

ORDINANCE NO. 4601

TITLE: AN ORDINANCE AMENDING ALBANY MUNICIPAL CODE CHAPTER 7.74, BURGLARY AND ROBBERY ALARMS TO INCLUDE FIRE ALARMS

THE PEOPLE OF THE CITY OF ALBANY DO ORDAIN AS FOLLOWS:

Section 1: That Albany Municipal Code Chapter 7.74 be entitled, "Burglary, Robbery, and Fire Alarms."

Section 2: That Albany Municipal Code Chapter 7.74 is amended to read as follows:

Chapter 7.74

BURGLARY, AND ROBBERY, AND FIRE ALARMS

Sections:

- 7.74.010 Policy.
- 7.74.020 Definitions.
- 7.74.030 Communications center terminal.
- 7.74.040 Local alarms.
- 7.74.050 False alarms.
- 7.74.060 Alarm equipment testing.
- 7.74.070 Administration--Appeals.
- 7.74.080 Violation--Penalty.

7.74.010 Policy. This chapter governs burglary, and robbery, and fire alarms, sets requirements, establishes acceptable standards, and establishes a system for administrations.

7.74.020 Definitions. (a) "**Burglary or robbery alarm system**" means any assembly of equipment, mechanical or electrical, arranged to signal the occurrence of an illegal entry or other activity requiring urgent attention to which police are expected to respond.

(b) "**Fire alarm system**" means any assembly of equipment, mechanical or electrical, arranged to signal the occurrence of a fire or other activity requiring urgent attention to which fire personnel are expected to respond.

(c) "Alarm user" means the person, firm, partnership, association, corporation, company, or organization of any kind in control of any building, structure, or facility wherein an alarm system is maintained.

(e) "**Burglary alarm system**" means an alarm signaling an entry or attempted entry into the area protected by the system.

(d) "Communication center" is the city facility used to receive emergency and general information from the public to be dispatched to the police department or fire department.

(e) "False alarm" means any alarm signal, eliciting a response by police or fire personnel when a situation requiring a response by police does not in fact exist; but does not include an alarm signal caused by violent conditions of nature or other extraordinary circumstances not reasonably subject to control by the alarm user. Unfounded alarms received at a location other than the communication center and relayed to the police or fire department shall be considered false alarms and the responsibility of the alarm user.

(f) "Local alarm" means alarms which, when activated, emit a signal at the premises protected.

(g) "Robbery alarm system" means an alarm system signaling a robbery or attempted robbery.

7.74.030 Communications center terminal. (a) Persons wishing to terminate an alarm system in ~~the~~ **either** communications center shall apply in writing to the chief of police **or fire chief** stating the nature of the alarm system, address of the premises to be protected, and identification of the alarm user and concern if other than the user, who would install and/or maintain the system.

(b) The chief of police/**fire chief** shall review all applications and conduct such other inquiry as appropriate to be satisfied that the proposed system and equipment is acceptable. Upon satisfactory review, a permit describing the premises to be protected and conditions of the permit may be prepared; and when acknowledged by the applicant in writing, becomes valid.

(c) All alarm installations and maintenance in the communications center shall meet requirements as prescribed by the chief of police/**fire chief** and shall be made by qualified personnel at no expense to the city.

7.74.040 Local alarms. (a) Alarm users with local alarms shall provide the police department a current list of at least three persons who have authority to enter the protected premises and keep the list current.

(b) Local alarms must be silenced/extinguished within fifteen minutes of the initial signal.

(c) It is unlawful for local alarms to utilize any lights similar to those used on emergency vehicles.

7.74.050 False alarms. (a) Signals from an alarm system which are false are a nuisance.

(b) For a police response to any false alarm, the ~~chief of police~~ **City** shall collect/receive from the person having or maintaining such ~~burglary/robbery~~ alarm on premises owned or operated by him the following:

(1) For a response to premises at which no other false alarm has occurred within the preceding six months period, hereinafter referred to as a "first response," no fee shall be charged, but the person having or maintaining such ~~burglary and/or robbery~~ alarm shall, within ten working days after notice to do so, make a written report to the chief of police/**fire chief** on forms prescribed by him setting forth the cause of such false alarm, the corrective action taken, whether such alarm has been inspected by an authorized service person and such other information as ~~the chief of police~~ may reasonably **be** required to determine the cause of such false alarm and corrective action necessary.

(2) For a second response to premises within six months after a first response, no fee shall be charged, but a written report shall be required as for a first response, and the chief of police/**fire chief** shall be authorized to inspect or cause to be inspected the alarm system at such premises, prescribe necessary corrective action, and shall give notice to the person having or maintaining such alarm system of the conditions and requirements of this section.

(3) For a third or subsequent response to premises within six months, a fee of twenty-five dollars shall be charged, and if such third false alarm or any such succeeding false alarm is as a result of failure to take necessary corrective action, ~~prescribed by the chief of police~~ the chief of police **or**

fire chief may order the disconnection of such alarm system, and it is unlawful to reconnect such alarm system until such corrective action is taken; provided, that no disconnection shall be ordered as to any premises required by law to have an alarm system in operation.

7.74.060 Alarm equipment testing. Whenever a user of an alarm system deems it necessary to test or otherwise intentionally set off or activate an alarm system located on his premises, he shall notify the police communication center that he intends to test or otherwise intentionally activate that alarm prior to actual testing being conducted. Failure to do so will result in that user being considered as having had a false alarm.

7.74.070 Administration--Appeals. (a) The chief of police **and fire chief** shall administer the alarm program and be the determining authority in matters in question regarding removal and status of alarm signals.

(b) Installation shall be as required by ORS 479.510 to 479.850, National Electrical Code, and the Oregon Administrative Rules, Department of Commerce Electrical Standards, **and the Uniform Fire Code** as adopted by the city. Electrical permits are required.

(c) At such time an alarm user disagrees with determinations relating to the alarm program, he may appeal in writing to the city council and shall receive a hearing on the matter. The decision of the city council will be final.

7.74.080 Violation--Penalty. Any person or firm violating any of the provisions or failing to comply with any provisions of this chapter shall be guilty of a misdemeanor and shall be subject to penalties as imposed by Section 1.04.010.

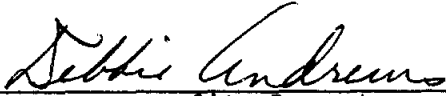
Passed by the Council: August 24, 1983

Approved by the Council President: August 25, 1983

Effective Date: September 23, 1983


Council President

ATTEST:


Deputy City Recorder