

ORDINANCE NO. 10-0-2

AN ORDINANCE GOVERNING THE MONITORING  
OF FIRE ALARM AND DETECTION SYSTEMS  
PLEASANTVIEW FIRE PROTECTION DISTRICT  
COOK AND DUPAGE COUNTIES, ILLINOIS

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WHEREAS, the Pleasantview Fire Protection District, an Illinois municipal corporation, of Cook and DuPage Counties, Illinois, was created pursuant to the provisions of the Fire Protection District Act; and

WHEREAS, 70 ILCS 705/6 provides that the board of trustees has full power to pass all necessary ordinances, rules and regulations for the proper management and conduct of the business of the board of trustees of the fire protection district for carrying into effect the objects for which the district was formed; and

WHEREAS, 70 ILCS 705/11 provides that the board of trustees has the power and it is its legal duty and obligation to provide as nearly adequate protection from fire for all persons and property within the district as possible, and to prescribe necessary regulations for the prevention and control of fire therein, and grants to the board of trustees the express power to adopt and enforce fire prevention codes and standards parallel to national standards.

NOW, THEREFORE, BE IT ORDAINED by the Board of Trustees of the Pleasantview Fire Protection District, Cook and DuPage Counties, Illinois, as follows:

I.

WIRELESS RADIO TRANSCEIVER

Section 1.1 Requirement.

A wireless radio transceiver is required in all buildings equipped with a fire alarm system currently monitored by the District. All fire alarm systems shall be installed and maintained by all building owners and occupants pursuant to the Fire Prevention Ordinance and NFPA 72.

Section 1.2 Application Process.

A party requesting voluntarily, or pursuant to this Ordinance, connection to the wireless alarm network shall file an application therefore on required forms and shall execute and deliver a Subscriber Agreement which will be signed on behalf of the District upon approval of the application.

Section 1.3    Wireless Fire Alarm Equipment.

All new and existing fire alarm systems shall transmit fire, trouble and supervisory signals directly to the District remote receiving station via a wireless transmitter in accordance with NFPA 72 and the Ordinances of the District. Only equipment certified and approved by the District may be installed. The District's vendor contracted agent shall be the only authorized installer of the approved radio transmitters. Existing buildings currently having a fire alarm system connected by a channel line (telephone line) shall be changed to a wireless radio transmitter owned by the District and leased to the owner or occupants of buildings in the District. Upon request of the District, existing subscribers owning the radio transmitter shall change it to a radio transceiver that is owned by the District and leased to the owner or occupants of buildings if the existing radio transmitter cannot be repaired, updated or when the transmitter has failed to work properly. Approval will not be given until the existing equipment is updated, if necessary.

Section 1.4    Wireless Fire Alarm Transceiver Equipment Installation and Maintenance.

The installation, maintenance and repair of the radio transmitter at a subscriber's building shall be completed solely the District's vendor contracted agent which will provide this service throughout the District. Subscribers shall allow this vendor to have access to the radio transmitter during normal business hours for all required and necessary installation, annual and necessary maintenance, testing and repair and to ensure that the system remains compliant with the Ordinances of the District. Subscribers shall provide proof of the annual testing to the Fire Prevention Bureau.

Section 1.5    Connection Method

The method of connecting directly to the remote supervising station shall be by the District's Keltron Wireless Alarm Network, or other connection means as approved by the Chief or his designee. All fire alarm system control panels connected to a wireless network radio transceiver shall be provided with at least one reverse polarity or dry contact output. All fire alarm control panels and systems shall be UL listed and approved for the purpose for which they are installed. All fire alarm control panels and systems shall be used only for fire alarm and associated equipment and shall not be combined with or used as burglar alarm equipment or otherwise.

Section 1.6    Fees

The fees for and in connection with the monthly monitoring of fire alarm signals are:

Services

Monthly Fees

New building connection wireless fire alarm	\$ 80.00
Existing telephone line conversion to wireless fire alarm connection	\$ 80.00
Mandatory upgrade to new wireless fire alarm connection (*Beige radios)	\$ 33.00/36 months then \$ 66.00
Migration from owned to leased radios (current red radio owners)	\$ 44.00/36 months then \$ 66.00
Migration from FSS lease to Pleasantview lease radio	\$ 66.00
Monitoring and maintenance fee for owned radios (equip updated included)	\$ 25.00
Monitoring and maintenance fee for owned radios (equip updated not included)	\$ 20.00
New Subscriber Fee	\$125.00
Radio modification fee (recrystal radio)	\$336.00
Disconnection fee	\$ 55.00
Exterior weatherproof enclosure (installed)	\$486.00

Section 1.7 Connection Fees and Subscriber Agreement.

Prior to the connection to the District's Keltron Wireless Alarm Network, Subscribers shall complete the application form, sign a 5-year Subscriber Agreement and pay for the monitoring fees as set forth in the Subscriber Agreement. Any party connecting to the District's Keltron Wireless Alarm Network who fails to sign a Subscriber Agreement shall pay double all of the fees and charges set forth in this Ordinance.

