

VILLAGE OF DOWNERS GROVE
REPORT FOR THE VILLAGE COUNCIL MEETING
OCTOBER 12, 2010 AGENDA

SUBJECT:	TYPE:	SUBMITTED BY:
Fire Department License Fee Updates	✓ Resolution Ordinance Motion Discussion Only	Dave Fieldman Village Manager

SYNOPSIS

An ordinance been prepared to address the following:

- Correct Code numbering inconsistencies and update 2003 NFPA and 2006 Fire Code references.
- Remove Fire Prevention and Fire Department fees from the Municipal Code and list these items in the Administrative Regulation entitled “User-Fee, License and Fine Schedule”.
- Update selected Fire Department fees in accordance with the Village’s User-Fee, License and Fine Umbrella Policy.

STRATEGIC PLAN ALIGNMENT

The FY10 Strategic Plan identifies *Fee Schedule and Related Code Revisions* as an action agenda item for 2010.

FISCAL IMPACT

This fee change is projected to generate \$20,000 in additional revenue on an annual basis for the Village.

UPDATE & RECOMMENDATION

This item was discussed at the October 5, 2010 Village Council meeting. The Council asked whether other municipalities charge for water usage during fire suppression. Staff determined that the Tri-State Fire Protection District provides estimates of water usage to private water utility companies after fires in unincorporated areas. The water utility companies charge the homeowner for the water usage.

The Council also asked how many alarms malfunction for a period of 30 days or more. Staff determined that there are currently three vacant buildings and one building under construction that have alarms malfunctioning or in disrepair more than 30 days. Most alarms are repaired within 30 days (typically within 48 hours). Vacant buildings and buildings under construction are the most frequent types of buildings that exceed 30 days.

Staff recommends approval on the October 12, 2010 active agenda.

BACKGROUND

The Village is proceeding with a generalized Fee Schedule and updates to fees charged for services. Recently, the Village Council approved changes to the fees for services administered by the Village Manager’s Office (VMO), Clerk’s Office, Finance, Community Development and the Legal Department.

The proposed Fire Department fee updates are related to existing emergency response fees. Staff has determined that the proposed fees cover the cost of providing the services. Staff compared the proposed fees to those fees charged by neighboring municipalities and determined that the proposed fees are comparable. In addition, Code numbering inconsistencies have been corrected throughout. Staff is recommending the following changes to existing Fire Department fees:

- Increasing the Emergency Medical Service transportation fees for residents as noted below:
 - Basic Life Support from \$350 to \$450
 - Advanced Life Support I from \$500 to \$600

- Advanced Life Support II from \$550 to \$650
- Increasing the Emergency Medical Service transportation fees for non residents as noted below:
 - Basic Life Support from \$450 to \$550
 - Advanced Life Support I from \$650 to \$750
 - Advanced Life Support II from \$700 to \$800
- Increasing the Emergency Medical Service transportation mileage fee for non residents and residents from \$5 to \$8.
- Eliminating the \$50 fee for oxygen. The oxygen fee has been incorporated into the fees for ambulance transport.
- Increasing the fee for an alarm malfunctioning or being in disrepair for a period over 30 days from \$10 per day to \$30 per day. This fee is referenced in two sections of the Municipal Code.

Increases to Emergency Medical Service transportation fees are proposed to keep in line with the cost of services provided. Staff proposes incorporating the fee for oxygen into the other Emergency Medical Service fees due to the fact that it is standard protocol to be utilized with transports. Increasing the fees for alarm malfunctioning is proposed to keep in line with administrative staff costs.

As part of the 2010 Strategic Plan, the Village Council directed staff to conduct a comprehensive review and update of all Village-charged user-fees, licenses and fines. On February 16, 2010 the Village Council approved the User-Fee, License and Fine Umbrella Policy. The User-Fee, License and Fine Umbrella Policy is intended to develop and implement a formalized method for comprehensively establishing, reviewing and regularly updating Village user-fees, licenses and fines. The policy also sets forth the parameters within which staff will be operating when conducting its user-fee, license and fine review process in 2010. This fee review process will be conducted on a department-by-department basis and staff will regularly submit departmental fee update recommendations to the Village Council for formal consideration throughout 2010.

