

ORDINANCE NO. 2022-49

AN ORDINANCE AMENDING CHAPTER 42, OFFENSES AND MISCELLANEOUS PROVISIONS, OF THE CODE OF ORDINANCES FOR THE VILLAGE OF CHERRY VALLEY, ILLINOIS BY CREATING SECTION 42-98, FALSE ALARMS

WHEREAS, the Village of Cherry Valley, Illinois ("Village") has adopted a Code of Ordinances ("Code") for the Village; and

WHEREAS, the Village wishes to amend its Code by establishing regulations and penalties for false alarms requiring responses to properties within the Village; and

WHEREAS, the Village has determined that adopting such an ordinance is in the best interest of the Village and its citizens.

NOW, THEREFORE, BE IT ORDAINED by the President and Board of Trustees of the Village of Cherry Valley, Illinois as follows:

1. Chapter 42, Article I, of the Code of Ordinances is hereby amended by the creation of Section 42-98, False Alarms, which shall read as follows (additions shown as **bold and underlined**) (all other sections not amended shall remain as written):

Sec. 42-98. False Alarms.

False alarm means an alarm system signal or communication from an automatic direct-dialing device or other alarm system causing response by the Village police department, or any other department of the Village, when none of the following emergency situations are present: fire, burglary, theft, armed robbery, commission of any unlawful act, any unauthorized entry into any building, place or premises.

It shall be unlawful for any person to transmit a false alarm to the Village. In the event of a false alarm, each property shall be afforded two false alarm responses from January 1 to June 30 and two additional false alarm responses from July 1 to December 31 each calendar year. Any person having an alarm system or device on their premises shall be subject to the following fines per calendar year for each subsequent false alarm: 3rd and 4th Alarm Response - \$50.00, 5th or more Alarm Response - \$100.00. Each false alarm transmitted per day shall be considered a separate offense.

2. Except as amended in this Ordinance, all other provisions and terms of Village Code of Ordinances shall remain in full force and effect as previously enacted except that those ordinances, or parts thereof, in conflict herewith are hereby repealed to the extent of such conflict.

3. This ordinance shall be in full force and effect after its approval, passage, and publication in pamphlet form as required by law.

PASSED UPON MOTION BY: NANCY BELT

SECONDED BY: MIKE NEVILLE

BY ROLL CALL VOTE THIS 18th DAY OF OCTOBER, 2022

AS FOLLOWS:


VOTING "AYE": NANCY BELT, JEFF FUSTIN, SALLY HOLLEMBEAK,
MIKE NEVILLE, CARL WEDIG

VOTING "NAY": NONE

ABSENT, ABSTAIN, OTHER: BRANDI PEARSE

APPROVED: OCTOBER 18, 2022

ATTEST:



David Schroeder, Village President



Kathy Trimble Village Clerk