address or legal description;
 - (c) the date that it is issued;
 - (d) identify how the Premises fails to comply with this or another bylaw;
 - (e) identify the specific provisions of the Bylaw the Premises contravenes;
 - (f) identify the nature of the remedial action required to be taken to bring the Premises into compliance;
 - (g) identify the time within which the remedial action must be completed;
 - (h) indicate that if the required remedial action is not completed within the time specified, The Town may take whatever action or measures are necessary to remedy the contravention;
 - (i) indicate that the expenses and costs of any action or measures taken by The Town under this Section are an amount owing to The Town by the Person to whom the order is directed;

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- (j) indicate that the expenses and costs referred to in this Section may be attached to the tax roll of the property if such costs are not paid by a specified time;
- (k) indicate that an appeal lies from the Remedial Order to the Community Standards Appeal Board, if a notice of appeal is filed in writing with the Town, within fourteen days of the receipt of the Remedial Order.
- (2) Every Remedial Order written with respect to provisions of another bylaw must contain the same information as set out in subsection (1) as modified as necessary in the context of that bylaw.
- (3) A Remedial Order written pursuant to this Bylaw may be served personally upon the owner of the Premises to which it relates, or it may be left with a Person apparently over the age of 18 years at the Premises.
- (4) If, in the opinion of a Peace Officer, service of the Remedial Order cannot be reasonably affected, or if a Peace Officer believes that the owner of the Premises is evading service, a Peace Officer may post the Remedial Order in a conspicuous place on the Premises to which the Remedial Order relates, or on the private dwelling place of the owner of the Premises, as registered at the Land Titles Office or on the municipal tax roll for the Premises, and the Remedial Order shall be deemed to be served upon the expiry of three (3) days after the Remedial Order is posted.
- (5) Every Person who fails to comply with a Remedial Order issued pursuant to this Bylaw within the time set out in the Remedial Order commits an offence.
- (6) Appeal of Remedial Orders
 - (a) A Person to whom a Remedial Order is directed may seek a review of the Remedial Order by filing an appeal in writing with the Town within 14 days of the receipt of the Remedial Order.
 - (b) An appeal filed pursuant to this Section must state the name of the appellant, the municipal address of the property to which the Remedial Order being appealed from relates, a day time telephone contact number at which the appellant may be reached, and an address at which documents in relation to the appeal may be delivered.
 - (c) A decision of the Board delivered orally is a decision served pursuant to Section 548 of the *Municipal Government Act*.

5. ENFORCEMENT

5.(1) General Penalty Provision

- (a) Any Person who contravenes any provision of this Bylaw by:
 - (i) doing any act or thing which the Person is prohibited from doing; or
 - (ii) failing to do any act or thing the Person is required to do; is guilty of an offence.
- (b) Any Person who is convicted of an offence pursuant to this Bylaw is liable on summary conviction to a fine not exceeding \$10,000.00 and in default of payment of any fine imposed, to a period of imprisonment not exceeding six (6) months.

5.(2) Violation Tickets and Penalties

- (a) Where a Peace Officer believes that a Person has contravened any provision of this Bylaw, a Peace Officer may commence proceedings against the Person by issuing a violation ticket pursuant to the *Provincial Offences Procedures Act*, R.S.A. 2000 c. P-24.
- (b) Where there is a specified penalty listed for an offence in Schedule "A" to this Bylaw, that amount is the specified penalty for the offence.
- (c) Where there is a minimum penalty listed for an offence in schedule "A" to this bylaw, that amount is the minimum penalty for the offence
- (d) If a Person is convicted twice of the same provision of this Bylaw within a 24month period, the minimum penalty for the second conviction and any subsequent convictions within a 24 month period shall be twice the amount of the specified penalty, unless:
 - (i) the Person is a "Young Person" (as defined in the Youth Justice Act, R.S.A. 2000, c. Y-1, as amended); and
 - (ii) the convictions are under either Subsection 19(1), Subsection 19(2)), of this Bylaw; in which case the specified penalty for a "Young Person" shall apply."
- (e) This Section shall not prevent any Peace Officer from issuing a violation ticket requiring a court appearance of the defendant, pursuant to the provisions of the *Provincial Offences Procedures Act*, R.S.A. 2000 c. P-24, or from laying an information in lieu of issuing a violation ticket.
- (f) The levying and payment of any fine or the imprisonment for any period provided in this Bylaw shall not relieve a Person from the necessity of paying

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any fees, charges or costs from which that Person is liable under the provisions of this Bylaw or any other bylaw.

6. UNSIGHTLY PREMISES

6.(1) Scope

(a) The standards, requirements and prohibitions contained in this Section shall apply to:

- (i) Residential Premises;
- (ii) Vacant lots within residential areas; and
- (iii) Commercial Premises; but not industrial areas.

6.(2) Accumulation of Materials

(a) No owner or occupier of a Premises shall allow on the Premises, the accumulation of:

- (i) any material that creates unpleasant odours;
- (ii) any material likely to attract pests; or
- (iii) animal remains, parts of animal remains, or animal feces.

(b) No owner or occupier of a Premises shall allow the open or exposed storage on the Premises of any industrial fluid, including engine oil, brake fluid or antifreeze.

(c) No owner or occupier of a Premises shall allow the following to accumulate on the Premises such that the accumulation is visible to a Person viewing from outside the property:

- (i) loose garbage;
- (ii) bottles, cans, boxes or packaging materials;
- (iii) household furniture or other household goods;

(d) Vehicle and Automobile Parts, except where contained in an approved structure under the Land Use Bylaw, or a maximum of one vehicle per Premises if covered and stored in a manner approved by the Chief Administrative Officer;

- (i) a person, being the owner, lessee, tenant, agent, manager, or occupant of any land or Premises within the Town shall allow a dilapidated or derelict

vehicle to remain on the aforementioned land or Premises for a period of more than (14) days.

(ii) Notwithstanding Section (d)(i), a person being the owner, lessee, tenant, agent, manager, or occupant of any land or Premises within the Town shall allow a dilapidated or derelict vehicle to remain on the aforementioned land or Premises provided that:

1. the vehicle is contained within a structure, approved under the Land Use By-Law for the Town, which prevents it from being viewed from any neighboring property or public area.

2. the vehicle is covered by a tarpaulin or other device acceptable to the Chief Administrative Officer which prevents it being from any neighboring property or public area.

(e) parts of or disassembled machinery, equipment or appliances; and

(f) yard material.

6.(3) Appliances

(a) No owner or occupier of a Premises shall allow a refrigerator or freezer to remain on the Premises without first ensuring that the hinges and latches, or lid or doors of the unit have been removed.

(b) No owner or occupier of a Premises shall allow any appliance to remain on the Premises such that the appliance is visible to a Person viewing from outside the property.

(c) Notwithstanding subsections (a) and (b), it shall not be an offence for an owner or occupier of a Premises to allow a refrigerator on a Premises:

(i) if the refrigerator is not visible to a Person viewing from outside the property; and

(ii) the refrigerator remains locked at all times with a padlock and key or similar device.

6.(4) Outdoor Storage of Building Materials

(a) No owner or occupier of real property shall allow on the Premises the accumulation of building materials, whether new or used, unless that owner or occupier can establish that a construction or renovation undertaking is being carried out on the Premises and that:

- (i) The project has begun or the beginning of work is imminent; and
 - (ii) The materials found on the Premises relate to the project taking place on the Premises in a quantity reasonable to complete the project; and
 - (iii) The work on the project has not been suspended for a period in excess of one-hundred and twenty days (120).
- (b) An owner or occupier of a Premises shall ensure that all Building materials stored on a Premises that are not in contravention of subsection (1), are stacked or stored in an orderly manner.
- (c) Notwithstanding anything in this section, it shall not be an offence to store a small amount of neatly stacked materials on a Premises for basic property maintenance.

7. FIRE ON PREMISES

7.(1) For the purposes of this section:

- (a) "Fire Pit" includes a permanently affixed outdoor fire receptacle and a Portable Fire receptacle.
- (b) "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.
- (c) "Portable Fire Receptacle" means an outdoor fire receptacle which is not permanently affixed.

7.(2) General Prohibition

- (a) Except for a fire which is allowed by the Fire Department Bylaw, or another bylaw, no Person shall burn, or allow to be burned, a fire on a Premises that does not comply with the requirements of this Bylaw.

7.(3) All Fires must be supervised

- (a) Every Person who builds, ignites or allows a fire on a Premises must ensure that the fire is not unsupervised at anytime.

7.(4) Restrictions Applying to All Fires Allowed Pursuant to this Bylaw

- (a) No Person shall burn, at any time, on any Premises, the following materials:

- (i) treated or painted lumber;
- (ii) lumber products containing glue or resin;
- (iii) wet or unseasoned wood;
- (iv) leaves, brush or yard waste;
- (v) garbage;
- (vi) rubber, tires or plastic; or
- (vii) any animal carcass or part thereof.

7.(5) No Person shall ignite or allow a fire to burn on a Premises between one o'clock a.m. (1:00 a.m.) and ten o'clock a.m. (10:00 a.m.).

7.(6) Fires in Fireplaces

(a) A Person may build, ignite or allow a fire on a Premises in a Fire Place, as long as that Person complies with Sections 7(3) and 7(4) of this Bylaw.

8. GRAFFITI PREVENTION AND ABATEMENT

8.(1) For the purposes of this Section, "Graffiti" means words, figures, letters, drawings or stickers applied, scribbled, scratched, etched, sprayed or attached on or to a surface.

8.(2) No person shall create or apply Graffiti.

8.(3) Every owner or occupier of a Premises shall ensure that Graffiti placed on their Premises is removed, painted over, or otherwise permanently blocked from public view.

9. NOISE

9.(1) For the purposes of this Section; contains one or more dwelling units including a house, multi-family dwelling, housing project, apartment building, lodging house, senior citizen complex or hospital;

(a) "Ambient Sound Level" shall mean the Sound Level measured by a Tester at a Point of Reception, which excludes the noise generated by an activity with respect to which a complaint about noise has been made;

(b) "Concrete Mixer" shall mean a machine that is mounted on a Truck chassis or trailer capable of carrying concrete in a mixed or partially mixed form and pouring it at the location where it is to be used;

(c) "Construction" means the temporary process of demolishing or building any structure, or repairing or improving a building that already exists, including landscaping, home repair, property improvement and any work in connection with that process;

- (d) "Continuous Sound" shall mean any Sound Level that occurs:
 - (i) for a continuous duration of more than 3 minutes; or
 - (ii) Sporadically for a total of more than 3 minutes, in any continuous 15 minute time period;
- (e) "Daytime" shall mean the period:
 - (i) beginning at 7:00 A.M. and ending at 10:00 P.M. of the same day on Weekdays; or
 - (ii) beginning at 9:00 A.M. and ending at 10:00 P.M. of the same day on a Weekend;
- (f) "Downtown" shall mean the area in the downtown core designated as DT (Downtown Transitional) or CB (Central Business) as identified in the Land Use Bylaw;
- (g) "Field Calibrator" shall mean an instrument (as established by the American National Standards Institute "A.N.S.I.") to be used for the calibration of a Sound Level Meter. The Field Calibrator must be approved by the manufacturer for use with the Sound Level Meter being used and must also be certified and calibrated by the manufacturer within the previous 12 months prior to its use;
- (h) "Garbage Truck" shall mean any vehicle equipped for transporting refuse or any vehicle equipped to load, unload and transport containers for handling refuse;
- (i) "Leq" shall mean the equivalent continuous Sound Level over periods of time as specified in this Bylaw at a specified location as measured by a Sound Level Meter;
- (j) "Motorized Garden Tool" shall mean any tool used for horticulture that is powered by an electric or internal combustion engine of any kind;
- (k) "Night-time" shall mean the period beginning at 10:00 P.M. and ending the following day at:
 - (i) 7:00 A.M. if the following day is a Weekday; or
 - (ii) 9:00 A.M. if the following day is a Weekend;
- (l) "Non-Continuous Sound" shall mean any Sound Level that is not a Continuous Sound measured with a Sound Level Meter;
- (m) "Non-Residential Development" shall mean any land or building that is not a Residential Development or Residential Building;

- (n) "Outdoor Speaker System" shall mean any sound amplification device that converts electrical impulses into sound, whether the device is independent or incorporated into a radio, stereo, television, public address or other system, which is used for general listening purposes and positioned:
 - (i) outside of a building;
 - (ii) inside a building and within 2 metres of any opening in the building including a window or doorway, where it is directed outside of the building; or
 - (iii) in a tent;
- (o) "Point of Reception" shall mean any location at the place of work or residence where noise or Sound Levels are heard by a complainant, as determined by the Tester to be appropriate in each circumstance;
- (p) "Power Tool" shall mean and includes any tool powered by an engine or motor, regardless of whether that mechanism is powered by compressed air, electricity or a fossil fuel;
- (q) "Residential Building" shall mean a structure that is
 - (i) Direct Control, where the applicable land use guidelines allows a use which is residential; or
 - (ii) any other Land Use Districts which allows residential uses;
- (r) "Residential Development" shall mean any land which is the site of a Residential Building and is designated as a residential use district in the Land Use Bylaw:
 - (i) Direct Control, where the applicable land use guidelines allows a use which is residential; or
 - (ii) Any other Land Use Districts which allows residential uses.
- (s) "Signaling Device" shall mean any device that produces an audible sound used for the purpose of drawing an individual's attention, including a horn, gong, bell, klaxon or public address system;
- (t) "Sound Level" shall mean the sound pressure measured in decibels using the "A" weighted network of a Sound Level Meter with fast response;

- (u) "Sound Level Meter" shall mean any Type 2 or better integrating instrument (as established by the standards of the American National Standards Institute "A.N.S.I.") that measures Sound Levels;
 - (v) "Tester" shall mean an Officer or individual authorized by the Chief Administrative Officer and trained in the operation of a Sound Level Meter as defined in this Bylaw;
 - (w) "Truck" shall mean any vehicle that has a gross allowable maximum vehicle weight in excess of 6000 kilograms as listed on the official registration certificate issued by the Government of the Province of Alberta, regardless of the vehicle's actual weight at a specific time, and includes a truck-tractor and tractor-trailer, but does not include a Concrete Mixer or a Garbage Truck;
 - (x) "Weekday" shall mean Monday through Saturday, inclusive unless it falls on a holiday, as defined in the *Interpretation Act* R.S.A. 2000, c. I-8, as amended or replaced from time to time;
 - (y) "Weekend" shall mean Sunday and any other holiday, as defined in the *Interpretation Act* R.S.A 2000, c. I-8, as amended or replaced from time to time.
- 9.(2) This section does not purport to regulate the cumulative effect of noise created by vehicular traffic on roads, or aeronautical related activities of aircraft.
- 9.(3) General Prohibitions and Noise from Vehicles on Premises
- (a) Except as authorized pursuant to this Bylaw, no Person shall make or cause or allow to be made or continued any noise which disturbs or annoys a Person, including any loud outcry, clamor, shouting, screaming, swearing, movement, music or activity.
 - (b) Except as authorized pursuant to this Bylaw, no owner or occupier of a Premises shall make or cause or allow to be made or continued any noise which emanates from the Premises and disturbs or annoys a Person, including any loud outcry, clamor, shouting, screaming, swearing, movement, music or activity.
 - (c) No person shall permit a vehicle located on a Premises to emit noise which emanates from that Premises and disturbs or annoys a Person, including noise from excessive engine revving and stereo and amplification equipment in the vehicle.
 - (d) No owner or occupier of a Premises shall permit a vehicle located on the Premises to emit noise which emanates from that Premises and disturbs or

annoys a Person, including noise from excessive engine revving and stereo and amplification equipment in the vehicle.

(e) Whether any sound annoys or disturbs a Person, or otherwise constitutes objectionable noise, is a question of fact to be determined by a Court hearing a prosecution pursuant to this Section of the Bylaw.

(f) No drinking establishment shall permit any noise to emanate from the Premises of such drinking establishment such that it annoys or disturbs any person outside the boundary of the drinking establishment, within the Corporate Limits of the Town of Drumheller.

(g) No person may activate or apply engine retarder brakes within the Corporate Limits of the Town of Drumheller, except The Town of Drumheller Infrastructure and Emergency Services Vehicles in the course of responding to an emergency situation or to Train Drivers in the use of retarder brakes.

9.(4) Continuous Sound in Residential Developments

(a) No Person shall cause or permit to be caused a Continuous Sound that exceeds the greater of the following Sound Levels:

(i) 65 decibels (dBA) Leq measured over a one (1) hour period during the Day-time; or

(ii) 50 decibels (dBA) Leq measured over a one (1) hour period during the Night-time; at any Point of Reception within a Residential Development.

(b) Notwithstanding subsection (a), where the Ambient Sound Level for an area is at or above the maximum allowable Day-time or Night-time Sound Levels referred to in subsection (a), measured over a one (1) hour period, a Sound Level must exceed 5 decibels (dBA) Leq over the Ambient Sound Level before it becomes an offence.

9.(5) Continuous Sound in the Downtown

(a) No Person shall cause or permit to be caused a Continuous Sound that exceeds the greater of the following Sound Levels:

(i) 75 decibels (dBA) Leq measured over a one (1) hour period during the Day-time; or

(ii) 60 decibels (dBA) Leq measured over a one (1) hour period during the Night-time; at any Point of Reception within the Downtown.

(b) Notwithstanding subsection (a), where the Ambient Sound Level for an area is at or above the maximum allowable Day-time or Night-time Sound Levels referred to in subsection (a), measured over a one (1) hour period, a Sound

Level must exceed 5 decibels (dBA) Leq over the Ambient Sound Level before it becomes an offence.

9.(6) Non-Continuous Sound in Residential Developments and Downtown

(a) No Person shall cause or permit to be caused a Non-Continuous Sound that exceeds:

- (i) 85 decibels (dBA) Leq measured over a period of 15 minutes during the Daytime; or
- (ii) 75 decibels (dBA) Leq measured over a period of 15 minutes during the Night-time; at any Point of Reception within a Residential Development or Downtown.

9.(7) Activities in Residential Developments

(a) No Person shall operate

- (i) a hand lawn mower;
 - (ii) a Motorized Garden Tool;
 - (iii) a Power Tool outside of any building or structure;
 - (iv) a model aircraft or toy driven by an internal combustion engine of any kind;
 - (v) a snow clearing device powered by an engine of any kind; or
 - (vi) a motorized snow or leaf blowing device;
- in a Residential Development during the Night-time.

(b) No Person shall load or unload a Truck, Concrete Mixer, or Garbage Truck in a Residential Development or within 150 metres of a Residential Development during the Night-time.

(c) Notwithstanding subsection (b) a Person may, at any time, unload a vehicle containing:

- (i) fresh fruit, produce and perishable merchandise including milk, milk products and baked goods; or
- (ii) daily or weekly newspapers being delivered to vendors.