ATTACHMENTS

- Ordinance
- Fee Schedule

I:\mw\agenda.10\FireFeesMM

VILLAGE OF DOWNERS GROVE
COUNCIL ACTION SUMMARY

INITIATED: Fire Prevention **DATE:** October 12, 2010
(Name)

RECOMMENDATION FROM: _____ **FILE REF:** _____
(Board or Department)

NATURE OF ACTION:

- Ordinance
- Resolution
- Motion
- Other

STEPS NEEDED TO IMPLEMENT ACTION:

Motion to Adopt "AN ORDINANCE AMENDING FIRE PREVENTION/FIRE DEPARTMENT FEES AND PROVISIONS", as presented.

SUMMARY OF ITEM:

Adoption of the attached ordinance shall amend the Municipal Code regarding Village user-fees, licenses and fines and correct code reference inconsistencies.

RECORD OF ACTION TAKEN:

ORDINANCE NO. _____

AN ORDINANCE AMENDING FIRE PREVENTION/FIRE DEPARTMENT FEES AND PROVISIONS

BE IT ORDAINED by the Village Council of the Village of Downers Grove in DuPage County, Illinois, as follows: (Additions are indicated by ~~shading~~/underline; deletions by ~~strikeout~~):

Section 1. That Section 1.16 is hereby amended to read as follows:

1.16 Citation and settlement in lieu of prosecution for certain offenses.

(a) Whenever a person is observed violating certain provisions of this code as specified in this section, or there is reasonable suspicion to believe that such a violation has occurred and that a particular person is responsible, the Village may, in lieu of filing a complaint in court, issue to the alleged violator a citation which shall:

- (1) Advise said person that the same has violated a specified ordinance;
- (2) Direct said person to make payment in an amount applicable to said alleged violation as set forth in this section as settlement of said claim;
- (3) Advise said person, where applicable, to cease and/or abate said violation forthwith and to refrain from like violations in the future;
- (4) Inform said person that, upon failure to so settle the claim and to cease and/or abate said violations, a complaint will be filed in the Circuit Court of DuPage County.

(b) Except as provided below, citations as provided herein shall be personally served upon the person responsible for the violation, his agent, representative, independent contractor or employee. In the event the owner, occupant, contractor or other person responsible for the violation cannot be located the citation may be served by posting a copy at the property, structure or vehicle where the violation has occurred and sending a copy by United States mail to the last known address of such person.

(c) Any person served with a citation for violations of the following provisions of the Downers Grove Municipal Code and the Comprehensive Zoning Ordinance of the Village of Downers Grove may settle and compromise the matter in respect of such ordinance violation by ceasing and/or abating said violation and paying the sum of ten dollars (\$10.00) if paid within ten (10) days of service of the citation, or twenty-five (\$25.00) dollars if paid after such ten (10) day period but before filing of a complaint in the Circuit Court of DuPage County.

1. DOWNERS GROVE MUNICIPAL CODE

- (i) Section 5-12; Dog, Horse or Pony Running at Large.
- (ii) Section 5-12.1; Disposal of Dog Excrement.
- (iii) Section 13-43; Storage of Refuse.
- (iv) Section 13-49.1; Placing Garbage on the Parkway for Scavenger Removal.

2. COMPREHENSIVE ZONING ORDINANCE

- (i) Section 28-1404; Regulating Off-Street Parking.

(d) Any person served with a citation for violations of the following provisions of the Downers Grove Municipal Code, and such other Codes adopted therein, may settle and compromise the matter in respect of such ordinance violation by ceasing and/or abating said violation and paying the sum of twenty-five dollars (\$25.00) if paid within ten (10) days of service of the citation, or fifty dollars (\$50.00) if paid after such ten (10) day period but before filing of a complaint in the Circuit Court of DuPage County.

