

CITY OF BALCH SPRINGS, TEXAS

ORDINANCE NO. 3026-12

AN ORDINANCE OF THE CITY OF BALCH SPRINGS, TEXAS, ADOPTING AND AMENDING CHAPTER 18 “BUSINESS” ARTICLE X “ALARM SYSTEMS” OF THE CITY OF BALCH SPRINGS CODE OF ORDINANCES TO AMEND SECTION 18-601(F) PROVIDING FOR MULTIFAMILY COMPLEX ALARM PERMIT PROCESSES AND FEES; PROVIDING FOR CONFLICTING PROVISIONS; SEVERABILITY; EFFECTIVE DATE; AND PROVIDING FOR PROPER NOTICE AND MEETING.

WHEREAS, the City Council of the City of Balch Springs recognizes that multifamily complexes present unique challenges to the provision of service by the police department related to alarm systems; and

WHEREAS, the City of Balch Springs finds that the following ordinance will further the health safety and welfare of its citizens;

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BALCH SPRINGS, TEXAS, that:

SECTION 1. All of the above premises are hereby found to be true and correct legislative and factual findings of the City Council, and are hereby approved and incorporated into the body of this Ordinance as if copied in their entirety.

SECTION 2. Chapter 18 “Business” Article X “Alarm Systems” of the City of Balch Springs Code of Ordinances, is hereby amended by deleting the existing section 18-601(f), and replacing 18-601(f) with the following:

* * *

(f) A multifamily complex with several alarm sites at individual apartments or units will be required to obtain an alarm permit for each individual apartment or unit. It will be the responsibility of the individual leasing the apartment or unit to obtain the alarm permit. False alarm service fees will be based upon the number of false alarms at each individual unit and will be assessed to the permit holder.

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SECTION 3. All provisions of the ordinances of the City of Balch Springs in conflict with the provisions of this ordinance be and the same are hereby repealed to the extent of such conflict, and all other provisions of the ordinances of the City of Balch Springs not in conflict with the provisions of this ordinance shall remain in full force and effect.

SECTION 4. Should any sentence, paragraph, subdivision, clause, phrase or section of this ordinance be adjudged or held to be unconstitutional, illegal or invalid, the same shall not

affect the validity of this ordinance as a whole, or any part or provision thereof other than the part so decided to be invalid, illegal or unconstitutional, and shall not affect the validity of the Code of Ordinances as a whole.

SECTION 5. This ordinance shall take effect immediately from and after its passage and the publication of the caption, as the law and charter in such cases provide.

SECTION 6. It is hereby officially found and determined that the meeting at which this Ordinance was adopted was open to the public and that public notice of the time, place and purpose of said meeting was given as required by the Open Meetings Act, Chapter 551 of the Texas Government Code.

DULY PASSED AND ADOPTED by the City Council of the City of Balch Springs, Texas, on the 26TH day of March, 2012.

APPROVED:

Carrie F. Gordon, Ph.D, Mayor

ATTEST:

Cindy Gross, City Secretary