(d) Notwithstanding subsection (b), a Person may load a Garbage Truck between 6:00 A.M. and 10:00 P.M. on any Weekday.

(e) A Person must not use a Signaling Device to promote or advertise the sale of ice cream or any other food stuffs in a Residential Development during the Nighttime.

(f) A Person who owns, occupies or controls a Truck must not at any time allow it to remain running for longer than 20 minutes when it is stationary in a Residential Development or within 150 metres of a Residential Development.

9.(8) Sound in Non-Residential Developments

- (a) No Person shall cause or permit to be caused a Continuous Sound that exceeds the greater of:
 - (i) 85 decibels (dBA) Leq measured over a one (1) hour period during the Day-time or Night-time; or
 - (ii) 5 decibels (dBA) Leq over the Ambient Noise measured over a one (1) hour period during either the Day-time or Night-time; at any Point of Reception within a Non-Residential Development.
- (b) No Person shall, in a Non-Residential Development, cause or permit to be caused a Non-Continuous Sound that exceeds 85 decibels (dBA) Leq measured over a period of one (1) hour during the Day-time or Night-time where the Point of Reception is within a Non-Residential Development.

9.(9) Outdoor Speaker Systems

- (a) No Person shall operate an Outdoor Speaker System on a parcel where a property line of the parcel is within 150 metres of a Residential Development during the period beginning at 10:00 P.M. and ending at 7:00 A.M. the following day.
- (b) Notwithstanding subsection (a), an Outdoor Speaker System must comply with the Sound Levels established in this Bylaw.
- (c) Notwithstanding subsection (a), for the duration of the July 01st Parade each year, no Person shall operate an Outdoor Speaker System on a parcel where a property line of the parcel is within 150 metres of a Residential Development during the period beginning at Midnight and ending at 7:00 A.M. each day.

9.(10) Relaxations

- (a) Notwithstanding subsection 7(a)(v), a person may operate a snow clearing device powered by an engine for the purpose of commercial and non-commercial removal of snow and ice from streets, parking lots and sidewalks during the 48 hour period following a snowfall, rain or freezing rain, subject to the right of the Chief Administrative Officer to withdraw this relaxation on a site-specific basis.
- (b) Notwithstanding subsection 7(a)(ii), it shall not be an offence to use a Motorized Garden Tool or grass cutting device on a golf course between the hours of 6:00 A.M. and 9:00 A.M. on any day of the week.

9.(11) Exemptions

- (a) The provisions of this Section do not apply to:
 - (i) Emergency vehicles;
 - (ii) Construction in Residential Developments during the Day-time, whether or not the Construction requires any Town permits;
 - (iii) the use of Motorized Garden Tools in Residential Developments where:
 - the Sound Level does not exceed 75 decibels (dBA) Leq measured over a one (1) hour period; and
 - the tool is used during the Day-time and for less than 3 hours during any given day;
 - (iv) work on a Town street or on a public utility carried out by the owner or operator of the public utility, or its contractors;
 - (v) the activities of a valid permit holder; or
 - (vi) any activity within the sole jurisdiction of the Government of Canada or the Province of Alberta.
- (b) Notwithstanding Subsection (a), the Chief Administrative Officer may issue a permit;
 - (i) the building permit number (if applicable);
 - (ii) a description of the source(s) of noise or Sound Levels;
 - (iii) the period of time that the exemption is desired;
 - (iv) the applicant's reason(s) why the exemption should be given; and
 - (v) a statement of the measures that will be taken to minimize the noise or Sound Levels.
- (c) The Chief Administrative Officer may, in his sole discretion
 - (i) waive any requirement of this Section; apply any other provision of this Section to Subsections (a) (ii) through (v) on a site-specific basis in the Chief Administrative Officer's sole discretion.

9.(12) Permits

- (a) A Person may make a written application to the Chief Administrative Officer for a temporary permit allowing for noise or Sound Levels that would otherwise violate this Bylaw.
- (b) Any application made pursuant to Subsection 12(a) must be made at least 5 business days prior to the proposed activity and must contain sufficient information pertaining to the activity for which the exemption is sought.
- (c) Upon receipt of an application under Section 12(a), the Chief Administrative Officer may:

- (i) issue the temporary permit, where the Chief Administrative Officer determines those circumstances make it impractical for the applicant to comply with this Bylaw;
- (ii) impose any conditions on the issuance or use of the permit that the Chief Administrative Officer considers appropriate;
- (iii) refuse to issue a permit; or
- (iv) revoke any temporary permit that has been issued, where the Chief Administrative Officer determines that the applicant has not taken sufficient measures to minimize the noise or Sound Levels.

9.(13) Scope

- (a) The provisions contained in this Section shall not be interpreted to prevent:
 - (i) the ringing of bells in churches, religious establishments and schools;
 - (ii) the sounding of any alarm or warning to announce a fire or other emergency;
 - (iii) the playing of a band in connection with a parade allowed pursuant to any Town bylaw; or
 - (iv) the use of Signaling Devices on vehicles in their normal operation for the purpose of giving warnings to other vehicles or Persons.

9.(14) Testers

- (a) The Chief Administrative Officer of The Town of Drumheller or his designate may establish the qualifications for and appoint Persons as Testers to measure Sound Levels.
- (b) When measuring Sound Levels, the Tester must measure the Sound Level at the Point of Reception with the Sound Level Meter at least 1.0 metres above the ground.
- (c) When measuring Sound Levels, the Tester is the person who determines the Point of Reception.
- (d) The Tester must ensure the accuracy of the Sound Level Meter by testing it with the Field Calibrator immediately before and after measuring the Sound Level and record the results of those tests.

10. NUISANCES ESCAPING PROPERTY

10.(1) Interpretation

- (a) Whether a thing or activity annoys or disturbs a Person or otherwise constitutes a nuisance is a question of fact to be determined by a Court hearing a prosecution pursuant to this Section of the Bylaw.

- (b) In making a determination with respect to an offence under this Section a Court may take into consideration any or all of the following factors:
- (i) the frequency of the activity;
 - (ii) the intensity and duration of the activity;
 - (iii) the time of day or season;
 - (iv) the nature of the surrounding area;
 - (v) the effect of the thing or activity on a complainant or complainants; and
 - (vi) the effect of the thing or activity on the surrounding area.

10.(2) Water, Eavestroughs and Downspouts

- (a) No owner or occupier of a Premises shall allow a flow of water from a hose or similar device on the Premises to be directed towards an adjacent Premises if it is likely that the water from the hose or similar device will enter the adjacent premises.
- (b) An owner or occupier of a Premises shall direct any rainwater downspout or eavestrough on the Premises towards:
- (i) the front of the Premises;
 - (ii) the rear of the Premises; or
 - (iii) a side yard which does not abutt another Premises; or
- (c) No owner or occupier of a Premises shall allow a flow of water from a hose or similar device, rain water, downspout or eavestrough to be directed over a public sidewalk so as to be a hazardous to any Person.

10.(3) Smoke and Dust

- (a) A Person shall not engage in any activity that is likely to allow smoke, dust or other airborne matter that may disturb any other Person to escape the Premises without taking reasonable precautions to ensure that the smoke, dust or other airborne matter does not escape the Premises.

10.(4) Light

- (a) No owner or occupier of a Premises shall allow an outdoor light to shine directly into the living or sleeping areas of an adjacent dwelling house.
- (b) An outdoor light shall not constitute a violation of subsection (a) if the owner or occupier of the Premises shields the light from shining directly at the living or sleeping areas of the adjacent dwelling house.
- (c) Where an outdoor light is permitted or required pursuant to a land use bylaw, a

development permit or a similar approval, the land use bylaw, development permit or similar approval shall take precedence over this Bylaw, and the light shall not constitute a violation of subsection (a).

10.(5) Flyers and Debris

- (a) An owner or occupier of a Premises shall ensure that articles such as papers, flyers and loose debris are collected and contained on the Premises so that they do not escape onto adjacent or other neighboring properties.
- (b) An owner or occupier of a Premises is responsible for papers and flyers on their Premises regardless of whether they solicited for the delivery of these papers or flyers.
- (c) No Person shall deposit commercial flyers on a Premises where signs or notices have been posted and are clearly visible at the entrance to a dwelling unit, indicating that such material is not wanted.
- (d) No Person responsible for the operation of a business engaged in the distribution of commercial flyers shall allow the deposit of their commercial flyers on a Premises where signs or notices have been posted and are clearly visible at the entrance to a dwelling unit, indicating that such material is not wanted.

11. WEEDS AND GRASS

11.(1) Interpretation

- (a) Unless specifically altered by this Bylaw, the definitions found in the *Act* shall apply to this Section.
- (b) For the purpose of this Section:
 - (i) "*Act*" means *The Weed Control Act*, R.S.A. 2008, c. W-5.1 as amended or replaced from time to time;
 - (ii) all plants designated as noxious weeds in the Regulations.
 - (iii) all plants designated as prohibited noxious weeds in the Regulations.
 - (iv) Objectionable Grass.
 - (v) "*Objectionable Grass*" means grass or a member of the grass family which is unsightly, forms a nuisance, or is not controlled or managed;
 - (vi) "*Weed Seed*" includes the seed of an Objectionable Grass.
- (c) This Section shall not be interpreted to prevent the controlled and managed practice xeriscaping or other low water use gardening practices.

- (d) Nothing in this Section relieves a Person from complying with the *Act* or the Regulations.
- (e) For the purpose of this Section, the Owner of a parcel of land as registered at the Land Titles is ultimately responsible for vegetation on that parcel and shall also be responsible for that portion of any highway, road or alley which adjoins that parcel and lies between the boundary of the parcel and the middle of the highway, road or alley.
- (f) The failure to destroy or remove objectionable grass, restricted prohibited noxious weeds shall constitute an offence under this bylaw.

11.(2) Appeals Process for Weeds

- (a) Any person
 - (i) who has an interest as owner or occupant of land,
 - (ii) who is affected by any action taken or notice given by an Inspector,
 - (iii) who thinks himself aggrieved by the action or notice, may appeal to the Community Standards Appeal Board in writing within six (6) days and include;
 - 1. the name and address of the appellant,
 - 2. a copy of the notice in respect of which the appeal is being taken.
 - 3. the legal description of the land affected,
 - 4. the grounds for the appeal, and
 - 5. a \$500 appeal fee.which shall hear and determine the appeal within five (5) days from the day of receipt of the Notice of Appeal pursuant to the provisions set out in the *Weed Control Regulation*.
- (b) As soon as conveniently possible after the delivery of a Notice of Appeal, the Community Standards Appeal Board shall:
 - (i) fix a place for the hearing of the Appeal,
 - (ii) fix a time for the hearing of the Appeal, and
 - (iii) cause a notice of the place and time to be sent out to the Appellant.
- (c) The Community Standards Appeal Board shall:
 - (i) hear and determine the Appeal, and
 - (ii) make an Order which may:
 - 1. confirm the Inspector's Report;
 - 2. set aside the notice of the Inspector;
 - 3. vary the notice;
 - 4. extend the time within which anything required to be done by the notice is to be performed; or
 - 5. direct anything to be done that an Inspector by notice given under this bylaw or under the *Weed Control Act* can direct to be done

either in addition to or in substitution for the direction in the notice appealed from.

- (d) If the Appellant after the Community Standards Appeal Board has heard and determined the Appeal still deems himself aggrieved by the Order appealed from or by an Order made by the Board, a request to review a decision of the appeal panel under Section 20 of the *Act* must be made to the Minister within 3 days of the appellant receiving the appeal decision.

11.(3) Grass

- (a) no owner or occupier of a Premises shall fail to maintain grass or grasses on the Premises to exceed a height of 15 centimetres.
- (b) This Section shall not apply to:
 - (i) golf courses; or
 - (ii) parks and natural areas under the direction and control of Town of Drumheller; or
 - (iii) areas under the direction and control of Town of Drumheller Roads including boulevards adjacent to major roadways, areas subject to naturalization efforts and sound attenuation berms; and for greater certainty, shall apply to vacant lots within residential areas and the grass on any boulevard that lies directly between the boundary of a parcel of land and an adjacent highway, road or alley.

11.(4) Fire Hazards

- (a) If in the opinion of a Weed Inspector or the Fire Chief, the grass or any other vegetation on a Premises poses a fire hazard, a Weed Inspector may issue a Remedial Order to modify the vegetation on the Premises to abate the hazard, and the Remedial Order shall include the manner in which the fire hazard may be abated.

11.(5) Appeals

- (a) The Community Standards Appeal Board shall constitute the independent committee contemplated by Section 28 of the *Act* to hear appeals of orders or notices relating to this Section and the *Act*.
- (b) Any appeal filed pursuant to the *Act* or this Section shall be heard by the Community Standards Appeal Board within 15 days of the receipt of the notice of appeal by the Town Clerk.
- (c) Notwithstanding Section 4(6) of this Bylaw, a notice of appeal respecting this Section must be received by the Town Clerk or postmarked by certified mail

within the time specified in the notice being appealed from, or within 10 days of the issuance of the order or notice, whichever is less.

- (d) Pursuant to the *Act* and the Regulation, any notice of appeal filed with respect to a notice under this Section or the *Act* shall be accompanied by a deposit in the amount of \$500.00, which shall be refunded if the applicant's appeal is successful.

12. MAINTENANCE OF BUILDINGS, STRUCTURES AND FENCES

12.(1) Interpretation

For the purpose of this Section:

- (a) "*Fence*" includes a privately-built fence and a developer-built community screening fence;
- (b) "*Good Repair*" means a condition where something is free from:
- i. significant damage;
 - ii. peeling surfaces;
 - iii. broken, missing, or fallen parts;
 - iv. rot or other significant deterioration;
 - v. openings which are not secured against trespassers or infiltration or air and precipitation; or
 - vi. other visual evidence of a lack of general maintenance.
- (c) "*Structure*" includes any building, retaining wall, scaffolding, garbage container, trailer, mobile home, shed or portable shack.

12.(2) Obligation to Maintain

- (a) No owner or occupier of a Premises shall allow a Structure or Fence to become a safety hazard.
- (b) Every owner or occupier of a Premises shall ensure the following are maintained in Good Repair:
- (i) Fences and their structural members;
 - (ii) Structures and their structural members, including:
 1. Foundations and foundation walls;
 2. Exterior walls and their components;
 3. Roofs;
 4. Windows and their casings;
 5. Doors and their frames;
 - (iii) Protective or decorative finishes of all exterior surfaces of a Structure or Fence; and
 - (iv) Exterior stairs, landings, porches, balconies and decks.

13. EXCAVATIONS AND PONDING WATER

- 13.(1) No owner or occupier of a Premises shall allow an excavation, drain, ditch or other depression in the ground to become or remain a danger to public safety.
- 13.(2) If, in the opinion of a Peace Officer, a water-course, pond or other surface water becomes or remains a nuisance or poses a danger to public safety, a Peace Officer may declare the water-course, pond or other surface water a nuisance and require the owner or occupier of the Premises to eliminate the nuisance or danger.

14. ADDRESSING

- 14.(1) The owner or occupier of a Premises on which a dwelling unit has been erected shall display the number assigned to the property at a location plainly visible from the street in front of the Premises to which the property is addressed.
- 14.(2) The owner or occupier of a Premises on which a dwelling unit has been erected that has access to a Lane shall display the number assigned to the property at a location plainly visible from the Lane.

15. LITTERING

- 15.(1) No person shall place, deposit or throw or cause to be placed, deposited or thrown upon any property, including any street, lane, sidewalk, parking lot, park, public transportation vehicle, public transportation shelter, or other public place or water course:
- (a) a cardboard or wooden box, carton, container, or receptacle of any kind;
 - (b) any tobacco product or part thereof, paper, wrapper, envelope, or covering of any kind, whether paper or not, from food or confectionery;
 - (c) paper of any kind, whether or not containing written or printed matter thereon;
 - (d) any human, animal or vegetable matter or waste;
 - (e) any glass, crockery, nails, tacks, barbed-wire or other breakable or sharp objects;
 - (f) scrap metal, scrap lumber, tires, dismantled wrecked or dilapidated motor vehicles or parts there from;
 - (g) any motor vehicle or any part of any motor vehicle which may, in whole or in part, obstruct any highway, street, lane, alley, bi-way or other public place;
 - (h) dirt, filth or rubbish of any kind whether similar or dissimilar to the foregoing.

15.(2) A person who has placed, deposited or thrown or caused to be placed or thrown anything or any matter mentioned in subsection (1) upon any street, lane, sidewalk, parking place, park, public transportation vehicle, public transportation shelter, or other public transportation facility or other public place or water course shall forthwith remove it.

15.(3) Authority to Remove

(a) A Peace Officer may authorize any Town employee, or other person, to remove and put in storage or destroy anything placed upon Town property in contravention of this bylaw.

16. SPITTING/URINATING

16.(1) No person shall urinate or deposit any human waste in any public place or in any place to which the public is allowed access, other than a public washroom.

16.(2) No person shall spit at any person or on any public or private property that they do not own.

17. FIGHTING, ASSEMBLY of PERSONS, and LOITERING

17.(1) No person shall participate in a fight or any physical confrontation or verbal in any public place or any place to which the public is allowed access.

17.(2) No person shall be a member of an assembly of three or more persons in any public place or any place to which the public is allowed access where a peace officer has reasonable grounds to believe the assembly will disturb the peace of the neighborhood, and any such person shall disperse as requested by a Peace Officer.

17.(3) No person shall loiter and thereby obstruct any other person in any public place.

18. BULLYING

18.(1) No person shall bully any person in any public place.

18.(2) No person shall participate in or encourage by verbal or public means in the bullying of any person in any public place.

18.(3) Any person who contravenes sections 18(1) or 18(2) is guilty of an offence and subject to penalties in Schedule "A".

19. CURFEW

- 19.(1) No child shall be in a public place within the corporate limits of the Town of Drumheller after the hour of 11:00 p.m. on any day and before the hour of 06:00 a.m. on the following day without a guardian present
- 19.(2) Any child to whom this Bylaw applies who is found in a public place without proper guardianship after the hour of 11:00 o'clock p.m. on any day and before the hour of 6:00 o'clock a.m. on the following day may be warned to go home by a Peace Officer and if after the warning the child refuses or fails to go home he/she either may be detained and taken to his/her home or a shelter by the Peace Officer.
- 19.(3) This bylaw does not apply to any person under the age of sixteen (16) years who is in a public place in the Town of Drumheller after the hour of 11:00 o'clock p.m. on any day and before the hour of 06:00 a.m. on the following day should they be there:
- (a) in connection with a legitimate employment, business or trade; or
 - (b) on an emergency errand.

