

Title 5 – Public Safety

Chapter 4

INTRUSION AND PHYSICAL DURESS ALARM SYSTEMS

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5-4-1: PURPOSE AND SCOPE:

- A. The purpose of this chapter is to protect the emergency services of the town from misuse.
- B. This chapter governs intrusion and physical duress alarm systems, requires permits and registration, establishes fees, provides for the allocation of revenues and deficits, provides for revocation of the permit, provides for punishment of violations and establishes a system of administration. (Ord. 13-006, 9-9-2013)

5-4-2: DEFINITIONS:

The following words and phrases used in this chapter shall have the following meanings, unless a different meaning clearly appears from the context:

ALARM BUSINESS: The business by any individual, partnership, corporation or other entity of selling, leasing, maintaining, servicing, repairing, altering, replacing, moving or installing any alarm system in or on any building, structure or facility.

ALARM SYSTEM: Any assembly of equipment, mechanical or electrical, arranged to signal the occurrence of an illegal entry or other activity requiring urgent attention and to which peace officers are expected to respond.

ALARM USER: The person, firm, partnership, association, corporation, company or organization thereof of any kind in control of any building, structure or facility wherein an alarm system is maintained.

AUTOMATIC DIALING DEVICE: A device which is interconnected to a telephone line and is programmed to select a predetermined telephone number and transmit by voice message or code signal any emergency message indicating a need for emergency response.

BURGLAR ALARM CERTIFICATION ACT: Utah Code Annotated section 13-18-1 et seq. This chapter is promulgated pursuant to Utah Code Annotated section 13-18-18(4), to require users of alarm systems and alarm companies to meet reasonable equipment and performance standards concerning false alarms.

COUNTY 911 AND HIGHWAY PATROL DISPATCH: The governmental facilities used to receive emergency and general information from the public to be dispatched to the Brian Head Town public safety office.

FALSE ALARM: An alarm signal eliciting a response by peace officers when a situation requiring a response by them or other emergency response unit in fact does not exist. It includes an alarm signal caused by conditions of nature which are normal for that area and subject to control by the alarm business operator or alarm user. "False alarm" does not include an alarm signal caused by extraordinarily violent conditions of nature not reasonably subject to control.

INTERCONNECT: To connect an alarm system, including an automatic dialing device, to a telephone line, either directly or through a mechanical device that utilizes a telephone, for the purpose of using the telephone line to transmit a message upon the activation of the alarm system.

INTRUSION ALARM SYSTEM: An alarm system signaling an entry or attempted entry into the area protected by the system.

LOCAL ALARM: Any noisemaking alarm device.

MARSHAL: The Brian Head Town Marshal, or his designated representative.

PHYSICAL DURESS SYSTEM: An alarm system signaling a robbery or other physical endangerment.

PRIMARY TRUNK LINE: A telephone line serving the Iron County 911 system or highway patrol dispatch that is designated to receive emergency calls.

PUBLIC SAFETY DEPARTMENT: The Brian Head Town public safety department and staff.

5-4-3: INDIVIDUAL EMPLOYEE REGISTRATION REQUIRED:

It shall be unlawful for any person employed by a person having a valid security certificate under Utah Code Annotated section 13-18-4, to engage directly in the selling, leasing, installing, servicing, maintaining, repairing, moving or removing in or on any building or other property within the town any intrusion, or physical duress alarm system. (Ord. 13-006, 9-9-2013)

5-4-4: USER INSTRUCTION:

Every alarm business selling, leasing or furnishing to any user an alarm system which is installed on premises located in the area subject to this chapter shall furnish the user with written instructions that provide information to enable the user to operate the alarm system properly. (Ord. 13-006, 9-9-2013)

5-4-5: FALSE ALARMS:

- A. Any alarm user which has five (5) or more false alarms within a calendar year period shall be subject to assessments identified in the Consolidated Fee Schedule and/or class C misdemeanor violation, subject to penalty as provided in section [1-4-1](#) of this code.
- B. A fee is hereby imposed for false alarms on a physical duress or intrusion alarm system to which peace officers respond. The fee is assessed on the user of the alarm system after three (3) false alarms in any calendar month period or after five (5) false alarms in any calendar year. The amount of the fee is as established in the consolidated fee schedule.
- C. The Public Safety Department shall contact the alarm user following two (2) false alarms in a calendar month or four (4) false alarms in a calendar year to inform the alarm user that a fee will be assessed following three (3) false alarm in a calendar month or five (5) false alarms in a calendar year.
- D. For purposes of subsection 5-4-5(A) and 5-4-5(B), multiple false alarms in a single day shall be considered a single false alarm.
- E. The Public Safety Department shall continuously track the number of false alarms per alarm user and assess the property owners for false alarms on a monthly basis. (Ord. 13-006, 9-9-2013)

5-4-6: DELIBERATE FALSE ALARMS:

No person shall cause to be transmitted any intrusion or physical duress alarm knowing the same to be false or without basis in fact. Central stations shall not request law enforcement officers to respond to alarm scenes when monitoring equipment indicates an alarm system malfunction signal. (Ord. 13-006, 9-9-2013)

5-4-7: PENALTY:

- A. Any person who violates any provision of this chapter shall be guilty of a class C misdemeanor and, upon conviction, be subject to penalty as provided in section [1-4-1](#) of this code.

- B. All service fees assessed under this chapter are due and payable within thirty (30) days after written notice of any fee due is issued by the Town Clerk. A penalty of ten percent (10%) of the fee due shall be assessed upon any person who fails to pay the fee within thirty (30) days. The penalty shall be assessed for each thirty (30) day period, or fraction thereof, that the fee remains unpaid beyond the original payment period.
- C. Failure to timely pay any service fees imposed in this chapter may result in the Town Clerk initiating legal action against the homeowner. (Ord. 13-006, 9-9-2013)