

AN ORDINANCE

04-0 -1806

BY CLAIR MULLER

AN ORDINANCE TO AMEND CODE SECTION 70-29 OF THE CODE OF ORDINANCES FOR THE PURPOSE OF REPEALING THE PERMIT REQUIREMENT FOR RESIDENTIAL PROPERTIES AND FOR OTHER PURPOSES.

WHEREAS, the City has an overriding interest in public safety; and

WHEREAS, the permit and fee requirements have served their purpose; and

WHEREAS, the City finds it is time remove these requirements from the code;

NOW, THEREFORE BE IT ORDAINED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA as follows:

SECTION 1: That Section 70-29(a) and (b) be deleted in their entirety and replaced

with following:

Sec. 70-29. Permit for installation and operation.

(a) It shall be unlawful for any person to install, operate, cause to be operated, authorize or allow the operation of a burglar or robbery alarm system unless a current permit has been issued by the police chief or the chief's designee for such system. However, this section shall not be applicable to residential properties or an alarm system business which monitors, services or monitors and services an alarm system installed and designed to protect property under the control of a person other than the alarm system business. For the purpose of this section the term "person in control of this property" means a person having ownership or a leasehold interest in the property on which an alarm system is to be installed. The person in control of the property shall be subject to prosecution if the person authorizes or allows the operation of such system without a valid permit. Application for a permit for the operation of an alarm system shall be made by a person having ownership or a leasehold interest in the property on which the alarm system is to be installed and operated. The application shall be made in writing to the police chief or the chief's designee on a form designated by the chief for that purpose. On such application, the applicant shall set forth the following:

(1) The name, address and telephone number of each person in control of the property.

- (2) The street address of the property on which the alarm system is to be installed and operated.
- (3) Any business name used for the premises on which the alarm system is to be installed and operated.
- (4) The name of the person or alarm system business who will install the alarm system.
- (5) Automatic response alarm users shall furnish the name and telephone numbers of the alarm system business which can contact the alarm user through emergency telephone numbers provided them by the alarm user.
- (6) Independent alarm users shall furnish home, work or any other telephone number where they may be contacted in an alarm activation. These telephone numbers shall also be posted in a conspicuous place on the premises where an independent alarm system is located.
- (7) The application shall be signed by the person making application for the permit.

(b) The chief or the chief's designee shall issue a permit to the individual, corporation, partnership or other legal entity having an ownership or leasehold interest in the commercial property upon submission of an application in accordance with this section, and payment of a permit fee which shall be \$50.00 for all businesses. For multiple alarms, a permit shall be required each alarm system. If it is found that any statement made in the application is false, a permit shall not be issued. Each permit issued in accordance with this section shall be valid until such time as the control of the property is transferred from the permit holder. Upon such transfer of control of the property, a new permit shall be obtained. The city shall be exempt from such fees on burglar alarm systems installed in city-owned facilities within the boundaries of the city.

SECTION 2: The date of execution of this Ordinance by the Mayor shall be the effective date of abandonment.

SECTION 3: That all Ordinances and parts of Ordinances in conflict herewith are hereby waived.

RCS# 6391
1/03/05
3:54 PM

Atlanta City Council

Regular Session

MULTIPLE

0502 0503 0504 0931 1270
1271 1628-SUB 1806 1923 1924 2023
FILE

YEAS: 11
NAYS: 0
ABSTENTIONS: 0
NOT VOTING: 5
EXCUSED: 0
ABSENT 0

Y Smith	Y Archibong	Y Moore	Y Mitchell
Y Starnes	Y Fauver	NV Martin	Y Norwood
NV Young	Y Shook	NV Maddox	Y Willis
Y Winslow	Y Muller	NV Sheperd	NV Borders

MULTIPLE

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BY **CLAIR MILLER**

FILED BY
CITY COUNCIL

JAN 03 2005

<p>Committee Date Referred To: <u>10/12/04</u></p> <p>Chair: <u>[Signature]</u></p> <p>Members: <u>[Signature]</u></p>		<p>Committee Date: <u>10/12/04</u></p> <p>Chair: <u>[Signature]</u></p> <p>Members: <u>[Signature]</u></p>		<p>Committee Date: <u>10/12/04</u></p> <p>Chair: <u>[Signature]</u></p> <p>Members: <u>[Signature]</u></p>		<p>Committee Date: <u>10/12/04</u></p> <p>Chair: <u>[Signature]</u></p> <p>Members: <u>[Signature]</u></p>	
<p>Refer To: _____</p>		<p>Refer To: _____</p>		<p>Refer To: _____</p>		<p>Refer To: _____</p>	
<p>Referred To: <u>Public Safety</u></p>		<p>Referred To: _____</p>		<p>Referred To: _____</p>		<p>Referred To: _____</p>	
<p>Date Referred: <u>10/14/04</u></p>		<p>Date Referred: _____</p>		<p>Date Referred: _____</p>		<p>Date Referred: _____</p>	
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FINAL COUNCIL ACTION

2nd 1st & 2nd 3rd

Readings

Consent V Vote RC Vote

CERTIFIED

CERTIFIED

JAN 03 2005

[Signature]

CERTIFIED

JAN 03 2005

[Signature]

MAYOR'S ACTION