

ORDINANCE NO. 82-1989

Offered by Mayor Waszak and
Mr. Smith

AN ORDINANCE ENACTING CHAPTER 721 OF THE BUSINESS
REGULATION CODE PERTAINING TO EMERGENCY ALARMS

BE IT ORDAINED by the Council of the Village of Rich-
field, State of Ohio:

SECTION 1: That Chapter 721 of the Business Regulation Code be
enacted to read as follows:

"CHAPTER 721
EMERGENCY ALARMS

721.01 DEFINITION.

As used in this chapter, "emergency alarm" means any device located within or upon a commercial or industrial premises for the purpose of detecting and signalling the presence of a fire or unauthorized intrusion upon the premises. "Emergency alarm" shall include only for purposes of this ordinance an alarm which is directly connected to a monitoring device located at the Village Police station or Fire station.

721.02 PERMIT REQUIRED; APPLICATION.

(a) No owner, person, firm, organization or corporation which owns, leases or controls a premises shall install or cause to be installed directly into the Village of Richfield Fire or Police Department an emergency alarm without first having obtained a permit therefor from the Mayor. Existing installations shall be subject to the requirements of this chapter including those pertaining to permits.

(b) The permit shall be obtained by making application to the Mayor on a form provided by the Village for that purpose which shall contain the following information:

- (1) Address where the emergency alarm is to be installed;
- (2) Nature of the use of the premises--e.g., commercial or industrial;

- (3) Full name of the applicant and local address, if any;
- (4) Permanent residence address of the applicant;
- (5) Residence and business telephone numbers of the applicant along with the days of the week and hours of the day when the applicant can be reached at each telephone number;
- (6) Social Security Number of the applicant;
- (7) A list of the persons who have a key to the premises where the emergency alarm is installed including those persons' residence and business addresses and telephone numbers;
- (8) If the applicant is a corporation or partnership, the full name of each officer, principal, partner and business associate, along with their permanent residential addresses;
- (9) Such other information concerning the applicant and/or his business as may be reasonable and proper;
- (10) for all emergency alarms connected directly to a panel located at a Village Police or Fire station, written proof of permission to connect to the alarm panel from the company which owns and maintains the alarm panel.

721.03 PERMIT FEE.

Upon proper application therefor and upon payment by the applicant of twenty-five dollars (\$25.00), the Mayor shall issue an emergency alarm permit.

721.04 PERMIT NOT TRANSFERABLE.

Every permit shall be issued to a real party in interest in the premises where an emergency alarm is to be installed; no permit shall be assigned or transferred.

721.05 FALSE ALARMS.

(a) Notwithstanding the provisions of Section 509.07 of the Codified Ordinances, a charge of twenty-five dollars (\$25.00) shall be assessed for each false emergency alarm. Such fee shall be assessed against the owner, agent or person in charge of or in the possession of the premises from which the false alarm has emanated.

(b) The Mayor or his authorized representative may waive the assessment of said false alarm charge for good cause shown.

721.06 DISCONNECTION.

For violation of this chapter or when the number of false alarms for any installation equals ten (10) in any twelve (12) month period or less, the Mayor may serve written notice upon a permit holder of intent to revoke his permit and to disconnect his emergency alarm. Such notice shall be given not less than seven (7) days prior to revocation and disconnection. Such notice shall state the right of the permit holder to appeal in writing to the Mayor within said seven (7) day period. If an appeal is timely filed with the Mayor, the Mayor may hold an informal hearing on the matter and render a decision on the basis of the facts presented. The Mayor's decision shall be final. In the event no appeal is filed, the Mayor shall cancel the permit and shall cause whatever steps are necessary to disconnect the alarm.

721.07 NON-LIABILITY OF VILLAGE; INDEMNIFICATION AND HOLD HARMLESS REQUIREMENT.

(a) The issuance of any permit or permits in conjunction with this chapter shall not constitute acceptance by the Village of any liability to maintain any equipment, to answer alarms, or for anything in connection therewith.

(b) As a prerequisite to the issuance of a permit under this chapter, the permit holder must agree to indemnify and hold harmless the Village, and its officers, employees and agents, from any and all claims for injury or damages to persons or property which are in any way related to the emergency alarm system, an alarm panel or the monitoring of the alarm panel.

721.99 PENALTY.

Notwithstanding Section 721.05 of this chapter, whoever violates any provision of this chapter shall be fined not more than one hundred dollars (\$100.00)."

SECTION 2: This Ordinance shall take effect and be in force from and after the earliest date provided by law.

Passed: 1/2/90


President of Council


Mayor

Dated: 1/2/90

ATTEST:


Clerk of Council