20. PENALTIES:

- 20.(1) Any person who contravenes any provision of this Bylaw is guilty of an offence and shall be liable to payment of the penalty specified in Schedule "A" hereto; or for any offence for which there is no penalty specified, to a penalty of not less than \$200.00 and not more than \$10,000.00; and in default of payment of any penalty, to imprisonment for up to 6 months (Municipal Government Act Section 566).
- 20.(2) A Peace Officer is hereby authorized and empowered to issue a violation ticket pursuant to the Provincial Offences Procedure Act to any person who a Peace Officer has reasonable grounds to believe has contravened any provision of this bylaw.
- 20.(3) If a violation ticket is issued in respect of an offence, the violation ticket may:
- (a) specify the fine amount established by this Bylaw for the offence; or
 - (b) Summons a person to appear in Court without the alternative of making a voluntary payment.
- 20.(4) A person who commits an offence may:
- (a) If the violation ticket specifies the fine amount established by this Bylaw for the offence, make a voluntary payment equal to the specified fine by delivering the violation ticket and the specified fine to the Provincial Court Office specified on the violation ticket.

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21. COMMENCEMENTS, REPEALS

This bylaw shall take effect on the date of the 3rd and final reading

The invalidity of any provision of this Bylaw shall not affect the validity of the remainder.

- 1) Bylaw No. (14-00, 25-98, 24-98, 21-00), the Weed Bylaw, Noise Bylaw, Nuisance Bylaw, Curfew Bylaw are hereby repealed.

The Bylaw shall come into force and effect upon final passing.

Read a first time this 12th day of October, 2010

Read a second time this _____ day of _____, 2010

Read a third time this _____ day of _____, 2010

Mayor

Chief Administrative Officer

Schedule A

COMMUNITY STANDARDS BYLAW FINES

Failure to Comply with a Remedial Order	4(5)	\$ 500.00
Accumulation of Offensive Material	6(2)	\$ 250.00
a) second offence		\$ 500.00
b) third and subsequent offences		\$1,000.00
Exposed Storage of Harmful Fluids	6(2)(b)	\$ 250.00
Accumulation of Material Visible from Off Property	6(2)(c)	\$ 250.00
a) second offence		\$ 500.00
b) third and subsequent offences with in 1 year		\$1,000.00
Refrigerator Improperly Stored	6(3)(a)	\$ 200.00
Improper Appliance Storage	6(3)(b)	\$ 200.00
Improper Storage of Building Materials	6(4)	\$ 250.00
Prohibited or Non-Compliant Fire	7(2)	\$ 500.00
Unsupervised Fire	7(3)	\$ 500.00
Burn Prohibited Materials	7(4)	\$ 500.00
Fire between 1:00 a.m. and 10:00 a.m.	7(5)	\$ 500.00
Placing Graffiti on Property	8(2)	\$ 500.00
a) second offence within 1 year		\$1,000.00
b) third and subsequent offences with in 1 year		\$2,500.00
General Prohibitions and Noise from vehicles on Premises	9(3)	\$ 500.00
a) second offence		\$1,000.00
b) third and subsequent offences		\$2,500.00
Continuous sound in residential developments	9(4)	\$ 250.00
a) second offence		\$ 500.00
b) third and subsequent offences		\$1,000.00

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Continuous sound in downtown	9(5)	\$ 250.00
a) second offence		\$ 500.00
b) third and subsequent offences		\$1,000.00
Non Continuous sound in residential developments and downtown	9(6)	\$ 250.00
a) second offence		\$ 500.00
b) third and subsequent offences		\$1,000.00
Operate Prohibited equipment or device during night Time	9(7)(a)	\$ 250.00
Load Truck during night time	9(7)(b)	\$ 250.00
Use Signaling device during night time	9(7)(e)	\$ 250.00
Idle Truck more than 20 Minutes in residential development	9(7)(f)	\$ 250.00
Continuous sound in non residential developments	9(8)	\$ 250.00
a) second offence		\$ 500.00
b) third and subsequent offences		\$1,000.00
Operate outdoor speaker when prohibited	9(9)(a)	\$ 250.00
a) second offence within 1 year		\$ 400.00
b) third and subsequent offences with in 1 year		\$ 600.00
Direct water flow to adjoining premises	10(2)(a)	\$ 250.00
Improper direction of downspout	10(2)(c)	\$ 250.00
Smoke or dust escaping premises	10(3)(a)	\$ 500.00
Light directed to adjacent dwelling house	10(4)(a)	\$ 300.00
Flyers and Debris escaping premises	10(5)(a)	\$ 300.00
Deposit Commercial Flyer contrary to sign	10(5)(c)	\$ 300.00
Person responsible allow deposit of commercial flyer contrary to sign	10(5)(d)	\$ 300.00
Failure to destroy weeds	11(1)(f)	\$ 250.00
a) second offence with in 1 year		\$ 500.00
b) third and subsequent offences with in 1 year		\$ 750.00

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Failure to maintain grass	11(3)(a)	\$ 250.00
a) second offence with in 1 year		\$ 500.00
b) third and subsequent offences with in 1 year		\$ 750.00
Accessory building, structure or fence safety hazard	12(2)(a)	\$ 300.00
Accessory building, structure or fence unsightly	12(2)(b)	\$ 300.00
Hazardous excavation, drain, ditch or depression	13(1)	\$ 300.00
Improper address or failure to address front of property facing street	14(1)	\$ 300.00
Improper address or failure to address the rear of property adjacent to lane	14(2)	\$ 300.00
Depositing litter on Town property	15(1)	\$ 250.00
a) second offence with in 1 year		\$ 500.00
b) third and subsequent offences with in 1 year		\$ 750.00
Failure to remove litter	15(2)	\$ 250.00
a) second offence with in 1 year		\$ 500.00
b) third and subsequent offences with in 1 year		\$ 750.00
Urinating or depositing human waste in a public place	16(1)	\$ 250.00
a) second offence with in 1 year		\$ 500.00
b) third and subsequent offences with in 1 year		\$ 750.00
Spitting	16(2)	\$ 250.00
a) second offence with in 1 year		\$ 500.00
b) Third and subsequent offences with in 1 year		\$ 750.00
Fighting in a public place	17(1)	\$ 500.00
a) second offence with in 1 year		\$ 750.00
b) third and subsequent offences with in 1 year		\$1,000.00
Being a member of an assembly and failing to disperse as requested by a Peace Officer	17(2)	\$ 250.00
a) second offence with in 1 year		\$ 500.00
b) third and subsequent offences with in 1 year		\$ 750.00
Loitering	17(3)	\$ 200.00
a) second offence with in 1 year		\$ 300.00
b) third and subsequent offences with in 1 year		\$ 600.00

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Bullying

	18(1)(2)\$	200.00
a) second offence with by a youth ***	\$	250.00
b) third and subsequent offences by a youth in 1 year	\$	300.00
c) first offence by an adult	\$	500.00
d) second and subsequent offences by an adult		\$1,000.00

***The fine for the first offence may be waived if the offender successfully completes and anti-bullying educational program approved by an accredited agency.

Curfew

	19(1)	\$	200.00*
a) second offence with in 1 year		\$	250.00
b) third and subsequent offences		\$	300.00

* The fine for the first offence may be waived if the offender successfully completes Community Service Hours as directed by the court.

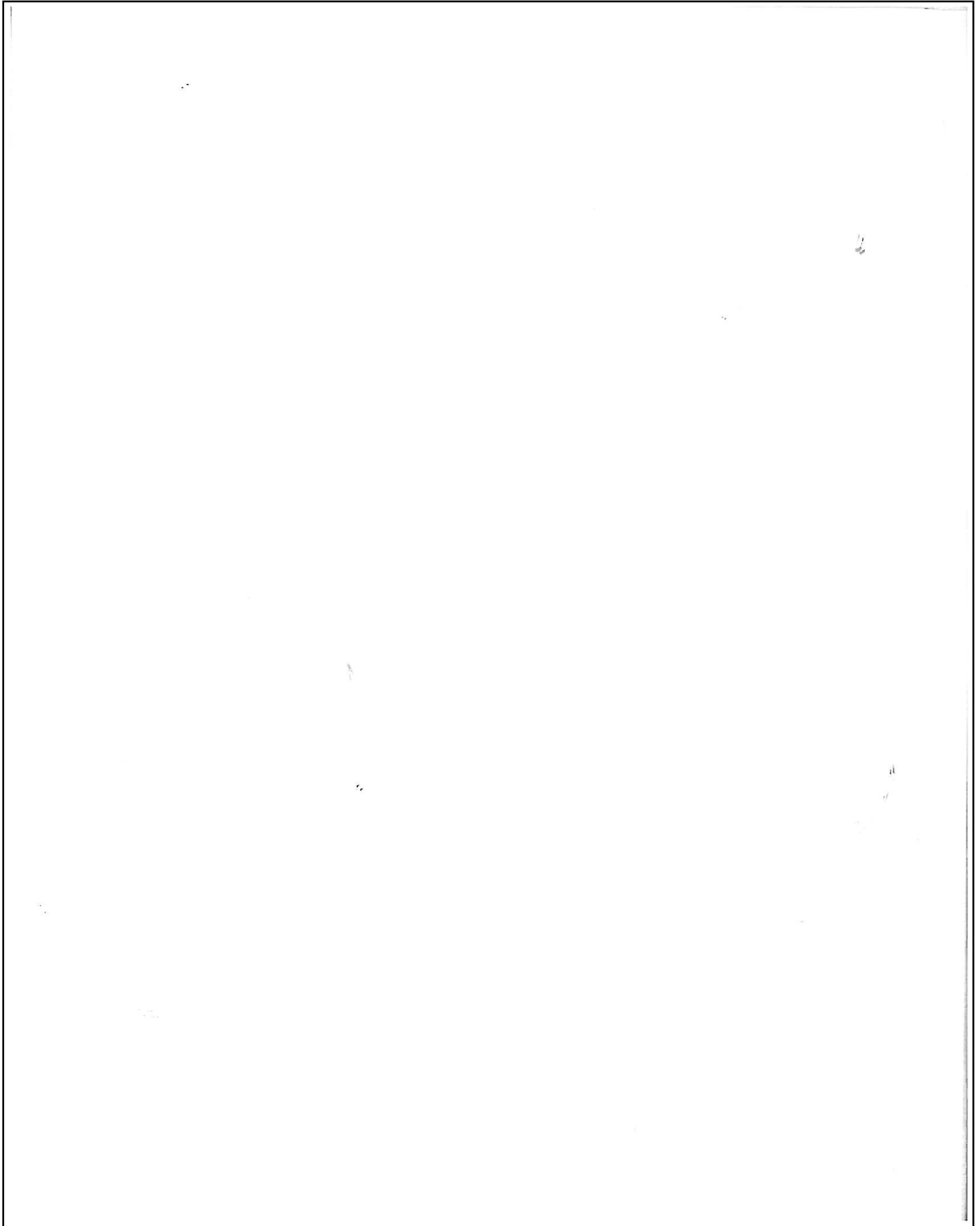
Town of Drumheller

Economic Development Objectives

10/18/2010

...

Agenda Item # 8.1.1



TOWN OF DRUMHELLER

BYLAW NO. 20.10

**BEING A BYLAW OF THE TOWN OF DRUMHELLER TO AMEND PERMIT
BY-LAW 12-01.**

WHEREAS PURSUANT to Part 11, Sections 453 to 484.1 of the Municipal Government Act, Chapter M-26.1, R.S.A., 2000, as amended, the Council for the Town of Drumheller, duly assembled, enacts as follows:

AND WHEREAS the Council deems it desirable to amend Permit By-law 12-01; and

NOW THEREFORE the Council of the Town of Drumheller hereby amends Permit By-law 12-01 as follows:

Schedule A is hereby amended by adding:

Storage Tank Systems

Tank/piping installation project	\$200.00
Tank/piping removal/replacement project	\$200.00
Tank removal project	\$ 50.00
Tank alterations	\$ 50.00

READ A FIRST TIME THIS 12th DAY OF October, 2010.

READ A SECOND TIME THIS 12th DAY OF October, 2010.

READ A THIRD TIME AND ADOPTED THIS ____ DAY OF _____

MAYOR

CHIEF ADMINISTRATIVE OFFICER

TOWN OF DRUMHELLER BYLAW NO. 22.10

Being a bylaw of the Town of Drumheller in the Province of Alberta, pursuant to the provisions of Section 8(d) of the Municipal Government Act, R.S.A. 2000, c. M-26, to provide for the establishment of a Community Standards Appeal Board;

NOW, THEREFORE, THE COUNCIL OF THE TOWN OF DRUMHELLER ENACTS AS FOLLOWS:

TITLE

1. This bylaw may be cited as the "Community Standards Appeal Board Bylaw".

DEFINITIONS

2. In this Bylaw unless the context otherwise requires;
 - (a) "*Applicant*" means a person who is seeking a Community Standards Appeal;
 - (b) "*Board*" means the Community Standards Appeal Board established by this Bylaw;
 - (c) "*Chairman*" means the Chairman of the Board;
 - (d) "*Community Standards Appeal*" means the appeal of:
 - (i) a Remedial Order issued pursuant to the Community Standards Bylaw 16.10;
 - (ii) an order issued pursuant to Section 545 of the Municipal Government Act R.S.A. 2000, c.M-26 regarding contraventions of other Bylaws or enactments that the Town is authorized to enforce;
 - (iii) an order issued pursuant to Section 546 of the Municipal Government Act R.S.A. 2000, c.M-26; or
 - (iii) an order issued under the Weed Control Act, R.S.A. 2008, c.W-5-1.

- (e) "Council" means the Municipal Council of the Town;
- (f) "Remedial Order" means an order written pursuant to Section 545 and Section 546 of the Municipal Government Act R.S.A. 2000, c.M-26.
- (g) "Town" means the Town of Drumheller, a municipal corporation and, where the context so requires, the area included within the boundaries of the said Municipal Corporation.

ESTABLISHMENT OF THE COMMUNITY STANDARDS APPEAL BOARD

- 3. (1) There is hereby established a Community Standards Appeal Board which shall have jurisdiction to hear and determine all appeals submitted by Applicants to the Town of Drumheller.
 - (i) The Board shall be a Committee of Council.
- (2) Council shall each year appoint by resolution not less than three members of Council to act as a Board of Appeal to review any Order issued under the Community Standards Bylaw 16.10 and Sections 545 and 546 of the Municipal Government Act R.S.A. 2000, c.M-26 and the Weed Control Act R.S.A. 2008, c.W-5-1.
- (3) In the event that any member of the Board is not in attendance at a meeting of the Board, any other member of Council may sit as substitute for that member on the Board.
- (4) The Chairman shall be elected by the members of the Board and they shall be entitled to vote in all decisions made by the Board.
- (5) In the event that the Chairman is not in attendance at a meeting of the Board, the members present may elect a chairman who shall chair the meeting of the Board for the duration of that meeting only.
- (6) Two members present shall constitute a quorum.
- (7) The Board may establish its own rules of procedure.

APPEAL OF ORDERS ISSUED UNDER THE WEED CONTROL ACT, RSA. 2008, c.W-5.1

4. (1) Any notice of appeal filed with respect to a notice under this Section 11 of Bylaw 16.10 shall be accompanied by a deposit in the amount of \$500.00, which shall be refunded if the applicant's appeal is successful.
- (3) A notice of appeal will not be considered as having been filed unless the notice of appeal and fee referred to in Subsection (1) above have been received by the Town of Drumheller within ten (10) days of receiving the Order.
- (4) The fee referred to in Subsection (1) above shall not be waived under any circumstances.
- (5) The Town of Drumheller shall, upon receipt of a notice of appeal, set a date for the hearing of the appeal which hearing shall be held within five (5) days from the day of receipt of the Notice of Appeal pursuant to the provisions set out in the Weed Control Regulation 19/2010.
- (6) After reviewing the Order, the Board may confirm, rescind or vary the Order.

APPEAL OF REMEDIAL ORDERS UNDER SECTION 545 AND 546 OF THE MUNICIPAL GOVERNMENT ACT, RSA. 2000, c.M-26 AND THE COMMUNITY STANDARDS BYLAW 16.10

5. (1) Any notice of appeal filed with respect to a Remedial Order shall be accompanied by a deposit in the amount of \$100.00, which shall be refunded if the applicant's appeal is successful.
- (3) A person to whom a Remedial Order is directed may seek a review of the Remedial Order by filing an notice of appeal will not be considered as having been filed unless the notice of appeal and fee referred to in Subsection (1) above have been received by the Town of Drumheller within fourteen (14) days of receiving the Order issued under the provisions of Section 545 of the Municipal Government Act R.S.A. 2000, c.M-26, and within seven (7) days of receiving the Order issued under Section 546 Municipal Government Act R.S.A. 2000, c.M-26.
- (4) The fee referred to in Subsection (1) above shall not be waived under any circumstances.

Agenda Item # 8.1.3

4

(5) The Town of Drumheller shall, upon receipt of a notice of appeal, set a date for the hearing of the appeal which hearing shall be held within fifteen (15) days from the day of receipt of the Notice of Appeal.

(6) After reviewing the Order, the Board may confirm, vary, substitute or cancel the Order.

This Bylaw shall take effect on the date of the third and final reading.

READ A FIRST TIME this 8th day of November, 2010.

