

## ORDINANCE 14-30

### AN ORDINANCE ADOPTING TITLE FIVE CHAPTER FIVE FIRE AND SECURITY ALARMS CODE OF THE VILLAGE OF WEST DUNDEE

WHEREAS, the Village of West Dundee, Kane County, Illinois, is a home rule municipality as contemplated under Article VII, Section 6 of the Constitution of the State of Illinois, and the passage of this Ordinance constitutes an exercise of the Village's home rule powers and functions as granted in the Constitution of the State of Illinois; and

WHEREAS, the Village of West Dundee is committed to protecting the public health and safety; and

WHEREAS, the Village of West Dundee is committed to maintaining a functional built environment and safe neighborhoods while securing property values and quality of life by the efficient administrative of building code regulations; and

WHEREAS, the Village Board has recently reviewed new code provisions and is desirous of updating codes regulating the built environment to meet internationally accepted code standards; and

NOW THEREFORE BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES, VILLAGE OF WEST DUNDEE, KANE COUNTY, ILLINOIS, as follows:

Section 1: Title 5 Chapter 5 of the Village Code of the Village of West Dundee is hereby amended to read as follows:

5-5-1- PURPOSE: The purpose of this chapter is to regulate the installation of fire alarm systems and to reduce nonwarranted emergency responses of police and fire personnel.

5-5-2- DEFINITIONS:

ALARM AGENT: Any person working for an alarm business.

ALARM BUSINESS: Any business operated by a person who engages in the activity of altering, installing, leasing, maintaining, moving, repairing, replacing, selling, servicing, or responding to an emergency alarm system, or which causes any of these activities to take place.

ALARM USER: Any person or business on whose premises an alarm system is maintained other than alarm systems on a motor vehicle.

AUTOMATIC ALARM: An assembly of equipment arranged to signal the presence of a hazard requiring urgent attention and to which the police or fire department are expected to respond.

**AUTOMATIC DIGITAL DIALING ALARM EQUIPMENT:** An alarm system that has the capability of transmitting digital code signals to an alarm receiving board at the (PSAP) public safety answering point center. The alarm system uses existing telephone lines instead of a dedicated line.

**AUTOMATIC VOICE DIALING ALARM EQUIPMENT:** Refers to an alarm system which automatically sends over regular telephone lines, by direct connect or otherwise, a prerecorded voice message indicating the existence of the emergency situation that the alarm system is designed to detect.

**CENTRAL STATION SYSTEM:** A system in which the operation of electrical protection circuits and devices are signaled automatically to, recorded in, maintained, and supervised from a place of business having trained operators in attendance at all times.

**CONTRACTOR:** Authorized village alarm contractor means the alarm company currently having a contract for provision and maintenance of the police and fire computerized alarm system, at Quadcom communication center.

**EMERGENCY ANSWERING SERVICE:** A telephone answering service providing among its services the job of receiving on a continuous basis through trained employees, emergency signals from alarm systems, and thereafter immediately relaying the message by live voice to the village communication center.

**FALSE ALARM:** The activation of an alarm system through mechanical or electronic failure, malfunction, improper installation or the negligence of the owner or lessee of an alarm system or of his employees or agents, except that the following shall not be considered false alarms:

- A. Alarms caused by the failure or malfunction of the equipment located at PSAP center.
- B. Alarms occurring on a repeated basis without apparent cause within the first sixty (60) days after installation of the alarm detection system, and where continuous effort, in the sole opinion of the village alarm administrator, is being made jointly by the alarm user, the fire and inspection department, and any other concerned person to correct the malfunction expeditiously.
- C. Alarms caused by an attempted or actual illegal entry, of which there is visible evidence.
- D. Alarms caused by an on premises fire.
- E. Alarms intentionally caused by a person acting under a reasonable belief that a need exists to call the police or fire department.
- F. Alarms caused by hurricanes, tornados, earthquakes, major floods, storms, or other natural disasters.

**HARDWIRED ALARMS:** An alarm system which has the capability of transmitting system signals to and receiving them at a remote location over dedicated lines.

**MODIFIED CENTRAL STATION SYSTEM:** An office to which remote alarm and supervisory signaling devices are connected, where operators supervise the circuits.

**ON PREMISES ALARM:** Alarm system that audibly announces an emergency condition at an individual or corporate establishment which may or may not be connected to any central alarm system.

**PSAP:** Public safety answering point.

**5-5-3- STATIONS; EMERGENCY ANSWERING SERVICE:**

No one shall operate a central station, modified central station, or emergency answering service in the village unless licensed as an alarm business.

