

City of Carson City Agenda Report

Date Submitted: 4/8/08

Agenda Date Requested: 4/17/08

Time Requested: 5 minutes

To: Mayor and Board of Supervisors

From: Stacey Giomi, Carson City Fire Chief

**Subject Title: ACTION TO INTRODUCE ON FIRST READING, AN ORDINANCE
DELETING CARSON CITY MUNICIPAL CODE CHAPTER 8.06 FIRE ALARM DEVICE
REGULATIONS AND OTHER MATTERS PROPERLY RELATED THERETO.**

Staff Summary: This section of the Municipal Code was originally adopted to allow the fire department to collect fees for the purpose of monitoring fire alarm systems and licensing companies that install alarm systems. Since the adoption of the ordinance NRS has been changed to license alarm companies through a state-wide licensing process handled through the Nevada State Fire Marshal's Office. Fire alarms are no longer monitored through the Fire Department but by alarm companies. These changes make this section of Municipal Code obsolete.

Type of Action Requested: (check one)
 Resolution Ordinance (First Reading)
 Formal Action/Motion Other (Specify)

Does This Action Require A Business Impact Statement: () Yes (X) No

**Recommended Board Action: I MOVE TO INTRODUCE ON FIRST READING BILL
NO. _____, AN ORDINANCE DELETING CARSON CITY MUNICIPAL CODE
CHAPTER 8.06 FIRE ALARM DEVICE REGULATIONS AND OTHER MATTERS
PROPERLY RELATED THERETO.**

Explanation for Recommended Board Action: Deleting this Chapter of municipal code eliminates conflicting information in between Chapter 8.06 and Chapter 14.02 as well as conflicts between Chapter 8.06 and various sections of NRS.

Applicable Statute, Code, Policy, Rule or Regulation: Carson City Municipal Code Chapter 8.06, Chapter 14.02, NRS 477, NAC 477.

Prepared By: Stacey Giomi, Carson City Fire Chief

Reviewed By:

Ronald S. Johnson
(Fire Chief)

Date: 4-8-08

Melanie Sublette
(City Manager)

Date: 4-8-08

Melanie Sublette
(District Attorney)

Date: 4-8-08

Julian B. Hernandez
(City Auditor)

Date: 4-8-08

Finance Director

Board Action Taken:

Motion: _____ 1) _____ Aye/Nay
2) _____

(Vote Recorded By)

BILL NO. _____

ORDINANCE NO. _____

**AN ORDINANCE DELETING CARSON CITY MUNICIPAL CODE
CHAPTER 8.06 FIRE ALARM DEVICE REGULATIONS AND
OTHER MATTERS PROPERLY RELATED THERETO.**

The Board of Supervisors of Carson City do ordain:

SECTION I:

That Title 8 of the Carson City Municipal Code is hereby amended as follows:

Title 8 PUBLIC PEACE, SAFETY AND MORALS

Chapter 8.04 PROHIBITED CONDUCT

[Chapter 8.06 FIRE ALARM DEVICE REGULATIONS] RESERVED

Chapter 8.08 NUISANCES

Chapter 8.09 ENFORCEMENT PROVISIONS FOR NUISANCES

Chapter 8.10 RECREATIONAL VEHICLE PARKING

Chapter 8.12 FIREARMS

Chapter 8.16 BALL PLAYING IN STREETS

Chapter 8.20 MINORS

Chapter 8.24 POSTERS AND ADVERTISING MATTER

Chapter 8.28 FINGERPRINTING CERTAIN EMPLOYEES*

Chapter 8.32 LITTERING

Chapter 8.36 GRAFFITI AS A PUBLIC NUISANCE

Chapter 8.40 CARSON CITY PUBLIC DEFENDER FOR CONFLICT CASES

Chapter 8.44 DOMESTIC VIOLENCE

SECTION II:

That Chapter 806 of the Carson City Municipal Code is hereby deleted in its entirety:

[Chapter 8.06 FIRE ALARM DEVICE REGULATIONS

8.06.010 Definitions.

8.06.020 Declaration of policy.

8.06.030 Application for installation.

8.06.060 Fees.

8.06.070 Appeal.

8.06.010 Definitions.

Whenever used in this chapter unless the context otherwise requires or specifies:

1. "Alarm device": any device which when actuated requires fire department response or action, and which transmits a prerecorded message or other signal by telephone, radio or other means to the central alarm station, or directly to the fire department communication center, or which produces an audible or visible signal designed to notify persons within audible or visible range of the signal.
2. "Commercial alarm company": any person, business, firm, corporation or other commercial entity that is in the business of owning, operating, maintaining, installing, selling, or manufacturing an alarm device or devices.
3. "Direct alarm": any alarm device connected directly by wires from a specific location to the fire department communication center, or other central alarm station.
4. "False alarm": any signal actuated by an alarm device to which the fire department responds, which is not the result of products of combustion, smoke, heat or fire, or not the result for which the alarm was intended to be actuated.
5. "Fire department communications center": any radio dispatch room and/or other enclosures housing privately or publicly owned equipment serving the radio dispatch room or the fire department of Carson City in any fashion. (Ord. 1982-25 § 1 (part), 1982).