READ A SECOND TIME this day of , 2010

READ A THIRD TIME AND PASSED this day of , 2010

Mayor

Chief Administrative Officer

Agenda Item # 8.1.4

(Revised Nov. 8/10)

BOARD APPOINTMENTS

2010/11

NAME

Airport Commission (1)

Doug Stanford
5 public at large

Municipal Planning Commission (2)

Sharel Shoff
Andrew Berdahl
5 public at large

Palliser Regional Municipal Services (1)

Sharel Shoff

Drumheller Chamber of Commerce (1)

Terry Yemen

Drumheller & District Solid Waste
Management Association (1)

Jay Garbutt
Ray Romanetz

Valley Bus Society (1)

Tom Zariski
Allan Kendrick

Drumheller Public Library Board (1)

Lisa Hansen-Zacharuk

Community Futures (1)

Sharel Shoff

Agenda Item # 8.1.4

- 2 -

Community Advisory Committee - RCMP (1)	Tom Zariski
Police Committee (1)	Terry Yemen 5 public at large
Drumheller Agriculture & Stampede Board (1)	Lisa Hansen-Zacharuk
Drumheller & District Seniors Foundation (1)	Tom Zariski
Drumheller Housing Administration (1)	Jay Garbutt 4 public at large
Ambulance (1)	Doug Stanford
Sub-division and Development Appeal Board (2)	Tom Zariski Jay Garbutt 3 public at large
Disaster Service Committee (3)	Doug Stanford Tom Zariski Andrew Berdahl
Communities in Bloom (1)	Lisa Hansen-Zacharuk
Community Standards Appeal Committee (3)	Doug Stanford Jay Garbutt Lisa Hansen-Zacharuk

Agenda Item # 8.1.4

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Assessment Review Board (3)

Sharel Shoff
Doug Stanford
Lisa Hansen-Zacharuk
2 public at large

Crime Stoppers (1)

Terry Yemen

Economic Development Task Force (2)

Terry Yemen
Sharel Shoff
4 public at large

Red Deer River Municipal Users Group (1)

Terry Yemen

Kneehill Regional Water Services Steering Comm(2)

Terry Yemen
Jay Garbutt

Revitalization Corporation (2)

Terry Yemen
Andrew Berdahl

Provincial Appointments (for information only)

Canadian Badlands Ltd. Bryce Nimmo (Appointment in place until March 31st, 2011)



DRUMHELLER

CHIEF ADMINISTRATIVE OFFICER



Request for Decision

		Date:	November 5, 2010
Topic:	REVISED 2010/2011 BOARD APPOINTMENTS		
Proposal:	<p>Two changes as follows:</p> <p>Community Futures: Remove A. Berdahl and Add S. Shoff.</p> <p>Community Standards Appeal Board: Bylaw 22.10 allows for three members of Council for the establishment of an appeal body (no public at large members). Add Lisa Hansen-Zacharuk.</p> <p>A copy of the revised board appointments is attached.</p>		
Proposed by:	Requirement under the MGA, Section 192(1).		
Correlation to Business (Strategic) Plan			
Benefits:			
Disadvantages:			
Alternatives:			
Finance/Budget Implications:			
Operating Costs:		Capital Cost:	
Budget Available:	\$0.00	Source of Funds:	
Budget Cost:	\$0.00	Underbudgeted Cost:	
Communication Strategy:	Board appointments are reviewed during the Annual Organizational Meeting and will be attached to the adopted minutes for the public's review.		
Recommendations:	That the revised 2010/2011 Council Board Appointments be adopted as presented.		
Report Writer:	R.M. Romanetz, P. Eng.	CAO:	
Position:	Chief Administrative Officer		

OFFICE OF THE CHIEF ADMINISTRATIVE OFFICER

Telephone: (403) 823-1339

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Palliser

Regional Municipal Services

P.O. DRAWER 1900

HANNA, AB.

TOJ 1P0

Ph:(403) 854-3371

Fax:(403) 854-4684

October 26, 2010

Oyen-Lyalta Rail Recovery Project

- STATUS REPORT -

Attention Municipal Leaders:

The following report is provided to inform the new Municipal Council's with information and history regarding the rail discontinuance process for the rail line between Oyen and Lyalta, AB.

Palliser Regional Municipal Services has been administering the rail discontinuance recovery project since November 2008 when a motion was made at the PRMS November General Meeting that PRMS lead the project to determine viable options to continue rail service in the Palliser Region. The study has involved assistance from a steering committee made up of local municipal councillors and reeves in communities located along the rail line, the development of a corporation made up of local agricultural producers and community members interested in the retention of railway operations to develop capital through share offerings and negotiate with CN for the purchase of the rail assets.

A feasibility study was completed and provides detail to the potential of a short line railway operation. The primary rationale for acquiring the line and operating a short line railway is to enable producers of agricultural commodities, particularly those that would otherwise be subject to long-term storage and elevation, to avoid those charges by loading railcars directly which the short line has received from the Canadian Grains Commission. The establishment of a short line would also provide for existing and future industry that requires, or would benefit from, rail access in the communities along the rail line.

The potential benefits of a short line to the existing communities include the following:

- A sustainable alternative mode of transportation in the long term
- Continuation of the payment of property taxes to each Town, Village, County or Special Area along the rail line.
- The attraction of new business and the rejuvenation of old business facilities to offset the negative effects of prairie grain elevator rationalization programs.



- Assurance that economic development opportunities for communities located along the rail line will continue to exist, which opportunity may disappear if the railway were to be abandoned.
- Avoidance of increasing maintenance and upgrade costs of the local road systems caused by the incidence of increased truck traffic if the line were to be abandoned. A train hauling 30 loaded cars is the equivalent of 60 super B's removed from the local road systems and Provincial/ National highways.
- Purchases of fuel, hardware and other goods and services which engenders the creation and continued operation of local businesses along the line (grain handling, co-ops, banks, restaurants, insurance brokers, equipment and automobile dealerships for example).
- Community stabilization (from income tax, shared portion of GST, and slowed negative population fluctuations in rural areas)

Process:

The rail discontinuance process is legislated through the Canadian Transportation Act. The process includes a timeframe for the notice of discontinuance followed by a stage for commercial interest that expired on August 16th, 2010. The established rail company attempted to purchase the line during the commercial interest stage. Unfortunately, the Rail co. was unsuccessful in obtaining agreement with CN for the retention of railway operations in the region.

The government interest stage is the next step in the legislated process. The Province receives notice and 30 days to express interest in acquiring the railway. If no interest is expressed, the municipalities receive an additional 30 days to express interest to acquire the rail assets. This process was set to expire on October 18th, 2010.

A meeting was held with the municipalities on October 15th to determine the level of interest in proceeding to provide CN with an acceptance letter. It was determined at that meeting that there was enough support from the municipalities along the Drumheller Subdivision (Hanna to Lyalta portion) to proceed with an expression of interest to acquire the line or portions thereof. It was determined that the Oyen subdivision did not have the necessary support to proceed with a municipal expression of interest. CN has provided until December 15th to continue to look at options for the purchase of the Oyen subdivision. The rail company will continue to consider methods to retain this portion of the railway in collaboration with the interested municipalities.



The expression of interest for the Drumheller subdivision provides the municipalities with a further 90 days to negotiate with CN on the terms of a purchase agreement. If after the 90 day period there is no agreement on terms, either party has the ability to go to the Canadian Transportation Agency to provide a determination to the Net Salvage Value (NSV). If this were to occur, the NSV would be a binding value for both parties.

Due Dilligence Requirements:

To ensure the municipalities are aware of the current condition of what is considered to be purchased PRMS has been tasked to research the following:

- Part 9 company requirements to develop a legal entity for the acquisition and ownership of the rail line that will defer any direct liability from any single municipal entity
- Land valuation process for tax certificate potential as part of the purchase terms
- Environmental Site Assessment
- Engineering review of the CN Bridge reports

Discussions with CN representative, John Brayley on October 26th have determined that CN will be providing a Phase 1 Environmental Site Assessment (ESA) in early December and a report including all land titles information.

As the Drumheller subdivision contains multiple bridge structures throughout the subdivision it is imperative to the municipalities that these reports be reviewed by qualified personnel to ensure that they are not purchasing something that will require significant work prior to operations or within the first years of operation. Alberta Transportation has been requested to provide a review of the CN bridge reports. AT has recommended that we have an engineer review the reports and provide a report on condition. It has been suggested that Hal Kobrinski from RailWest Management (the short line rail consultants) review the reports as he has many years of railway experience. We will begin with this review and have a further review completed if needed.

Guy Miki of Brownlee LLP has been requested to provide a proposal for the Part 9 Co. needs.

The land valuation process is being completed by the Mancroft Group in collaboration with Perry Appraisals and should be completed in November.

As reports and information become available they will be forwarded to the municipalities for consideration.



Next Steps:

A few of the important next steps that will be required will include the following:

- determination of the viability of the rail operation in consideration of the portion(s) of the rail line that are considered for purchase and the results of professional reports
- the rail company/ municipalities to meet with Alberta Transportation Rail Division to determine the realistic requirements for operating a rail company
- The rail company to provide a letter of intent to the municipalities that they will actively proceed to operating the rail company including associated business plan requirements
- The municipalities have an interest in the land and will proceed to a deal for the land if it is determined that the rail operations are not viable in consideration of the final terms
- The municipalities to act as an agent with the Provincial Government to facilitate any funding requirements.

The CN Line Information Reports have been included with this letter and include detailed information about the rail line. If you require further information at this time please contact our office.

Regards;

Brad Wiebe RPP, MCIP
CEO/ Director of Planning

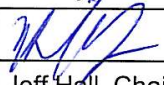
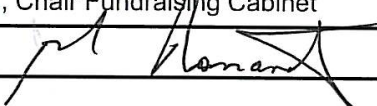
Encl. Drumheller and Oyen Line Information Documents



Request for Decision

Date:	04 Nov 2010
Meeting Type:	Regular Council
Topic:	Badlands Community Facility – Fundraising Consultant
Proposal:	<p>On October 4, 2010, two proposals were received in response to the Request for Proposals (RFP) for fundraising consultants interested in assisting the capital fundraising campaign for the Badlands Community Facility (BCF). Proposals were received from</p> <ol style="list-style-type: none"> 1. Nine Lions Development Consulting (the company that had conducted the BCF Campaign Review and Assessment for the Town of Drumheller) - \$223,000. 2. The Goldie Company - \$180,000. <p>Both proposals were carefully reviewed by members of the Fundraising Cabinet and a representative from the Goldie Company was invited to orally present their proposal to the Cabinet. A presentation was not requested from Nine Lions since the members of the Cabinet had already worked with them. Two references of both consulting companies were also contacted.</p> <p>Following is a summary of the comparison between the two proposals:</p> <ol style="list-style-type: none"> 1. Nine Lions Development Consulting: <ul style="list-style-type: none"> - Followed RFP closely - Proposed services seem appropriate for the campaign - Familiar with the existing campaign - All statements from references were very positive 2. The Goldie Company <ul style="list-style-type: none"> - RFP was not followed closely (i.e., did not provide references) - Proposed services seem appropriate for the campaign - 1 month+ to become familiar with existing campaign - Not all statements from references were positive <p>Based on the comparison of the information contained in the two proposals, the information gained during the reference calls, and the interactions with the consultants, the members of the Cabinet believe that Nine Lions Development Consulting is the better of the two companies and that Nine Lions should be hired to work with the Town of Drumheller on the BCF capital campaign.</p>
Proposed by:	Michael Roy
Correlation to Business (Strategic) Plan	Completion of the BCF is critical for the Town of Drumheller. The services of a fundraising consultant are needed to ensure the success of the capital fundraising campaign needed to build the BCF.
Benefits:	<p>The Fundraising Consultant will</p> <ol style="list-style-type: none"> 1) assist in the implementation and re-launch of the campaign, and 2) track progress and ensure the campaign remains a priority for the organization.
Disadvantages:	

Agenda Item # 8.3.1

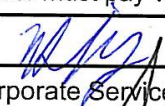
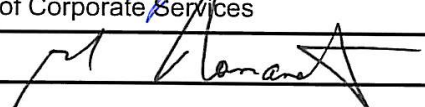
Alternatives:	1. Council award the contract to Nine Lions Development Consulting for \$223,000. 2. Council award the contract to the Goldie Company for \$180,000.		
Finance/Budget Implications:	The consulting fees will be funded through the fundraising campaign and the fundraising operating budget.		
Operating Costs:	\$223,000 (26 months)	Capital Costs:	
Budget Available:	\$217,000	Source of Funds	Fundraising operating budget and the fundraising campaign
Budget Cost:		Underbudgeted Cost:	\$6,000
Communication Strategy:	Media Release		
Recommendations:	It is the recommendation of the Fundraising Cabinet that Nine Lions Development Consulting be hired as the Fundraising Consultants for the Badlands Community Facility for \$223,000.		
Report Writer:			
Position:	Jeff Hall, Chair Fundraising Cabinet		
	CAO: 		



Request for Decision

Date:	04 Nov 2010
Meeting Type:	Regular Council
Topic:	2010 Tax Recovery Public Auction
Proposal:	As part of the tax recovery process under the Municipal Government Act, properties with a tax caveat registered against them must be offered for public auction one year after the date of the tax caveat. The properties due for auction now had caveats registered against them in 2009. As part of this process Council must set the terms and reserve bids for the properties in question. In the past, the terms have been cash and the reserve bid for each property has been equal to its current year's assessment.
Proposed by:	Michael Roy
Correlation to Business (Strategic) Plan	
Benefits:	<p>Section 419 of the Municipal Government Act states that Council must set a reserve bid for each property and the reserve bid must be as close to market value as possible.</p> <ul style="list-style-type: none"> • The property assessment value is updated on an annual basis and is based on the mass appraisal approach. • This method is the cheapest and quickest method in determining a reserve bid especially since any costs associated with the auction are charged back to the property.
Disadvantages:	An individual property appraisal report is not conducted. This method is more accurate than the mass appraisal standards used for assessments. However, it is cost prohibited for many of the properties being auctioned in 2011 as most properties are eventually redeemed by the owner. The cost of a property appraisal would be passed on to the property owners.
Alternatives:	<ul style="list-style-type: none"> • Council directs Administration to get an appraisal by a professional appraiser to determine the proper reserve bid. • Council sets the reserve bid price for properties for the January 26, 2011 tax recovery auction at the current assessment value of the property. Furthermore, the successful bidder must pay via cash, or money order.
Finance/Budget Implications:	Costs associated with the auction are applied against the properties on the auction list.

Agenda Item # 8.3.2

Operating Costs:		Capital Costs:	
Budget Available:		Source of Funds	Applied against proceeds of properties sold at auction and on the property taxes of unsold properties.
Budget Cost:		Underbudgeted Cost:	
Communication Strategy:	<p>The Municipal Government Act requires specific advertising and notification steps:</p> <p>Advertised in The Alberta Gazette – November 30, 2010 Letters to property owners and those with an interest – on or about December 8, 2010 Advertised in local newspaper – January 12, 2011 Auction – January 26, 2011</p>		
Recommendations:	Council sets the reserve bid price for properties for the January 26, 2011 tax recovery auction at the current assessment value of the property. Furthermore, the successful bidder must pay via cash, or money order.		
Report Writer:	Michael Roy 		
Position:	Director of Corporate Services		
	CAO: 		

Agenda Item # 8.3.2

Town of Drumneller 2010 Tax Auction Property List

Assessment #	Legal Description	Civic Address	Type	Assessment & Bid Value
02003101	3099AD/31/29		Downtown Transitional w/ Building	\$ 109,350.00
04016705	8017GH/33		Residential w/Building	\$ 149,620.00
04027801	2772JK/1/PRT OF 7		Hiway Commercial w/Building	\$ 244,910.00
04027819	2772JK/1/PRT OF 7		Hiway Commercial w/Building	\$ 208,770.00
05011309	3734JK/3/9		Residential w/Building	\$ 194,620.00
09081308	9813172/10/14		Residential w/Building	\$ 350,090.00
17040445	0311216/11/22		River Edge Residential w/Building	\$ 372,900.00
19039403	9111062/1		Medium Industrial Land Only	\$ 48,940.00
19039601	9111062/2		Medium Industrial Land Only	\$ 49,940.00
2010 Tax Auction Property List - Related to Designated Manufactured Homes (Mobile Homes)				
Assessment #	Legal Description	Civic Address	Type	Assessment & Bid Value
07030372	8011276A/37		Manufactured Home Park	\$ 16,670.00
07030513	8011276A/51		Manufactured Home Park	\$ 27,530.00



DRUMHELLER

CHIEF ADMINISTRATIVE OFFICER



QUARTERLY REPORT

Name:	R.M. Romanetz, P. Eng.	Month:	July – September, 2010
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Last Quarter's Accomplishments:

- **Mayor and Council:**
 - Badlands Community Facility Ground Breaking Ceremony held on July 19th;
 - On July 19th, Wayne Hove presented the recommendations from the Economic Development Objectives: A Blueprint for the Future.
 - On August 16th, Vance Neudorf, General Manager – Canadian Badlands Passion Play provided an overview of their 2010 season. Also, in attendance were two members from the Board of Directors – Wilf Golbeck, President and Maurice Thevenaz, Treasurer.
 - On August 16th, Council approved the Drumheller Miners' Memorial to be located at the park next to the Civic Centre in principle subject to the submission of conceptual drawings and a site plan.
 - On August 16th, Council authorized Administration to proceed with an application for either the Internship for Administrator or the Internship for Land Use Planner Program and the 2011 budget be revised if the application is approved.
 - On August 16th, Council debated the passing of a bylaw to set a nomination deposit fee of \$100. Bylaw 18.10 was defeated.
 - On August 25th Mayor, Councillor K. Bertamini and CAO met with Hon. Jack Hayden.
 - On August 26th – 27th, the Town of Drumheller and Councillor K. Bertamini hosted the Annual Offsite Meeting for the Alberta Urban Municipal Association Board of Directors. A round of golf and dinner was held on August 25th for MLA's, the surrounding municipalities and the AUMA Board – it was an opportunity to network and renew old acquaintances.
 - On August 30th, Public Hearing was held to consider additional land uses to Section 37 "A" – Agricultural District of the Land Use Bylaw 10.08. Bylaw 17.10 was adopted on the same date.
 - On August 30th, Public Hearing was held to consider an amendment to Section 9(7)(b) – Deciding on Development Permit Applications of the Land Use Bylaw. Bylaw 19.10 was adopted on the same date.
 - On August 30th, Council provided direction that dollars for the Community Garden's request be expensed as a grant from the Communities in Bloom or the Community Support budget.
 - On September 13th, CAO R. Romanetz provided a report on the sporadic discoloration of the water.
 - On September 13th, Council approved the revised voting subdivisions.
 - On September 13th, Councillor K. Bertamini provided an update on the Drumheller Housing Administration's operation review completed on September 22, 2008. She reported that over the past two years positive steps have been taken to comply with both regulatory and advisory items addressed in the September 22, 2008 review. At that time, she also announced that

Office of the Chief Administrative Officer

Telephone: (403) 823-1339

	Created by Handy	Page 1 of 5
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DHA received a \$427,000 grant which will be used to bring the 51 subsidized units up to standards.

- On September 20th, Staff Sgt. Hopkins presented a picture to Council of the RCMP Musical Ride - signed by each rider with a notation of their horse. The Musical Ride was held on August 11th.
- On September 27th, Mayor Nimmo presented a letter from Brooke Christianson, President, Drumheller Association of Skateboarding Enthusiasts providing some insight into their intentions as they pertain to a skateboard park in Drumheller.
- On September 27th, Charlene Viste, Planner – Palliser Regional Municipal Services presented the draft Municipal Sustainability Plan and provided an overview of the action taken to date on the process of developing the MSP. Council adopted the MSP on this date.
- On September 27th, Council authorized the appropriate officers of the Town to sign the Kneehill County Water Supply Agreement.
- On September 27th, Council provided an expression of interest to participate in an investigation and negotiations with CN according to the terms as outlined in the Palliser Regional Municipal Services Report for the Oyen-Lyalta Rail Recovery Plan dated September 21, 2010.

