

# Local Law Filing

NEW YORK STATE DEPARTMENT OF STATE  
41 STATE STREET, ALBANY, NY 12231

(Use this form to file a local law with the Secretary of State.)

Text of law should be given as amended. Do not include matter being eliminated and do not use italics or underlining to indicate new matter.

County

~~XXX~~ of **LIVINGSTON**

~~XXX~~

~~XXX~~

Local Law No. **2** of the year 20**00**

A local law **Establishing Penalties and Procedures For Security Alarm Devices**  
*(Insert Title)*

Be it enacted by the **Board of Supervisors** of the  
*(Name of Legislative Body)*

County

~~XXX~~ of **Livingston**

~~XXX~~

~~XXX~~

as follows:

(If additional space is needed, attach pages the same size as this sheet, and number each.)

**Section 1.** The prevention of false security alarms helps to insure that emergency services providers are not diverted by false alarms, and, therefore, provides for the protection, safety, health and well being of persons and property within Livingston County.

**Section 2.** Definitions. a) "Security alarm user." Any person or entity on whose premises a security alarm device is installed. b) "Security alarm device." Any device which, when activated, transmits an audible or visual signal to the Livingston County Sheriff's Department or to a private central alarm station which, in turn, relays the message to the Livingston County Sheriff's Department. c) "False alarms." Any audible or visual signal transmitted to or relayed to the Livingston County Sheriff's Department caused by the malfunction of a security alarm device or private central alarm station which results in the unnecessary dispatch of an emergency service provider, whether or not the security alarm user is aware of the malfunction. d) "Emergency service provider." Any fire, police, ambulance, medical or rescue service which provides services for relieving human suffering, injury or loss of life or damage to property as the result of an emergency.

**Section 3.** A) All security alarm devices operated within Livingston County, excluding devices within the village limits of villages with security alarm ordinances, must be registered with the Livingston County Sheriff's Department within sixty (60) days of the effective date of this local law.

B) Prior to activation of any security alarm device, the security alarm user must fill out and file with the Livingston County Sheriff's Department, the Livingston County Sheriff's Department Alarm Information Sheet. The security alarm user must notify the Livingston County Sheriff's Department of any changes to the information in the Alarm Information Sheet prior to or simultaneously with any changes and of any deactivation of the security alarm device within five (5) days of the deactivation.

**Section 4.** No automatic security alarm device dialers may use the Emergency 911 phone line. Alarm notification with the Livingston County Sheriff's Department must be made via a phone number designated solely to alarms or by a dedicated phone line to an alarm board.

**Section 5.** False alarms are hereby prohibited. There is imposed a fine upon any security alarm user for each false alarm as follows:

- |  |                 |
|--|-----------------|
| a) 1 <sup>st</sup> , 2 <sup>nd</sup> and 3 <sup>rd</sup> false alarm per calendar year | Written Warning |
| b) 4 <sup>th</sup> false alarm per calendar year                                       | \$50.00 Fine    |
| c) Each additional false alarm per calendar year                                       | \$100.00 Fine   |

Fines shall be payable to the Livingston County Treasurer within thirty (30) days of receipt by the security alarm user of written notice of the imposition of the fine.

**Section 6.** Any security alarm user who receives notice of imposition of a fine or notice of a failure to comply with this local law, may request a hearing before the Public Safety & Criminal Justice Committee of the Livingston County Board of Supervisors regarding such fine or failure

to comply by serving a written request for a hearing with the Clerk of the Livingston County Board of Supervisors within fifteen (15) of their receipt of the notice of imposition of a fine or notice of a failure to comply with this local law. Upon service of a written request for a hearing, the deadline for payment of the fine or proof of compliance with this local law shall be extended to fifteen (15) days after receipt by the security alarm user of the hearing result. After making their determination, the Public Safety & Criminal Justice Committee of the Livingston County Board of Supervisors shall give notice thereof to the applicant, who shall be entitled to review said determination by a proceeding pursuant to the provisions of Article 78 of the Civil Practice Law and Rules.

**Section 7.** If any clause, sentence, paragraph, section or part of this Local Law shall be adjudged by any court of competent jurisdiction to be invalid, such judgment, decree or order shall not affect, impair or invalidate the remainder thereof but shall be confined in its operation to the clause, sentence, paragraph, subdivision section or part thereof directly involved in the controversy in which such judgment, decree or order shall have been rendered and the remainder of this Local Law shall not be affected thereby and shall remain in full force and effect.

**Section 8.** All notices referred to in this local law shall be served either personally or by certified mail return receipt requested.

Dated at Geneseo, New York  
January 12, 2000 (Introduced)  
February 9, 2000

(Complete the certification in the paragraph that applies to the filing of this local law and strike out that which is not applicable.)

