

TITLE V PUBLIC ORDER, SAFETY AND HEALTH

CHAPTER 3 FALSE BURGLAR ALARM

5-3-1	Purpose	5-3-3	Removal of Alarm System
5-3-2	Service Charge Established	5-3-4	Appeal Procedure

5-3-1 **PURPOSE.** The purpose of this Ordinance is to establish a service charge for owners of burglar alarm systems directly connected to the Clinton County Sheriff's Department which cause an excessive occurrence of false burglar alarms responded to by the Clinton County Sheriff's Department. The Ordinance also provides the power to the Sheriff to order the removal of burglar alarm systems from the Clinton County Sheriff's Department alarm board and/or special alarm lines in case of excessive false burglar alarms and nonpayment of service charges.

5-3-2 **SERVICE CHARGE ESTABLISHED.**

1. Upon the receipt of a false burglar alarm, whether the false alarm is intentional or unintentional, and a Deputy Sheriff response is requested by the activation of said alarm system, the alarm system user will be notified by the Sheriff of the occurrence of the alarm and a warning will be issued.

2. Upon the 6th through 10th false burglar alarm occurrence within any calendar year, whether the false alarm was intentional or unintentional, and a Deputy Sheriff response is requested by the activation of said alarm system, the alarm user will be charged a service charge of \$25 for each occurrence due to employee error or negligence.

3. Upon the occurrence of more than 10 false burglar alarms within any calendar year, whether the false alarm was intentional or unintentional, and a Deputy Sheriff response is requested by the activation of said alarm system, the alarm user will be charged a service charge of \$50 for each occurrence due to employee error or negligence.

4. Alarm malfunctions caused by other than employee error or owner error or employee negligence or owner negligence shall not be counted as a false burglar alarm for purposes of levying a service charge or ordering the removal of an alarm system. The failure of the owner to promptly repair a malfunctioning alarm system shall be considered owner negligence.

5-3-3 **REMOVAL OF ALARM SYSTEM.** Upon the occurrence of the 16th false burglar alarm within any calendar year, whether the false alarm was intentional or unintentional, and a Deputy Sheriff response was required by the activation of said alarm system, or upon the nonpayment of a service charge within 30 days of being billed therefor, the Sheriff shall order the removal of the burglar alarm system and/or special alarm line from the Clinton County Sheriff's Department alarm board. The order of removal shall be in writing, delivered to the burglar alarm

system user and specify the reasons for said removal and the time when said removal is to be completed. If the burglar alarm system is not removed within the specified time, the Sheriff shall cause the burglar alarm system and/or special alarm line to be removed. The order of removal shall also advise the burglar alarm system user of his/her right to appeal the order to the County Board of Supervisors.

5-3-4 APPEAL PROCEDURE. Any person aggrieved by the decision of the Sheriff with reference to a service charge or an order to remove a burglar alarm system shall have the right to appeal the decision to the Board of Supervisors. An appeal must be made within 10 days after notice of the Sheriff's decision or order of removal, by filing with the Board of Supervisors a letter of appeal briefly stating therein the basis for the appeal. Failure to file a letter of appeal within 10 days shall constitute a waiver of appellant's right to have the decision reviewed. The Board of Supervisors may either affirm, modify or reverse the decision of the Sheriff. The decision of the Board of Supervisors will be final.

(Ordinance 91-4, Passed September 13, 1991)