8.06.020 Declaration of policy.

It is found and declared that the public health, safety, morals and welfare of the inhabitants of Carson City require the regulation and control of all persons engaged in the business of owning, operating, maintaining, installing, selling or

manufacturing an alarm device or devices as defined herein. In conformity with the policy of this chapter, these regulations are designed to:

1. Provide for more effective regulation of fire alarm systems in Carson City by the fire department communication centers.
2. Provide for a standardization of procedure for installation of fire alarm systems at any communications facility maintained by the fire department.
3. Set fees for the private alarm monitoring service provided by personnel of the fire department.
4. Set fees for false alarms occurring in any annual period, and responded to by personnel of the fire department. (Ord. 1982-25 § 1 (part), 1982).

8.06.030 Application for installation.

1. Before any direct alarm device is installed, the applicant shall submit to the communications center to which the device is to be connected, a written application for such installation, setting forth the following information:
 - a. The name, address and telephone number of the commercial alarm company desiring to make the installation. Only bona fide commercial alarm companies will be allowed to install direct alarm devices.
 - b. The type of device which is intended to be installed.
 - c. The communication center to which the device is to be connected.
 - d. The name and address of the location, and the type of business conducted at the location, in which the device is to be installed.
 - e. Directions to the location in which the alarm device is to be installed, as well as a description of the building and/or premises in which the alarm is to be installed.
 - f. The names and addresses of three (3) individuals who may be contacted in the case of an emergency.
 - g. A copy of the installer's current state license to install fire alarm systems.
2. The fire chief or his designee shall review applications and shall approve, disapprove, or approve conditionally, each application within fifteen (15) working days of receipt.
3. Failure of the fire chief to act on an application within fifteen (15) working days shall be considered the same as approval. (Ord. 1982-25 § 1 (part), 1982).

8.06.060 Fees.

1. Application Fee. There shall be a thirty-dollar (\$30.00) application fee for the cost of reviewing applications submitted pursuant to Section 8.06.030. Said fee is to be paid as a condition of approval.
2. Monitoring Fee. There will be an annual monitoring fee of forty-eight dollars (\$48.00) per direct alarm device unit billed to the owner or manager of the location in which the device is installed and payable to the fire department within thirty (30) days of receipt of billing. Upon failure to pay monitoring fees when due, the fire chief shall send notice by certified mail to the person or persons billed, stating that if payment of the monitoring fee is not made within fifteen (15) days of receipt of the notification, it shall result in immediate removal of the alarm

device connection at the fire communications centers.

3. False Alarm Fee.

a. The owner of the premises at which an alarm device is located shall pay to the responding department a fee for false alarms, responded to by personnel of the fire department as follows:

No fee shall be charged for the first two (2) false alarms in a calendar year; for each subsequent false alarm during the year a fee of one hundred fifty dollars (\$150.00) shall be assessed.

b. All false alarm fees shall be paid within thirty (30) days of receipt of the billing. Upon failure to pay the fee when due, the fire chief shall send notice by certified mail to the person who was assessed the fee, stating that failure to pay the fee within fifteen (15) days shall result in disconnection of the alarm device from the communications centers. (Ord. 1982-25 § 1 (part), 1982).

8.06.070 Appeal.

Any person aggrieved by a decision or action of the fire chief in regard to the provisions of this chapter, may appeal the decision to the board of supervisors by written notice of appeal mailed to the city manager within thirty (30) days of the action aggrieved. (Ord. 1982 § 1 (part), 1982).]

SECTION III:

That no other provisions of Title 8 of the Carson City Municipal Code are affected by this ordinance.

Proposed on _____ (month) _____ (day), 2008.

Proposed by Supervisor _____

Passed _____ (month) _____ (day), 2008.

Vote:

Ayes: Supervisors _____

Nays: Supervisors _____

Absent: **Supervisors** _____

This ordinance shall be in force and effect from and after the 1st day of the month of JUNE of the year 2008.