

**TOWN OF MILK RIVER  
BYLAW NO. 1044-23**

**A BYLAW OF THE TOWN OF MILK RIVER, IN THE PROVINCE OF ALBERTA, TO ADMINISTER THE SAFETY CODES ACT BEING S.A. 2000 CHAPTER S-1 AS IT RELATES TO THE BUILDING, ELECTRICAL, GAS, AND PLUMBING DISCIPLINES.**

**WHEREAS** the Council of the Town of Milk River, in the Province of Alberta, duly assembled may pass a bylaw pursuant to Section 8 of the Municipal Government Act, being Chapter M-26, Revised Statutes of Alberta 2000, as amended,

**NOW THEREFORE**, the Council of the Town of Milk River, duly assembled, hereby enacts as follows:

**1. TITLE**

1.1 This bylaw may be cited as the "Safety Codes Bylaw"

**2. DEFINITIONS**

"Act" means the Safety Codes Act S.A. 2000 C. S-1 and any Regulations passed pursuant to the Act;

"Administrator" means as Administrator appointed under the Safety Codes Act S.A. 2000 C. S-1;

"Building" means a structure and any part of a building or structure but does not include anything excluded by the Regulations from the definition of building;

"Contractor" means a Person or Organization that does or undertakes to do, either for his own use or benefit or for that of another, whether or not for the purpose of any gain, any process or activity to which this Act applies;

"Council" means the Council of the Town of Milk River;

"Electrical System" means an assembly or part of an assembly of electrical equipment or components used or intended to be used for the generation, transmission, distribution, control or utilization of electrical energy, but does not include anything excluded by the Regulations from the definition of electrical system;

"Electrical Work" means the actual installation, repair, and maintenance of an electrical system for the production, transmission, distribution, control or utilization of electrical energy for heat, light, and power purposes;

"Gas" means any gas or compressed gas or any mixture or dilution of gases and includes any combustible or flammable fluid but does not include gas or any mixture or dilution of gases or combustible or flammable fluid excluded by the definition of gas;

"Gas System" means any equipment or installation used or intended to be used in or in conjunction with the processing, transmission, storage, distribution, supply or use of gas but does not include anything excluded by the Regulations of the definition of gas system;





“Occupancy” means the use or intended use of a building or part thereof for the shelter of support of persons, animals, or property;

“Owner” means any person controlling any property under consideration;

“Permit” means an authorization in writing by a Safety Codes Officer to perform work regulated by this bylaw;

“Person” means an individual, partner, corporation, firm, society, cooperative, or other incorporated legal entity and their respective heirs, executors, administrators and assigns;

“Plumbing Equipment” means any piping, equipment, appliance or device used or intended to be used in a plumbing system, and any other thing defined as plumbing equipment in the Regulations;

“Plumbing System” means the whole or any part of a drainage system, a venting system, or a water system but does not include anything excluded by the Regulations from the definition of plumbing system;

“Quality Management System” means one or more of the Quality Management Plans for the disciplines of the building, electrical, gas and plumbing as approved by an Administration and as amended from time to time;

“Regulations” means a Regulations passed pursuant to the Act;

“Safety Codes Officer” mean the person or persons designated by an Administrator to act as a Safety Codes Officer and employed by an agency Accredited Agency to administer a portion of the Act.

### **3. SCOPE**

- 3.1 This bylaw applies to the administration and enforcement of the Act within the Town of Milk River for the disciplines of building, electrical, gas and plumbing.

### **4. QUALITY MANAGEMENT PLANS**

- 4.1 The Quality Management Plans adopted by the Town of Milk River or an Accredited Agency authorized by the Town of Milk River to enforce a portion of the Act within the Town of Milk River are meant to reflect an intention to exercise powers and perform duties under the Act in good faith. Nothing in any Quality Management Plan shall be taken to derogate from any defense afforded to the Town of Milk River, its employees, officers or administrators by virtue of any statute as amended from time to time and without restricting the generality of the foregoing by virtue of Section 12 of the Safety Codes Act S.A. 2000 C. S-1 and Sections 529, 530 and 535 of the Municipal Government Act, R.S.A. 2000 c. M-26.

### **5. ADMINISTRATION**

- 5.1 This bylaw shall be administered by Safety Codes Officers employed by an Accredited Agency.



- 5.2 Subject to the terms of his or her designation and to the provisions of the Act, a Safety Codes Officer may administer and enforce the provision of this bylaw and is authorized to do all things necessary necessarily incidental to such administration to such administration and enforcement.