1. DOWNERS GROVE MUNICIPAL CODE

- (i) Section 25-11; Use of Public Hydrants.
- (ii) Section 15-8; Drinking in Public.
- (iii) Section 8-99(a)(7); Requirements for Display of Massage Establishment

Fees#5-Fire

License.

- (iv) Section 14-74; Pedestrian's Duties at Railroad Grade Crossings.
- (v) Section 15-5.1; Noise Regulations.
- (vi) Section 19-21.1; Depositing Snow on Paved Streets.
- (vii) Section 13-49.2; Discarding Refuse and Compostable Materials in Streets,

etc., prohibited.

2. 2003 NATIONAL FIRE PROTECTION ASSOCIATION LIFE SAFETY CODE (As adopted in Section 7-1301)

(i) ~~Section 1-3.13.1; Building Equipment Maintenance~~ 4.6.13.1 through 4.6.13.4 Maintenance and Testing [Equipment, Systems and Life Safety Features Maintained in Proper Operating Condition].

~~(ii) Section 1-3.13.2; Building Fire Equipment and Systems Maintained in Proper Operating Condition.~~

3. ~~BUILDING OFFICIALS & CODE ADMINISTRATOR NATIONAL FIRE PREVENTION CODE~~ INTERNATIONAL CODE COUNCIL 2006 INTERNATIONAL FIRE CODE (As adopted in Section 17-43)

- (i) Section ~~F-310.4~~ 605.4; Multi-Plug Adaptors.
- (ii) Section ~~F-310.5~~ 605.5; Extension Cords.
- (iii) Section ~~F-518~~ 906; Portable Fire Extinguishers.

4. COMPREHENSIVE ZONING ORDINANCE

(i) Section 28-1408; Parking of Recreational Vehicles and Recreation Equipment in Residence District.

(e) Any person served with a citation for violations of the following provisions of the Downers Grove Municipal Code, may settle and compromise the matter in respect of such ordinance violation by ceasing and/or abating said violation and paying the sum of fifty dollars (\$50.00) if paid within ten (10) days of service of the citation, or one hundred dollars (\$100.00) if paid after such ten (10) day period but before filing of a complaint in the Circuit Court of DuPage County.

1. DOWNERS GROVE MUNICIPAL CODE

- (i) Section 13-35; Open Burning Prohibited.
- (ii) Section 15.23; Truancy
- (iii) Section 15-28.3; Possession of Telecommunications Devices on Public

School Property Prohibited.

- (iv) Section 17-45; Parking in Fire Lane.
- (v) Section 25-5; Regulations for Water Conservation.

2. DOWNERS GROVE PARK DISTRICT GENERAL USE ORDINANCE (pursuant to an intergovernmental agreement with the Downers Grove Park District)

(f) Any person served with a citation for violations of the following provisions of the Downers Grove Municipal Code, may settle and compromise the matter in respect of such ordinance violation by ceasing and/or abating said violation and paying the sum of seventy-five dollars (\$75.00) if paid within ten (10) days of service of the citation, or one hundred and fifty dollars (\$150.00) if paid after such ten (10) day period but before filing of a complaint in the Circuit Court of DuPage County.

1. DOWNERS GROVE MUNICIPAL CODE

- (i) Section 15-23.1; Possession of Tobacco Products by Minors.
- (ii) Any provision of Chapter 6, Bicycles.
- (iii) Section 19-15.1; Skateboarding, Roller Skating or In-Line Skating in a

Business District.

- (iv) Section 28-1501.04(8) Real Estate Signs.
- (v) Section 28-1501.04(10) Garage/Rummage Sale Signs.

2. 2003 NATIONAL FIRE PROTECTION ASSOCIATION LIFE SAFETY CODE (As adopted in Section 7-1301)

Fees#5-Fire

(i) Section ~~2-4; Obstructing Building Exits~~ 4.5.3.2 Unobstructed Egress.

(g) Any person served with a citation for violations of the following provisions of the Downers Grove Municipal Code, may settle and compromise the matter in respect of such ordinance violation by ceasing and/or abating said violation and paying the sum of one hundred dollars (\$100.00) if paid within ten (10) days of service of the citation, or two hundred fifty dollars (\$250.00) if paid after such ten (10) day period but before filing of a complaint in the Circuit Court of DuPage County.