2010 Strategic Business Plan as set in November, 2009

Corporate Priorities:

MUNICIPAL SUSTAINABILITY PLAN

Palliser, Administration and Steering Committee have held several meetings over the last year to develop actions and identify target areas that they thought would make Drumheller more sustainable. A draft MSP was presented at the Open House held on September 8th with 25-30 people in attendance. Comments from the public will be kept on file for reference. Council adopted the MSP on September 27th. Various organizations will have an active role in ensuring the objectives move forward. The MSP will be reviewed annually to ensure it meets the needs of the community into the long term. The completion of the MSP fulfils requirements for a grant for municipal infrastructure projects under the Federal Government's Gas Tax Fund.

NEW TOURISM STRATEGY

Council awarded the Tourism Master Plan Study to Malone Parson Givens Ltd. An initial meeting was held on July 7th with all parties to review next steps, timelines and roles. The Tourism Master Plan is progressing on schedule. Malone Given and Parsons have completed Phase 1 of the plan which included:

- Initial Meeting and site Orientation
- Review Relevant Materials (Policies, Visitor Statistics, Previous Valley Research)
- Conduct Tourism asset and Infrastructure Inventory and Assessment
- Conduct Policy Review
- Conduct Market and Competitor Assessment
- Conduct and Organization Structure Assessment
- Prepare Draft Strategic Overview
- Progress Meeting #1 September 10th

Phase 2 of the Master plan is 75% complete.

- Conduct Key Stakeholder Interviews - Complete
- Conduct Stakeholder/Public Workshop- September 30th
- Assess Community/Conference Facility Impact- November 2
- Progress Meeting #2

Malone Given Parsons are currently developing recommendations, benchmarks, organizational recommendation and developing an implementation plan. They will incorporate the Tourism Master Plan in to the Municipal Sustainability Plan. The Draft Tourism Master Plan will be completed by early January with a public presentation scheduled for the last week of January or the early part of February

2011. The Steering Committee consists of Andy Neuman, Heather Bitz, Mike Todor and Tara Semchuk.

DOWNTOWN TRAFFIC STUDY

Parking lots (behind BMO, behind CIBC and behind the Library) are completed with the exception of lighting and signage. Left hand turn signals have been installed at the intersection of 2nd St. W/ 3rd Ave. W. by Alberta Transportation.

POST SECONDARY INSTITUTE

Town of Drumheller (Economic Development Department) provided funding of five thousand dollars (\$5,000.00) for the Hope Health Initiative project. This funding will be a contribution for the research of an initial site development plan for student residential units on a lot of property adjacent to the former public hospital site in Drumheller. Big Country Community Futures has been one avenue for delivering residentially based post secondary education in Drumheller. Further meetings need to be arranged with Olds College and Red Deer College to discuss next steps in the new model for post secondary education delivery.

BADLANDS COMMUNITY FACILITY

- Council approved the hiring of Marketing Manager to allow for the early development of sales and community networks related to the BCF; Scott Boyd commenced employment on October 12th;
- Fundraising project was delayed as a Call for Proposals was required;
- Steering Committee recommended that D. Edmunds be contacted to prepare conceptual drawings for the next phase.
- Structural steel is scheduled to arrive early December. Other components this fall will include utility connections.
- Ongoing meetings held with GEC / Design Committee / ATCO Electric; and construction meetings on site.

WASTE COLLECTION SYSTEM

IPL and staff delivered the carts door to door with the new program commencement date of July 5th. Majority of issues have now been resolved.

CNR UPDATE

Numerous meetings have been held. Status Report provided to Council dated October 26, 2010. Negotiations continuing for the purchase of the line over the next 90 days.

WATER DISCOLORATION UPDATE

Transmission line flushing has been completed. The flushing was effective as no complaints have been received since. An in line camera inspection of the transmission line will start on November 15 to help determine whether the pipe interior may be contributing to the discoloration issue. Testing of water as directed by Alberta Environment continues.

LANDFILL OPERATIONS

- The CAMRIF fund landfill expansion program is near 100% complete – outstanding capital purchases to be made such as balers and fencing to be installed;
- The Rural Regional Recycling program is well underway with the majority of the transfer stations hauling cardboard containers on a monthly basis to the new recycling facility; the rural residents are still delivering newsprint to the containers at the transfer stations and the new recycling facility has received one newsprint container to date;
- The used oil recycling programming has been relocated from the Drumheller Bottle Depot to the Drumheller and District Regional Landfill. Residents of Drumheller and the surrounding areas

will be able to bring their used oil, oil containers and filters to the landfill for proper disposal and recycle within the week.

Seminars / Meetings Attended:

Badlands Ski Hill – July 5 / September 14
CUPE Hearing – July 6
Landfill (AECOM / Environment) – July 6 / August 17
Tourism Master Plan – July 7 / August 12 / September 30
Startup Meeting for BCF – July 8
Drumheller Institution – July 9
Pat Doyle – July 21
Hon. Jack Hayden Golf Tournament – July 22
Brownfields – July 27 / August 13
Nine Lions (Fundraising) – July 21 / August 11
Performance Evaluations carried out in July.
Internship Program – August 12
Hope Health (John Olhauser) – August 13
CAO Kevin Miner, Kneehill County (KRWSC) – August 18
Water (Environment) – August 19
Palliser Executive Review Board – August 20 / September 17
Parsons Legal Matter – September 10
Drumheller Housing – September 10
CN Rail – September 13
Red Deer River Municipal Users Group – September 16
Stantec – September 17
Airport Hangar - various dates
Community Standards Bylaw – various dates
Citizens Advisory Committee (Institution) - monthly
BCF Construction Meetings - every second Wed.
Other Construction Projects Meetings (as required)
Other Meetings include - Various Land / Development / Legal Matters

Upcoming Seminars / Meetings

Project Team with GEC – October 5
BCF Steering Committee – October 6
Certification (Environment) – October 13 & 14
CN Rail – October 15
AUMA Convention – November 22-25
Red Deer River Municipal Users Group – December 2

Outstanding Issues for the Next Quarter:

Tourism Master Plan
Multi 10 Year Plan Capital Plan
BCF – Kitchen Design Tender
Union Negotiations
Budget Review

CAO:

A handwritten signature in black ink, appearing to read 'Kevin Miner', is written over a rectangular box. The signature is stylized and extends beyond the right side of the box.



DRUMHELLER

INFRASTRUCTURE SERVICES



2010 Infrastructure Quarterly Report

Name :	Allan Kendrick	Month:	
	Director of Infrastructure Services	July 1 st – Sept 30 th	3 rd Quarter

Last Quarter's Accomplishments:

Human Resources:

- Six seasonal employees returned to school
- Inmate trail maintenance program suspended for the season

Facilities:

- Arena bathroom partitions replaced
- Arena entrance doors replaced
- Arena interior painting as required
- Airport terminal and garage exterior painting
- Airport runway light repair
- Airport NDB repairs
- Arena plant start-up and installed arena ice for the season
- Arena programs
- Fuel tank inspections
- Solar panel install for irrigation controllers
- Newcastle Hall sidewalk entrance repair
- Fountain cleaning
- Ongoing maintenance of all HVAC and all appendages relating to Town owned buildings
- Install office window at Shop A
- Outdoor rink preparation / board repairs for winter
- Newcastle rink shack roof repair
- Civic Centre boiler tear down
- Outdoor pool shut down
- Pool turnaround
- Winterize all public washrooms
- Low Lift furnace install
- Pool Maintenance
- Facilities roof repairs and inspections
- Facilities inspections
- Hockey School

- Dragons Camp
- RCMP cell repairs
- RCMP power panel replacement
- Replace facilities sensors
- Replace Aquaplex interior lights
- North Drum unit heater replacement
- Low Cost housing siding report
- Replace high pressure relief valves in Arena plant
- Aquaplex outflow screen replaced
- Facilities overhead door inspections and repairs
- Quarterly purchases

Water:

- Adjusted valves for SIP program
- Attended yellow and discoloured water complaints
- Drew up a newsletter for the flushing
- Main line flushing from WTP to junction of Hwy 9 and Hwy 575
- Flushed Town line from Willow Point to Newcastle including Downtown, North Drum, Midland, and Nacmine to the Kirkpatrick Reservoir.
- AENV helped test our samples that were collected during the flushing
- Investigating the possibilities of using a video camera to check the main transmission line.
- Investigating methods to prevent colour issues in the distribution system
- Repaired 11 water services
- Repaired 3 water breaks
- Cast Iron water line replacement program ongoing. Arena, Aquaplex, and Centre St sections completed.
- Flushed Bankview and Greentree water towers
- Service locates
- TWAC's repairs
- Meter reading
- Concrete pour – cell #4, raw water reservoirs
- Installed service to Nacmine Rink
- Fire Hydrant repairs
- Filling Raw Water Reservoir after cell four fill pipe was repaired

Wastewater:

- Repaired 3 sewer services
- Dealt with 2 sewer backups
- Monthly sewer flushing in problem areas
- 5th Street Lift Station pumps, impellers replaced
- Yearly sewer line flushing by contract
- Hydrovacing for new wastewater facility upgrade
- Service locates
- Old Clarifier taken out of service – ready for retro fit

- The new Headwork's building has been put into service
- Pen sewer line has been re-routed to the new Headwork's building
- Fencing for the wastewater plant upgrade is complete
- Landfill leachate line has been re-routed to the new headwork's building
- East Coulee Lift Station pumps plugging 1 to 2 times a week (rags)

Operations:

- Grass control
- Installed new trail signage on walking trails
- Implemented garbage cart program
- Relocated fireworks site
- Shut down and blow out of all irrigation lines
- Seasonal tree pruning
- Mosquito control
- Decorative light repair
- Pruned all tree farm tree's
- Weed control
- Planted tree's in cemetery
- Fence and tree removal at Community Centre
- Garbage collection/washroom cleaning
- Hauled topsoil from Barcomp site
- Cemetery grave/columbarium preparations
- Playground inspections
- Install new swing set at McConkey Park
- Dutch Elm Disease trap retrieval and shipping
- Preparation for trail and cemetery paving
- Ball Diamond repairs

Roads

- Grading and gravelling of alleys and hills
- Established a parking lot pad for recycling trailers
- Installed culvert extension and landscaped drainage ditch in Cambria
- Installed culvert extension and provided erosion control on Wade Road
- Routine street sweeping
- Sign maintenance and repair/replacement
- Installation of storm sewer line in Marshall Estates
- Re-pour sidewalk in East Coulee (Coyote club)

Equipment:

- Replaced Hydrovac fans
- CVIP's as required
- Fleet servicing and repair
- Valley Bus maintenance and repairs
- Bylaw maintenance and repairs

Agenda Item # 9.2

- Fire services maintenance and repairs
- CVIP Facility Inspection
- Tenders for Hydrovac, mower and loader/backhoe c/w demo's
- Stand by generator tri-annuals

Land / Developments / Agreements / Projects:

- Downtown Parking Lots
- Community Facility
- 2010 Street Improvement Program
- WWTP Upgrade - 95% completed, deficiency list is being compiled.

Budget Performance:

- Operational Budget – percentage used as of Sept 30th, 2010 – 71%

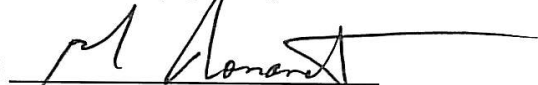
Special Events:

- July 1st celebration
- Community Services drive in movie setup
- Motorcycle madness set up
- Sod turning for community facility
- AUMA Conference

Director:


(Signature)

CAO:


(Signature)

Contributions from:

Brian Bolduc
Fred Sharrun
Dave Kakuk
Keith Russell



DRUMHELLER

CORPORATE SERVICES



Quarterly Reports

Name:	Michael Roy Director of Corporate Services	Quarter:	3rd Quarter 2010 July to September 2010
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Accounting and Finance

- Auditors working on year-end, waiting for consultant to complete TCA work.
- Prepared for Composite Assessment Review Board hearing, received 10 assessment complaints, only one proceeded to a hearing.

Administration

- Prepared application for Municipal Affairs Internship program
- Prepared for October 18 elections, we were fully staffed with 50 individuals.
- Attended discovery hearing regarding Ski Hill Lawsuit
- Meeting with Kneehill County regarding water supply agreement, which has been finalized and signed off by both parties.

Information Technology

- Redundant site setup in Civic Centre moved to Public Works Shop, a proper clean room was constructed. This has addressed the performance issues at the shop.

Human Resources

- Interviews conducted for Utilities Clerk position

Outstanding Issues for the Quarter

- Communications project, redundant site installation
- Audit
- 2010 Election


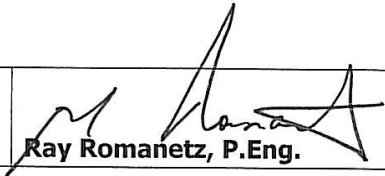
Agenda Item # 9.3

Financial Report

Attached is the financial report for the third quarter.

In the financial report:

- Computer services is at 108% of budget. With the retirement of Bill we have had to enhance our service agreement for the current calendar year. The Town will be looking at going out for a new service contract with an effective date of January 1, 2011.
- Recording of grant revenue for Police services was dated October, which results in an inflated percentage of budget. Police services are in line at approximated 75%.
- Safety Codes – Drumheller permit fees are usually expensed when the file is closed as a result the net operation is overstated.
- Animal and Pest Control's revenue is received in the first quarter with expenditures occurring regularly throughout the year.
- With the wetter spring, a significant amount of extra work was incurred with the mosquito program
- Non-FCSS programs is the Community Building Initiative (CBI) program and Fetal Alcohol Syndrome (FASD) program and there are outstanding grants to be recorded/received.
- Municipal Planning requisition is only half paid for the year and a portion of the Prism II Exploration Grant has been paid to Palliser showing a net revenue and expenses percentage of 92%. The grant is sitting in deferred revenues, which once applied will reduce the net revenue and expenses to be in line with the approved budget. We normally recognize grant revenues during the year end process.
- Old City Cells is just electric and gas charges, gas for this building is exceeding budget expectation.
- Library's fourth quarter payment made early as was the previous quarters, at their request.
- Overall the actual expenditures are in line with the budget. Water revenue is lower as a result of the cooler and wetter year.

Director:	 Michael Roy	CAO:	 Ray Romanetz, P.Eng.
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4-Nov-10

General Government

1101 Legislature

1201 Administration

1202 Town hall

1203 Computer Services

Protective Services

Transportation Services

3301 Airport

Agenda Item # 9.3

Council Monthly Financial Statements 2010

Town of Drumheller Financial Report For The Month Ending September 2010 (un-audited) (75% through the year)

Page 2

	Revenue			Expenditures			Net of Revenue and Expenses		
	Actual	Budget	%%	Actual	Budget	%%	Actual	Budget	%%
Water Works									
4101 Water Revenue	1,981,033	3,123,740	63.42						
4101 Administration	-	13,500	-	1,162,101	1,563,009	74.35	(1,981,033)	(3,123,740)	63.42
4102 River Intake & Pump Station	-	-	-	43,609	82,157	53.08	1,162,101	1,563,009	74.35
4103 Low Lift Pump Station	-	-	-	5,285	9,081	58.20	43,609	68,657	63.52
4104 Raw Water Reservoir	-	-	-	7,486	18,045	41.49	5,285	9,081	58.20
4105 Purification & Treatment	-	-	-	693,465	929,675	74.59	7,486	18,045	41.49
4106 Transmission	-	30,200	-	331,826	565,474	58.68	693,465	929,675	74.59
4107 Distribution	-	-	-	-	-	-	331,826	535,274	61.99
	1,981,033	3,167,440	62.54	2,243,772	3,167,441	70.84	282,739	1	NA
Environmental Health - Sewer									
4201 Sewage Admin - Drumheller	1,207,622	1,868,397	64.63	650,787	862,216	75.48	(556,835)	(1,006,181)	55.34
4202 Sewage Admin - Rosedale	-	30,331	-	-	-	NA	-	(30,331)	-
4203 Sewage Admin - East Coulee	30,392	32,329	94.01	12,344	16,536	74.65	(18,048)	(15,793)	114.28
4211 Sewage Collection - Drumheller	-	65,000	-	286,137	486,087	58.87	286,137	421,087	67.95
4212 Sewage Collection - Rosedale	-	-	-	-	-	NA	-	-	NA
4213 Sewage Collection - East Coulee	-	-	-	4,145	11,849	34.98	4,145	11,849	34.98
4221 Sewage Treatment - Drumheller	-	-	-	172,272	560,997	30.71	172,272	560,997	30.71
4222 Sewage Treatment - Rosedale	-	-	-	-	-	NA	-	-	NA
4223 Sewage Treatment - East Coulee	-	-	-	49,421	58,372	84.67	49,421	58,372	84.67
	1,238,014	1,996,057	62.02	1,175,106	1,996,057	58.87	(62,908)	-	-
Environmental Health - Other									
4301 Garbage	64,083	-	NA	513,300	305,250	168.16	449,217	305,250	147.16
	64,083	-	NA	513,300	305,250	168.16	449,217	305,250	147.16
Public Health and Welfare									
5101 FCSS Administration	146,282	191,218	76.50	82,048	108,870	75.36	(64,234)	(82,348)	78.00
5102 Handyman Services	2,564	8,500	30.16	2,763	49,100	5.63	199	40,600	0.49
5103 Seniors	-	-	-	28,229	46,798	60.32	28,229	46,798	60.32
5105 Volunteer Program	-	-	-	13,690	27,170	50.39	13,690	27,170	50.39
5106 After School Care	7,095	15,965	44.44	38,641	81,443	47.45	31,546	65,478	48.18
5121 Indirect Programs	-	-	-	21,931	27,000	81.23	21,931	27,000	81.23
5151 Employment Services	-	-	-	-	-	NA	-	-	NA
5301 Health Services	67,069	89,425	75.00	125,094	89,425	139.89	58,025	-	NA
5302 Non-FCSS Programs	36,128	-	NA	63,970	19,024	336.26	27,842	19,024	146.35
5601 Cemetery	21,699	62,827	34.54	26,738	79,709	33.54	5,039	16,882	29.85
	280,837	367,935	76.33	403,104	528,539	76.27	122,267	160,604	-

Agenda Item # 9.3

Council Monthly Financial Statements 2010

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Town of Drumheller Financial Report For The Month Ending September 2010 (un-audited) (75% through the year)

