

ORDINANCE NO. 104

AN ORDINANCE REGULATING ALARM SYSTEMS AND PROVIDING PENALTIES FOR FALSE ALARMS.

SECTION:

1 DEFINITIONS

2 FALSE ALARMS

1: DEFINITIONS:

As used in this Ordinance, the following definitions shall apply:

ALARM SYSTEM: An assembly of equipment and devices arranged to signal the presence of a hazard requiring urgent attention and to which agents of the University Heights Police Department are expected to respond. The term "alarm system" shall include, but is not limited to, intrusion or burglar alarms of the audible or direct-line radio or electronic type.

ALARM USER: Any person, firm, partnership, association, corporation, company, or organization of any kind on whose premises an alarm system is maintained.

FALSE ALARM: The activation of an alarm system through mechanical failure, malfunction, improper installation or the negligence of the alarm user or the installer's or user's employees or agents.

2: FALSE ALARMS:

A. For each false alarm, an alarm user shall be charged a fee as adopted by resolution of the University Heights City Council.

B. All bills for false alarm fees shall be issued by first class mail to the alarm user. This notice shall also inform the alarm user of the right to request a hearing before the Chief of the University Heights Police Department by filing a written request with the police chief within thirty (30) calendar days of being billed. The notice further will inform the alarm user that failure to request such a hearing shall constitute waiver of the right to a hearing.

C. When a hearing is requested in a timely manner, the police chief shall serve the alarm user written notice of the time and place of hearing by first class mail at least ten (10) calendar days prior to the date set for hearing.

D. After the hearing, the police chief may withdraw the notice if satisfied there is no deficiency or may refuse to respond to future alarms from that alarm user's alarm system, at the police chief's discretion.

E. Any alarm user who has been informed that the police department will not respond to future alarms may apply for

reconsideration of that determination. The police chief, however, is not required to respond to alarms unless past delinquencies have been satisfied and the police chief is satisfied that the applicant will meet the obligations of this ordinance in the future.

Adopted by the City Council on February 11, 1997, March 11, 1997 and April 8, 1997 and approved the 8th day of April, 1997.