

TITLE IX: GENERAL REGULATIONS

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CHAPTER 90: ANIMALS

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GENERAL PROVISIONS

§ 90.01 SHORT TITLE.

This chapter shall be known and be cited as "Township of Southfield Animal Regulations".
(Ord. 151, passed 5-25-76)

§ 90.02 DEFINITIONS.

The following terms when used in this chapter shall have the meanings set forth in this section.

ADEQUATE CARE. The provision of sufficient food, water, shelter, sanitary conditions, exercise and veterinary medical attention in order to maintain an animal in a state of good health.

ANIMAL CONTROL OFFICER. The person or persons employed by the township for the purpose of enforcement and administration of the provisions of these regulations.

DOG. Any dog, whether male, female or unsexed.

OWNER. Every person having a right of property in a dog, and every person who keeps or harbors a dog or has it in his care, and every person who permits a dog to remain in or about his premises occupied or owned by that person for a period of five days or more.

REASONABLE CONTROL. A dog shall be deemed to be under reasonable control when the dog is held securely by a leash of suitable strength and length, by the owner, possessor or harbinger thereof, or any other responsible person of suitable age and strength, in an enclosed vehicle, or container, or on the owner's property when confined to a securely fenced area.

SANITARY CONDITIONS. Space free from health hazards including excessive animal waste, overcrowding of animals, or other conditions that endanger the animal's health.

SHELTER. Adequate protection from the elements and weather conditions suitable for the age and physical condition of the animal so as to maintain the animal in a state of good health. Shelter for a dog shall include one or more of the following:

- (1) The residence of the dog's owner or other individual;
- (2) A doghouse that is an enclosed structure with a roof and of appropriate dimensions for the breed and size of the dog. The doghouse shall have dry bedding when the outdoor temperature is or is predicted to drop below freezing;
- (3) A structure, including, but not limited to, a garage, barn, or shed that is sufficiently insulated and ventilated to protect the dog from exposure to extreme temperatures or, if not sufficiently insulated and ventilated, contains a doghouse as provided under division (2) of this definition that is accessible to the dog.

STATE OF GOOD HEALTH. Freedom from disease and illness, and in a condition of proper body weight and temperature for the age and species of the animal, unless the animal is undergoing appropriate treatment.

TETHERING. The restraint and confinement of a dog by use of a chain, rope, or similar device.

TOWNSHIP OF SOUTHFIELD. The unincorporated areas of Southfield Township and the incorporated areas of Villages of Beverly Hills, Franklin and Bingham Farms.

(Ord. 151, passed 5-25-76; Am. Ord. 197, passed 4-13-99; Am. Ord. 208, passed 10-11-16)

Statutory reference:

Similar definitions, see M.C.L. § 750.50(1)

§ 90.03 DUTY TO KEEP DOG UNDER REASONABLE CONTROL.

No person owning a dog shall permit or allow the same to leave the person's premises except when the dog is under reasonable control as defined in this chapter. No dog shall be permitted or allowed to run at large.

(Ord. 151, passed 5-25-76) Penalty, see § 90.99

§ 90.04 BARKING DOGS.

No persons shall own any dog which by loud or frequent or habitual barking, yelping, or howling becomes a nuisance to occupiers of neighboring property.

(Ord. 151, passed 5-25-76) Penalty, see § 90.99

§ 90.05 VICIOUS AND RABID DOGS.

No person shall own a fierce or vicious dog, or a dog that has been bitten by any animal known to have been afflicted with rabies. A dog may be deemed fierce or vicious if the township has received more than one bite report involving the same dog. A dog may also be deemed fierce or vicious if the township has received more than one report of the dog barking in a threatening way, growling, lunging, snapping the air, or nipping (whether or not leaving a wound or bruise). Any dog found to be fierce or vicious or afflicted with rabies shall be destroyed with court order unless otherwise disposed as provided herein.

(Ord. 151, passed 5-25-76; Am. Ord. 174, passed 5-10-88; Am. Ord. 208, passed 10-11-16) Penalty, see § 90.99

Statutory reference:

Dangerous animals, state provisions, see M.C.L. §§ 287.321 et seq.

§ 90.06 HORSES AND LARGE ANIMALS.

Southfield Township, Michigan Code of Ordinances

All horses and large animals shall be confined unless being led or ridden on public lands, as follows:

(A) No horse or other large animal shall be kept or maintained upon any property within the Township of Southfield unless there shall be a minimum of one acre of pasture or unobstructed land for such animal. Such pasture shall be exclusive of any buildings or structures, including driveways, sheds, utility facilities or other types of structures with the sole exception of stables. Not more than two such animals, including offspring kept for more than ninety days, shall be kept per dwelling unit irrespective of acreage. All large animals living on property in the Township of Southfield as of the time of the enactment of this section, regardless of number per dwelling unit, shall be permitted until the animal no longer lives on the property.

