

ORDINANCE NO. 90-1

AN ORDINANCE OF THE WARRENVILLE FIRE PROTECTION DISTRICT, DUPAGE COUNTY, ILLINOIS, ESTABLISHING CERTAIN PENALTIES FOR FAILURE TO PROPERLY INSTALL AND MAINTAIN FIRE ALARMS AND LIFE_SAVING WARNING DEVICES

WHEREAS, Illinois Revised Statutes, Chapter 127 1/2, Section 21. The Board of Trustees of the Warrenville Fire Protection District, has the power to promote and protect the public health, safety, comfort and welfare of its citizens and to require the maintenance of buildings located within its jurisdiction reasonably safe from the hazards of fire: and

WHEREAS, the Board of Trustees of the Warrenville Fire Protection District has established the policy of the necessity of proper installation of fire alarm systems; and, also has previously enacted an ordinance penalizing any person who causes a false alarm to be transmitted as a result of said persons own improper installation or maintenance of an automatic fire alarm system; and

WHEREAS, THE Board of Trustees of the Warrenville Fire Protection District wishes to penalize the improper installation or maintenance of life-saving warning devices including but not limited to fire alarm systems, smoke detectors and sprinkler systems, which improper and/or maontenance may result in the failure to transmit a warning or results in the transmission of a false fire alarm;

NOW THEREFORE BE IT ORDAINED by the Board of Trustees of the Warrenville Fire Protection District as follows:

Section 1. There is hereby established a requirement that any owner or occupant of a structure within the Warrenville Fire Protection District who is required to install or who has installed a fire alarm or other life-saving warning device to so properly install and maintain said system, alarm, device or the like so that warnings are properly transmitted and so that a false fire alarm is not transmitted.

A fire alarm system or life-saving warning as used in this ordinance includes but is not limited to fire alarms, automatic alarm systems and sprinkler systems.

A fire alarm system or life-saving warning device shall be defined as any system or combination of devices which is designed and installed for detecting, controlling or extinguishing a fire or otherwise alerting occupants, the Fire Department or both, that a fire has occurred.

A false fire is defined as a signal given by a firealarm system or life-saving warning device which indicates the existence of an emergency situation when no such emergency exists. It will not include signals resulting from earthquakes, flooding or other natural emergencies.

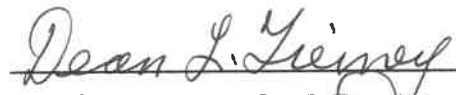
Section 2. If any owner or occupant of property located within the Warrenville Fire Protection District shall fail to properly install or maintain in working condition a required fire alarm system or life-saving warning device, said owner or occupant shall be deemed in violation of this ordinance. Violators of this ordinance shall be subject to a penalty of not more than \$100.00 per responding engine or rescue unit, and \$20.00 per man. This will commence on the receipt of a second false alarm if condition has not been corrected. Each transmission of a false alarm resulting from the improper installation or maintenance of a fire alarm system or life- saving warning device constitutes a seperate violation for which a seperate penalty may be imposed by reason of this ordinance.

Section 3. No such penalty as provided for in section 2 shall be assessed against the owner or occupant of a structure within the District unless the District shall have first given written notice to the owner or occupant by personal delivery or by registered mail or by certified mail, return receipt requested, proper postage prepaid. Said notice shall advise the owner or occupant of the structure in question that the fire alarm system or life-saving warning device in said structure is either improperly installed or is maintained in such a manner so as to result in the system transmitting false fire alarms to the District, or is not functioning or is not properly functioning. The date of personal delivery or the date of mailing of said notice shall be considered to be the date of notice. The penalty provided in section 2 hereof shall thereafter be assessed for each and every false alarm transmitted by the fire alarm system or life-saving warning device.


Section 4. If any provision of this ordinance shall be adjudged by a court of competent jurisdiction to be unconstitutional or invalid, said judgement shall not effect or invalidate the remainder of this ordinance but shall be limited to the provision directly involved in the controversy in which such judgement was rendered.

This ordinance shall be in full force and effect after its passage, approval and publication as provided by law.

Adopted and Approved this 12th day of FEBRUARY 1990



President, Board of Trustees
Warrenville Fire Protection District
DuPage County, Illinois



Secretary-Treasurer, Board of Trustees
Warrenville Fire Protection District
DuPage County, Illinois

Ayes: 2

Nays: 0

Abstentions: 0