

# Local Law Filing

(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  City  Town  Village

(Select one:)

of

Sangerfield

FILED  
STATE RECORDS

AUG 15 2022

DEPARTMENT OF STATE

Local Law No. 2 of the year 2022

A local law

(Insert Title)

False Alarm Law

of the town of Sangerfield

Be it enacted by the Town Board of the

(Name of Legislative Body)

County  City  Town  Village

(Select one:)

of

Sangerfield

as follows:

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

**TOWN OF SANGERFIELD  
TOWN BOARD RESOLUTION  
JULY 12, 2022**

**TOWN OF SANGERFIELD LOCAL LAW 2-2022  
FALSE ALARM LAW of the Town of Sangerfield**

The following resolution was offered by Kevin Kelley, who moved its adoption, seconded by Bill Lachmann, to wit:

WHEREAS, pursuant to the provisions of the Municipal Home Rule Law, proposed Local Law No. 4-2022, titled "False Alarm Law of the Town of Sangerfield" was presented and introduced at a regular meeting of the Town Board of the Town of Sangerfield held on June 14, 2022; and

WHEREAS, a public hearing was held on such proposed local law on July 12, 2022, by the Town Board of the Town of Sangerfield and proof of publication of notice of such public hearing, as required by law, having been submitted and filed, and all persons desiring to be heard in connection with said proposed local law having been heard, and said proposed local law having been in the possession of the members of the Town Board of the Town of Sangerfield in its final form in the manner required by Section 20 of the Municipal Home Rule Law of the State of New York; and

WHEREAS, the Town of Sangerfield Town Board has now determined that it is in the public interest to enact said Proposed Local Law 2-2022.

NOW, THEREFORE, it is

RESOLVED that the Town Board of the Town of Sangerfield, Oneida County, New York, does hereby enact Proposed Local Law No. d-2022 as Local Law No. 2-2022 as follows:

FALSE ALARM LAW  
TOWN OF SANGERFIELD  
TOWN BOARD RESOLUTION  
*July 12, 2022*  
LOCAL LAW 2-2022

*A local law known as False Alarm Law of the Town of Sangerfield.*

*Local Law 2 of the year 2022*

*Town of Sangerfield, Oneida County*

**TITLE: False Alarm Law**

**PURPOSE:** *It is the purpose of this law to protect and promote the public health, safety and general welfare by eliminating avoidable false fire and burglar alarms and thereby ensuring that fire and police facilities and personnel will be available for actual emergencies. False alarms unnecessarily drain resources and require emergency responses which contribute to increased accident rates and which delay responses to real emergencies.*

**APPLICABILITY:** *This law applies to all installed fire and burglar alarms which are directly connected to the police or fire agency or to a private agency which, in turn, makes a connection to a police or fire agency or to no agency but merely sounds an alarm on the premises, each installed alarm having the purpose of notifying police and/or fire agencies or others that an emergency exists at the site of such installed alarm requiring an immediate response from police or fire agencies.*

**DEFINITIONS:** *As used in this law the following terms shall have the following meanings:*

**False Alarm:** *Any alarm reported or received by a local police or fire agency from an installed alarm which is caused by improper installation of the system, by a mechanical failure or malfunction of the system or is due to negligence on the part of the owner user, custodian or other person responsible for the installed alarm. A false alarm does not include an alarm activated by a natural phenomenon, such as a tornado, earthquake, or the like, or by acts of third parties which are beyond control of the person responsible for the installed alarm.*

**INSTALLED ALARM:** Any mechanical or electrical device installed in a building or on premises for the purpose of automatically notifying, directly or indirectly, police and/or fire agencies or sounding an alarm when a break-in or fire occurs and used for the purpose of summoning help from police or fire agencies.

**PERMITS AND FEES:**

- A. Effective immediately a permit is required for the installation and/or operation of any installed alarm which serves to alert, either directly or indirectly, the police and/fire department. Permits for those installed alarms which are now in operation must be obtained within 90 days of the effective date of this law.
- B. There will be no cost to the applicant for a permit. Permits will be issued by the Town Clerk upon completion of the application providing the following information.
  1. Date of Application
  2. Type of Alarm.
  3. Name, address and telephone number of the person responsible for the alarm
  4. Address and extent of premises protected by the alarm.
  5. Location of the alarm device annunciator panel.
  6. Offices or agencies notified by the alarm.
  7. Names, addresses and telephone numbers of persons to be contacted in the event of an alarm, any time of the day or night, and who will respond to the alarm and are authorized by the alarm user to enter the premises.
  8. Other information required by the clerk.
- C. Applications received by the Town Clerk shall be deemed confidential and shall not be disclosed, except as provided by law.

