

TOWN OF LAC DU FLAMBEAU

ORDINANCE NUMBER 01-01

OPERATION OF EMERGENCY ALARM SYSTEMS

- 1.01 **TITLE:** Operation of emergency alarm systems.
- 1.02 **STATUTORY AUTHORITY:** This Ordinance is adopted as authorized under 60.55(2)(b), Wis. Stat.
- 1.03 **PURPOSE:** The purpose of this Ordinance is to ensure the health, safety and welfare of the residents of Lac du Flambeau by promoting efficiency in the deployment of the fire equipment.
- 1.04 **ABROGATION AND GREATER RESTRICTIONS:** It is not intended by this Ordinance to repeal, abrogate, annul, impair or interfere with any existing rules, regulations, ordinances or permits previously adopted or issued pursuant to law. However, whenever this Ordinance imposes greater restrictions, the provisions of this Ordinance apply.
- 1.05 **INTERPRETATION:** In their interpretation and application, the provisions of this Ordinance shall be held to be minimum requirements and shall not be deemed a limitation or repeal of any other power granted by the Wisconsin Statutes.
- 1.06 **SEVERABILITY:** Should any portion of this Ordinance be declared unconstitutional or invalid by a court of competent jurisdiction, the remainder of this Ordinance shall not be affected.
- 1.07 **APPLICABILITY:** The provisions of this Ordinance shall apply to automatic alarm systems when the Lac du Flambeau Fire Department is dispatched in response to an alarm, as set forth in the following sections of this Ordinance.
- 2.01 **DEFINITIONS:**
- A. Alarm Systems. Any device designed for the detection of a fire or other emergency which, when activated, produces a signal which is caused to be transmitted to the Town Fire Department either directly or indirectly, or any alarm system which alerts any municipal organization by means of a signal which is transmitted to a receiver.

B. Calendar Year. A calendar year shall begin on January 1 and end on December 31 of any year.

C. False Alarm. A false alarm shall be defined as any of the following:

1. The unintentional activation of an alarm system by the owner or lessee of an alarm system, or by an employee or agent of either.
2. The activation of an alarm system by mechanical failure or malfunction caused by improper maintenance of the alarm system.
3. The activation of an alarm system caused by improper installation or use of the equipment.
4. The intentional activation of an alarm system where no fire exists.
5. The above subsections do not include false alarms caused by abnormal weather conditions, acts of God or prior arrangements made for testing of the alarm system.

3.01 RESPONSE OF TOWN TO ALARM: The installation and/or operation of an alarm system shall not give rise to any cause of action or claim, or attach any liability to the Town for any reasons whatsoever, and the Town shall be under no duty or obligation to any person having an alarm system for whatever reason including, but not limited to, any defect in an alarm system, any delays in response or delays in transmissions.

4.01 FALSE ALARMS: No person or business owning, using or possessing an alarm system or transmitting information regarding an alarm system, otherwise known as the "alarm system operator", shall cause or permit the giving of a false alarm, whether intentional, accidental or otherwise.

5.01 PENALTIES: Penalties for violation of this Ordinance shall be as follows:

A. For the first false alarm within a calendar year resulting in the dispatching of Town Fire Personnel, the alarm system operator shall be given a written warning.

B. For the second and third false alarms within a calendar year resulting in the dispatching of Town Fire Personnel, the alarm system operator shall pay a forfeiture of \$100.00.

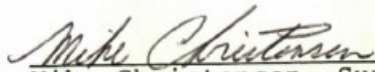
C. For the fourth, fifth and subsequent false alarms within a calendar year resulting in the dispatching of Town Fire Personnel, the alarm system operator shall pay a forfeiture of \$200.00.


D. The forfeiture for the violation will be issued to the alarm system operator whether the owner, lessee, partnership, corporation or business entity.

6.01 EFFECTIVE DATE: This Ordinance shall take effect and be in force upon its passage, and publication of the notice of adoption, as provided by law.

ADOPTED THIS 7th DAY OF February, 2001


Francis P. Chartier, Chairman

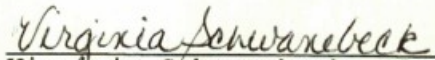

Mike Christensen, Supervisor


Matthew E. Gaulke, Supervisor

ATTEST: I, Virginia Schwanebeck,
being the duly elected Clerk of
the Town of Lac du Flambeau, Vilas
County, Wisconsin, attest to the
following vote adopting the fore-
going Ordinance, taken on the 7th
day of February, 2001

3 Yes

0 No


Virginia Schwanebeck, Clerk