

ORDINANCE NO. 595

AN ORDINANCE OF THE TOWNSHIP OF PENN, YORK COUNTY, PENNSYLVANIA AMENDING ORDINANCE NO. 327, REGULATING ALARM SYSTEMS AND PROVIDING PENALTIES FOR VIOLATIONS THEREOF.

BE IT ENACTED AND ORDAINED, by the Township of Penn, York County, Pennsylvania, and it is hereby enacted by the authority of the same that Ordinance No. 327 is amended as follows:

SECTION 2. Scope

which currently reads:

“The provisions of this Ordinance shall apply to any person who owns, operates or maintains any type of intrusion, burglar, fire or other emergency alarm system designed to summon the police, fire department or other municipal agencies to any location in response to any type of alarm signal.

shall be amended to read:

“The provision of this Ordinance shall apply to any person who owns, operates, maintains or causes to be activated any type of alarm signal.”

SECTION 5. Application For Permit

which currently reads:

“Applications for permits to install, maintain or operate an alarm system shall be filed with the Township Manager on forms supplied by the Township, together with an application fee of Ten (\$10.00) Dollars. Said application shall set forth the name, address and telephone number of both the installer of the system and the person or business on whose premises the system will be installed, as well as a description of the system and the location where it is proposed to be installed. In addition, the applicant shall include on the application two emergency telephone numbers.

shall be amended to read:

“Applications for permits to install, maintain, or operate an alarm system shall be filed with the Township on forms provided by the Township together with an application fee which shall be set by Resolution by the Township.

Section 6. Approval of Applications

which currently reads:

- (a) "The Township Manager shall approve such application if he finds that the use of said alarm system to transmit a signal, message or warning to the Township Police Department or to any Township Fire Company, either directly or through County Control or any other answering service, or by any means whatsoever, will not interfere with the orderly conduct of Township fire and police protection."

- (b) "The Township Manager may impose other reasonable conditions on the grant of said permit to assure that the alarm system does not interfere with the orderly conduct of Township fire and police protection."

shall be amended to read:

"The Township may approve such application, along with the imposition of reasonable conditions, if it finds that the use of said alarm system to transmit a signal, message or warning to the Police Department or to any Township Emergency Service provider, either directly or through York County 911 or any other answering service, or by any means whatsoever, will not interfere with the orderly conduct of Township fire and police protection."

Section 7. Rights or Inspection

which currently reads:

"The Township Manager, Township Police Chief, or Fire Chief, or other designee, shall have the right to inspect any alarm system on the premises where it is being used in conformity with the terms of the permit and the provisions of this Ordinance. In order to facilitate such inspections, the installer or applicant shall notify the Township Manager when installation has been completed and the system is operational."

shall be amended to read:

"The Township shall have the right to inspect any alarm system on the premises where it is being used in conformity with the terms of the permit and the provisions of this Ordinance. It shall be the obligation of the applicant to notify the Township when installation has been completed and the system is deemed operational."

SECTION 8. Revocation of Permit

which currently reads:

"The Township Manager may revoke any permit issued pursuant to the provisions of this Ordinance. Such revocation may only be accomplished after giving written notice to the permit holder and providing an opportunity for the permit holder to be heard. If after hearing, the Manger determines that the alarm system has been installed, maintained or operated in violation of the provisions of this Ordinance, or any term or condition of said permit, or if there has been a failure to pay any fees, including false alarm charges, due under the provisions of this Ordinance, the Manger shall revoke the permit."

shall be amended to read:

"The Township may revoke any permit issued under this Ordinance, following notification of the permit holder for failure to comply with the provisions of the permit. Notification may be in one or more of the following forms:

- (1) notification in person by the Township
- (2) notification by telephone
- (3) written notification delivered by the Township or sent through the mail system.

SECTION 9. Annual Permit

which currently reads:

"Each permit holder shall pay to the Township, on or before January 15 of each year, a fee in the amount of Ten (\$10.00) Dollars to cover administrative costs.

shall be amended to read:

"Each permit holder shall submit to the Township on or before January 15th of each year, an administrative fee in an amount to be set by Resolution, from time to time, by the Township."

SECTION 11. Duties Upon Transmission of False Alarm

which currently reads:

- (a) "any person who knows or has reason to know that an alarm transmitted by an alarm system is a false alarm shall immediately notify York County Control or any other agency monitoring an alarm console, the Penn Township Police Department, the Fire Department, or other appropriate agency that the alarm transmitted by the alarm system is a false alarm."
- (b) "whenever a false alarm has been transmitted, the Township Police Chief, or

his designee shall cause an investigation to be made and keep a record of said false alarms on file.”

shall be amended to read:

- (a) “Any person who knows or has reason to know that an alarm transmitted by an alarm system is a false alarm shall immediately notify York County 911 or any other agency monitoring the alarm console, the Penn Township Police/Fire Department or other appropriate agency that the alarm transmitted by the alarm system is a false alarm.”
- (b) “Upon the transmission of a false alarm, the Township shall cause an investigation to be made. A record of all false alarms shall be kept on file.”

SECTION 12. False Alarm Fee

which currently reads:

“The initial permit fee and annual permit fee shall entitle the permit holder to unlimited actual alarm calls and three (3) false alarm calls per year. Each false alarm call after the three (3) in any given annual permit period, shall require the payment of a fee of Fifty (\$50.00) Dollars to cover the expense of responding to said false alarm.

shall be amended to read:

“The initial and annual permit fees shall entitle the permit holder to unlimited actual alarm calls and three (3) false alarm calls per year. Each false alarm call after the three (3) in any annual permit period shall require the payment of a false alarm fee which shall be set by Resolution by the Township.”

SECTION 13. Notice

Shall be deleted in its entirety.

SECTION 15. Penalty

which currently reads:

“Any person who shall violate any of the provisions of this Ordinance shall, upon conviction thereof in a summary proceeding, be sentenced to pay a fine of not more than Three Hundred (\$300.00) Dollars and costs of prosecution, and, in default of payment of such fines and costs, to imprisonment for not more than thirty (30) days. Provided each violation of any provision of this Ordinance, and each day the same is continued, shall be deemed a separate offense. In

addition, said fines and penalties may be collected by suit brought in the name of the Township before any District Justice in like manner as debts of like amount may be sued for by existing laws and to remit such fine and penalties.”

shall be amended to read:

“Any person firm or corporation who shall violate any provision of this Ordinance shall be subject to the fines and penalties as set forth in Chapter 101, Penalties, of the Penn Township Code.

ENACTED AND ORDAINED this 30th day of December 2002.

Board of Commissioners of Penn Township

By: Charles A. Stauffer
Charles A. Stauffer, President

Attest:

Kristina J. Rodgers
Kristina J. Rodgers, Township Secretary