

SYMMES TOWNSHIP
HAMILTON COUNTY, OHIO

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BOARD OF TRUSTEES
JODIE L. LEIS
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ADMINISTRATOR
GERALD L. BECKMAN

RESOLUTION G-0515

Amending Resolution G-9533,
Resolution Establishing Assessment
For False Security Alarms

WHEREAS, the Board of Trustees of Symmes Township, Hamilton County, Ohio adopted Resolution G-9533 to establish a policy for the assessment of false security alarms; and

WHEREAS, the General Assembly of the State of Ohio passed HB 13 which amended Section 505.511 of the Ohio Revised Code dealing with false security alarms with an effective date of April 1, 2005; and

WHEREAS, said legislation provides for an increase in the assessment amount permitted, as well as declares that said fines must be earmarked for use for police services; and

WHEREAS, the Board of Trustees of Symmes Township, Hamilton County, Ohio wishes to amend the current policy to reflect these revisions to the Ohio Revised Code.

NOW, THEREFORE, BE IT RESOLVED that the Board of Trustees of Symmes Township, Hamilton County, Ohio hereby amends the policy for the assessment of false security alarms:

Section 1. After the Hamilton County Sheriff's Patrol, a law enforcement agency with which the Township contracts for police services, has answered a combined total of three (3) false alarms from the same commercial or residential security alarm system within the Township in the same calendar year, the Board of Trustees shall cause the Township Clerk to 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:

- (a) For the fourth false alarm of that year the amount will be \$50.00;
- (b) For the fifth false alarm of that year the amount will be \$100.00; and
- (c) For all false alarms in that year occurring after the fifth false alarm the amount will be \$150.00.

Section 2. If payment of the bill is not received within thirty (30) days, the Township Clerk 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 in the assessment of a lien upon the real estate in the amount of the bill.

Section 3. If payment is not received within those thirty (30) days or if just cause is not shown in the judgement of the Township Administrator, 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. For the purpose of determining the number of false alarm drops, the following guidelines are hereby made part of this resolution to aid in the enforcement of the assessment process:

- a. All alarms that involve police response will be recorded into a general record.
- b. When an alarm system is activated without cause and the police are summoned, the property owner, tenant, manager, or employee shall be required to immediately notify the Hamilton County Sheriff's Patrol of the mishap.

- c. Any situation where the police, once they have been notified, are thereafter disregarded, prior to arrival because of the false alarm drop, shall not be recorded for purposes of totalling the number of false alarm drops within any calendar year.
- d. No fee shall be imposed for false alarms occurring during the first thirty (30) days of operation of an alarm installation or during the first thirty (30) days of the occupancy of a dwelling by a new resident of the Township.

Section 5. False alarms occurring within the first quarter of 2005 will be assessed under the previous resolution. All other false alarms will be assessed as provided by this resolution.

Section 6. The law enforcement records of the Township's law enforcement agency relating to alarm systems shall be confidential and not available to the public.

Section 7. This Resolution is authorized by the general laws of the State of Ohio and therefore only one reading is required and the Resolution becomes effective immediately upon its adoption.

ADOPTED MAY 3, 2005

Vote Record: Mrs. Wagner Ay Mrs. Leis Aye Mr. Minamyer absent
 BOARD OF TRUSTEES:

Kathryn P. Wagner
 Kathryn P. Wagner, President

Jodie L. Leis
 Jodie L. Leis, Vice-President

 Eric Minamyer, Trustee

ATTEST:

John C. Borchers
 John C. Borchers, Clerk

APPROVED AS TO FORM:

Robert P. Malloy
 Robert P. Malloy, Law Director