**1. (Final adoption by local legislative body only.)**

I hereby certify that the local law annexed hereto, designated as local law No. 2 of 2000 of the (County)(~~City~~)(~~Town~~)(~~Village~~) of Livingston was duly passed by the Board of Supervisors on February 9, 2000, in accordance with the applicable provisions of law.  
*(Name of Legislative Body)*

**2. (Passage by local legislative body with approval, no disapproval or repassage after disapproval by the Elective Chief Executive Officer\*.)**

I hereby certify that the local law annexed hereto, designated as local law No. \_\_\_\_\_ of 20\_\_\_\_\_ of the (County)(City)(Town)(Village) of \_\_\_\_\_ was duly passed by the \_\_\_\_\_ on \_\_\_\_\_ 20\_\_\_, and was (approved)(not approved)(repassed after disapproval) by the \_\_\_\_\_ and was deemed duly adopted on \_\_\_\_\_ 20\_\_\_\_, in accordance with the applicable provisions of law.  
*(Name of Legislative Body)*  
*(Elective Chief Executive Officer\*)*

**3. (Final adoption by referendum.)**

I hereby certify that the local law annexed hereto, designated as local law No. \_\_\_\_\_ of 20\_\_\_\_\_ of the (County)(City)(Town)(Village) of \_\_\_\_\_ was duly passed by the \_\_\_\_\_ on \_\_\_\_\_ 20\_\_\_\_, and was (approved)(not approved)(repassed after disapproval) by the \_\_\_\_\_ on \_\_\_\_\_ 20\_\_\_\_. Such local law was submitted to the people by reason of a (mandatory)(permissive) referendum, and received the affirmative vote of a majority of the qualified electors voting thereon at the (general)(special)(annual) election held on \_\_\_\_\_ 20\_\_\_\_, in accordance with the applicable provisions of law.  
*(Name of Legislative Body)*  
*(Elective Chief Executive Officer\*)*

**4. (Subject to permissive referendum and final adoption because no valid petition was filed requesting referendum.)**

I hereby certify that the local law annexed hereto, designated as local law No. \_\_\_\_\_ of 20\_\_\_\_\_ of the (County)(City)(Town)(Village) of \_\_\_\_\_ was duly passed by the \_\_\_\_\_ on \_\_\_\_\_ 20\_\_\_\_, and was (approved)(not approved)(repassed after disapproval) by the \_\_\_\_\_ on \_\_\_\_\_ 20\_\_\_ . Such local law was subject to permissive referendum and no valid petition requesting such referendum was filed as of \_\_\_\_\_ 20\_\_\_\_, in accordance with the applicable provisions of law.  
*(Name of Legislative Body)*  
*(Elective Chief Executive Officer\*)*

\* Elective Chief Executive Officer means or includes the chief executive officer of a county elected on a county-wide basis or, if there be none, the chairperson of the county legislative body, the mayor of a city or village, or the supervisor of a town where such officer is vested with the power to approve or veto local laws or ordinances.

5. (City local law concerning Charter revision proposed by petition.)

I hereby certify that the local law annexed hereto, designated as local law No. \_\_\_\_\_ of 20\_\_\_\_\_ of the City of \_\_\_\_\_ having been submitted to referendum pursuant to the provisions of section (36)(37) of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of such city voting thereon at the (special)(general) election held on \_\_\_\_\_ 20\_\_\_\_\_, became operative.

6. (County local law concerning adoption of Charter.)

I hereby certify that the local law annexed hereto, designated as local law No. \_\_\_\_\_ of 20\_\_\_\_\_ of the County of \_\_\_\_\_ State of New York, having been submitted to the electors at the General Election of November \_\_\_\_\_ 20\_\_\_\_\_, pursuant to subdivisions 5 and 7 of section 33 of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of the cities of said county as a unit and a majority of the qualified electors of the towns of said county considered as a unit voting at said general election, became operative.

(If any other authorized form of final adoption has been followed, please provide an appropriate certification.)

I further certify that I have compared the preceding local law with the original on file in this office and that the same is a correct transcript therefrom and of the whole of such original local law, and was finally adopted in the manner indicated in paragraph 1, above.

*Virginia O'Amico*

Clerk of the County legislative body, City, Town or Village Clerk or officer designated by local legislative body

(Seal)

Date: February 9, 2000

(Certification to be executed by County Attorney, Corporation Counsel, Town Attorney, Village Attorney or other authorized attorney of locality.)

STATE OF NEW YORK Livingston  
COUNTY OF \_\_\_\_\_

I, the undersigned, hereby certify that the foregoing local law contains the correct text and that all proper proceedings have been had or taken for the enactment of the local law annexed hereto.

*[Signature]*

Signature

County Attorney

Title

County  
~~TOWN~~ of Livingston  
~~VILLAGE~~

Date: 2/17/2000