

**SECTION I - DEFINITIONS**

- A Emergency Alarm System: The term "Emergency Alarm System" shall mean an assembly of equipment and devices, or a single device, arranged to signal a hazard or intrusion requiring urgent attention and to which police are expected to respond. The term "Emergency Alarm System" shall include terms, "Digital Alarm", "Direct Alarm" and "Local Alarm", as those terms are hereinafter defined.
- Fire alarm systems and alarm systems which monitor temperature, humidity, and any other condition not directly related to the detection of an unauthorized intrusion into a premise or robbery or attempted robbery at a premise, are specifically excluded from the provisions of regulations.
- B Alarm Installation: The term "Alarm Installation" shall refer to the design, installation, repair, alterations, and maintenance of systems causing an alarm to be sounded in the even of a burglary or robbery.
- C Person: The term "Person" shall refer to any natural person, corporation, unincorporated association, or other legal entity.
- D Alarm User: The term "Alarm User" shall refer to any person on whose premises an alarm system is maintained within the Town of Tuflonboro except for alarm systems on motor vehicles or proprietary alarm systems.
- E Proprietary System: The term "Proprietary System" shall mean all alarm systems sounding and/or recording alarm and supervisory signals at a control center located within the protected premises; the control center being under the supervision of the proprietor of the premises or his/her employees or agents. If a proprietary alarm system includes a signal line connected directly, or by means of a dialing device, to the Tuflonboro Police Communications Center, a central station or answering service, it thereby becomes an emergency alarm system as defined in these regulations.
- F Police Alarm Monitoring Facility: The term "Police Alarm Monitoring Facility" shall mean a telephone answering service which provides the service of receiving emergency signals from alarm systems, and thereafter immediately relaying the message by live voice to the Tuflonboro Police Department.
- G Answering Service: The term "Answering Service" shall mean a telephone answering service which provides the service of receiving emergency signals from alarm systems, and thereafter immediately relaying the message by live voice to the Tuflonboro Police Department.
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- H Central Alarm Station: The term "Central Alarm Station" shall mean any facility which is privately owned, that owns or leases alarm systems, whose facility is staffed with employees who receive, record or validate alarm signals, and relay the information of such signals to the Tuflonboro Police Department by any means.
- I Digital Alarm: The term "Digital Alarm" shall mean an alarm system which automatically selects a telephone line connected to the Tuflonboro Police Department and produces a coded signal indicating the existence of an emergency situation that the alarm system is designed to detect.
- J Direct Alarm: The term "Direct Alarm" shall mean any alarm system which is directly connected to the alarm processing unit within the police monitoring facility.
- K Local Alarm: The term "Local Alarm" shall mean any alarm system not connected to the police monitoring facility or to a central station or answering service which, when activated, causes an audible and/or visual signaling device at the premises within which the alarm system is installed.
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- L Manual Alarm: The term "Manual Alarm" shall mean any alarm in which the activation of the alarm is initiated by the direct action of the alarm user, his/her agents, or employees, and is installed to elicit a police response to a burglary, attempted burglary, robbery or attempted robbery.
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- M False Alarm: The term "False Alarm" shall mean any activation of an alarm system, to which the police respond which is not the result of a robbery, burglary, attempted robbery or attempted burglary. Such terminology shall not apply to those alarms caused by electrical storms, telephone line repair, floods or other violent events of nature.
- N Town: The term "Town" shall mean the Town of Tuflonboro, New Hampshire.

**SECTION II**PERMIT REQUIRED:

The Chief of Police is hereby authorized to issue a permit to any owner of property located within the Town of Tuflonboro, the lessee thereof, to maintain, install and modify an alarm system upon application to him/her, and subject to the following provisions:

- A No alarm user shall allow the installation, modification, and servicing of any alarm system under his/her control by any person who has not met the requirements relative to the licensing of alarm installers.
- B The alarm user, applying for the permit, shall state on the application, his/her name, address and telephone number and, in the case of a corporation or legal entity, the name(s), address(es) and telephone number(s) of the person(s) responsible for the upkeep, maintenance and operation of the alarm system, and any other information that the Chief of Police may deem necessary.
- C The Chief of Police, upon application to him for a permit, shall, in his sound judgement, determine whether the application conforms to the requirements of these regulations that the facts stated therein are true and accurate; and he may cause such system to be inspected, and whether such system is reasonably operational.

**SECTION III**PERMIT:

A "Residential Permit" shall include all private dwellings, individual apartments or condominium units occupied primarily by the applicant, for which the applicant will pay to the Town of Tuflonboro a one-time permit fee of \$15.00. All permits issued prior to the 29<sup>th</sup> day of October 1990 shall be exempt from this fee.

A "Commercial Permit" shall include all businesses, corporation or unincorporated associations for which the applicant will pay to the Town of Tuflonboro a one time permit fee of \$25.00. All permits issued prior to the 29<sup>th</sup> day of October 1990 shall be exempt from this fee.

A separate Commercial Permit shall be required for each and every alarm system owned or leased by a business, corporation, unincorporated association, or other legal entities, which exists at a separate location.

**SECTION IV**MAINTAINING AN ALARM SYSTEM WITHOUT A PERMIT:

No person or alarm user shall maintain or operate an alarm system, as defined by the terms of these regulations, without first obtaining a permit as provided.

**SECTION V**DENIAL, SUSPENSION OR REVOCATION OF ALARM USER'S PERMIT:

Failure to comply with any of the provisions of these regulations may constitute grounds for the Chief of Police to deny the issuance of a permit.

