

ORDINANCE NO. 2243

AN ORDINANCE OF THE CITY COUNCIL OF THE
CITY OF ARCADIA, CALIFORNIA, AMENDING
VARIOUS SECTIONS OF ARTICLE III, CHAPTER 9
OF THE ARCADIA MUNICIPAL CODE
CONCERNING FALSE SECURITY ALARMS

THE CITY COUNCIL OF THE CITY OF ARCADIA, CALIFORNIA,
DOES ORDAIN AS FOLLOWS:

SECTION 1. Sections 3901 subsection E, 3906, 3906.1 and 3907 of Chapter 9 of Article III of the Arcadia Municipal Code are hereby amended in their entirety to read as follows:

“3901 (E). “Security alarm user” is any person using a security alarm system at his/her residence or place of business. This includes any person inside the residence or business with permission.

3906. APPROVAL OF SECURITY ALARM SYSTEMS/COMPLIANCE WITH STANDARDS.

No person shall install any security alarm system without the prior approval of the City’s Business License Officer or his/her designee after review by the police and other city departments as deemed necessary by the Business License Officer to assure compliance with the security alarm system standards as established by the City and without first making payment to the City of the

established annual (365 days) alarm permit fee, as set by resolution of the City Council from time to time.

3906.1. COMPLIANCE WITH REGULATIONS.

Whenever it is determined that a security alarm user has failed to meet any of the standards of this Chapter or related resolutions or regulations adopted by the City, the City's Business License Officer is authorized to direct in writing that the user of that security alarm system disconnect the system until it is made to comply with said requirements. Failure to comply with this direction shall constitute a misdemeanor. Any alarm company that continues to report the activation of an ordered disconnected or unpermitted alarm to the Police Department shall be in violation as well, and any such violation shall constitute a misdemeanor. It shall be a violation of this Code for any alarm company to report activation from an unpermitted alarm in the city, and any such violation shall constitute a misdemeanor.

3907. FALSE SECURITY ALARM COST ASSESSMENT/GRACE PERIOD. Any person or business having a security alarm system which results in an Arcadia Police Department response in which the security alarm proves to be a false security alarm, shall pay a cost assessment fee to the City of Arcadia as established from time to time by resolution of the City Council. There will be no penalty assessment for any false security alarms that occur within thirty (30)

calendar days of the initial completed installation of a new security alarm system. A false security alarm cost assessment shall be paid to the City after three (3) false security alarms have been received from any one (1) source from any one (1) security alarm system, in accordance with the following schedule:

- A. The first (1st) and second (2nd) false security alarms in any consecutive three hundred sixty-five (365) day period will incur no cost assessment.
- B. For the third (3rd) false security alarm in any consecutive three hundred sixty-five (365) day period, there will be a cost assessment as set forth by resolution of the City Council.
- C. For the fourth (4th) false security alarms in any consecutive three hundred sixty-five (365) day period, there will be a higher cost assessment than the third false alarm assessment, as set forth by resolution of the City Council.
- D. For the fifth (5th) and all subsequent false security alarms in any consecutive three hundred sixty-five (365) day period, there will be a higher cost assessment than the fourth false alarm assessment, as set forth by resolution of the City Council.
- E. Notwithstanding any provisions herein to the contrary, for each false security alarm which specifically signals a robbery or panic alarm regardless of any other crime, there shall be a cost assessment as set forth by resolution of the City Council, commencing with the second (2nd) false security alarm in any

consecutive three hundred sixty-five (365) day period. After one (1) “robbery” or “panic” false security alarm, the City shall issue a warning notice to the security alarm user. As set forth in Penal Code Section 211, “robbery” means the felonious taking of personal property in the possession of another, from his person or immediate presence, and against his will, by means of force or fear.

The purpose of Section 3907 is, in part, to assure that assessment shall apply to any person or business whose security alarm system results in at least three (3) false security alarms or two (2) robbery or panic alarms within any consecutive three hundred sixty-five (365) day period. Any false security alarm within any three hundred sixty-five (365) day period shall be counted as part of the calculation of cost assessments set forth by Resolution of the City Council. Accordingly, a person cannot be cleared of any false security alarms in this determination, unless that person’s security alarm system does not register any false security alarms for at least three hundred sixty-five days (365) consecutive days.”

SECTION 2. The City Clerk shall certify the adoption of this Ordinance and shall cause a copy of the same to be published in the official newspaper of the City of Arcadia within fifteen (15) days after its adoption. This Ordinance shall take effect on the thirty-first (31st) day following its adoption.

[SIGNATURES ON NEXT PAGE]

Passed, approved and adopted this 15th day of July , 2008.

/S/ ROBERT C. HARBICHT

Mayor of the City of Arcadia

ATTEST:

/S/ JAMES H. BARROWS

City Clerk

APPROVED AS TO FORM:



Stephen P. Deitsch
City Attorney

STATE OF CALIFORNIA)
COUNTY OF LOS ANGELES) SS:
CITY OF ARCADIA)

I, JAMES H. BARROWS, City Clerk of the City of Arcadia, hereby certifies that the foregoing Ordinance No. 2243 was passed and adopted by the City Council of the City of Arcadia, signed by the Mayor and attested to by the City Clerk at a regular meeting of said Council held on the 15th day of July, 2008 and that said Ordinance was adopted by the following vote, to wit:

AYES: Council Member Amundson, Chandler, Kovacic, Wuo and Harbicht

NOES: None

ABSENT: None

/S/ JAMES H. BARROWS

City Clerk of the City of Arcadia