4-Nov-10

	Revenue			Expenditures			Net of Revenue and Expenses		
	Actual	Budget	%%	Actual	Budget	%%	Actual	Budget	%%
Environmental Development									
6101 Municipal Planning	-	-		86,782	60,605	143.19	86,782	60,605	143.19
6201 Economic Development	22,500	-		92,856	103,608	89.62	70,356	103,608	67.91
6202 Valley Bus Society	8,794	-		51,103	61,800	82.69	42,309	61,800	68.46
6203 Community Lotteries Board	-	-		-	-	NA	-	-	NA
6204 Tourism Bureau	-	-		70,117	113,280	61.90	70,117	113,280	61.90
6601 Subdivision & Developments	-	-	NA	-	-	NA	-	-	NA
6602 Land Rentals	6,330	6,370	99.37	1,023	-	NA	(5,307)	(6,370)	83.31
6701 Public Housing Operations	16,759	22,346	75.00	16,831	34,912	48.21	72	12,566	0.57
6902 Community Centre	-	2,000		67	2,000	3.35	67	-	NA
6903 Daycare	-	-		-	-	NA	-	-	NA
6904 Old City Cells	-	-		2,922	2,645	110.47	2,922	2,645	110.47
6905 Police Building	63,563	127,250	49.95	82,819	157,682	52.52	19,256	30,432	63.28
	117,946	157,966	74.67	404,520	536,532	75.40	286,574	378,566	

Recreation and Culture

7201 Administration	-	400	-	59,629	88,026	67.74	59,629	87,626	68.05
7202 Aquaplex	193,543	245,500	78.84	529,184	704,123	75.16	335,641	456,623	73.18
7203 Arena	63,393	193,014	32.84	408,657	560,810	72.87	345,264	367,796	93.87
7204 Parks and Playgrounds	38,343	28,774	133.26	414,250	716,508	57.82	375,907	687,734	54.66
7205 Seasonal Recreation Programs	21,674	17,414	124.46	29,122	29,309	99.36	7,448	11,895	62.61
7206 Curling Club	-	-	NA	-	3,000	-	-	3,000	-
7401 Civic Centre	5,950	61,263	9.71	83,828	176,359	47.53	77,878	115,096	67.66
7402 Library	-	-		169,084	165,361	102.25	169,084	165,361	102.25
7403 Community Halls	-	-		-	-	NA	-	-	NA
7404 Multi-Use Recreation	-	-		-	-	-	-	-	-
7411 Community Events	5,000	2,000	250.00	26,268	24,046	109.24	21,268	22,046	96.47
	327,903	548,365	59.80	1,720,022	2,691,752	63.90	1,392,119	2,143,387	

Fiscal Services

9701 Operating Contingencies	-	-	NA	862,917	1,150,555	75.00	862,917	1,150,555	75.00
	-	-	NA	862,917	1,150,555	75.00	862,917	1,150,555	

Total Operating Accounts

	10,864,068	15,708,156	69.16	10,928,857	15,721,866	69.51	64,789	13,710	
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Summary

General	(135,042)	Expected Year to Date Percentage							
Water	262,739	Total Revenue			10,864,068	15,708,156	75.00%	69.16	
Sewer	(62,908)	Total Expenses			10,928,857	15,721,866		69.51	
Total	64,789	Net (Surplus) Deficit			64,789	13,710			



DRUMHELLER

COMMUNITY SERVICES



Name:	Paul Salvatore, Director	Quarter:	2010 3 rd Quarter
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Executive Summary – Highlighted Activities 3rd Quarter 2010

Function Area	July	August	September	Next Quarter
Economic Development	<ul style="list-style-type: none"> Tourism Master Plan Tourism Assessment Project 	<ul style="list-style-type: none"> Travel Map Guide AUMA Meetings 	<ul style="list-style-type: none"> Drumheller Valley Buying Group Tourism Workshop 	<ul style="list-style-type: none"> Tourism Assessment Tourism Master Plan
Community Enforcement	<ul style="list-style-type: none"> Weed Notices Unsightly Premises 	<ul style="list-style-type: none"> Community Standards Bylaw Preparation 	<ul style="list-style-type: none"> Community Enforcement Policy Manual completion 	<ul style="list-style-type: none"> 2011 Workplan Update
Development and Planning	<ul style="list-style-type: none"> Regular Permit Processing Total Permits Issued in Quarter 29 Total Construction Value of Permits in Quarter \$739,000 Municipal Sustainability Plan – adopted by Council 			Regular MPC meetings 2 nd and 4 th Thursday of Each month
F.C.S.S.	Ongoing <ul style="list-style-type: none"> Seniors Program Daycare inquiries 	<ul style="list-style-type: none"> Community Building Initiative 	<ul style="list-style-type: none"> Before and Afterschool care at Greentree School at capacity 	Focus on Community Building programs as per funding agreement
Police	<ul style="list-style-type: none"> Municipal Policing Committee Meetings RCMP Report Attached 			Ongoing work with detachment
Fire	<ul style="list-style-type: none"> The Drumheller Fire department currently has a compliment of 44 volunteers. This is a total number for the three fire halls. Drumheller, Rosedale, and East Coulee. Year to date including all three halls we have responded to 104 calls. 			Ongoing delivery of our fire prevention program
Recreation	<ul style="list-style-type: none"> Softball bookings Preparations for Ice Season Canada Day follow-up 	<ul style="list-style-type: none"> Arena programs begin (Dragons Hockey School and Figure Skating camps) Summer Fun completes season 	<ul style="list-style-type: none"> Aquaplex registration for School Groups Activity Expo – over 30 groups participate Skateboarding Group – established (DASE) 	<ul style="list-style-type: none"> Hockey and figure skating seasons begin Swim Club Activity Guide / Published with Further Education Partnership

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Economic Development and Communication

Ray Telford, Economic Development and Communications Officer
TOURISM

ECONOMIC DEVELOPMENT

The Economic Development Task Force made a presentation to council in July. Council approved in principle 4 of the 5 Priorities for the Task Force:

Engage the community in a municipal branding process
Generate a Town Centre Icon within the Downtown Core
Connect Drumhellers Creative Community to expand the economy for both prime and shoulder visitor season
Post Secondary Education and Training
Investment Development

Council agreed to keep the branding initiative as a council agenda item.

Organized the Ground Breaking Ceremony for the Badlands Community Facility

Was part of a group that organized the AUMA meetings in Drumheller

Met with Two Developers who are looking at possibilities (business and housing) in Drumheller

Drumheller has the lead role in the TOURISM ASSESSMENT project that was spearheaded by the Canadian Badlands Ltd. We had our first regional meeting in June. The TOURISM ASSESMENT of the region will be completed in the third quarter

The Tourism Master Plan is in full progress. We held the initial meeting with the steering committee and we also held a public workshop for Tourism Stakeholders. The public meeting was very well attended.

We partnered with Alberta Employment and Immigration, Community Futures and the Chamber of Commerce to plan a career fair. The career fair will take place in October

Attended the Alberta Municipalities Communicators Conference

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Family and Community Support Services

Karla Roberts, FCSS Coordinator

1. Community Program Updates:

Program	July/August/September (3rd Quarter)
Seniors Program	<p>-served over 312 clients (including 5 Newly Bereaved, 64 ASB/Special Needs, and 63 CPP, OAS and GIS.)</p> <p>-Partnerships include: Primary Care Network, Salvation Army, Alberta Health Services, Sunshine Lodge, Manors 1 and 2 and the Pioneer Trail Society to help promote activities. Continual contact with both Alberta Benefits and Special Needs Assistance to maintain current information available for seniors. Contact with Grace house to ensure Handiman services are running smoothly. Working with bowling league 55+-. Assisted several adult children of seniors in the settling of deceased parent's C.P.P and A.S.B.</p> <p>Worked consistently with immigrant seniors and Immigration Canada to achieve Canadian citizenship and/or obtaining proof of entry into Canada.</p> <p>Worked with high-needs senior couple appealing the denial for CPP Disability Support. Letter and additional medical information submitted to Service Canada resulted in receipt of Disability Benefits and retroactive pay from Federal Government.</p> <p>Attended Interagency Meetings</p> <p>Coordinated Service Canada Information Session at Pioneer Trail in September.</p> <p>Promoted ongoing Get Fit While You Sit Fitness Program on Mondays at Pioneer Trail Society.</p> <p>Completed seniors survey reflecting on interest and need of the development of a Volunteer Tax Centre and areas and supports required to maintain Seniors independent living.</p>
Play Time	<p>Runs on Wednesday mornings from 10:00-11:30. The facilitator is Yvonne Markotic in Partnership with Parent Link. Months of July and August 'Passport to the Parks' was in place at various parks around town. This program was very well received despite the dismal weather this year.. The highlights of the program include the "sun boards", ice cream making, gigantic scarf pull, bubble blowing, and Glenda Stangers "Turtle Time" program which showed parents ways to help their children deal with strong feelings in a helpful and positive way.</p>
Before and After School Care Program and Out of School Fun (Flex day rogram)	<p>The Before and After School Program is running smoothly. 26 are registered and it seems to be running on full capacity. A waiting list is in place and there is currently 13 on it. A second staff member is needed four days of the week(as the numbers are above 15) with Friday being the lighter day.</p> <p>It seems to be a nice mannered group of children this year. No incident reports so far.</p> <p>Coordinator is working on a newsletter for parents and should have it</p>

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Agenda Item # 9.4

	<p>out by early October. Coordinator will be taking her first aid course early October.</p> <p>Out of School Fun program is not being run this year due to lack of participants in last year's programming. Re establishing this program will be looked at in future years, preferably in the new facility.</p>
Community Building Initiatives	<p>-Coordinator is Amy Jopp</p> <p>-major projects include: Self Esteem workshop, creation of a Guardian Support group, Family Violence and Bullying Presentations.</p> <p>The CBI Coordinator will support the five priorities in partnership with FCSS focusing on the 2010-13 Business Plan Summary. The 2010-13 business plans mission is to support children, youth and families to thrive in a safe community. The vision is to provide safe, strong, children, youth and families.</p>
Babysitter Safety Course/People Savers	<p>There were no programs run from July-Sept. There are no scheduled courses until April 2011.</p>
Roots of Empathy	<p>There are 4 Roots of Empathy classes happening this year at the Drumheller schools. Grade 1 in St Anthony's and Grade 5 in GreenTree. FCSS Coordinator is now the Key Points Person and Mentor. We have 4 teachers and 4 babies. With one on reserve incase of sickness or unavailability.</p>
Family Resource Worker Programs GreenTree, St. Anthony's School, Drumheller Composite High School	<p><i>St. Anthony's School-Amber Channell</i> 21 consented cases, started a grade 5 boys group for anger management issues, presentations in Kindergarten for self esteem and one in grade 2 on Bullying, breakfast program underway (prebagged a lot of breakfasts and lunches) teachers are the ones that are able to access it, community donations fund this program. Friends for life pilot program with AHS running, it is for grades 4 and 5 and is an anti anxiety program, ROOTS starting in October.</p> <p><i>DCHS-Michele Salvatore</i> Student died on last day of August, grief counseling, as result of this, did fundraising for Asthma, raised over \$350.00. Michele has gone to each classroom to talk to students about her services introduce herself. Outcomes tracking programming training at the beginning of Sept. Updating files and renewing consent forms. Implementing IPP for special needs students. Coordinated 'Tools for Schools' distribution which goes to all grades 7-12. Started taking referrals for anger management groups, starting two groups in October. Did a lot of work with coordination and counseling of International and local students. Going to conference on Sept 30 and 1st of Oct regarding Alberta Association of Family Resource Worker.</p> <p><i>GreenTree-Dave Watson</i> 9 open files at this time. (behavior, separation, family issues, abuse, anxiety/stress.) Working on starting the Peer Support Program. Roots of Empathy starts in October.</p>

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Agenda Item # 9.4

	Other activities: MS Society, KidSport, Further ED, Asset Development
Summer Fun Program	<p>A total of 78 different children were registered this summer. Most were registered weekly but a few parents preferred to book daily. We had eight 5 year olds registered over the summer and no 12 year olds. With the exception of a few, the 10 and 11 year olds we had were very well behaved and enjoyed assisting the leaders and younger children in various activities.</p> <p>The program was a definitely a success this year. We received many compliments on the program contents and our great work with the children. There were minimal complaints from parents and the children had a lot of fun and did not want to go home at the end of the day.</p> <p>For the most part, the weekly themes were a great success as each week had various activities that the children were excited about. For instance, we painted the children's faces and made balloon animals for 'Just clowning around' week. Field Trips for more information on the weekly activities in relation to the themes.</p>
Positive Youth Development	It has been suggested that our family, children and youth committees be amalgamated into one committee. This will expand our funding and man power for events and awareness projects. This amalgamation has been discussed over the summer months and will take place in the new year. Committees involved are the present Badlands Teen Initiative, Family Fun Events and the Asset Committee.
Badlands Teen Initiative	On Monday July 5 th we held our BTI Drive In movie event. This event was a great success with over 100 youth participating. Fresh Air Cinema was the company that we used to bring in the screen and play the movie. We had several granting and in kind funding from sources around town (including CBI, Royal Purple, Max Campus and Highway 9), which contributed to our success.
July 1 st , 2010	The events this year were held down at Memorial/Splash Park area. This site is definitely recommended for next year's location. Attendance was very high and feedback was extremely positive. We had two stages this year, one main stage and the Kidztown stage.

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Agenda Item # 9.4

	There was entertainment from 2pm-11pm. There was an emphasis on local performers which was fantastic and well received. High lights include: highland dancers, magician, music, face painters, puppet shows, crafts and RCMP bag pipe band. This year we also had a cupcake flag cake which really cut down on mess and participants absolutely loved it. A GREAT success!!
Healthy Families	There are currently 10 families receiving this service in Drumheller. There are no families on waiting list. Many of the families are focused on learning child development strategies and information to improve nutrition in the home. Many are working on parenting challenges, specifically around behaviour, consistency and positive reinforcement. They support mom's who are dealing with post-partum depression and mental health issues. Families are coping with relationship/domestic issues; visitors offer information and support around safety planning and may make referrals for counselling services. Financial stress continues to be a challenge, increased access to the Food Bank, coping with bills, utilities, paying rent, etc.. They are seeing many families coping with job loss and isolation issues. Families are experiencing issues with housing due to low-income housing waitlists and environmental health concerns in some areas. We continue to see new families to the communities; some with language barriers, so connecting them to other community resources has been a large focus.

2. Staffing

- a. Tyler Fournier, Kelsie Zaleschuk and Stephanie Henrickson were hired as Summer Fun program workers (July and August)
- b. Jocelynn Peevey (Before and After School Care worker) returned on August 28, 2010
- c. Cathy Smoliak is the new Seniors Coordinator effective Sept 27, 2010

3. Committee Work

Prevention of Family Violence- active participant in committee as treasurer, receive mail for committee and provide supports when needed
Family Fun Night- attended regular meetings, family BBQ on August 28th, 2010. approx 35 participants. Actively planning fall/winter sessions.
Parent Link- met with Shelley Jackson, Bonita Hudson and Yvonne Markotic to discuss programming needs and areas for Drumheller. . Partnering and other programming ideas were discussed. Assisted in providing supports of Passport to Parks map and printing of materials.
Asset Development- working toward implementing Asset message into all programming. Positive ticketing is being implemented by local RCMP.
FASD-attended regular meetings. Nominated as a signing authority.
Kidsport- attended regular meeting. Currently nominated as secretary.

4. Meetings/Training Attended

- Parent Link x 2
- Family Fun Night x 5
- BCAVAx 4
- BASC x 5

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- Community Building Initiatives x 6
- Seniors Coordinator x 4
- Roots of Empathy x 5
- Interagency x 2
- Healthy Families x 2
- FASD x1
- Summer Fun x 6
- Badlands Teen Initiative Meeting x 2
- Youth Justice Committee x3
- Asset Development x3
- July 1st x1
- Early Childhood Development- x1
- FCSS Directors 'Network (Edmonton) Sept 22-24

5. Outstanding Issues

- Budget 2011
- FALL Family Fun Events
- Seniors Coordinator training
- Community Spirit Grant (ASSET committee)
- Hazard Assessments

6. Next Quarter's Objectives

- Christmas staffing/program planning
- Budget surplus spending
- next steps for Positive Youth Development Committee
- Canadian Heritage Funding Application (July 1st granting)
- Red Rose Campaign
- theme for Canada Day 2011

7. Upcoming Training /Conferences

- FCSSAA Annual Conference (Edmonton) Nov
- Diverse Voices Conference

Recreation Administration

Judy Quintin-Arvidson

Last Quarter's Accomplishments:

The **baseball season** wrapped up with very few problems. The Rosedale diamond was used again some of the time and I had no complaints about the condition after Infrastructure did some upkeep last spring.

The loss of John A. Park did not hurt the ball season as it was not used much anyway. That diamond was set up for Adult fastball and is too big for the little league teams or the slow pitch.

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Agenda Item # 9.4

The first annual **Sports and Recreation Expo** was held. We partnered with the Gymnastics club and held a joint registration/demonstration event at the Dinosaur Downs. It was very well attended and people were happy to have one place to register as well as learn more about the many different clubs and sports clubs there are to join. We thank Cathy Smoliak for all her help in bringing this about.

The **Arena ice** went back in July 21st. August was booked all month with the Figure Skaters and Dragons summer school and camps.

It was decided to change the procedure for charging summer ice rates when the ice is in for the season. It was prohibitive and people would not book, so we could not make any money while charging extra for "summer ice". We are now considering the season has begun when the ice is in and September was quite booked up. We also make some extra money in September from the Hanna teams as their ice does not go in until October and we charge them the out of town rate, which is higher yet.

Memorial bench program was busy this summer. We sold two benches, replaced some plaques and are in negotiations with selling a table to be place in the Community of Wayne.

Progress on Projects/Programs:

Ice allocations have been negotiated and the arena schedule is done for all teams for the season. We are trying to bring in a Ladies Hockey Tournament next spring. This is still tentative.

Facility management software is still a high priority. Three options have been reviewed and are pending implementation in early 2011.

Budget Performance:

Before and After School billing: \$ 1419.28

Arena Billing: \$ 22947.56

Baseball Billing: \$ 6416.44 FINAL

Civic Centre Billing: \$ 2243.33 FINAL

Next Quarter's Objectives :

Hockey begins the season. We will be adding more public skating and some early morning bookings to the schedule.

The water will be turned off to Newcastle and ball season has ended.

The Mayor's Social is booked for Dec. 01 at Fred & Barney's. The new mayor will be advised.

Holidays are ongoing through October.

Upcoming Special Events:

Mayor's Social – Dec. 01

Aquaplex

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Agenda Item # 9.4

Ann Wade, Aquaplex Supervisor

Lessons taught this summer (150 of various levels)

Attendance; July 2010 – 8274
Aug. 2010 – 8541
Sept. 2010 – 1581

Indoor Pool was closed for 3 weeks in September (kept the outdoor pool open). Basin and decks were painted, waterslide was polished, lights repaired, Hot Tub was repaired.
Swim club practicing 5 days a week.
Delia School Lessons were in Oct.

The Aquadinnies Swim Club trains 5 days per week. Their club consists of over 25 members.

