

ORDINANCE NO. 1578

AN ORDINANCE OF THE CITY OF REDLANDS
AMENDING THE REDLANDS ORDINANCE CODE

THE CITY COUNCIL OF THE CITY OF REDLANDS DOES ORDAIN AS FOL-
LOWS:

SECTION ONE: That the Redlands Ordinance Code be amended by
substituting rewritten Article 237, "Alarms," as follows:

Article 237

Alarms

§ 23700. DEFINITIONS. For the purposes of this Ordinance certain words and phrases used herein are defined as follows: (1578)

.1 ALARM SYSTEM shall mean any device designed for the detection of fire or an unauthorized entry on premises or for alerting others of the commission of an unlawful act, or a combination thereof, when actuated, emits sound or transmits a signal or message.

.2 ALARM BUSINESS shall mean any person, firm or corporation engaged in or causing the selling, leasing, monitoring, maintaining, servicing, repairing, altering, replacing, moving or installing any alarm system in or on any building, place or premises.

.3 ALARM AGENT shall mean any person who is employed by an alarm business, either directly or indirectly, whose duties include any of the following: selling, maintaining, leasing, monitoring, servicing, repairing, altering, replacing, moving, or installing in or on any building, place or premises any alarm system.

.4 AUDIBLE ALARM shall mean a device designed for the detection of fire, or an unauthorized entry on premises and which, when actuated, generates an audible sound on the premises.

.5 PROPRIETOR ALARM shall mean an alarm system or audible alarm which is not serviced by an alarm business.

.6 FALSE ALARM shall mean an alarm signal necessitating response by the police or fire department when an emergency situation does not exist.

.7 SUBSCRIBER shall mean a person contracting with an alarm business for the leasing, servicing, or maintaining of an alarm system.

.8 PERSON shall mean any individual, partnership, corporation or other entity.

.9 ALARM USER shall mean any person using an alarm system whether as a subscriber or proprietor. (1578)

§ 23701. BUSINESS LICENSE REQUIRED. No person, firm or corporation shall engage in the business of installing, maintaining, repairing, altering, replacing, moving, or causing to be installed in or on any building, place or premises abutting on or adjacent to a public street, alley or way, any device commonly known as a burglar alarm, fire alarm, holdup alarm, or similar protective device or system, without first having obtained from the City Treasurer a license to do so. (942:One)

§ 23701.1. ALARM AGENTS. Every person engaged in the business of repairing, servicing, altering, replacing, removing or installing a burglar alarm system shall carry on his person, at all times while so engaged, a valid identification card and shall display said card to any police officer on request, which identification card shall be in the form prescribed by the Chief of Police and may be obtained from him upon proof of payment of the required fee to the City Treasurer. Upon revocation of the license under which said identification card is issued or termination of employment of any person holding such card from the business described herein, the identification card shall be returned to the Chief of Police. It shall be unlawful for any person to carry on his person, use, display or have in his possession any such identification card containing any false or fictitious information, or possess such card when he is not employed by any person having a license under this article, or himself hold such a license. (1578)

§ 23701.2. EXEMPTIONS. The provisions of this Section shall not be applicable to:

- (A) Audible alarms affixed to automobiles.
- (B) Subscribers and alarm users of alarm systems whose sole function is the detecting of fire. (1578)

§ 23702. APPLICATION FOR LICENSE. Before such a license shall be issued, the applicant shall make application in writing, setting forth the name, age, business and residence address if a natural person; names, ages, business and residence addresses of each partner if a partnership; the names of its principal officers and business address if a corporation. (942:Two)

§ 23703. LICENSE FEE. The fee for said license shall be \$40.00 per year, payable annually in advance.

§ 23703.1. PRORATING. This license is for the fiscal year (July 1st to July 1st); and the said fee is not to be prorated. (942:Three)

§ 23704. REVOCATION OF LICENSE. Any license issued under this Article may be revoked by the Council at any time that the Council finds that the licensee has willfully or negligently failed to comply with any of the provisions of this Article. (942:Seven)

§ 23705. BUILDING CODE, BUSINESS LICENSE REQUIREMENTS. Compliance with this Article will be deemed compliance with the Building Code and the Business License Ordinance; and no further permits nor fees need be obtained or paid. (942:Eight)

§ 23706. REGISTRATION PROCEDURE. Every person engaged in the business covered by this Article shall comply with the registration requirements hereafter provided. (1065)

§ 23706.1 APPLICATION WITH THE CITY TREASURER. Every person engaged in the business covered by this Article shall make application for police registration at the office of the City Treasurer on a form provided for that purpose and complying with the following provisions: (1065)