After the police department has received three (3) false alarms within a calendar year from any alarm user, the Chief of Police shall notify the user in writing of such fact and require that the user submit a report, within ten (10) days of such notice, describing efforts to discover and eliminate the cause or causes of the false alarms. If the user fails to submit such a report within ten (10) days, the Chief of Police may suspend the alarm user's permit, and cause the user's alarm to be disconnected from the police monitoring system, pending notice and hearing.

If the alarm user submits a report, as required by the above paragraph, but the Chief of Police determines that the report is unsatisfactory or that the alarm user has failed to show, by his/her report, that he/she has taken, or will take reasonable steps to eliminate or reduce false alarms, then the Chief of Police may issue a written notice of his intent to revoke or suspend the alarm user's permit.

Upon receipt of a notice of intent to revoke or suspend an alarm user's permit, pursuant to this ordinance, the alarm user may, within five (5) days of such receipt, submit a written request for a hearing before the Tuflonboro Selectmen, setting forth the reasons why his/her permit should not be revoked or suspended.

At the hearing before the Tuflonboro Selectmen, the holder of the permit shall have the right to present evidence, cross-examine witnesses, and to be represented by counsel. Such a hearing shall be informal and shall not be subject to the rules of evidence or formal courtroom procedure. After the hearing, the Selectmen may either issue an order of revocation, withdraw the notice of revocation or suspend the permit until such time that they are satisfied that the cause (or causes) of the false alarms has (or have) been eliminated.

An alarm user whose permit has been revoked is not precluded, under this ordinance, from applying for a new permit. The Chief of Police, however, shall not be required to issue a new permit unless he is satisfied that the user's system has been properly serviced and its deficiencies corrected. The Chief of Police may also impose reasonable restrictions and conditions upon the user before issuing a new permit. (These restrictions and/or conditions shall appear on the permit and shall provide for automatic revocation on the occurrence of three (3) false alarms in the remaining permit year.)

**SECTION VI**

FALSE ALARMS: PREVENTION AND PAYMENT OF COSTS

Any owner or lessee of property having an alarm system on his/her premises, and any user of alarm services or equipment designed and installed with the intent of eliciting a police response, shall pay to the Town of Tuftonboro a fifty dollar (\$50.00) service charge for each and every false alarm to which the police respond in excess of the initial three (3) false alarms in a calendar year.

All service charges must be paid no later than ten (10) days after receipt of the bill. If bills for service charges are not paid within the allotted ten (10) days, the user of alarm services is subject to the penalties specified in Section V.

The Chief of Police or his designee may waive assessment of the service charge when, in his judgement, reasonable attempts are being taken to discover and eliminate the cause of the false alarms.

**SECTION VII**LIABILITY OF TOWN: LIMITED:

The police department of the Town of Tuftonboro shall take every precaution to assure that the alarm signals and coded signals received by the police department are given appropriate attention and are acted upon with dispatch. Nevertheless, the police department shall not be liable for any defects in the operation of the alarm devices, for any failure or neglect to respond appropriately upon receipt of an alarm from such source, nor for the failure or neglect of any person in connection with the installation and operation of alarm systems or their components, and transmission of alarm signals and prerecorded messages, or the relaying of such signals or messages. In the event that the police department finds it necessary to disconnect an alarm device after exhausting all other provisions of these regulations, the police department shall incur no liability by such action.

<Selectmen's Signatures>

**Town of Tuftonboro**  
**Electronic Alarm System Permit Application**

Subscriber: \_\_\_\_\_ Phone: \_\_\_\_\_

Mailing Address: \_\_\_\_\_

Town: \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_

Alarm Location: Street: \_\_\_\_\_

Directions to Residence: \_\_\_\_\_

System: Burglary \_\_\_\_\_ Fire \_\_\_\_\_ Robbery \_\_\_\_\_ Medical \_\_\_\_\_

Type: Intrusion \_\_\_\_\_ Motion \_\_\_\_\_ Sprinkler \_\_\_\_\_ Smoke \_\_\_\_\_ Heat \_\_\_\_\_ Local \_\_\_\_\_

The following persons are to be notified if the alarm system is activated:

Name: \_\_\_\_\_ Name: \_\_\_\_\_

Address: \_\_\_\_\_ Address: \_\_\_\_\_

Town: \_\_\_\_\_ State: \_\_\_\_\_ Town: \_\_\_\_\_ State: \_\_\_\_\_

Zip: \_\_\_\_\_ Phone # \_\_\_\_\_ Zip: \_\_\_\_\_ Phone # \_\_\_\_\_

Name: \_\_\_\_\_ Name: \_\_\_\_\_

Address: \_\_\_\_\_ Address: \_\_\_\_\_

Town: \_\_\_\_\_ State: \_\_\_\_\_ Town: \_\_\_\_\_ State: \_\_\_\_\_

Zip: \_\_\_\_\_ Phone # \_\_\_\_\_ Zip: \_\_\_\_\_ Phone # \_\_\_\_\_

I have received a copy of the Tuftonboro Police Department Rules and Regulations pertaining to electronic alarm systems and I will comply with these rules and regulations.

Alarm Subscriber: \_\_\_\_\_ Date: \_\_\_\_\_

Alarm system installed by: \_\_\_\_\_

Mailing Address: \_\_\_\_\_

Town: \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_

Phone #: \_\_\_\_\_

Approved by: \_\_\_\_\_ Date: \_\_\_\_\_ Fee Paid: Yes \_\_\_\_\_ No \_\_\_\_\_

PLEASE RETURN THIS COMPLETED APPLICATION TO THE TUFTONBORO POLICE DEPARTMENT