1. DOWNERS GROVE MUNICIPAL CODE

(i) Section 13.38; A person who smokes in an area where smoking is prohibited under the Smoke Free Illinois Act.

(ii) Section 15-20(b); Sale of Tobacco to a Minor.

(h) Any person served with a citation for violations of the following provisions of the Downers Grove Municipal Code, may settle and compromise the matter in respect of such ordinance violation by ceasing and/or abating said violation and paying the sum of two hundred fifty dollars (\$250.00) if paid within ten (10) days of service of the citation, or five hundred dollars (\$500.00) if paid after such ten (10) day period but before filing of a complaint in the Circuit Court of DuPage County.

1. DOWNERS GROVE MUNICIPAL CODE

(i) Section 7-1801 (a), (d), (e), (f) (g), (i), (k), (o), (p); Demolition/Construction Site Management.

(i) Any person served with a citation for violations of the following provisions of the Downers Grove Municipal Code, may settle and compromise the matter in respect of such ordinance violation by ceasing and/or abating said violation and paying the sum of five hundred dollars (\$500.00) if paid within ten (10) days of service of the citation, or one thousand dollars (\$1,000.00) if paid after such ten (10) day period but before filing of a complaint in the Circuit Court of DuPage County.

1. DOWNERS GROVE MUNICIPAL CODE

(i) Section 3-25; Sale of Liquor to Certain Persons Prohibited.

(j) Any person served with a citation for violations of the following provisions of the Downers Grove Municipal Code, may settle and compromise the matter in respect of such ordinance violation by ceasing and/or abating said violation and paying one hundred percent (100%) of a permit fee if work is started without a permit.

1. DOWNERS GROVE MUNICIPAL CODE

(i) Section 7.301; Permit Required. (Buildings)

(ii) Section 10.401; Work to be stopped. (Electrical)

(iii) Section 16.303(b) Permit issuance. (Plumbing)

(k) Payment of the citation shall be made at the window at Village Hall, or by depositing payment in the Village drop box or United States mail.

(l) In the event that payment is not made within the time prescribed and a complaint has been filed in the Circuit Court of DuPage County, any person convicted of violating any of the provisions of this code shall be punished by a fine as determined under Section 1-15(a).

(m) The issuance of a citation under this section shall not be deemed a waiver of the power of the Village of Downers Grove to suspend, revoke or refuse to renew any license or permit for cause.

(n) The following Village personnel shall have the authority to issue citations under this section: police officers, fire department inspectors, community development officers, and such other persons as designated by the Village Manager; provided that fire department inspectors shall only write citations for violations of the Life Safety or BOCA Fire Prevention Code, and that the Village Manager, by administrative regulation, may limit the jurisdictional powers of other persons he designates as authorized to issue citations. (Ord. No. 2261, § 4)

Section 2. That Section 17.15.1. is hereby amended to read as follows:

17.15.1. Bureau of Fire Prevention.

Fees#5-Fire

(a) A bureau of fire prevention is hereby established in the fire department of the Village, and shall be operated under the supervision of the chief of the fire department.

(b) The chief in charge of the bureau of fire prevention shall be appointed by the Village Manager, after determining his/her qualifications. His/her appointment shall continue during good behavior and satisfactory service, subject to removal at any time by the Village Manager for cause.

(c) The chief of the fire department may detail such members of the fire department as inspectors as shall from time to time be necessary. The chief of the fire department shall recommend to the Village Manager the employment of technical inspectors, who, when authorization is made by the Village Council, shall be selected after a determination of their fitness for the position by the Village Manager. The position of technical inspector shall be open to both members and nonmembers of the fire department, and appointments made shall be for an indefinite term with removal for cause, unless other terms of employment are prescribed by resolution of the Village Council.

(d) The bureau of fire prevention shall enforce the provisions of the Fire Prevention Code adopted by Section 17-43 and the provisions of the Life Safety Code adopted by ~~Section 7-29~~ Chapter 7, Article XIII.

