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BEFORE THE BOARD OF COMMISSIONERS

FOR LINCOLN COUNTY, OREGON

Lincoln County Legal Counsel

Ordinance # 263

AN ORDINANCE AMENDING ORDINANCE #195 and the LINCOLN COUNTY CODE, PUBLIC SAFETY ALARM, SECTIONS 7.705 to 7.775, ADDING NEW PROVISIONS AND DECLARING AN EMERGENCY

WHEREAS Lincoln County Code, Chapter 7, Section 7.705, et seq, enacted by Ordinance #195, regulates alarm systems, provides for the issuance of permits and revocation thereof, and directs administration of the public safety alarm code provisions; and

WHEREAS the sheriff's department has informed the board that there has been an increasing number of alarms to which to respond, and that an estimated 98% of the alarms are false; and

WHEREAS the provisions of the code, as currently adopted especially section 7.720(1), do not allow for false alarm penalty provisions to be assessed against so-called "monitored alarms" since no permit is required for monitored alarms; and

WHEREAS the sheriff's department has informed the board that a great majority of the alarms received in recent years were generated by monitored alarms in businesses and residences; and

WHEREAS, after published notice, the board held a public hearing on proposed changes to the code amending the language to address these concerns and to update the fee schedule;

Now, therefore, the board hereby ORDAINS:

SECTION I: That the identified sections of the code, Chapter 7, Public Safety Alarm, be amended to read as follows:

"7.720 Duties of Alarm Users

"(1) Every alarm user, including those utilizing an alarm monitoring system, shall obtain a permit for each alarm system located within the county. This section shall not apply to smoke alarms which are required by law and which are not connected to a communications center by a direct line.

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"(8) Fees shall be charged in accordance with Section 7.750.

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"7.730 Alarm Equipment Supplies and Installer Permits

"(7) The sheriff shall provide application forms. Fees shall be charged in accordance with Section 7.750.

"7.740 Alarm Monitoring Service Permit Procedures

"(3) Fees shall be charged in accordance with Section 7.750.

"7.750 Fees

"(1) Fees shall be charged to cover the administrative costs of processing applications and monitoring compliance with code provisions. The sheriff may propose fee increases to cover increased costs at a maximum of one time per year. All fee-increase proposals shall be approved by board order to be effective. The fees initially are set at:

ALARM USER PERMIT - - - - - \$25.00
ALARM INSTALLER PERMIT - - - \$50.00
ALARM MONITORING PERMIT - - - \$35.00

"(2) Each permit is valid for five years from issuance. Alarm installer and alarm monitoring permits are nontransferable. Alarm-user permits are transferable to new owners of the structure covered by the permit if the new owner fills out and signs an application form required under Section 7.720. Failure to file a signed application form shall not waive the penalties prescribed under the public safety alarm code provisions.

"(3) All fees collected by the sheriff pursuant to this title shall promptly be forwarded to the county treasurer for deposit in the county general fund.

"7.755 Coordination of Permits

"If any alarm equipment supplier or installer also conducts an alarm monitoring service, even though the business names may be different, it will be necessary for the firm or firms involved to pay only the alarm installer permit fee for the issuance of both permits. However, necessary forms will need to be completed for each operation for the purposes of processing information and enforcement of this title."

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SECTION II: Emergency Clause

This ordinance, being necessary for the immediate preservation of the public peace, health, safety, and welfare, an emergency is declared to exist and this ordinance takes effect on its adoption.

DATED this 13th day of January, 1988.

LINCOLN COUNTY BOARD OF COMMISSIONERS

Norma McMillin
Chairman

absent
Commissioner

Alberta Bryant
Commissioner

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