**FALSE ALARMS PROHIBITED; PENALTIES FOR OFFENSES.**

- A. Any person who fails to obtain Permits and Fees hereof relating to the failure to obtain a permit for the installation and/or operation of an installed alarm shall be deemed guilty of a violation and, upon conviction thereof, shall be punishable by a fine as set forth in Chapter 1, Article "1-14, General Provisions. Each day's continued violation shall constitute a separate violation. "
- B. The property owner or lessee of property to which an emergency agency responds as a result of false alarm shall be deemed guilty of a violation and, upon conviction thereof, shall be punishable by a fine based upon the number of offenses occurring with 12 months from the first offense, as follows:
  1. First offense: Written Warning

2. *Second offense: \$100*
3. *Third offense: \$250*
4. *Fourth offense: \$500*
5. *Fifth and each subsequent offense: \$1000*

C. *The intentional transmission of a false alarm shall further be punishable under the provisions of the Penal Law of the State of New York.*

*This local law shall take effect immediately upon filing with the Secretary of State.*

*The question of the adoption of the foregoing resolution was duly put to a vote and up roll call, the vote was as follows:*

*Kevin Kelley Councilor Voted Yes*

*William Lachmann Councilor Voted Yes*

*David Wicks Councilor Voted Yes*

*Philip N. Olin Councilor Voted Yes*

*William Fredericks Supervisor Voted Yes*

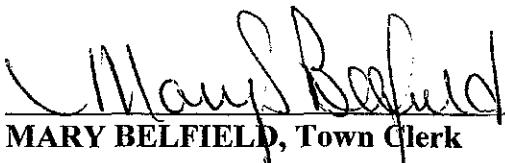
*The foregoing resolution was thereupon declared duly adopted.*

*DATED: July 12, 2022*

## AFFIDAVIT OF POSTING

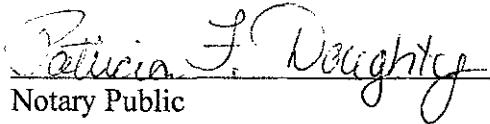
STATE OF NEW YORK )  
COUNTY OF ONEIDA )ss.:

**MARY BELFIELD**, being duly sworn, deposes and says that she is the Town Clerk of the Town of Sangerfield, Oneida County, New York, and that on the 15th day of June 2022, she affixed the attached Notice of Public Hearing on the signboard maintained pursuant to Town Law Section 30(6) near the entrance to the Town Clerk's Office in the Town Hall located at 1084 State Route 12, Sangerfield, New York.



**MARY BELFIELD**, Town Clerk

Subscribed and sworn to before me  
This 15th day of June, 2022



**PATRICIA F. DOUGHTY**  
Notary Public

**PATRICIA F DOUGHTY**  
Notary Public, State of New York  
Registration No. 01DO5077424  
Qualified in Oneida County  
Commission Expires May 05, 2023

**CERTIFICATE**

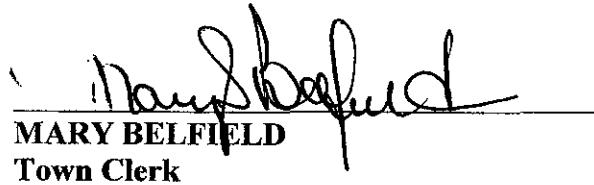
**STATE OF NEW YORK )**  
**COUNTY OF ONEIDA )**

I, the undersigned Town Clerk of the Town of Sangerfield, Oneida County, New York, **DO**  
**HEREBY CERTIFY:**

That I have compared the foregoing Resolution with the original thereof on file in the Office of the Town Clerk of the Town of Sangerfield, and that the same is a true and correct copy of said original and of the whole of said original so far as the same relates to the subject matters therein referred to.

**I FURTHER CERTIFY** that all members of said Board had due notice of said meeting and that, pursuant to Section 103 of the Public Officers Law, said meeting was open to the general public.

**IN WITNESS WHEREOF**, I have hereunto set my hand and affixed the seal of said Town on July 18, 2022

  
**MARY BELFIELD**  
**Town Clerk**

**(SEAL)**