- (A) Giving the name of the applicant.
- (B) Giving the name and address of the person, employer, firm or corporation he is to represent and credentials showing the applicant's relationship to his employer or principal.
- (C) Giving a brief description of the nature of the activity and the services to be solicited or sold.
- (D) Giving his present address and his permanent address and the local address from which sales will be made.
- (E) Giving the date he proposes to start his activity within the City of Redlands. (1065)

§ 23706.2. APPLICATION FEE NOT REFUNDABLE. At the time of making application for police registration, a non-returnable fee of five dollars (\$5.00), in addition to the criminal fingerprints, shall be paid to the City Treasurer to cover the cost of investigation and registration. (1460)

§ 23706.3. ALARMS TERMINATED AT THE POLICE DEPARTMENT.

- (A) Applications for installation will be made through Service Division Commander for assignment of position on alarm panel. (1578)

- (B) An annual fee of Six Dollars (\$6.00) shall be payable in advance. This fee is for the fiscal year (July 1st to July 1st); or any part thereof and the said fee is not to be prorated. (1578)

§ 23706.4. REGISTRATION WITH THE POLICE DEPARTMENT. The completed and signed application for police registration shall be presented by the applicant to the Chief of Police and such further information furnished as may be required to enable the Police Department properly to investigate and evaluate the applicant's record. At this time, said applicant shall be fingerprinted and photographed, unless he furnishes two satisfactory photographs of himself, taken within 60 days immediately prior to the date of filing application with the City Treasurer, which picture shall be 2" by 2" showing the head and shoulders of the applicant in a clear and distinguishable manner; and said photographs and fingerprints shall be made a part of the permanent registration record. (1065)

§ 23706.5. APPROVAL OF APPLICATION. If, after causing investigation as he deems necessary, the Chief of Police is reasonably satisfied that the applicant's character and business responsibility are such that he will not endanger the public safety, he may then approve the application and register said applicant for the City of Redlands. (1065)

§ 23706.6. CERTIFICATE OF REGISTRATION. As evidence of compliance with the provisions of this Article, the Chief of Police shall issue to each applicant who complies and is registered, a "Certificate of Registration" which shall show the name and signature of the registrant, his photograph and brief physical description. This certificate shall be dated, countersigned and show the expiration date of said registration. (1065)

§ 23706.7. REGISTRATION VALID ONE YEAR. The "Certificate of Registration" issued pursuant to the provisions of this Article shall be valid for a period of twelve months from the date of issuance and the holder thereof must re-register at the end of each twelve months period thereafter. (1065)

§ 23706.8. REVOKED REGISTRATION RENEWABLE BY COUNCIL ACTION. No "Certificate of Registration" shall be issued to any person who has had a certificate revoked pursuant to this Article, except upon the applicant's applying to the Council of the City of Redlands and the Council's authorizing the issuance of the certificate. (1065)

§ 23707. EMERGENCY SERVICE. Every person, firm or corporation operating under a license issued under this

Article shall maintain or have available at all hours, a serviceman or agency available to respond to emergency service calls at all hours of every day, and which serviceman or agency shall render such emergency service at all hours of the day if requested to do so by any member of the Police or Fire Department or other authorized City official. (942:Five)

§ 23708. NOTICE SHOWING WHO IS TO BE NOTIFIED. Every person, firm or corporation maintaining a burglar alarm, fire alarm or other protective device as described in this Article, shall cause a notice, framed and enclosed under glass, containing the names, addresses and telephone numbers of the persons to be notified during any hour of the day or night that said alarm or protective device rings, to be posted near the alarm or device in such a position as to be legible from the ground level adjacent to the building in which said alarm or device is located. (942:Six)

§ 23709. ENFORCEMENT AND SEVERABILITY. (1578)

.1 Any person, firm or corporation violating any of the provisions of this Article shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be punishable by a fine of not more than Five Hundred Dollars (\$500) or by imprisonment for a period of not more than six months, or by both such fine and imprisonment.

.2 ENFORCEMENT. The conviction or punishment for violations of the provisions of this Article, or for failing to secure a permit as required by this Article, shall not relieve such person from paying the permit fee due and unpaid at the time of such conviction, nor in the alternative shall the payment of any permit fee prevent criminal prosecution for the violation of any provisions of this Article. All remedies shall be cumulative, and the use of one or more remedies by the City shall not bar the use of any other remedy for the purpose of enforcing the provisions of the Article. The amount of any permit fee shall be deemed a debt to the City. An action may be commenced in the name of the City in any court of competent jurisdiction for the amount of any delinquent permit fee. All permit fees shall be deemed delinquent thirty (30) days after they are due and payable.