(e) A report of the bureau of fire prevention shall be made annually and transmitted to the Village Manager, which shall contain information of all proceedings under the Fire Prevention Code adopted by Section 17-43, together with such statistics as the chief of the fire department may wish to include therein, and the chief of the fire department shall also recommend therein any amendments to such Code which, in his/her judgment, shall be desirable. (Ord. No. 1282, § 2; Ord. No. 1790, § 2; Ord. No. 2602, § 3.)

Section 3. That Section 17.28. is hereby amended to read as follows:

17.28. Emergency Medical Service and Transportation Fee.

(a) ~~The following fees~~ as set forth in Administrative Regulation entitled "User-Fee, License and Fine Schedule" shall be imposed upon each person who uses emergency medical service and/or transportation provided by the Downers Grove Fire Department:

	<u>Residents</u>	<u>Non-Residents</u>
	-	
Basic Life Support Calls	\$350.00	\$450.00
Advanced Life Support I Calls	\$500.00	\$650.00
Advanced Life Support II Calls	\$550.00	\$700.00
Mileage per loaded mile	\$5.00	\$5.00

(b) No fee shall be charged to any person for emergency medical services provided under the following conditions:

- (1) The person is a Village employee and the emergency services and/or transportation provided are related to an injury or illness covered by the Village's worker's compensation or Village health insurance;
- (2) The person dies prior to being admitted to the hospital; or
- (3) The Village Manager or his/her designee may waive the fee, or a portion of the fee, if he determines that the person is incapable of paying the fee.

Section 4. That Section 17.46. is hereby amended to read as follows:

17.46. Fire Plan Examination Fees.

Upon application for any non-residential permit required by the Building Code, or any amendment thereto, the applicant shall pay a fire plan examination fee as set forth in Administrative Regulation entitled "User-Fee, License and Fine Schedule" to the Village in accordance with the provisions of this section; any amendment to a permit shall not be approved until additional fees, if any, shall have been paid. Plan review fees shall be non-refundable.

Fees#5-Fire

Commercial, Industrial & Multi Family, One & Two Family Structures

1. Sprinkler Systems: Includes standpipes and fire pumps as part of the system.

Number of Sprinklers	Fee
1 - 20	\$250.00
21 - 100	\$450.00
101 - 200	\$550.00
201 - 300	\$650.00
301 - 400	\$750.00
401 - 500	\$850.00
Over 500 Sprinklers	\$950 + \$1.50 for each sprinkler over 500

(2) Standpipe Systems

Basic fee: \$200.00 for the 1st standpipe, \$150.00 per additional standpipe.

(3) Fire Pumps

Basic fee: \$350.00 per Fire Pump

Note: For pumps being installed to upgrade and or enhance the design of an existing sprinkler or standpipe, additional fees may apply for the review of the new design of the system being enhanced by pump.

(4) Suppression Systems

Spray Booths: \$150.00

Restaurant Wet Chemical Systems

Restaurant system: \$350.00 flat rate per hood system

Restaurant Mechanical Hood and Duct Systems

Flat rate of \$350.00 per hood

Gas Suppression Systems or Dry Chemical Systems

The fee is based on the total pounds of Suppression Agent used

Pounds of Suppression Agent	Fee
1 - 50	\$150.00
51 - 100	\$200.00
101 - 200	\$250.00
201 - 300	\$325.00
301 - 400	\$400.00
401 - 500	\$475.00
501 - 750	\$550.00
751 - 1,000	\$625.00

Fees#5-Fire

~~Over 1,000 \$700.00 plus \$1.00 for each pound of agent over 1,000~~

~~(5) Fire Detection and Alarm Systems~~

~~(i) Basic fee for a complete new system is: \$200.00 for the first 15,000 square feet. Each additional 15,000 square feet or portion thereof: \$200.00~~

~~(ii) Partial systems: \$150.00 for the first 15,000 square feet. Each additional 15,000 square feet or portion thereof: \$200.00~~