**Monitoring;** Alarm monitoring shall be in compliance with the 2012 International Fire Code, Section 903.4.1. Alarm, supervisory and trouble signals shall be distinctly different and shall be transmitted to an approved supervising station or, when approved by the fire code official, shall sound an audible signal at a constantly attended location. Alarm signals shall be sent via radio signals.

**5-5-5- FALSE ALARM FEES:**

- A. When an alarm users system shall cause false alarms, a service charge for those false alarms received by the village within a twelve (12) month period shall be made to the subscriber based on the rates listed in this section. Upon receipt of the third false alarm from a subscriber within a twelve (12) month period, the fire and inspection department shall send notice to the subscriber placing them on notice that the next false alarm shall require payment of a fee. In the event six (6) or more false alarms are received within a twelve (12) month period by the village, the fire and inspection department shall cause a written warning to be sent to the alarm user notifying him of the number and dates of the false alarms. If further false alarms are received, the fire and inspection department is empowered to direct that the alarm be disconnected from the PSAP except that alarms otherwise required by law shall not be disconnected. When a subscriber of any other alarm business or alarm user shall cause false alarms, a service charge for those false alarms received by the village within a twelve (12) month period shall be made to the subscriber based on the rates listed in this section. The billing for the twelve (12) month period shall be renewed January 1 of each year.

## B. FALSE ALARM SERVICE CHARGE RATES

Number Of False Alarms

<u>0-3</u>	<u>4-5</u>	<u>6 Or More</u>
No charge	\$100.00	\$200 .00

Service charge within the village of West Dundee.

- A. Trouble alarms that meet the criteria of "False Alarms" are charged at a flat rate of \$50.00 for each occurrence after the third signal. The fire department shall evaluate and determine the duration of an occurrence as trouble signals can become multiple signals.
- B. Billing for false alarm fees shall indicate the date, time, and nature of each false alarm response, and shall specify the amount of fees owing.
- C. Alarm users may within ten (10) days of receiving a bill for false alarm fees submit a written report to the fire and inspection department specifically stating which false alarms were caused by circumstances beyond the users control. The alarm user shall also submit documentation to support the report and specifically state what steps have been taken to prevent further false alarms.
- D. The fire and inspection department shall have thirty (30) days to review the report, and shall determine if the false alarm or alarms were preventable or not preventable. If the fire and inspection department determines the false alarm or alarms were not preventable, the alarm user shall not be required to pay the false alarm service charge. If the fire and inspection department finds the false alarm or alarms were preventable, the alarm user shall pay the false alarm service charge fee within thirty (30) days or shall be subject to disconnection or revocation of his permit.

### 5-5-6- INSPECTION OF ALARM SYSTEM:

- A. For the purpose of enforcing the provisions of this chapter the fire and inspection department shall have the authority, at reasonable times and upon reasonable oral notice, to enter any premises in the village in or upon which alarm systems or alarm businesses subject to this chapter are located, to inspect the installation or operation of such alarm systems or alarm business on official business.
- B. If such inspection reveals any violations of the provisions of this chapter, a

written report detailing such violation shall be promptly sent to the owner, lessee, or other person responsible for the alarm system or business in violation of this chapter. Such report shall require the correction within thirty (30) days after receipt of the notice of the violation discovered, and shall state that a failure to comply may result in the revocation of the alarm business' license to operate, or in the revocation of the alarm user's permit, in accordance with provisions of this chapter relating to revocation of licenses and permits. The alarm user or alarm business shall be granted a reasonable extension of time to correct such violation upon good cause shown.

5-5-7- AUTOMATIC DIALERS:

No person, firm, or corporation shall use or cause or permit to be used, or engage in the business of providing any telephone device and telephone attachment that automatically activates 911 lines connected to any regional communications (PSAP) Public Safety Answering Point telephone, and then reproduce any voice message to report any robbery, burglary, fire or other emergency.

5-5-8: PENALTY:


Any person, firm or corporation who violates, disobeys, omits, neglects, or who resists enforcement of any of the provisions of this chapter, including provisions adopted by reference, or who refuses to remedy a violation of any such provision or to remedy violations of this chapter shall be as provided in the general penalty in section 1-4-1 of this code for each offense, and each day upon which such a violation continues shall constitute a separate offense.


Section 3: All ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of such conflict.

Section 4: That this Ordinance shall be in full force and effect upon its passage and approval, as provided by law.

AYES:	Trustees Price, Yuscka, Pflanz, Wilbrandt and Kembitzky
NAYS:	None
ABSENT:	Trustee Hanley
ABSTAIN:	None

ATTEST:

  
Barbara Traver  
Village Clerk

  
Christopher Nelson  
Village President

Passed: 8/4/2014  
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