Protective Services

Fire Department

Bill Bachynski, Fire Chief / Risk Management Officer

The Drumheller Fire department currently has a compliment of 44 volunteers. This is a total number for the three fire halls. Drumheller, Rosedale, and East Coulee. Year to date including all three halls we have responded to 104 calls

Community Enforcement Report

Supervisor, Darcy Nundahl

Community Standards Bylaw development

RCMP Report - See Attached report from S/Sgt. Art Hopkins, Drumheller Detachment

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Development and Planning

Cindy Woods, Acting Development Officer
Marie Walroth, Acting Safety Codes Administrator
Palliser Municipal Services (contract)

Town of Drumheller Building Permits Quarterly Report Ending September 30, 2010

Category	Values	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Grand Total
COMMERCIAL	Permits Issued	1		1	4	5		1	1		13
	Construction Value	\$ 235,000		\$ 10,000	\$ 198,000	\$ 650,000		\$ 7,000	\$ 25,000		\$ 1,125,000
INDUSTRIAL	Permits Issued			1							1
	Construction Value			\$ 560,000							\$ 560,000
INSTITUTIONAL	Permits Issued			1			1	1		1	4
	Construction Value			\$ 20,000			\$ 15,735,200	\$ 200,000		\$ 200,000	\$ 16,155,200
RESIDENTIAL	Permits Issued	4	3	9	9	8	8	5	16	5	67
	Construction Value	\$ 230,590	\$ 14,000	\$ 389,110	\$ 1,654,000	\$ 625,060	\$ 572,372	\$ 16,400	\$ 1,354,950	\$ 220,000	\$ 5,076,482
Total Permits Issued		5	3	12	13	13	9	7	17	6	85
Total Construction Value		\$ 465,590	\$ 14,000	\$ 979,110	\$ 1,852,000	\$ 1,275,060	\$ 16,307,572	\$ 223,400	\$ 1,379,950	\$ 420,000	\$ 22,916,682

Town of Drumheller Building Permits Quarterly Report Ending September 30, 2009

Category	Values	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Grand Total
Commercial	Permits Issued	3	3			1	1	3		1	13
	Construction Value	\$ 1,025,000	\$ 173,630		\$ 130,000	\$ 100,000	\$ 1,082,000		\$ 5,000	\$ 20,000	\$ 2,535,630
Industrial	Permits Issued						4			1	5
	Construction Value						\$ 2,824,584			\$ 50,000	\$ 2,874,584
Institutional	Permits Issued		1	2		1					4
	Construction Value		\$ 284,000	\$ 14,896,538		\$ 8,000					\$ 15,188,538
Residential	Permits Issued	1	3	2	5	17	11	6	5	15	65
	Construction Value	\$ 500,000	\$ 380,000	\$ 7,000	\$ 91,276	\$ 508,400	\$ 554,100	\$ 81,360	\$ 35,372	\$ 547,300	\$ 2,704,808
Total Permits Issued		4	7	4	6	19	18	6	6	17	87
Total Construction Value		\$ 1,525,000	\$ 837,630	\$ 14,903,538	\$ 221,276	\$ 616,400	\$ 4,460,684	\$ 81,360	\$ 40,372	\$ 617,300	\$ 23,303,560

General Municipal Administration – Director's Office

- Policing Committee meetings and organization
- Opening of outdoor pool
- Hoodoo project in partnership with Royal Tyrrell Museum
- Municipal Sustainability Planning – Finalize Document - Public Consultation
- Community Facility – Skateboarding / Baseball contingencies
- Community Activity Guide / Family Activities Expo (Sept 1/10)
- Staffing
 - Scott Boyd – Hired as Business Manager – Badlands Community Facility
- Grant Status
 - Huntington Sport Surface – installation (Community Initiatives Project Funding)
 - National Trails Coalition – Final Reporting

Meetings Attended:

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Agenda Item # 9.4

- Council and Committee meetings
- Community Facility Steering Committee
- Economic Development Task Force
- Risk Management/Safety Committee
- Municipal Planning Commission
- Aquaplex – Operating
- Badlands Youth Initiative
- Policing Committee
- Citizen's Advisory Committee (RCMP – S/Sgt's Committee)

Upcoming Special Events:

Director:



M. Paul Salvatore

CAO:



Raymond M. Romanetz

Telephone: (403) 823-1316

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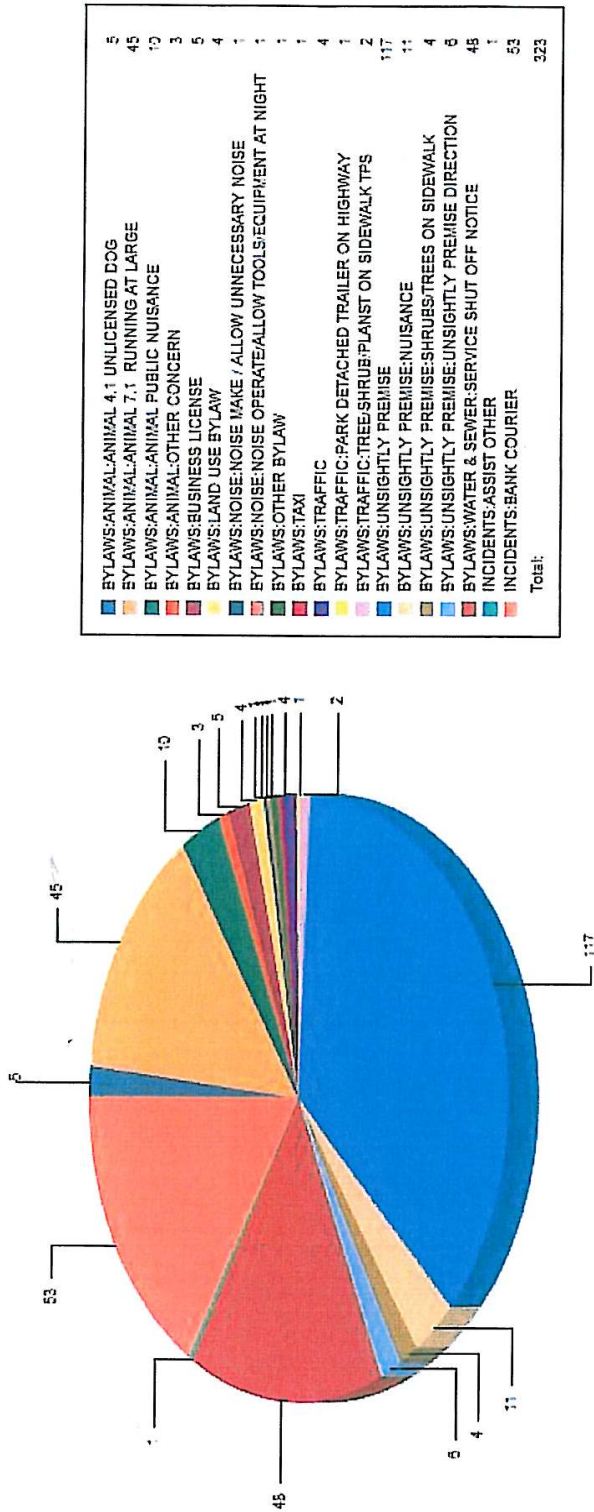
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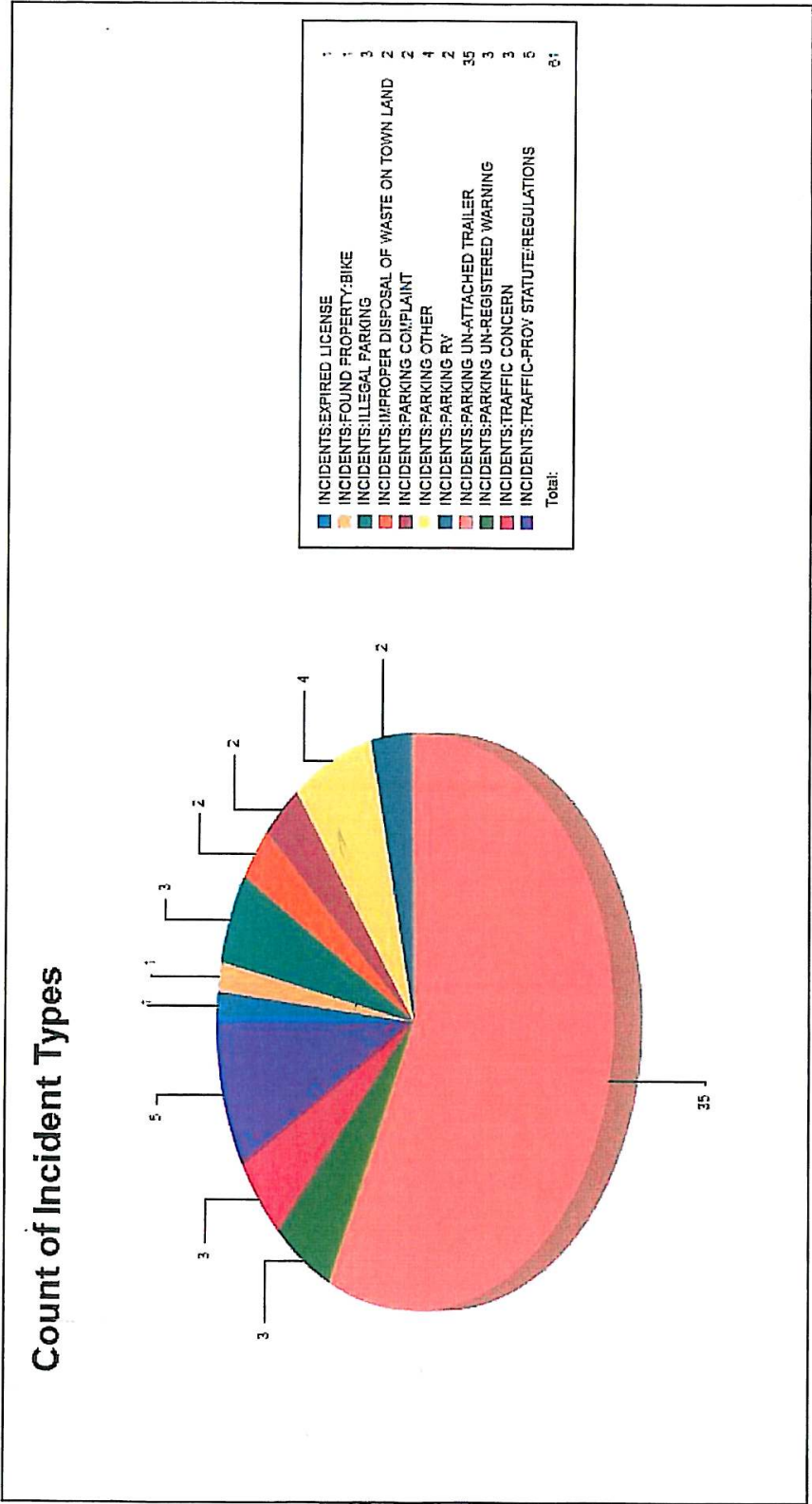
**Town of Drumheller
Community Enforcement Third Quarter Report**

Statistics from: 7/1/2010 12:00:00AM to 9/30/2010 11:59:00PM

Count of Incident Types



Report Exec c (2010)



Agenda Item # 9.4

10: 1

838: 2

BANKVIEW: 41

CAMBRIA: 2

DOWNTOWN (CENTRAL): 14

DRUMHELLER: 125

DRUMHELLER (INDUSTRIAL): 1

EAST COULEE: 20

GREENTREE: 14

HUNTINGTON HILLS: 23

LEHIGH: 3

MIDLAND: 34

NACMINE: 28

NEWCASTLE: 20

NORTH DRUMHELLER: 17

RIVERSIDE: 19

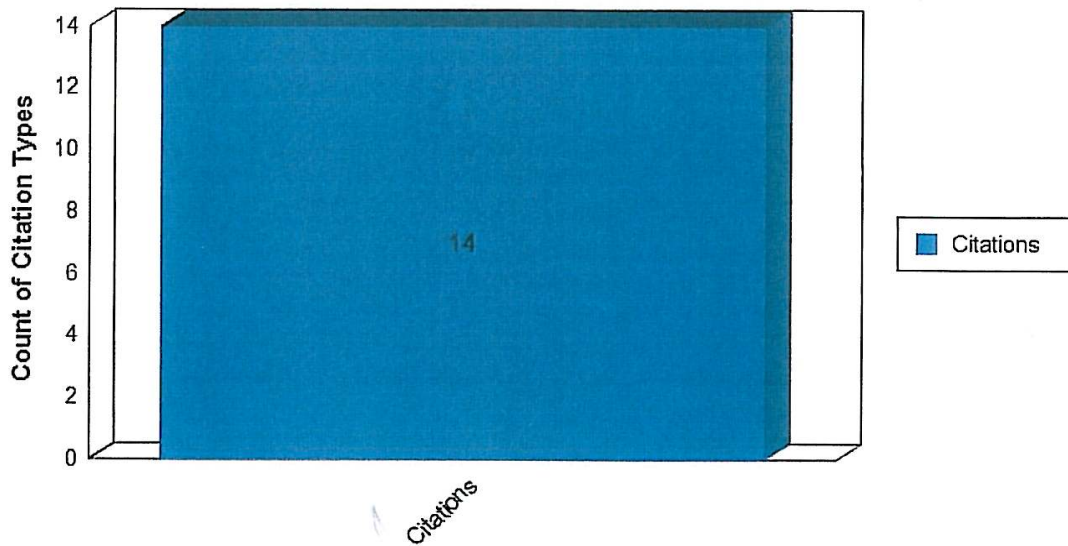
ROSEDALE: 19

Total # of Incident Types Reported: 384

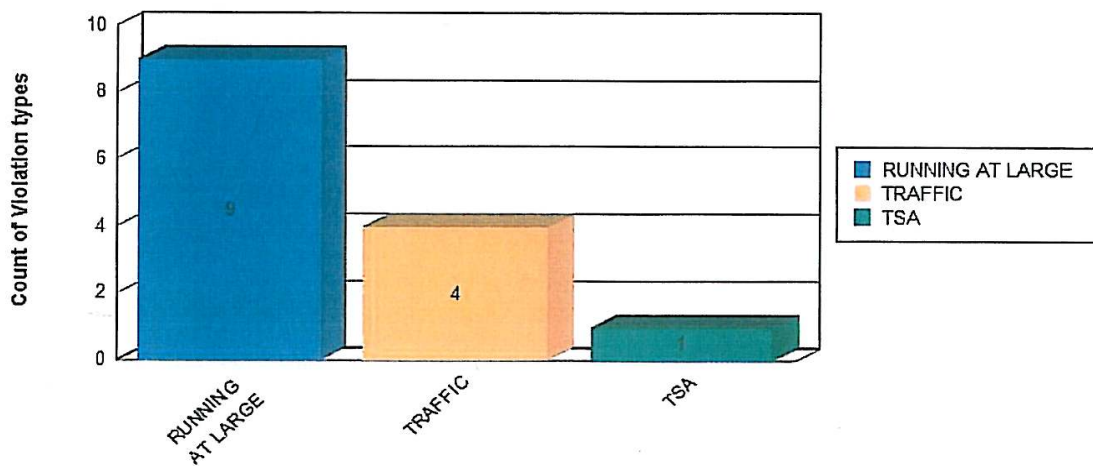
Report Exec c (2010)

Comparison of Citations and Warnings

Citations vs Warnings

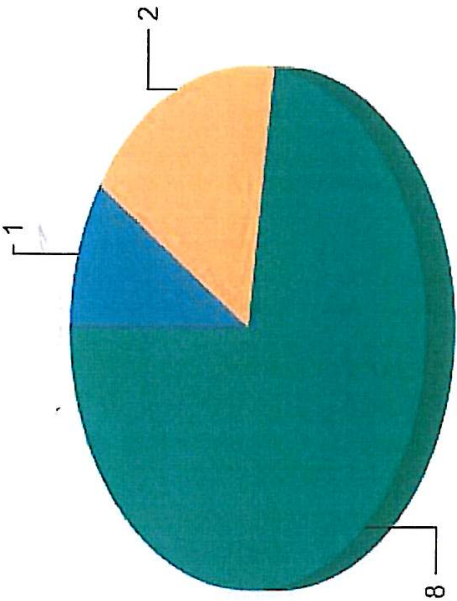


Count of Citations



Field Interviews

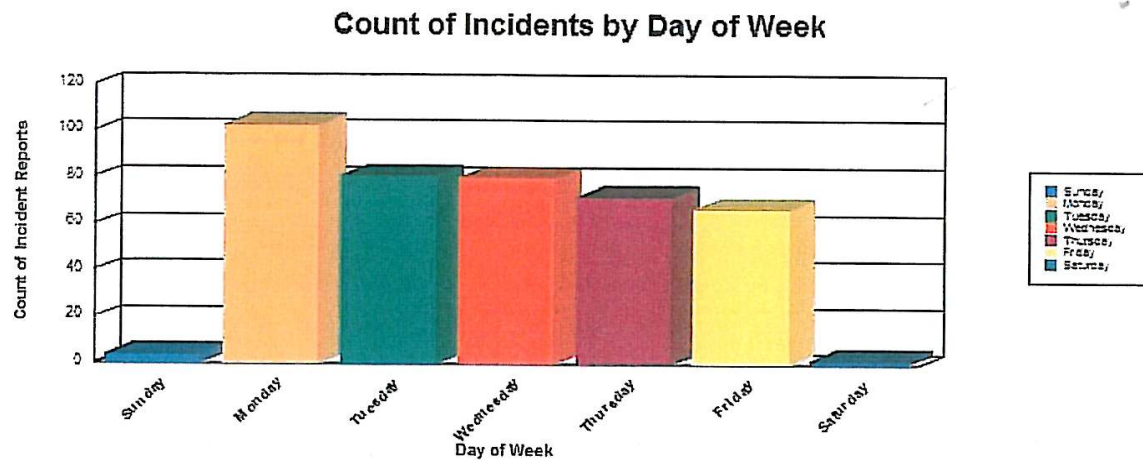
Count of Incident Types



ASSIST EMPLOYEE	1	9.1%
INCIDENT REPORT - MISC.	2	18.2%
ASSISTANCE TO PUBLIC	8	72.7%
Total:	11	100.0%

Report Exec v(2010)

