

Local Law Filing

(Use this form to file a local law with the Secretary of State.)

Text of law should be given as amended. Do not include matter being eliminated and do not use italics or underlining to indicate new matter.

- County
- City of Chester
- Town
- Village

Local Law No. 1 of the year 20 07

A local law (Insert Title) entitled "Amendment to Chapter 29 Alarm Systems"

Be it enacted by the Board of Trustees of the
(Name of Legislative Body)

- County
- City of Chester as follows:
- Town
- Village

(Delete this line of text and enter text of local law here)

Section 1. The Code of the Village of Chester Chapter 29 Alarm Systems, Section 29-1, DEFINITIONS is amended to add and the following definitions:

AUDIBLE ALARM SYSTEM - Any alarm system, which as a component thereof, generates an audible sound on the premises when it is actuated.

AUDIBLE ALARM PERMIT - The written authorization of the Village of Chester granted to any person, business, firm, corporation or other entity to install, maintain or cause to be installed or maintained in his place of business or residence any police, fire or medical emergency alarm devices that constitute Audible Alarm Systems under this Chapter.

AUDIBLE ALARM PERMIT YEAR - The period from January 1 until the next succeeding December 31, except the first "audible alarm permit year" shall commence on the effective date of this chapter and end December 31 of that year.

(If additional space is needed, attach pages the same size as this sheet, and number each.)

And replacing the definition of FALSE ALARM in its entirety with the following:

FALSE ALARM - Any signal actuated by a police, fire or medical emergency alarm device, devices or system of devices which is not the result of natural disaster, a criminal act, fire or other emergency requiring police or fire response or which generates an audible sound. The term "false alarm" shall include human error and equipment malfunction causing the alarm to be activated and which results in police or fire response.

Section 2. The Code of the Village of Chester Chapter 29 Alarm Systems, is amended to add the following sections:

§ 29-15. AUDIBLE ALARM SYSTEMS PROHIBITED.

Unless otherwise required by law, all Audible Alarm Systems, within the Village are hereby prohibited unless the alarm user demonstrates a special need and has obtained an Audible Alarm Permit.

§ 29-16. AUDIBLE ALARM PERMITS; FEE.

Every audible alarm user shall obtain an audible alarm-user permit, from the Village Police Department, for each Audible Alarm System said alarm user owns, controls or operates within the Village.

- A. Applications for alarm-user permits shall include the following information:
- (1) The applicant's name and address.
 - (2) The address of the protected premises.
 - (3) The applicant's home and business telephone numbers.
 - (4) The type of emergency the alarm system is designed to detect.
 - (5) The name and address of the person that sold, installed, responds to and/or maintains the alarm system.
 - (6) The names, addresses and telephone numbers of at least two persons who can be reached at any time to disconnect the system.
 - (7) Statement of special need from the applicant for the need of an Audible Alarm System.
- B. Every alarm system, in addition to the conditions and requirements of this section, must meet the requirements of Chapter 29 of the Code of the Village of Chester in order to qualify for an Alarm Permit.

- C. The alarm user shall notify the Police Department of any changes in the above information prior to the change taking effect.
- D. The information contained in the alarm-user permit shall be maintained by the Police Department and its inspection restricted to those department officers specifically assigned to alarm-system-related duties.
- E. A Permit Fee of \$250 shall be paid per Audible Alarm Permit Year.
- F. Any alarm-system user who operates an alarm system without first having obtained an alarm-user permit as required herein shall be guilty of a violation of this chapter.

§ 29-17. SUSPENSION AND REVOCATION OF PERMIT.

- A. More than two (2) false alarms in any Alarm Permit Year from any alarm system for which an Alarm Permit has been obtained will constitute grounds for suspension of said permit.
- B. The holder of any Alarm Permit charged with a false alarm as described herein may appeal said charge in writing, to the Chief of Police within seven (7) days of notification of the charge. False alarm charges may be waived by the Chief of Police after consideration of said appeal.
- C. In addition to the suspension of an Alarm Permit, more than two (2) false alarms within any twelve month period from any alarm system shall constitute a violation of this chapter.

§ 29-18. REINSTATEMENT OF PERMIT.

