

ORDINANCE NO. 879

AN ORDINANCE AMENDING AND REPEALING CERTAIN SECTIONS OF ALARMS CHAPTER 8.20 OF THE CANBY MUNICIPAL CODE

THE CITY OF CANBY ORDAINS AS FOLLOWS:

Section 1. Section 8.20.040(A) is amended to read:

SECTION 8.20.040 ALARM USERS PERMITS REQUIRED.

A. Every alarm user shall obtain an alarm user's permit for each system from the coordinator's office upon the effective date of the ordinance codified in this chapter or prior to use of an alarm system. Users of systems using different alarm capabilities shall obtain separate permits for each function. Application for an emergency assistance alarm user's permit and a twenty-four dollar (\$24.00) fee for each alarm shall be filed with the coordinator's office every twenty-four (24) months. Each permit shall bear the signature of the Chief of Police and be for a two (2) year period. The permit shall be physically upon the premises using the alarm system and shall be available for inspection by the Chief of Police or Alarm Coordinator.

Section 2. Section 8.20.040(C) is amended to read:

SECTION 8.20.040 ALARM USERS PERMITS REQUIRED.

C. A twenty-five (\$25.00) dollar charge will be charged in addition to the fee provided in subsection A of this section to a user who fails to obtain a permit within fifteen (15) days after the effective date of the ordinance codified in this chapter, or who is more than fifteen (15) days delinquent in renewing a permit.

Section 3. Section 8.20.070(A)(2) is amended to read:

Section 8.20.070 FALSE ALARM-FEE

A. Special Alarm User Permit. (2) For each false alarm over two (2) during each ensuing twelve (12) month period after a permit is issued or renewed, upon written demand thereof by the Chief of Police or Alarm Coordinator, the holder of a special users permit shall pay a fee of twenty-five (\$25.00) dollars.

Section 4. Section 8.20.070(B)(2) is amended to read:

SECTION 8.20.070 FALSE ALARM-FEE

B. Governmental Political Unit. (2) For each false alarm over two (2) during each ensuing twelve (12) month period after a permit is issued or renewed, for each location, and upon written demand thereof by the Chief of Police or Alarm Coordinator, the holder of a alarm users permit shall pay a fee of twenty-five (\$25.00) dollars.

Section 5. Section 8.20.070(C) is amended to read:

SECTION 8.20.070 FALSE ALARM-FEE

C. All Other Alarm Permits. For each false alarm over two (2) during each ensuing twelve (12) month period after a permit is issued or renewed, for each location, and upon written demand thereof by the Chief of Police or Alarm Coordinator, the holder of a alarm users permit shall pay a fee of twenty-five (\$25.00) dollars.

Section 6. Section 8.20.070(E)(2) is amended to read:

SECTION 8.20.070 FALSE ALARM-FEE

E. Nonpermit User's False Alarms. (2) For each false alarm request over two (2) in a calendar year, for each location, and upon written demand thereof by the Chief of Police or Alarm Coordinator, the resident, tenant, or owner shall pay a fee of twenty five (\$25.00) dollars.

Section 7. Section 8.20.080(A) is amended to read:

SECTION 8.20.080 FALSE ALARMS-PERMIT REVOCATION

A. Any emergency assistance alarm system which has seven (7) or more false alarms during each ensuing twelve (12) month period after a permit is issued or renewed, shall be subject to permit revocation as provided in this section.

Section 8. Section 8.20.080(B); and (B)(5) is amended to read:

SECTION 8.20.080 FALSE ALARMS-PERMIT REVOCATION

B. If the communication center records seven (7) or more false alarms during each ensuing twelve (12) month period after a permit is issued or renewed, for any emergency assistance alarm system:

5. the hearing shall be before the City council, and the Chief of Police and the alarm user shall have the right to present written and oral evidence, subject to the right of cross-examination. If the Council determines that seven (7) or more false alarms have occurred during each ensuing twelve (12) month period after a permit is issued or renewed, and that the user has not taken actions which will prevent the occurrence of false, alarms, the council shall issue written findings to that effect and may issue an order revoking the user's permit.

Section 9. Section 8.20.080(B)(6) is hereby **REPEALED** in its entirety.

Section 10. Section 8.20.080(B)(7) is renumbered Section 8.20.080(B)(6) and is amended to read:

SECTION 8.20.080 FALSE ALARMS-PERMIT REVOCATION

B. 6. In situations permitting summary revocation under paragraph 2 and revocation following a hearing under paragraph 5 of this section B, revocations shall be effective on the fifth day following the mailing by certified mail by the Chief of Police or Alarm Coordinator of a notice of revocation. There shall be no appeal of a summary revocation.

Section 11. Section 8.20.080(C) is amended to read:

SECTION 8.20.080 FALSE ALARMS-PERMIT REVOCATION


C. Permits revoked pursuant to the above procedure shall be revoked for a period of one (1) year. Any alarms received during the period the alarm permit is under revocation will result in a charge of one hundred (\$100.00) dollars per each alarm received. Said charge or charges must be paid in full prior to reapplication for an alarm permit.

SUBMITTED to the Council and read the first time at a regular meeting thereof on September 2, 1992, ordered posted in three (3) public and conspicuous places in the City for a period of five (5) days, as authorized by the Canby City Charter; and to come up for final reading and action by the Canby City Council at a regular meeting thereof on September 16, commencing after the hour of 7:30 p.m., at the Council's regular meeting chambers at the Canby City hall in Canby, Oregon.


Marilyn K. Perkett, City Recorder

ENACTED by the Canby City Council at a regular meeting thereof on September 16, 1992, by the following vote:

YEAS 4 NAYS 0


Shawn P. Carroll, Mayor

ATTEST:


Marilyn K. Perkett, City Recorder