

VILLAGE OF MONTEBELLO
LOCAL LAW NO. 2 OF THE YEAR 2024

A LOCAL LAW AMENDING CHAPTER 42, ALARM SYSTEMS, TO INCREASE THE PENALTIES FOR OFFENSES TO DETER FALSE ALARM CALLS; AND TO EXPAND THE ENFORCEMENT AUTHORITY TO OTHER OFFICERS WITHIN THE VILLAGE.

Be it enacted by the Village Board of Trustees of the Village of Montebello by authority of Article 7 of the Village Law and Article 10 of the Municipal Home Rule Law, as follows:

(Note 1: Proposed insertions of language into the Code are indicated by underlining. Proposed deletions of language from the Code are indicated by strikeout symbols. All other language shown is to remain unchanged. The symbol “ * * * *” indicates portions of the Code to remain unchanged, which are not shown here for brevity.)*

Section 1: Adopt the following amendments to Chapter 42, Alarm Systems, subsections §§42-8 and 42-9 as indicated below:

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§ 42-8 Penalties for offenses.

- A. A violation of §§ 42-4 and 42-5 shall be punishable by a fine of not less than \$100 nor more than \$250.

- B. Any person convicted of a violation of §§42-6 or 42-7 of this chapter, within one year after the issuance of a warning to such person or to any member of his household or to an agent, shall be subject to the following penalties for all subsequent false alarms occurring after 72 hours after the issuance of said first warning:
 - (1) For initial false alarm- warning only
 - (2) \$150 – For first false alarm after warning, within a one-year period after the issuance of a warning
 - (3) \$250 - For second false alarm after warning, within a one-year period after the issuance of the initial warning
 - (4) \$500 – For each subsequent false alarm after warning, within a one-year period after the issuance of the initial warning.

If a false alarm occurs one year or more after the initial warning, a second initial warning shall be issued, and be considered as an initial false alarm for the purposes of assessing a penalty.

§42-9 Enforcement

The Police Department, Building Inspector, Assistant Building Inspector, Fire Inspector, Code Enforcement Officer, or any other person expressly authorized by the Board of Trustees shall have the power, right and authority to issue an appearance ticket as the same is defined in Article 150 of the Criminal Procedure Law of the State of New York, for the violation of any section of this chapter.

Section 2: This local law shall take effect immediately upon filing with the Secretary of State.