

First Reading: December 17, 2009
Second Reading: Dispensed

RESOLUTION NO. 2009 - 172

A RESOLUTION ESTABLISHING A FEE FOR FALSE ALARMS, DISPENSING WITH THE SECOND READING, AND DECLARING AN EMERGENCY

WHEREAS, Ohio Revised Code Section 505.511 authorizes a board of township trustees of a township that has established a police district to adopt a procedure to notify, assess, and collect charges for false alarms resulting from the malfunction of the same commercial or residential security alarm system within the township in the same calendar year after law enforcement authorities have answered a combined total of three false alarms; and

WHEREAS, the generation of false alarms in Sycamore Township has resulted in a significant cost to Sycamore Township as such false alarms require responses of law enforcement and emergency personnel which causes lost employee hours and lost productivity; and

WHEREAS, the Board of Township Trustees of Sycamore Township, having established a police district, desires to alleviate the increased costs and problems associated with the generation of false alarms and desires to increase the training of persons in the use and maintenance of their security alarms:

NOW THEREFORE, BE IT RESOLVED, by the Board of Township Trustees of Sycamore Township, State of Ohio:

SECTION 1.

That, after any law enforcement agency responsible for police protection services in Sycamore Township has answered a combined total of three (3) false alarms resulting from the malfunction of the same commercial or residential security alarm system within Sycamore Township in the same calendar year, the Township Fiscal Officer shall mail to the manager of the commercial establishment or the occupant, lessee, agent, or tenant of the residence, a bill for each subsequent false alarm from the same alarm system during that year to defray the costs incurred. The bill's amount shall be as follows:

- (1) For the fourth false alarm of that year.....\$50.00
- (2) For the fifth false alarm of that year.....\$100.00
- (3) For all false alarms in that year occurring after the fifth false alarm.....\$150.00

SECTION 2.

If payment of the bill is not received within thirty (30) days, the Township Fiscal Officer shall send a notice by certified mail to the manager and to the owner, if different, of the real estate of which the commercial establishment is a part, or to the occupant, lessee, agent, or tenant and to the owner, if different, of the real estate of which the residence is a part, indicating that failure to pay the bill within thirty (30) days, or to show just

cause why the bill should not be paid, will result the assessment of a lien upon the real estate in the amount of the bill.

SECTION 3.

If payment is not received within thirty (30) days, or if just cause is not shown, the amount of the bill shall be entered upon the tax duplicate, shall be a lien upon the real estate from the date of the entry, and shall be collected as other taxes and returned to the township treasury to be earmarked for use for police services.

SECTION 4.

The Township Fiscal Officer shall be responsible for maintaining a system of record keeping of false alarms in order to aid in the enforcement of this resolution.

SECTION 5.

The Trustees of Sycamore Township upon majority vote do hereby dispense with the requirement that this Resolution be read on two separate days, and hereby authorize the adoption of this Resolution upon its first reading.

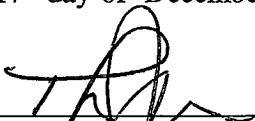
SECTION 6.

This Resolution is hereby declared to be an emergency measure necessary for the preservation of the public peace, health, and welfare of the Township. The reason for the emergency is to provide for the immediate reimbursement to the township of costs incurred for emergency safety personnel to respond to a false alarm.

VOTE RECORD:

Mr. Bishop YES Mr. Kent YES Mr. Weidman YES

PASSED at the meeting of the Board of Trustees this 17th day of December, 2009.



Thomas J. Weidman, President



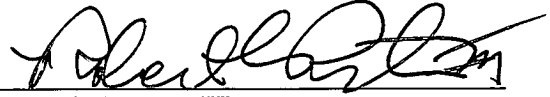
Cliff W. Bishop, Vice President



Richard C. Kent, Trustee


AUTHENTICATION

This is to certify that this Resolution was duly passed and filed with the Sycamore Township Fiscal Officer, this 17th day of December, 2009.



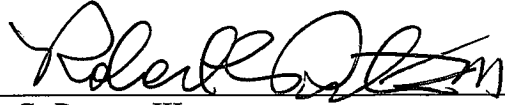
Robert C. Porter, III
Sycamore Township Fiscal Officer

APPROVED AS TO FORM:


R. Douglas Miller, Law Director

PROOF OF PUBLICATION

I hereby certify that I have published this Resolution on _____ by posting in the five most public places as established by the Board of Township Trustees such places being the Sycamore Township Government Complex, Bob Meyer Park, Bechtold Park, the Robert L. Schuler Sports Complex, and the Clete McDaniel Sports Complex.



Robert C. Porter, III
Fiscal Officer, Sycamore Township