(B) The acreage which is provided for the keeping of a horse or other large animal shall be enclosed by a fence which shall be a minimum of four feet in height and shall not exceed six feet in height, which shall be made of wood and shall be consistent with the ordinances of the township. The fences constructed after enactment of this section shall be set back a minimum of ten feet from the property line.

(C) No person owning, keeping, or maintaining any horse or similar animal shall permit such loud and unreasonable noises or noxious and constant odors to emanate from the property where such animal is kept in such a manner so as to cause an unreasonable interference with the rights, enjoyment and quietude of surrounding properties.

(D) No person keeping such horse or large animal shall cause the conditions of keeping such animal to lead to the deterioration of the health and well-being of any such animal, nor abandon such animal or keep it without adequate care or permit an aged, diseased, maimed, sick or disabled animal to suffer unnecessary torture or pain; nor shall such animal be kept or maintained without providing sufficient food, water, shelter, and medical attention in order to maintain such animal in a state of good health.

(E) No person keeping or maintaining a horse or a similar animal within the township shall permit such animal to enter upon the property of another without the consent of such property owner, nor knowingly or willingly permit such animal to deposit or leave excrement upon the private property of another.

Penalty, see § 90.99

§ 90.07 LOCATION AND HOUSING.

All doghouses shall be in a strategically located place so as to provide adequate shade in the summer months and shall be maintained in a clean and sanitary condition, devoid of rodents, vermin, debris, excrement, and free from objectionable odors. Yards and/or exercise dog runs shall be kept free of dog droppings and uneaten food, and shall be maintained in a sanitary manner so as not to be a nuisance because of odor or attraction for flies and vermin.

(Ord. 151, passed 5-25-76; Am. Ord. 174, passed 5-10-88) Penalty, see § 90.99

§ 90.08 REMOVAL OF ANIMAL WASTE.

Southfield Township, Michigan Code of Ordinances

It shall be unlawful for any person to permit a dog owned, harbored, or possessed by him or her to deposit fecal matter in any place other than the premises where the dog is harbored or kept, unless the fecal matter is immediately collected and removed to the premises where the dog is harbored or kept.
(Ord. 151, passed 5-25-76) Penalty, see § 90.99

§ 90.09 TREATMENT OF ANIMALS.

An owner, possessor, or person having charge or custody of an animal shall not do any of the following:

- (A) Fail to provide the animal with adequate care;
- (B) Cruelly drive, work, or beat an animal, or cause an animal to be cruelly driven, worked, or beaten;
- (C) Carry or cause to be carried in or upon a vehicle or otherwise any live animal having the feet or legs tied together, other than an animal being transported for medical care, or a horse whose feet are hobbled to protect the horse during transport, or in any other cruel and inhumane manner;
- (D) Carry or cause to be carried a live animal in or upon a vehicle or otherwise without providing a secure space, rack, car, crate, or cage in which livestock may stand and in which all other animals may stand, turn around, and lie down during transportation;
- (E) Abandon an animal or cause an animal to be abandoned in any place, without making provisions for the animal's adequate care, unless premises are temporarily vacated for the protection of human life during a disaster. An animal that is lost by an owner or custodian while traveling or walking shall not be regarded as abandoned under this section when the owner or custodian has made a reasonable effort to locate the animal;
- (F) Willfully or negligently allow any animal, including one who is aged, diseased, maimed, hopelessly sick, disabled, or non-ambulatory to suffer unnecessary neglect, torture, or pain;
- (G) Tether a dog unless the tether is at least three times the length of the dog as measured from the tip of its nose to the base of its tail and is attached to a harness or non-choke collar designed for tethering;
- (H) Every person lawfully keeping any animal shall maintain the premises in which it is kept in a sanitary condition and free of insects, vermin or obnoxious odors and to that end shall in any structure housing a horse do the following:
 - (1) Construct a ten-inch clay floor;
 - (2) Keep manure in a container or trailer not less than 175 feet from any dwelling, except that of the owner, and dispose thereof at least once each week;
 - (3) Treat both the floor and manure accumulation daily with hydrated lime or such other chemical as will prevent odor.

(Ord. 151, passed 5-25-76; Am. Ord. 197, passed 4-13-99) Penalty, see § 90.99

Statutory reference:

Similar provisions, see M.C.L. § 750.50(2)

§ 90.10 CRUELTY.

