

ORDINANCE NO. 2019-20

**ORDINANCE OF THE BOROUGH OF RED BANK, COUNTY OF MONMOUTH,
NEW JERSEY AMENDING AND SUPPLEMENTING CHAPTER 213, ALARM SYSTEMS,
ARTICLE 213-9: FALSE ALARMS TO AMEND PENALTIES**

NOW, THEREFORE, BE IT ORDAINED by the Governing Body of the Borough of Red Bank that Chapter 213 of the Revised General Ordinances of the Borough of Red Bank, Monmouth County, Article 213-9 False Alarms is hereby amended and supplemented as follows:

SECTION ONE: Subsection 2013-9A is hereby amended and supplemented as follows (stricken text denotes deletions, underlined text denote additions):

Article 213-9 False Alarms.

A. In the case of a false alarm, any person having knowledge thereof shall immediately notify the Police Department in a manner to be prescribed by rules and regulations promulgated pursuant to § 213-12 of this chapter. In addition, the Chief of Police shall cause an investigation to be made and keep a record of the alarms on file. The following penalties shall apply:

- (1) For the first and second false alarm in any given year, a warning shall be issued;
- (2) For the third false alarm in the same calendar year, a fine of \$15 \$100 shall be paid to the Borough; and
- (3) For the fourth false alarm, a fine of \$25 \$250.

B. For any subsequent false alarm, a fine of \$50 \$500 shall be paid to the Borough. Where the investigation of the Police Department discloses continued abuse of the privilege of connection to the alarm console and the permittee's failure to take remedial steps to avoid such condition, the Chief of Police shall have the right to require disconnection from the alarm console or any dial alarm; provided, however, that no such connection shall be revoked without the permittee having an opportunity to show cause before the Borough Council why such action should not be taken.

C. Any person testing any alarm covered under the terms of this chapter shall notify the police headquarters immediately prior to and after the testing is completed. Failure to do so shall subject the person to penalties provided for false alarms.

D. In cases of false alarms involving fire alarms, all information shall be referred to the Commissioner, who may take such action as may be provided by law.

SECTION TWO: Any ordinances or portions thereof which are inconsistent with the provisions of this Ordinance are hereby repealed as of the effective date of this Ordinance. All other provisions of the Revised General Ordinances are ratified and remain in full force and effect.

SECTION THREE: If any provision of this Ordinance or the application of such provision to any person or circumstance is declared invalid, such invalidity shall not affect the other provisions or applications of this Ordinance which can be given effect, and to this end, the provisions of this Ordinance are declared to be severable.

SECTION FOUR: This Ordinance shall take effect immediately upon its passage and adoption according to law.

	Motion	Yes	No	Abstain	Absent
Councilman Yassin	Motion	X			
Councilwoman Triggiano	Second	X			
Councilman Ballard		X			
Councilman Yngstrom		X			
Councilman Zipprich		X			
Councilwoman Horgan		X			

First Reading/Introduction: April 24, 2019

Public Hearing/Adoption: May 8, 2019

I hereby certify the above to be a true copy.

Pamela Borghi

Pamela Borghi, Municipal Clerk