~~(6) Above and Underground Tank Review~~

	Fee
Above Ground Tank Installation	\$300.00 per tank
Underground Tank Installation	\$300.00 per tank
Underground Tank Removal	\$300.00 per tank
Underground Tank Bond	\$10,000.00

~~(7) Miscellaneous Fire Plan Review \$75.00~~

~~(B) Special Consultation~~

~~For any Fire Protection concerns in which the Village of Downers Grove Fire Chief or Fire Prevention Division Chief determines that additional technical resources or technical assistance is required from source outside of staff, the applicant shall be responsible for the actual consultant fees charged. The applicant shall be responsible for all consultant costs.~~

~~Examples where such fees may apply are as follows:~~

~~Plan review of smoke control systems; life safety plan review for covered malls or other similar type structures; plan review of projects where performance based design is used to comply with codes; and plan review of projects greater than 5,000 square feet.~~

Section 5. That Section 17.47. is hereby amended to read as follows:

17.47. Permit and Inspection Fees.

No permit shall be issued or inspection conducted until all fees described in this Section as set forth in Administrative Regulation entitled "User-Fee, License and Fine Schedule" and any outstanding fees have been paid in full.

~~(a) Permit fees are as follows:-~~

Open Burning Permit (per occurrence)	\$50.00
Fireworks Permit (per occurrence)	\$75.00
Spray Booth Permit (annual)	\$50.00
Underground Petroleum Storage (annual)	\$150.00
Liquefied Petroleum Gas Tank Storage and Sales (annual)	\$50.00
Tar Kettle Permit (per occurrence)	\$75.00
Spray Booth Inspection	\$100.00

Above Ground Tank Installation Inspection	\$100.00 per tank
Underground Tank Installation Inspection	\$100.00 per tank
Underground Tank Removal Inspection	\$100.00 per tank
Each Tank Reinspection	\$100.00 per tank

Fees#5-Fire

Tank/Piping Pressure Test	\$100.00 per tank
Remote Dispensing Device	\$100.00 per Hose or Nozzle
Each Tank Reinspection	\$100.00
(b) Inspection fees are as follows:	
Hydro Static Test	\$100.00
Fire Alarm Acceptance Test (per floor)	\$100.00
Restaurant Mechanical Hood & Duct Systems	\$100.00
Fire Pump Acceptance Test	\$150.00
Fire Pump Annual Inspection Fee	\$150.00
Generator Acceptance Test	\$150.00
Temporary Use Permit Inspections	\$50.00
Amusement Ride (per inspector)	\$50.00
Walk Through	\$50.00
Miscellaneous Fire Permit Inspection	\$75.00
Reinspections:	
First Inspection	\$75.00
Second reinspection	\$75.00
Subsequent reinspection(s)	\$75.00
Fire Extinguisher Training	\$50.00/hour
Fire Watch Personnel (per person)	\$100.00 1st hour, \$75.00 each additional hour
Fire Watch Apparatus	\$150.00 per hour

Section 6. That Section 17.62. is hereby amended to read as follows:

17.62. Maintenance, testing and alarm verification requirements.

(a) All Alarm Users shall maintain the Alarm System in good working order. All alarm systems that are malfunctioning, in disrepair, or in need of component replacement shall come into Code compliance within thirty (30) days of notification by the Village. Each alarm user whose system has not been brought into Code compliance by the 31st day after notification will be charged ~~ten dollars (\$10.00)~~ a fee as set forth in Administrative Regulation entitled "User-Fee, License and Fine Schedule" per day for each day not in Code compliance.

(b) The Alarm User shall have any fire Alarm System and all devices tested according to the following schedule by a licensed testing agency or licensed electrical contractor:

Sprinkled buildings - semi-annually

Non-sprinkled buildings - semi-annually

(1) Tests under this section shall be conducted according to the standards as set forth in Section 17-58(g).