No person shall by use of any pit, pitfall, deadfall, snare, trap, net, baited hook, or any similar device, or of any drug, poison, chemical or explosive, injure or kill any bird, or any game, or fur bearing animal; nor shall any person or persons at any time or in any manner whatever molest, harass, or annoy any bird or any game or fur bearing animal within the limits of the township. This section shall not apply to legitimate animal control activities of nuisance animals, such as wild and undomesticated rats, mice, and other rodents.

Penalty, see § 90.99

§ 90.11 DISPOSAL OF DEAD ANIMALS.

The owner of any dead dog or other animal shall promptly dispose of the remains in a manner as not to cause a nuisance.

(Ord. 151, passed 5-25-76) Penalty, see § 90.99

Statutory reference:

Disposal, state licensing regulations, see M.C.L. §§ 287.651 et seq.

Feeding flesh to animals or fowl prohibited, see M.C.L. § 750.467

Prohibitions regarding disposal, see M.C.L. § 750.57

Transportation of dead animals, see M.C.L. § 750.471

§ 90.12 RESPONSIBILITY FOR DAMAGES.

Every owner, possessor or harbinger of an animal shall be liable for damages, any and all injuries to persons or property caused by the animal, to be determined and collected in appropriate civil proceedings, and nothing in this chapter shall be construed to impose any liability upon the township, its officers, agents or employees, for any damages to persons or property caused by the animal.

(Ord. 151, passed 5-25-76)

§ 90.13 ENFORCEMENT; DUTY OF ANIMAL CONTROL OFFICER; EMPLOYMENT STANDARDS.

(A) The township may employ Animal Control Officers to enforce and administer the provisions of this chapter. The Animal Control officer shall be invested with the powers of a special police officer by the Township Clerk as are necessary for the limited purpose of enforcing the provisions of this chapter and its amendments. The provisions of this chapter may be enforced by members of Police Departments of Villages of Franklin and Bingham Farms and public safety officers of Village of Beverly Hills within their respective boundaries.

(B) It shall be the duty of the Animal Control Officer to make diligent inquiry as to the dogs owned, harbored or kept within the township and whether those dogs are

licensed, and whether the owner, possessor or harbinger is in violation of any other provision of this chapter. Any dog found unlicensed may be seized and impounded by the Animal Control Officer. If the owner, possessor or harbinger of the dog be known, the Animal Control Officer may issue a notice of violation to appear at the Township Clerk's office, or his agent, within 72 hours, not including Saturdays, Sundays or holidays, to procure a license for the dog. Failure of owner, possessor or harbinger to appear and procure a license may result in the issuance of an ordinance violation by the Animal Control Officer for violation of § 90.25, the licensing section of this chapter.

(Ord. 151, passed 5-25-76)

(C) (1) The Animal Control Officer shall adhere to minimum employment standard equivalent to those set by the Board of County Commissioners for County Animal Control Officers, concerning recruitment, selection, and appointment. The minimum standards shall include:

(a) Requirements for physical, educational, mental, and moral fitness; and

(b) A minimum course of study of not less than 100 instructional hours as prescribed by the Department of Agriculture.

(2) Subdivision (b) shall not apply if the Animal Control Officer is a Police Officer or has served at least three years as an Animal Control Officer.

LICENSE REQUIREMENTS

§ 90.25 LICENSE REQUIRED.

It shall be unlawful for any person to own, possess, or harbor any dog four months of age or older in the township unless the dog is licensed as hereinafter provided, or to own, possess, or harbor any dog four months of age or over that does not at all times wear a collar or harness with current township metal license tag attached, as hereinafter provided. The license tag shall be nontransferable to any other dog.

(Ord. 151, passed 5-25-76; Am. Ord. 197, passed 4-13-99) Penalty, see § 90.99

§ 90.26 LICENSING PROCEDURE.

(A) Licenses to own dogs shall be issued by the Township Clerk or her authorized agent upon application made therefore, together with payment of the license fee provided in this chapter.

(B) It shall be the duty of any person owning a dog, on January 1 of any subsequent year thereafter, or on or after any dog becoming four months of age, or forthwith upon becoming a resident of the township, or becoming an owner of the dog, to make application to the Township Clerk, giving the full name and residence of the applicant and presentation of a current certificate of vaccination for rabies, with a vaccine licensed by the United States Department of Agriculture, signed by an

accredited veterinarian. The certificate shall state the month and year of expiration for the rabies vaccination, in the veterinarian's opinion. A license shall not be issued if the dog's current rabies vaccination will expire more than 30 days before the date on which the requested license would expire. The application shall also state the breed, sex, age, color, and markings of the dog, and the owner's name and address. Upon payment of the license fee, and if all other requirements have been satisfied, the Township Clerk or authorized agent shall issue to each applicant a license to own or harbor a dog for the term commencing at the date of the license and terminating December 31 following. For each license the Township Clerk shall at the time and before issuing the same and for each renewal thereof collect from each applicant a license fee set by the Township Board by resolution, from time to time, for each dog four months of age or over. (Ord. 151, passed 5-25-76; Am. Ord. 197, passed 4-13-99; Am. Ord. 208, passed 10-11-16)

§ 90.27 VIOLATION TICKETS.

