

**BOROUGH OF LEMOYNE
CUMBERLAND COUNTY, PENNSYLVANIA**

ORDINANCE NO. 765

AN ORDINANCE OF THE BOROUGH OF LEMOYNE, CUMBERLAND COUNTY, PENNSYLVANIA, AMENDING SECTION 128 (ALARM DEVICES) OF THE CODE OF ORDINANCES BY ADDING THERETO PART 2 FALSE AUTOMATIC BURGLAR AND PANIC ALARMS FOR THE PURPOSE OF REGULATING AND PROVIDING PENALTIES FOR FALSE AUTOMATIC BURGLAR AND PANIC ALARMS THAT HAVE BEEN RESPONDED TO BY THE WEST SHORE REGIONAL POLICE DEPARTMENT OR ITS DESIGNEE.

WHEREAS, in order to promote and protect the health, safety and welfare of the residents of the Borough of Lemoyne, Cumberland County, Pennsylvania, the Borough Council has determined it necessary to establish within the Code of Ordinances of the Borough of Lemoyne an ordinance to provide penalties for false automatic burglar and panic alarms.

NOW, THEREFORE, be it ENACTED and ORDAINED, by the Council for the Borough of Lemoyne, Cumberland County, Pennsylvania, as follows:

Section 1. Recitals. The recitals set forth above are incorporated herein by reference.

Section 2. Amendment. Chapter 128 (Alarm Devices) of the Code of Ordinances of the Borough of Lemoyne is hereby amended by adding thereto Article 1 (False Automatic Burglar and Panic Alarms) which reads as follows:

§ 128-2. Registration of Automatic Fire, Burglar and Panic Alarms.

- I. All property owners, lessees of property or persons otherwise occupying a premise within the Borough of Lemoyne, which presently has an automatic alarm in operation on its premises, shall, within 48 days of the effective date of this Part, register the automatic alarm by providing the Fire Chief of the West Shore Bureau of Fire (Fire Alarms) and the Police Chief of the West Shore Regional Police Department (Burglar and Panic Alarms) the following information:
 - a. Property address.
 - b. Name or names of property owners.

- c. Home and business addresses and the telephone number of the property owner or property owners.
- d. If the property is not an owner-occupied residential property, the names, addresses and telephone numbers of at least two individuals who have keys to the premises at which the alarm device is located and who are authorized to enter the premises at any time.
- e. The location of the automatic alarm device on the premises.
- f. A general written description of the automatic alarm device other than schematics.

§128-5 False Burglar and Panic Alarms Prohibited.

False alarms initiated by or through automatic alarm devices are strictly prohibited. The owner, lessee, and occupant of any premise to which the West Shore Regional Police Department or other emergency services agency responds as a result of a false alarm from an automatic alarm device shall be held personally liable for any such false alarm in accordance with the provisions set forth in this Part.

1. Intentional False Alarms

a. No person shall create an intentional false alarm.

b. Testing prohibited without permission

- i) It shall be prohibited for any person to conduct any test or demonstration of any automatic fire alarm device designed to make direct connection to the Cumberland County Emergency Management Center at anytime without first obtaining the express permission of the Cumberland County Emergency Management Center or the West Shore Regional Police Department.
- ii) The permission noted above shall not be required where the device to be tested or demonstrated is not connected to the Cumberland County Emergency Management Center and the receipt of the alarm is not relayed to the West Shore Regional Police Department.

2. In the event of a fourth false automatic burglar and/or panic alarm in any one calendar year (January 1 – December 31), a service fee of Fifty (\$50.00) Dollars shall be assessed against the owners of residential properties, a service fee of One Hundred (\$100.00) dollars shall be assessed against the owners of commercial and industrial properties. This fee will be for ALL false alarms after 3 written warning have been issued.

3. The West Shore Regional Police Department shall be responsible for administering the terms of this Ordinance. All fines collected will be remitted to the West Shore Regional Police Department. The West Shore Regional Police Department reserves the right to file a lien against any property located in the Borough to secure payment of the service fee assessed herein.

DULY ENACTED AND ORDAINED this 17th day of June 2021, by Borough Council of the Borough of Lemoyne, Cumberland County, Pennsylvania, in lawful session assembled.

BOROUGH OF LEMOYNE

ATTEST: _____ BY: _____
Secretary Council President
[BOROUGH SEAL]

APPROVED this 17th day of June 2021.

BY: _____
Mayor