

CHAPTER 29 1/2

REGULATION AND CONTROL OF POLICE ALARM SYSTEMS

Sec. 29 1/2-01. Definitions - police alarm system.

Editor's Note - Ord. No. 81-30, not specifying the manner of codification, Secs. 1 - 6 thereof were added as Ch. 29 1/2, Secs. 29 1/2-1 and 29 1/2-16, at the editor's discretion.

For the purpose of this chapter, the following terms have the definition herein ascribed to them:

"Alarm agent" shall mean any person who is employed by a business, firm, corporation, or other commercial entity to conduct the business of owning, operating, maintaining, installing, leasing or selling police alarm devices whose duties include selling, maintaining, leasing, servicing, repairing, altering, replacing, moving, or installing in or on any building, place or premises within the City any alarm device defined in this chapter.

"Alarm equipment supplier" shall mean any person, firm or corporation that sells, leases or installs automatic protection devices, local alarms, police alarms, burglar alarms or fire alarms.

"Alarm installation" shall mean any police alarm device or aggregation of any police alarm devices installed on or within a single building or on or within more than one building or area adjacently located on a common site at a specific location.

"Automatic dial alarm" shall mean any police alarm device which is a telephone device or telephone attachment that automatically or electronically selects a telephone line connected to a private central station or police headquarters and reproduces a prerecorded message to report a criminal act or other emergency requiring police response.

"Chief of Police" shall mean the Chief of the Kankakee Police Department or his designated representative.

"City" shall mean the City of Kankakee.

"Direct alarm" shall mean any police alarm device running directly from a specific location to police headquarters and connected by leased telephone lines.

"False alarm" shall mean the activation of a burglar alarm, police alarm or holdup alarm by other than a forced entry, attempted forced entry, unlawful entry, or actual hold-up or attempted holdup on the premises.

"Holdup alarm" shall mean an alarm system signaling a robbery or attempted robbery.

"Intrusion" shall mean any entry into an area or building equipped with one or more police alarm devices by any person or object whose entry actuates a police alarm device.

"Local alarm (audible)" shall mean those alarms that sound audibly on the premises whether or not connected to any central station or police headquarters by any means or sounding on the premises where the alarm is connected.

"Person" shall mean an individual, corporation or organization, partnership, business, or legal entity.

"Police headquarters" shall mean a location housing receiving equipment privately or publicly owned and serving the police department of the City.

"Private central station" shall mean any premises, usually maintained by an alarm company, equipped to receive and displace signals from intruder alarm systems.

"Subscriber" shall mean a person who contracts for or receives service or maintenance with respect to an alarm system from an alarm business. (Ord. No. 81-30, Sec. 1, 6-15-81).

Sec. 29 1/2-02. Alarm system installation certificate required; initial and yearly renewal fees.

No police alarm, burglar alarm, or holdup alarm installation is to be made in the City, whether residential or commercial, unless there is first on file with the Kankakee Police Department an approved alarm system installation certificate, which certificate shall be valid for one year. The installation certificate will be supplied by the Police Department upon request, and upon payment of ten dollars (\$10.00) by the subscriber for its initial certificate. Thereafter, the subscriber shall pay five dollars (\$5.00) yearly for renewal of said certificate. (Ord. No. 81-30, Sec. 2(A), 6-15-81).

Sec. 29 1/2-03. Responsibility of supplier and user for certificate information.

It will be the responsibility of the alarm equipment supplier to obtain the information required on the alarm system installation certificate. It will be the responsibility of the user to keep the information updated. Failure to supply information for the alarm system installation certificate shall be grounds for denial or disconnection of the alarm by the City at the alarm termination point at Police Headquarters. (Ord. No. 81-30, Sec 2(A), 6-15-81).

Sec. 29 1/2-04. Authority of Police Chief to inspect installations; violation of provisions, notification, failure to comply.

- (a) For the purposes of enforcing the provisions of this chapter, the Police Chief or his representative(s) shall have the authority to enter any premises in the city in or upon which any alarm system or alarm business subject to this chapter is located to inspect the installation and/or operation of such alarm system or alarm business.
- (b) If such inspection reveals any violation of the provisions of this chapter or if it is the opinion of the inspecting officer that the alarm is detrimental to the safety of the user, a written report detailing such violation shall be promptly sent to the Chief of Police. If the Chief agrees with the written report, the owner, lessee, or other person responsible for the alarm system or business in violation will be notified. Such notification shall require the correction within thirty (30) days after the notice of violation discovered. Failure to comply shall result in the disconnection of the alarm at the location of the violation. (Ord. No. 81-30. Sec. 2 (B), 6-15-81).

Sec. 29 1/2-05. Approved material and equipment; response to request for repair or adjustment.

- (a) All alarm equipment installations shall be comprised of Underwriter Laboratories approved materials and equipment.
- (b) Each alarm business shall have employees and equipment so located as to be able to respond to a request for repair or adjustment of any alarm system that such alarm business sold, maintained or inspected within four (4) hours of the request for this service. (Ord. No. 81-30, Sec. 2 (C), (D), 6-15-81).

Sec. 29 1/2-06. Automatic dial alarms - Keyed to police emergency trunk lines prohibited.

No automatic protection devices known as automatic dial alarms or dialers installed after the effective date of this chapter by any person on premises of any kind in the City shall be keyed to any police emergency trunk line or to any line used by the police for either emergency purposes or for general information from the Police Department. (Ord. No. 81-30, Sec. 3(A), 6-15-81).

Sec. 29 1/2-07. Automatic dial alarms - Responsibility of equipment supplier.