.3 ALTERNATIVE. As an alternative to the penalties set forth in Subsections (1) and (2) of this Section, the City on advice of the Police Chief, may declare any alarm system a public nuisance and as such, shall request or cause its abatement.

.4 SEVERABILITY. If any provision of this Section as herein enacted or hereafter amended, or the application thereof to any person or circumstance is held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining provisions or applications of this Section. (1578)

§ 23710. REQUIREMENTS AND DUTIES. (1578)

.1 ALARM SYSTEM STANDARDS. The Chief of Police may prescribe minimum standards for the construction and maintenance and require inspection and approval of all alarm systems, proprietor alarms and audible alarms installed within the City. Additional standards and regulations shall become effective upon adoption by Council resolution, and all devices shall meet or exceed such standards before licenses or permits may be issued, pursuant to the provisions of this Section.

.2 FALSE ALARM REPORTS REQUIRED. A report shall be filed with the Police Chief for each and every alarm transmitted to the Police Department, and if requested, by the Police Chief, such report shall contain all the information specified by the Police Chief. Where the alarm system is serviced by an alarm business, the report shall be made by such alarm business. Where a proprietor alarm is involved, the report shall be made by the permittee. Where three (3) or more false alarms are emitted from one alarm system in any calendar month, the Police Chief may require that a report be made by the subscriber or user of the alarm system. Such report shall contain all the information specified by the Police Chief.

.3 AUDIBLE ALARM REQUIREMENTS. Every person maintaining an audible alarm which does not contain a mechanical means to effect an automatic turn-off of the alarm within fifteen (15) minutes after it is first activated, shall post a notice containing the names and telephone numbers of persons to be notified to render repairs or service during any hour of the day or night. Such notice shall be posted near the alarm in such a position as to be legible from the ground level adjacent to the building.

All audible alarms installed within the City after July 1, 1976, shall be equipped with mechanical means to effect an automatic turn-off and reset. (1578)

§ 23711. ALARM SYSTEM INSPECTION. Each alarm system shall be inspected annually. A report of such inspection shall be submitted to the Chief of Police by

the alarm business servicing or maintaining such alarm system. Where a proprietor alarm is involved the report shall be made by the permittee. The inspection report shall be submitted concurrent with the application for renewal of license or permit or within 60 days of alarm system installation. (1578)

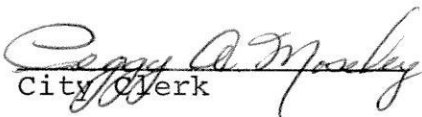
§ 23712. TELEPHONE DEVICES. No person shall use or cause to be used any telephone device or telephone attachment that is activated electronically to automatically dial a telephone line of the City government and then emit a tone or pre-recorded message to report any emergency condition. (1578)

SECTION TWO: Any other ordinances or parts of ordinances in conflict herewith are hereby repealed.

SECTION THREE: This ordinance shall be in force and take effect as provided by law.

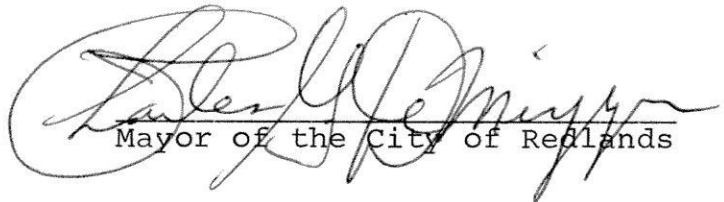
SECTION FOUR: The City Clerk shall certify to the adoption of this ordinance and cause it to be published once in the Redlands Daily Facts, a newspaper of general circulation printed and published in the City of Redlands.

ATTEST:


City Clerk

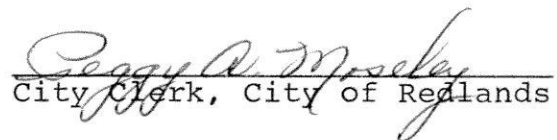
APPROVED FOR FORM:


City Attorney


Mayor of the City of Redlands

I, Peggy A. Moseley, City Clerk, City of Redlands, hereby certify that the foregoing ordinance was duly adopted by the City Council at a regular meeting thereof held on the 20th day of April, 1976 by the following vote:

AYES: Councilmembers Knudsen, Miller, Grace, Elliott, Mayor
DeMirjyn
NOES: None
ABSENT: None


City Clerk, City of Redlands