Agenda Item # 9.4



Total Count for: **Sunday** 4

Total Count for: **Monday** 103

Total Count for: **Tuesday** 81

Total Count for: **Wednesday** 80

Total Count for: **Thursday** 72

Total Count for: **Friday** 67

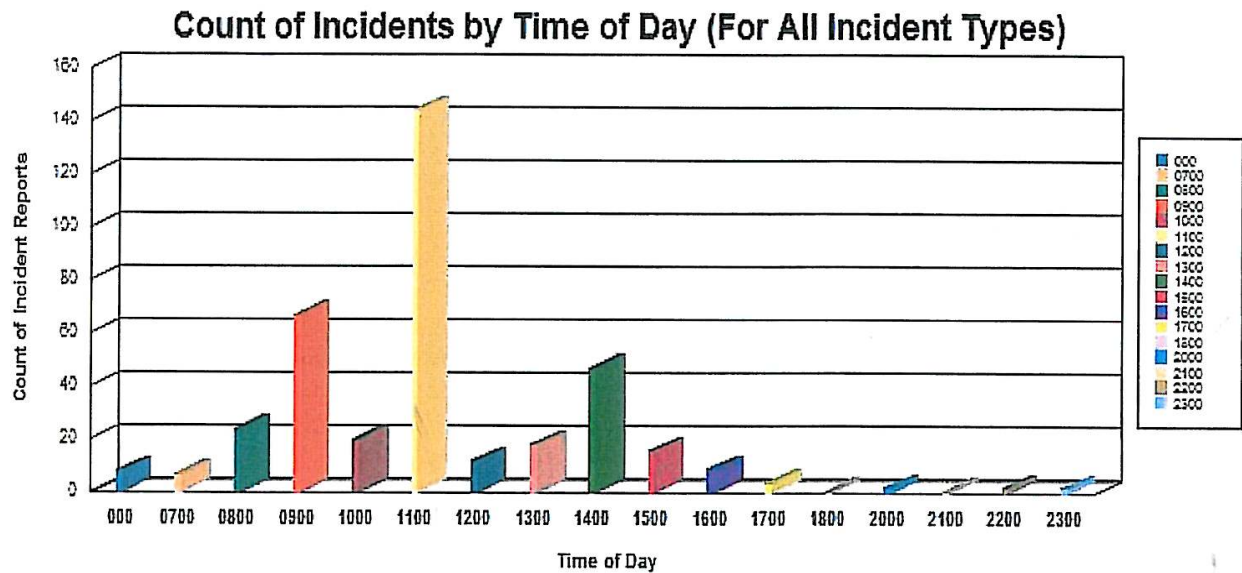
Total Count for: **Saturday** 2

Report Totals

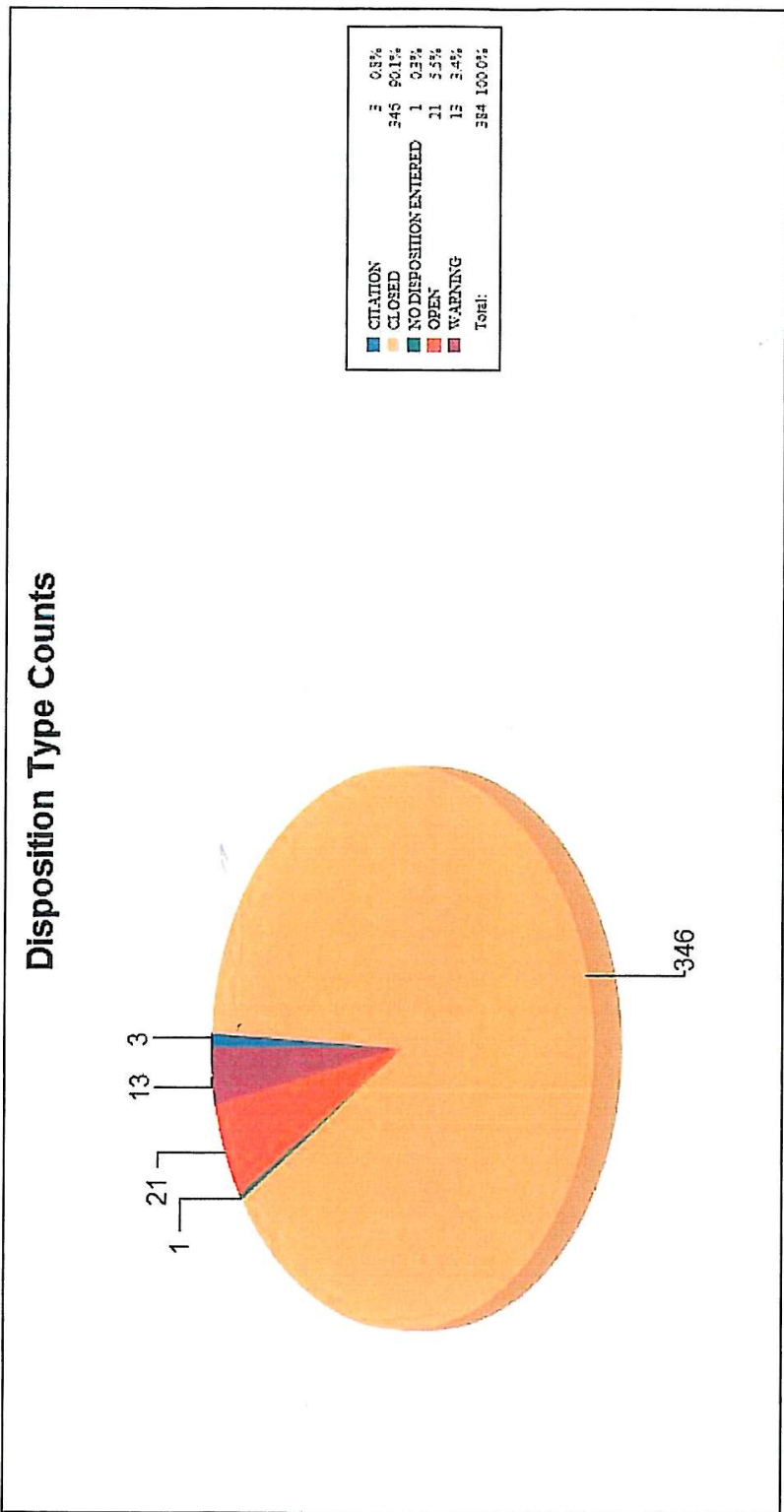
Total Number of Incident Types Reported: 409

Report Exec c(2010)

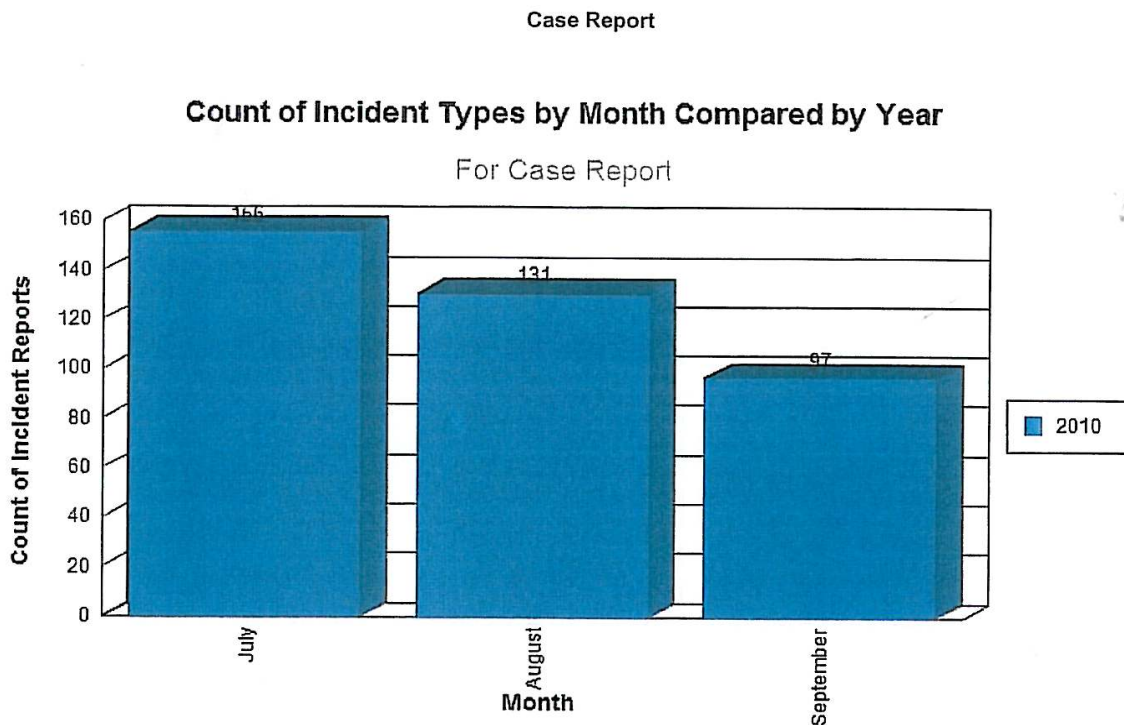
Agenda Item # 9.4



Report Exec c(2010)



Agenda Item # 9.4



Total Count of Reports (July): 156
Total Count of Reports (August): 131
Total Count of Reports (September): 97

2010

Total Count of Reports: 384

2010

Report Totals
Total Number of Incident Types: 384

Report Exec c(2010)

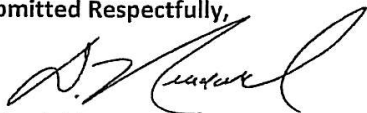
2010 Third Quarter Community Enforcement Report

Community Enforcement for the third quarter focused on the core service areas for this period of the year with a total of 409 incidents investigated. A significant amount of **unsightly premises which includes weed enforcement (138)** were completed. As this quarter moved forward enforcement officers were tasked with other duties such as **animal control (63)**, **town bank courier deliveries (53)**, **unattached trailers (35)** and the service of **utility shut off notices (48)**. Other incidents investigated included illegal parking, taxi, disposal of waste, business license, noise and general traffic concerns from the public. Fourteen (14) citations were issued with thirteen warnings while members were on patrol.

The top five areas of activity within the Town are broken down as follows; **Drumheller transition zones (125)**, **Bankview (41)**, **Midland (34)**, **Nacmine (28)**, and **Huntington Hills (23)**. The remaining areas are as follows; Newcastle and East Coulee (20), Riverside and Rosedale (19), North Drumheller (17), Downtown Central and Greentree at (14). Other areas of the municipality recorded (2) or fewer incidents this quarter. Several administration objectives were completed; which included the drafting of the Community Standards Bylaw, and the Drumheller Policy and Procedure Manual.

In the next quarter October – December, the core focus will again be on unsightly premises, snow removal, animal control, parking issues, occupant restraints, and pedestrian safety. All traffic duties are in conjunction with the 2009/2010 work plan, the local RCMP detachment and the Alberta Traffic Safety Plan. Administration objectives will include further review of existing bylaws such as the Bylaw Enforcement Officers Bylaw, Taxi, Animal Control and the Traffic Bylaw respectively.

Submitted Respectfully,

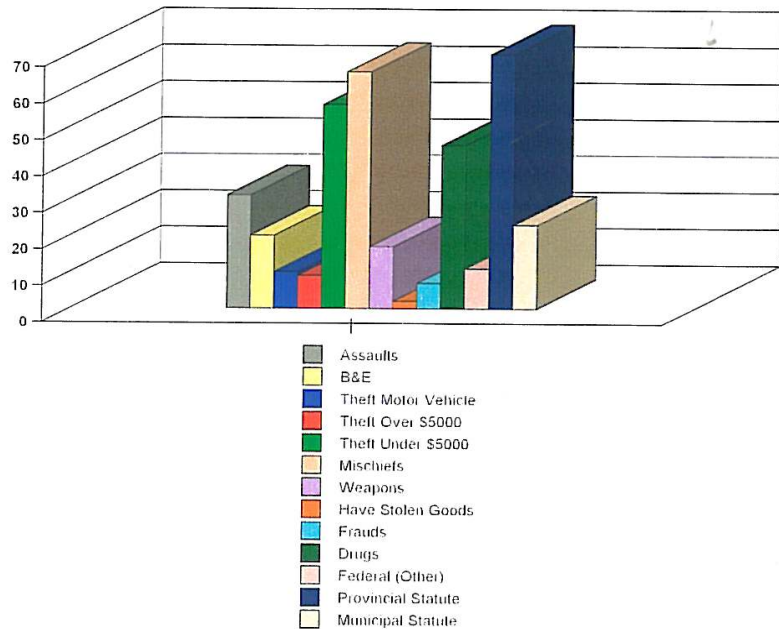


D. Nundahl
Supervisor,
Drumheller Community Enforcement

Section I: Detailed Crime Quarterly Report - Jul - Sep 2010

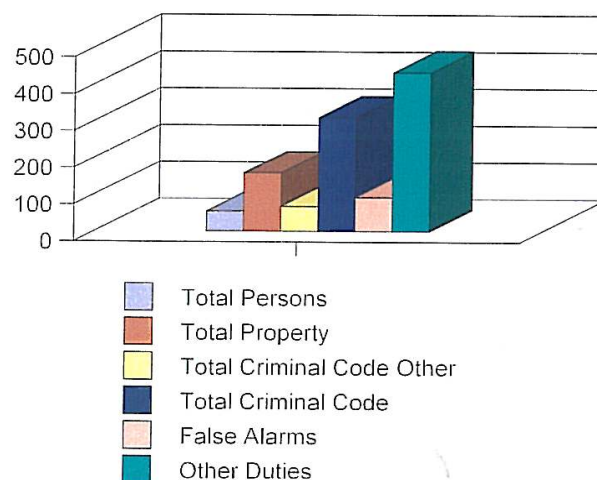
Drumheller Municipal

Detailed Crime Statistics	
Assaults	31
B&E	20
Theft Motor Vehicle	10
Theft Over \$5000	9
Theft Under \$5000	56
Mischiefs	65
Weapons	17
Have Stolen Goods	2
Frauds	7
Drugs	45
Federal (Other)	11
Provincial Statute	70
Municipal Statute	23



Summary Detailed Crime

Summary Detailed Crime	
Total Persons	54
Total Property	158
Total Criminal Code Other	67
Total Criminal Code	309
False Alarms	92
Other Duties	432



Agenda Item # 9.4

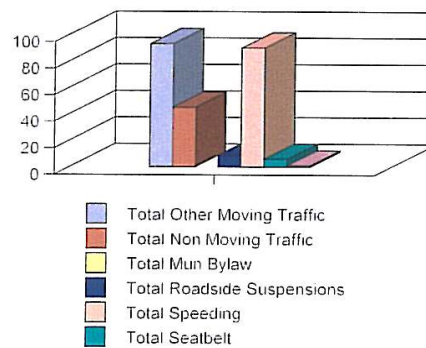
Detailed Mayor's Report

Section II: Detailed Traffic Quarterly Report - Jul - Sep 2010

	Speeding	Seat Belts	Child	Intersection	Impaired	Total
Fatal Motor Vehicle Collisions	0	0	0	0	0	0

	Speeding	Seat Belts	Child	Intersection	Unspecified	Total
Injury Motor Vehicle Collisions	0	0	0	0	6	6

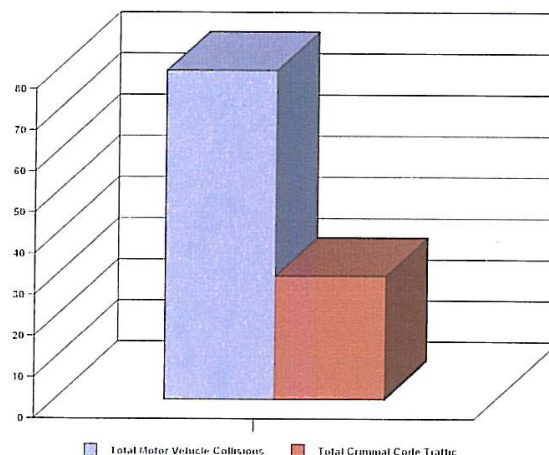
Total Other Moving Traffic	93
Total Non Moving Traffic	45
Total Mun Bylaw	
Total Roadside Suspensions	9
Total Speeding	90
Total Seatbelt	6
Total Written Warnings	1



Summary Detailed Traffic

Total Motor Vehicle Collisions	80
Total Criminal Code Traffic	30

Total Traffic Offenses	274
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Quarterly Update

- During the third quarter of this year we show a increase in Thefts (under) and Mischief offences when compared to the previous quarter. The increase in mischief offences can be explained by the number of investigations within the penitentiary that were not previously being identified. The Theft Under occurrences, although higher than the last quarter, is lower when compared to the same time period last year.
- The GIS position has been occupied for 1 year, but really did become operational until after January. There has been a very noticeable increase in the charges being laid within the facility since the implementation of this initiative in addition to many other benefits. It quickly became apparent that a halftime resource was not enough to accomplish the required work. A second halftime position was made available from existing resources. A two part report has been generated by Correction Services and this offices identifying what has been accomplished to date.
- Information obtained during these various investigations within the Drumheller Penitentiary has been used during ongoing drug investigations within the town of Drumheller.
- We are actively seeking funding for a Provincial or Federal position within the facility from those levels of Government. Meetings have been held with CPS Chief Rick HANSEN who is the Chairman of the Alberta Police Chiefs Association. He fully supports having a police officer within every correctional facility as a result of what we are doing here. The RCMP District Commander is also seeking Provincial / Federal support for the position.
- In July, we were involved in a major Marihuana grow North of Delia which resulted in the seizure of marihuana valued at \$4.8 million. This investigation is ongoing.
- During this time period, although not within the town of Drumheller, there were two fatal accidents resulting in the death of three persons.
- Increased training requirements is causing reduced numbers of members being available

Staffing:

- During this time period two members have been transferred out and only one replacement has been received. The replacement for a previous transfer arrived the end of July. At present we are one police resource short of our compliment.
- APP
- Our traffic enforcement is reduced due to staff shortages and unit demands for services. We have been very visible in a large number of ways and at a number of events.
- Bike patrols though the parks and in the downtown area have been increased.
- Musical ride

- Red Serge duties at various functions

Issues:

Drumheller detachment responds to approximately 400 false alarms annually. When these calls come in the members generally attend to them ASAP. This means that the police officer have to drop whatever they are doing at attend to this travelling above normal speeds, not stopping at stop signs, etc. Some of these alarms are occurring after our operating hours which now is also incurring overtime in order for a police response. I feel that we are putting many people at risk, and incurring a unnecessary expense by responding to a "unverified alarm". In many instances the key holder for the premise never attends. One Manager recently told me that his alarm company told him that he didn't have to attend and that if it was anything important the police would call him back. A "unverified" alarm is a single source alarm. This is usually a outer perimeter alarm such as a door or window, or may be a single motion detector inside. A verified alarm would two different alarms from a premise or some manner of verifying a single alarm (eg. audio, broken window)

During the past 30 years, there has not been any instance where a violator has been located in the premise as a result of an alarm. I have checked with various police departments to determine what they are doing. Many either do not respond until the alarm is verified by a secondary alarm / method, or there is a cost charged back if it is a false alarm. All alarms must be registered with the municipal government and pay a fee for the administration.

My belief is that police "should not" respond to unverified alarms taking many other things into account such as time of day, Break and enters in the area, type of alarm, etc.

I am interested in talking about this issue and how to address it.

A.A.HOPKINS S/SGT
NCO I/C DRUMHELLER DET.