## **6. PERMITS**

- 6.1 Every owner shall obtain all required permits or approvals prior to commencing the work to which they relate.
- 6.2 On receipt of an application, a Safety Codes Officer may issue a permit to a person who complies with the requirements of the Act the relevant Quality Management Plan.
- 6.3 A Safety Codes Officer may include terms and conditions in a permit.
- 6.4 If a Safety Codes Officer refuses to issue a permit, the Safety Codes Officer shall serve the applicant with a written notice of the refusal.

## **7. BUILDING PERMITS**

- 7.1 Subject to the provisions of the Act, no person shall construct (including excavation for the purpose of constructing), add to, alter, renovate, demolish, relocate, or change the occupancy of any building within the Town of Milk River until and unless a building permit has been obtained pursuant to this bylaw.

## **8. ELECTRICAL PERMITS**

- 8.1 Subject to the provisions of the Act, no person shall carry out work to which the Electrical Code applies until and unless an electrical permit has been obtained pursuant to this bylaw.

## **9. GAS PERMITS**

- 9.1 Subject to the provisions of the Act, no person shall install, alter, or make additions to any gas installation until and unless and gas permit has been obtained pursuant to this bylaw.

## **10. PLUMBING PERMITS**

- 10.1 Subject to the provisions of the Act, no person shall install, renew, alter, or make additions to any plumbing installation until and unless a plumbing permit has been obtained pursuant to this bylaw.

## **11. CONTRACTORS**

- 11.1 Every Contractor shall comply with the requirements of all applicable legislation relating to the construction being performed.

## **12. INSPECTION MANDATE**





- 12.1 Safety Codes Officers will perform inspections under the Act including but necessarily limited to those inspections referred to in the Quality Management Plan.

### **13. RESPONSIBILITIES AND OBLIGATIONS**

- 13.1 No Contractor or Owner shall deviated from the plans and specifications forming a part of a permit or omit or fail to complete work required by the said plans and specifications accepted by the Safety Codes Officer, without first having obtained in writing the approval of a Safety Codes Officer to do so and, subject to the above, any person who acts pursuant to a permit shall do so in accordance with the Act and shall comply with the Act in any terms or conditions contained in the permit.
- 13.2 No Contractor or Owner involved in any work for which a permit is required shall cause, allow or maintain any unsafe conditions.
- 13.3 Any Owner or Contractor who knowingly submits false or misleading information contravenes this bylaw.
- 13.4 Every Owner shall allow a Safety Codes Officer to enter any building or premises at any reasonable time for the purpose of administrating and enforcing this bylaw or if there is reason to believe an unsafe condition exists.
- 13.5 Every Owner is responsible for the cost of repair of any damage to public property or works located thereon that may occur as a result of undertaking work for which a permit is required.

### **14. AUTHORITY OF THE MUNICIPALITY**

- 14.1 A Safety Codes Officer may exercise any and all powers given to him or her under the Act and without restricting the generality of the foregoing is empowered to order:
- 14.1.1 a person who contravenes the Act or this bylaw to comply with the provisions thereof within the time period specified;
- 14.1.2 work to stop if such work is proceeding in contravention of the Act or this bylaw, or if there is deemed to be an unsafe condition;
- 14.1.3 the removal of any building or part thereof constructed in the contravention of this bylaw;
- 14.1.4 the cessation of any occupancy if any unsafe condition exists because of work being undertaken or not completed;
- 14.1.5 correction of any unsafe conditions or contravention of the Act of this bylaw.
- 14.2 A Safety Codes Officer may refuse to issue any permit;
- 14.2.1 whenever information submitted is inadequate to determine compliance with the provisions of the Act;
- 14.2.2 whenever incorrect information is submitted.





**15 FEES**

15.1 Fees will be charged by the Town of Milk River for services rendered and the application for or issuance of any permits pursuant to the Rates Bylaw.

**16 SEVERABILITY**

16.1 Should any provisions of this bylaw be invalid, then such invalid provisions shall be severed, and the remaining bylaw shall be maintained.

**17 REPEAL AND EFFECTIVE DATE**

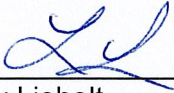
17.1 This bylaw shall come into effect January 1, 2024.

17.2 Bylaw 918 is hereby repealed.

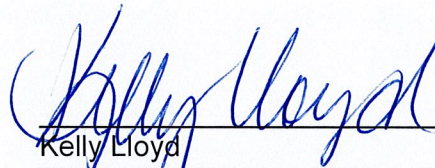
READ a first time this 11<sup>th</sup> day of September 2023

READ a second time this 14<sup>th</sup> day of November 2023

READ a third and final time this 14<sup>th</sup> day of November 2023



\_\_\_\_\_  
Larry Liebelt  
Mayor



\_\_\_\_\_  
Kelly Lloyd  
Chief Administrative Officer

SIGNED by the Chief Elected Official and the Chief Administrative Officer this 14<sup>th</sup> day of November 2023.