II.

MAINTENANCE OF FIRE ALARM SYSTEMS

All fire alarm systems shall be subjected to annual testing in accordance with the provisions of the currently adopted edition of NFPA 72 and the ordinances of the Pleasantview Fire Protection District. The results of all required tests shall be recorded and shall be provided to the Pleasantview Fire Protection District as part of the annual fire alarm system compliance verification. While the Pleasantview Fire Protection District will repair and maintain its wireless equipment, including the radio transmitter at the subscriber's location, it is the responsibility of the owner of the fire alarm control panel to provide the required annual and periodic testing for all the components of the fire alarm system. Proof of this testing shall be submitted to the Fire Prevention Bureau.

III.

GENERAL PROVISIONS

Section 1. Separability.

A. It is hereby declared to be the intention of the President and Board of Trustees of the Pleasantview Fire Protection District that the several provisions of this Ordinance are separable.

B. If any court of competent jurisdiction should adjudge any provision or part thereof of this Ordinance to be invalid, such judgment shall not affect any other provision or part thereof of this Ordinance, including other parts of the provision declared invalid, which are not specifically declared to be invalid in said judgment.

C. If any court of competent jurisdiction shall adjudge invalid the application of any provision or part thereof of this Ordinance to a particular property, building or structure, such judgment shall not affect the application of said provision or part thereof to any other property, building or structure not specifically included in said judgment

Section 2. Penalty and Enforcement.

A. In addition to the obligation to pay all invoices for charges, permits or other costs or expenses as provided for in this Ordinance, any person, firm or corporation who violates, disobeys, omits, neglects, refuses to comply with or who resists enforcement of any of the provisions of this Ordinance shall upon conviction or upon an adverse finding in a civil proceeding be fined not less than fifty (\$50.00) dollars nor more than seven hundred fifty (\$750.00) dollars for each offense. Each day that a violation is permitted to exist shall constitute a separate offense. The entry of such a fine shall be deemed a judgment in favor of the Pleasantview Fire Protection District which shall bear statutory interest from the date of the entry, and to which allowable costs shall be added.

B. In the event any building or structure erected, constructed, reconstructed, altered, repaired, converted or maintained, or any building, structure or land is used in violation of this Ordinance, the Board of Trustees of the Pleasantview Fire Protection District, in addition to other remedies, may institute any appropriate action or proceeding (1) to prevent the unlawful erection, construction, reconstruction, alteration, repair, conversion, maintenance, or use, (2) to prevent the occupancy of the building structure or land, (3) to prevent any illegal act, conduct, business or use in or about the premises, or (4) to restrain, correct or abate the violation.

C. Any person, firm or corporation who violates, disobeys, omits, neglects, refuses to comply with or resists enforcement of any of the provisions of this Ordinance may, in addition to the other remedies as provided herein, be made subject to a local ordinance complaint filed in the Circuit Court of Cook County, Illinois by a procedure commonly known as the issuance of a "ticket" or a "citation." Any person, firm or corporation who fails to comply with the terms, conditions and provisions of the "ticket" or "citation" complaint and any order of court issued pursuant thereto shall be subject to any of the penalties provided in this Ordinance, or as may be otherwise provided by law.

D. In addition to the remedies and penalties provided in this Ordinance, any person, firm or corporation who has been convicted of violating this Ordinance, or who has been the subject of an adverse finding in a civil proceeding brought pursuant to this Ordinance, shall pay to the Pleasantview Fire Protection District its attorney's fees and costs with respect to the bring of any such proceeding. The amount of those attorney's fees and costs shall be included in the judgment in favor of the Pleasantview Fire Protection District.

Section 3. Repeal.

All ordinances or parts of ordinances in conflict with the provisions hereof are hereby repealed insofar as they conflict with the provisions hereof are hereby repealed insofar as they conflict herewith.

Section 4. Effective Date.


This Ordinance shall become and be effective immediately upon its passage, approval and publication in the manner prescribed by law. It is ordered that publication of this Ordinance be made by duplication thereof in pamphlet form, said pamphlets to be deposited in the office of the Secretary of the Pleasantview Fire Protection District for general distribution.


PASSED this 9th day of February, 2010.

AYES: Kubicki, Smith, Gay  
NAYS: None  
ABSENT: None  
ABSTAIN: None

APPROVED this 9th day of February, 2010.

ATTESTED AND DEPOSITED IN THE  
Office of the Secretary this 9th day of  
February, 2010

  
\_\_\_\_\_  
James Gay, Secretary of the Board of Trustees  
of the Pleasantview Fire Protection District,  
Cook and DuPage Counties, Illinois

  
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Ronald P. Kubicki, President of the  
Board of Trustees of the Pleasantview  
Fire Protection District, Cook and  
DuPage Counties, Illinois