(2) The results of the testing agency or electrical contractors test shall be in writing, signed by the agency or contractor, and kept on file at the premises where the Alarm System is being used. A copy of the test results shall be given to the Fire Alarm Coordinator upon completion of the Alarm System test. Tests shall not be considered completed until the Village receives the written results thereof. If the written results are not received by the Village within thirty days after the end of the

applicable testing interval, the Alarm User shall be subject to the additional fee set forth in Section 17-71(b).

(c) Alarm Users shall require their alarm system service provider to verify alarm activations by telephone or electronic means prior to reporting the alarm activation to the Village Operations Center. Alarm system service providers shall attempt verification on all telephone alarms.

(d) It shall be the responsibility of both the alarm user and the owner of the premises where the alarm system is located to notify the Village within ten (10) days of a change of ownership, user or keyholder and to provide a telephone number and current address of said person.

(e) It shall be the responsibility of both the alarm user and the owner of the premises where the alarm system is located to notify the Village within ten (10) days of a change of telephone number or address. (Ord. No. 2183, § 1; Ord. No. 2681, § 2)

Section 7. That Section 17.68. is hereby amended to read as follows:

17.68. Alarm systems subject to disconnection from Village system.

The following alarm systems may be subject to disconnection as provided in Section 17-69:

(a) Any Alarm System which does not or no longer meets the requirements required for connection as set forth in Section 17-58.

(b) Any Alarm System for which connection fees, false alarm fees or additional charges under this Article have been assessed and are thirty days overdue.

(c) Any Alarm System which has ten or more false alarms within a sixty day period.

For properties required to be connected to the Village System according to the Downers Grove Municipal Code and subject to disconnection pursuant to this section, the procedures for disconnection in Section 17-69 shall be followed, but a fee of two hundred dollars (\$200.00) as set forth in Administrative Regulation entitled "User-Fee, License and Fine Schedule" shall be assessed in lieu of disconnection.

(d) Any Alarm System which is no longer required pursuant to the Downers Grove Municipal Code to be connected to the Village System. (Ord. No. 2183, § 1; Ord. No. 2681, § 1)

Section 8. That Section 17.71. is hereby amended to read as follows:

17.71. Additional fees and charges.

(1) The following eConnection fees for the following shall be charged as set forth in Administrative Regulation entitled "User-Fee, License and Fine Schedule".

_____ (a) There shall be an initial connection fee of one hundred dollars (\$100.00) for eConnection to the Village's digital alarm receiving panel.

_____ (b) There shall be an Annual surveillance fee of two hundred dollars (\$200.00) for all systems connected to the Village System, which shall be prorated to the quarter in which the Alarm Users equipment was connected to the Village System for less than twelve full months. Thereafter, an annual fee of two hundred (\$200.00) dollars shall be charged for each connection, payable on January 1, of each year.

_____ (c) There shall be an Alarm System plan review fee of one hundred dollars (\$100.00) for any connection to the Village System which is not in conjunction with the application and issuance of a building permit.

(2) In addition to any fines or penalties which may be assessed pursuant to Section 1-15 of this Code, persons violating provisions of this article shall be subject to the following additional charges: as set forth in Administrative Regulation entitled "User-Fee, License and Fine Schedule"

_____ (a) An Alarm User who fails Failure to post a notice pursuant to Section 17-61, shall be subject to a seventy five dollar additional (\$75.00) fee.

_____ (b) An Alarm User who fails Failure to provide the written results of the Alarm System test pursuant to Sections 17-62(b), shall be subject to a one hundred and fifty dollar (\$150.00) additional fee.

_____ (c) An Alarm User who violates 17-62(a) of this article, shall be subject to a ten dollar (\$10.00)

Fees#5-Fire

~~per day charge for any continued violation after the 30th day of non-compliance.~~

~~_____ (d) An Alarm User who violates any provision of 17-62 (d) or (e) of this article, shall be subject to a one hundred dollar (\$100.00) fee.~~

~~_____ (e) An Alarm User who violates any provision of Section 17-63 of this article, shall be subject to a one hundred dollar (\$100.00) charge.~~

~~_____ (f) An Alarm User who violates Sections 17-66 and 17-67 of this Article, shall be subject to a fee of one hundred fifty dollars (\$150.00).~~