- A. In the event that an Alarm Permit has been suspended or revoked, the alarm user may have the permit reinstated by forwarding to the Police Department, in writing, verification that the conditions causing such false alarms have been repaired, corrected or otherwise eliminated. The Chief of Police can, in his or her sole discretion, reinstate the permit upon collection of an additional Permit Fee.
- B. Reinstatement shall not affect the false alarm count charged to any Alarm User during each calendar year.
- C. In any event, any Alarm User, whose permit has been suspended or revoked, may reapply for an Alarm Permit twelve months after the permit has been

suspended or revoked so long as they comply with §29-2 of this chapter.

Section 5. Repealer. All Local Laws, Ordinances or parts of Local Laws or Ordinances inconsistent or in conflict with these Ordinance are hereby repealed as to said inconsistencies and conflicts.

Section 6. Severability. In the event that any clause, sentence, section or other part of this Local Law is declared to be invalid, such invalidity shall not affect the remainder of this chapter.

Section 7. This Local Law shall become effective immediately upon filing with the Office of the Secretary of State pursuant to the Municipal Home Rule Law.

(Complete the certification in the paragraph that applies to the filing of this local law and strike out that which is not applicable.)

1. (Final adoption by local legislative body only.)

I hereby certify that the local law annexed hereto, designated as local law No. 1 of 20 07 of the (County)(City)(Town)(Village) of Chester was duly passed by the Village Board on March 12, 20 07, in accordance with the applicable provisions of law.
(Name of Legislative Body)

2. (Passage by local legislative body with approval, no disapproval or repassage after disapproval by the Elective Chief Executive Officer*.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20 _____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 20 _____, and was (approved)(not approved) (repassed after disapproval) by the _____ and was deemed duly adopted on _____ 20 _____, in accordance with the applicable provisions of law.
(Elective Chief Executive Officer)*

3. (Final adoption by referendum.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20 _____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 20 _____, and was (approved)(not approved) (repassed after disapproval) by the _____ on _____ 20 _____.
(Elective Chief Executive Officer)*

Such local law was submitted to the people by reason of a (mandatory)(permissive) referendum, and received the affirmative vote of a majority of the qualified electors voting thereon at the (general) (special)(annual) election held on _____ 20 _____, in accordance with the applicable provisions of law.

4. (Subject to permissive referendum and final adoption because no valid petition was filed requesting referendum.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20 _____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 20 _____, and was (approved)(not approved) (repassed after disapproval) by the _____ on _____ 20 _____. Such local law was subject to permissive referendum and no valid petition requesting such referendum was filed as of _____ 20 _____, in accordance with the applicable provisions of law.

* Elective Chief Executive Officer means or includes the chief executive officer of a county elected on a county-wide basis or, if there be none, the chairperson of the county legislative body, the mayor of a city or village, or the supervisor of a town where such officer is vested with the power to approve or veto local laws or ordinances.

5. (City local law concerning Charter revision proposed by petition.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20 _____ of the City of _____ having been submitted to referendum pursuant to the provisions of section (36)(37) of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of such city voting thereon at the (special)(general) election held on _____ 20 _____, became operative.

6. (County local law concerning adoption of Charter.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20 _____ of the County of _____ State of New York, having been submitted to the electors at the General Election of November _____ 20 _____, pursuant to subdivisions 5 and 7 of section 33 of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of the cities of said county as a unit and a majority of the qualified electors of the towns of said county considered as a unit voting at said general election, became operative.

(If any other authorized form of final adoption has been followed, please provide an appropriate certification.)

I further certify that I have compared the preceding local law with the original on file in this office and that the same is a correct transcript therefrom and of the whole of such original local law, and was finally adopted in the manner indicated in paragraph 1 , above.

[Handwritten Signature]

Clerk of the county legislative body, City, Town or Village Clerk or officer designated by local legislative body

(Seal)

Date: March 23, 2007

(Certification to be executed by County Attorney, Corporation Counsel, Town Attorney, Village Attorney or other authorized attorney of locality.)

STATE OF NEW YORK
COUNTY OF ORANGE

I, the undersigned, hereby certify that the foregoing local law contains the correct text and that all proper proceedings have been had or taken for the enactment of the local law annexed hereto.

[Handwritten Signature: Henry N. Christman, Jr.]

Signature
Village Attorney

Title

County
City of Chester
Town
Village

Date: April 25, 2007