

PART 4

BURGLARY AND ROBBERY ALARMS

§13-401. Purpose.

The purpose of this Part is to set forth regulations governing the installation and operation of burglary and robbery alarm systems within the City of Hermitage, require permits therefor, establish fees, and provide for punishment of violation of provisions of this Part.

(Ord. 16-79, 12/12/1979, §1)

§13-402. Definitions.

ALARM SYSTEM — any mechanical or electrical device which is designed or used for the detection of an unauthorized entry into a building, structure, or facility, or for alerting others of the commission of an unlawful act within a building, structure or facility, or both; and which transmits a signal or message when actuated. Alarm systems include, but are not limited to, direct dial telephone devices, audible alarms and proprietor alarms.

AUDIBLE ALARM — a device designed for the detection of unauthorized entry on premises which generates an audible sound on the premises when it is activated.

DAY — calendar day.

FALSE ALARM — an alarm signal necessitating response by the Hermitage Police Department where an emergency situation does not exist.

MUNICIPALITY — City of Hermitage.

NOTICE — notice given by personal service upon the addressee, or given by the United States Postal Service, postage prepaid, addressed to the person to be notified at his last known address. Service of such notice shall be effective upon the completion of personal service, or upon the placing of the same in the custody of the United States Postal Service.

SUBSCRIBER — any person who purchases, leases, contracts for or otherwise obtains an alarm system, or for the servicing or maintenance of an alarm system from an alarm business.

(Ord. 16-79, 12/12/1979, §1)

§13-403. Standards and Regulations Prescribed.

The Police Chief shall prescribe minimum standards and regulations for the operation and maintenance of all alarm systems in use within the City. These standards and regulations shall become effective upon adoption thereof by resolution of the Board of Commissioners of the City. All devices shall meet or exceed such standards and regulations before permits may be issued pursuant to this Part. The Police Chief may require that all alarm systems installed within the City shall be maintained in a proper operating condition.

(Ord. 16-79, 12/12/1979, §1)

§13-404. Permit Required; Fee; Conditions of Issuance.

1. Alarm System Permit. No person shall possess or use an alarm system without first applying for and receiving an alarm permit therefor in accordance with the provisions of this Part.
2. System Permit Fee. The fee for an alarm system permit shall be established from time to time by resolution of the Board of Commissioners, and shall not be prorated. Said permit is valid until such time as the system is removed, altered or replaced. At such time as the system is removed, altered or replaced, a new permit shall be required. [Ord. 11-98]
3. Alarm Permit Requirements. The permit is to be displayed on the premises where the alarm system is located. The permit shall be displayed so as to be available to an investigating officer. Each permit shall be assigned a number for identification. Every person maintaining or operating an alarm shall keep on file at the Police Department the names and telephone numbers of the persons to be notified to render repairs, or service, or secure the premises during any hour of the day or night that the alarm is actuated. This information shall be filed and identified by the number on the issued permit.

(Ord. 16-79, 12/12/1979, §1; as amended by Ord. 11-98, 9/23/1998)

§13-405. Application for and Issuance of Permit.

1. Application for all permits required hereunder shall be filed with the Hermitage Police Department and shall be accompanied by the requisite fee. The fee is established to cover the administration of the permit issuance process. The Hermitage Police Department shall prescribe the form of the application, and request such information as is necessary to evaluate and act upon the permit application. The application for alarm systems permits shall require the name, address and telephone number of the person/persons who will render service or repairs during any hour of the day or night.

2. The issuing and approving of the permits shall be by the Hermitage Police Department.

(Ord. 16-79, 12/12/1979, §1)

§13-406. Inspection of Systems.

1. If it becomes apparent to the Chief of Police, by way of repeated false alarms, that any system in service on any premises or in any business or facility within the City is continually malfunctioning, so as to cause repeated invalid police calls, then the Chief of Police is empowered to charge a fee for any false alarm actuation which is received after the issuance of an official notification made by the Police Department to the owner of the premises, business or facility using a malfunctioning alarm system.
2. Fees and Penalties For Recurring False Alarm Actuation. If a business or residence, or facility, has more than three false or malfunctioning alarms within 60 days, they will be assessed a fee in an amount established from time to time by resolution of the Board of Commissioners. [Ord. 11-98]
 - A. The 60 day period shall start on the first false alarm. After 60 days of the first false alarm a new period will start.
 - B. Prior to the reconnection of a faulty alarm the premises will be inspected by the Police Department, the owner or manager of the property and the alarm company representative. After the inspection has been conducted and the malfunctions have been corrected, reconnection will be accomplished. Any and all charges which result from the disconnection and or reconnection will be paid by the owner/operator of the malfunctioning system.
 - C. All dialer alarms (alarms that automatically call the police station via phone lines, and have preprogrammed messages) will be approved in writing by the Police Chief prior to their installation. These dialer alarms will be required to use a special number assigned by the Mercer County 911 Center. The same system as outlined in subsections (1) and (2) will hold true for the dialer alarms. [Ord. 11-98]
 - D. Any and all alarm tests will be conducted with prior knowledge of the Police Department.

(Ord. 16-79, 12/12/1979, §1; as amended by Ord. 11-98, 9/23/1998)

§13-407. Confidentiality.

The information furnished and secured pursuant to this Part shall be confidential in character and shall not be subject to public inspection and shall be kept so that the con-

LICENSES, PERMITS AND GENERAL BUSINESS REGULATIONS

tents thereof shall not be known except to persons charged with the administration of this Part.

(Ord. 16-79, 12/12/1979, §1)

§13-408. Penalties for Violation.

Any person, firm or corporation who shall violate any provision of this Part shall, upon conviction thereof, be sentenced to pay a fine of not less than \$5 nor more than \$600 plus costs and, in default of payment of said fine and costs, to a term of imprisonment not to exceed 30 days. Each day that a violation of this Part continues shall constitute a separate offense.

(Ord. 16-79, 12/12/1979, §1; as amended by Ord. 11-98, 9/23/1998)