~~_____ (g) When an alarm user is directed, in writing, by the alarm coordinator to correct a system deficiency which has caused false alarms, the alarm user shall make such correction to the system within fifteen (15) days. Failure to correct the problem after a reasonable period of time for compliance shall result in a penalty being assessed on any and all subsequent false alarms caused by such non-compliance with the alarm coordinator's direction.~~

(h) If the Downers Grove Police Department, Fire Department, or other employee or official, responds to three or more false alarms, the Alarm User shall be subject to the following additional charges per each false alarm: as set forth in Administrative Regulation entitled "User-Fee, License and Fine Schedule".

<u>Fire Alarm Systems</u>	<u>Additional</u>
<u>Commercial Alarms:</u>	<u>Charges</u>
Third, fourth or fifth false alarm within sixty days	\$300.00

Sixth or more false alarms within sixty days	\$600.00
--	----------

Residential Alarms:

Third, fourth or fifth false alarm within sixty days	\$100.00
Sixth or more false alarms within sixty days	\$150.00

Security Alarm Systems

Commercial Alarms:

On an annual basis with the year beginning each January

False alarms 1 through 3	No fee
False alarms 4 through 9	\$300.00
False alarms 10 through 14	\$600.00
False alarms 15 and over	\$1,000.00

Residential Alarms:

On an annual basis with the year beginning each January

False alarms 1 through 3	No fee
False alarms 4 through 9	\$100.00
False alarms 10 through 14	\$150.00
False alarms 15 and over	\$200.00

(3) Late fees and other methods of collection of delinquent accounts that apply ~~in addition to the foregoing~~ shall be set forth in Administrative Regulation entitled "User-Fee, License and Fine Schedule"

(a) An Alarm User who fails to pay any of the charges or fees within thirty days of receipt of the

Fees#5-Fire

bill shall be subject to a 10% late charge. However, in the case of failure to timely pay the yearly connection fee the following shall be applicable:

~~_____ (i) alarm board fees received February 1 to March 1 are two hundred fifty dollars (\$250.00) per year.~~ shall be set forth in Administrative Regulation entitled "User-Fee, License and Fine Schedule"

~~_____ (ii) alarm board fees received after March 1 are three hundred dollars (\$300.00) per year.~~ shall be set forth in Administrative Regulation entitled "User-Fee, License and Fine Schedule"

(b) Whenever any fees or charges under this article remain unpaid for sixty days after the date they become due and payable, the Village Treasurer shall cause to be filed with the recorder of DuPage County, a statement of lien claim covering the amount claimed by the Village as delinquent. This statement shall contain a description of such real estate sufficient for identification thereof; the amount of money due; and the date when such amount became delinquent. Upon payment of the cost and expense by the owner of, or persons interested in, said real estate, after the notice of lien has been filed, the Village shall issue a release of such lien, which may be filed of record in said recorder's office.

(c) If the Village Treasurer has notice that the Alarm User is not the legal owner of the premises, notice shall be mailed to the legal owner of the premises at his/her last known address, whenever charges or fees remain unpaid for a period of sixty days after they become due and payable. Failure of the Village Treasurer to mail such notice or to record such lien claim, or the failure of the legal owner to receive such notice, shall not affect the right of the Village to foreclose the lien for unpaid charges or fees provided for in this section.

(d) The Village Treasurer is authorized to notify the Village Attorney to institute such proceedings as shall be necessary to enforce the liens of the Village filed in accordance with this section.

(e) The remedy by enforcement of such a lien shall not be exclusive of any other legal remedy to collect the amounts delinquent.

(f) The Village Attorney is entitled to bring suit to enforce collection of any and all fees outstanding, to foreclose the lien as herein provided, and there shall be added to the amount due, the costs of said suit, together with legal interest and reasonable attorney's fees to be fixed by the court.

Section 9. That all ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

Section 10. That this ordinance shall be in full force and effect from and after its passage and publication in the manner provided by law.

Mayor

Passed:

Published:

Attest: _____

Village Clerk