Any alarm equipment supplier who installs dialers or automatic phone dialers in the City for the purposes of sending

any prerecorded emergency message directly to the Police Department shall first fill out an alarm system installation certificate and have this form approved by the Chief of Police. After approval, a designated phone number will be given in order to key such devices to a special number into the Police Headquarters. (Ord. No. 81-30; Sec. 3(A), 6-15-81).

Cross references - Alarm system installation certificate required, Sec. 29 1/2-2; responsibility of supplier for certificate information, Sec. 29 1/2-3.

Sec. 29 1/2-08. Alarm agents to install devices; fees for connection charges.

After the effective date hereof, no one except an alarm agent shall install any automatic protection device known as an automatic dial alarm within the City. All automatic dial alarms so installed after the effective date hereof shall pay a fee for the connection charge as prescribed by the City Council. (Ord. No. 81-30, Sec. 3 (A), 6-15-81).

Sec. 29 1/2-09. Alarm equipment; authority of Police Chief to set rules and regulations; charges for connection to be approved by City Council.

A police alarm may terminate and give a signal at the Police Headquarters. The Police Chief may set standards and rules and regulations governing such equipment and may limit the number of alarm systems so terminating. If alarm recording equipment in the Police Headquarters is privately owned or leased and the owner makes any charge to subscribers for connection to that equipment such a charge must be reasonable and approved by the City Council. (Ord. No. 81-30, Sec. 3(B), 6-15-81).

Sec. 29 1/2-10. Time limit on ringing of audible alarms.

Every local alarm shall be constructed, equipped and installed in such fashion that such an alarm shall be incapable of sounding for more than thirty (30) minutes following a single activation thereof. The sounding of such audible alarm for a continuous period of more than thirty (30) minutes shall constitute a public nuisance. The owner of any alarm which is presently installed which does not conform to requirement of this chapter shall have sixty (60) days to modify such alarm system so it shall not be capable of ringing in excess of thirty (30) minutes. (Ord. 81-30, Sec. 3 (C), 6-15-81).

Sec. 29 1/2-11. Response by owner to alarm; refusal or excessive response time.

When an alarm has been activated at a business or private residence and the police respond, the owner or his representative shall be present at such location after being requested to do so by a representative of the Kankakee Police Department. Response will be as soon as possible but shall not exceed one hour from time of request. Refusal to respond or excessive response time shall constitute grounds for disconnection of the alarm by the City at its termination point. (Ord. No. 81-30, Sec. 3 (D), 6-15-81).

Sec. 29 1/2-12. Fees for false alarms.

False alarm fees shall be charged and collected by the City from the person maintaining such police alarm, burglar alarm or holdup alarm. Fees shall be as follows:

- (1) For the first false alarm in one calendar month no fee shall be charged, unless the City shall show willful and wanton misconduct on the part of the person to be charged or his employees or agents.
- (2) For the second false alarm response and every succeeding false alarm in one calendar month, a fee of twenty dollars (\$20.00) shall be charged for each false alarm response. (Ord. 94-20; 4-4-94, amending Ord. 81-30).
- (3) In tabulating the prior number of false alarms, a ten-day grace period for new alarms or major modifications to existing alarm systems shall be granted upon request of the alarm user to the Chief of Police. (Ord. No. 81-30, Sec. 4, 6-15-81).

Sec. 29 1/2-13. Determination of alarm as public nuisance.

- (a) The Chief of Police may determine an alarm to be a public nuisance or adverse to the safety of the public. Upon such determination, the Chief of Police shall notify the alarm user in writing by first class mail of such fault and require that the alarm user submit a written report to the Chief of Police within fifteen (15) days after receipt of such notice, describing efforts to discover and eliminate the cause or causes of the problem.
- (b) If the alarm user fails to submit such a report to the Chief of Police within fifteen (15) days or if the alarm user submits a report as required but the Police Chief determines that the report is unsatisfactory or that the alarm user failed to show by the report that he has taken or will take reasonable steps to eliminate the problem, the Chief of Police shall issue written notice to the alarm user by registered mail of his intent to have the alarm disconnected at the alarm's point of termination at Police Headquarters.
- (c) If the alarm user is a private control station, the Chief of Police may refuse to respond to an alarm notification of any alarm which is determined to be a public nuisance or adverse to the safety of the public. (Ord. No. 81-30, Sec. 5 (A), 6-15-81).

Sec. 29 1/2-14. Testing of automatic protection devices.

No person shall conduct any test or demonstration of an automatic protection device or signaling device directly connected with the Police Headquarters without obtaining permission from the Chief of Police. Permission to test shall not be required when the alarm device is connected to an intermediary receiver, or not relayed to Police Headquarters. (Ord. No. 81-30, Sec. 5(B), 6-15-81).

Sec. 29 1/2-15. Authority to contract for alarm equipment installation; fees from subscribers; collection by comptroller.

The Mayor and City Clerk of the City shall be authorized to enter into contracts with persons installing alarm equipment. Said contract shall provide for the payment of a fee as prescribed by the city council for the connection charge and upon the subscribing persons agreeing to pay a monthly monitoring charge prescribed by the City Council. The collection of all funds shall be handled under the direction of the Comptroller of the City. (Ord. No. 81-30, Sec. 6 (A), 6-15-81).

Sec. 29 1/2-16. Penalty for violating alarm system regulations.

Any person violating any of the provisions of this chapter shall be punished by a fine not less than Fifty Dollars (\$50.00) and not to exceed not more than Five-Hundred Dollars (\$500.00) for each offense. Said fines may be imposed as provided in Section 36-12 of this Code.(Ord. No. 81-30, Sec. 6 (B), 6-15-81; Ord. No. 98-88, Sec. 28 1/2-16, 11-2-98).

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