(A) When a violation ticket is issued for "failure to obtain a dog license," the owner, possessor, or harbinger must purchase a current license from the township office and show proof of same to the court office before violation payment will be accepted.

(B) All violation tickets to be handled by the 46th District Court at Southfield Township.
(Ord. 151, passed 5-25-76)

§ 90.28 FEES.

(A) *License fees, including late fees, shall be set by resolution of the Board of Trustees.* There shall be a fee for each dog. In case of a dog which has been duly licensed in another county, township, city or village in the state, if application is made by the owner of the dog within 30 days after taking up residence in the township, and at least 60 days prior to the expiration of his foreign license, the Township Clerk shall collect a fee for each dog. Any person becoming the owner of any dog after the first day of April of any year which dog has not already been licensed, or any person owning a dog which becomes four months old after April 1 of any year, shall forthwith apply for and secure a license for the dog, which license shall be issued without penalty, in the event the application be made within 30 days after applicant has acquired the dog or after the dog has reached the age of four months. Any owner of a dog failing to obtain a license as provided herein prior to March 31 shall be deemed late and pay the fee set for such license. In situations where a dog is acquired or becomes four months of age, or a dog owner begins residing in the township, after July 1, the owner shall only be required to pay one-half of the annual fee.

(B) *Duplicates of license shall be issued upon payment of the required fee.* All monies received by the Clerk shall be turned over to the Township Treasurer. No person shall keep more than two dogs of the age of four months or over on any property in the township.

(Ord. 151, passed 5-25-76; Am. Ord. 159, passed 1-11-83; Am. Ord. 197, passed 4-13-99; Am. Ord. 208, passed 10-11-16)

§ 90.29 TERM OF LICENSE.

All licenses issued under the provisions of this chapter shall be valid and operative for a term beginning the date of the license in the calendar year for which the license is issued and terminating on the last day of December of the year.

(Ord. 151, passed 5-25-76)

IMPOUNDMENT AND CONFINEMENT

§ 90.40 IMPOUNDING DOGS; FACILITIES.

(A) *Dog pound.* The township will not establish a dog pound but will use the facilities of area veterinarians when and where approved and available.

(B) *Impounding of dogs.* It shall be the duty of the animal control officer to take up, seize and place in the dog impound facility all dogs that may be found running at large or being kept or harbored in any place within the township contrary to the provisions of this chapter.

(Ord. 151, passed 5-25-76; Am. Ord. 159, passed 1-11-83; Am. Ord. 208, passed 10-11-16)

§ 90.41 RELEASE OF DOGS; FEES.

(A) No dog shall be released from the impound facility unless the following conditions are met:

(1) The owner, possessor or harborer or authorized agent shall first pay the township an animal control impoundment reimbursement fee as set by the Township Board.

(2) Proof of immunization must be provided; and

(3) All fees for immunization, veterinary services and boarding fees are paid to the impound facility.

(B) The animal control officer shall keep a careful record of all dogs received by him with a description thereof and the disposition of the same, which record will be filed with the Clerk monthly or more often should the Clerk require. He shall also, not later than the next working day after receipt, pay to the Township Clerk all monies received by him, whereupon the Clerk shall turn the monies over to the Township Treasurer.

(Ord. 151, passed 5-25-76; Am. Ord. 208, passed 10-11-16)

§ 90.42 UNCLAIMED DOGS.

All dogs not claimed and released to the owner within four days, not including the first day of impoundment, shall be destroyed, transferred to a shelter, or placed for adoption, all at the discretion of the animal control officer.

(Ord. 151, passed 5-25-76; Am. Ord. 159, passed 1-11-83; Am. Ord. 208, passed 10-11-16)

§ 90.43 CONFINEMENT FOR RABIES.

Any person who shall own a dog which has contracted rabies, or which has been subjected to same, or which is suspected of having rabies, or which has bitten any person, shall upon demand of the animal control officer produce and surrender up the dog to the animal control officer to be held at a licensed veterinarian for treatment and observation for whatever period is necessary to ascertain the extent of rabies. In lieu of veterinary confinement, at the determination of the animal control officer, the animal may be confined at the owners' home for treatment and observation, under such terms and conditions as set forth by the animal control officer. The confinement shall be at the sole expense of the owner of the dog, and without expense or risk on the part of the township. In lieu of delivering the dog as aforesaid, the person shall have the option of delivering the dog to an approved veterinarian for treatment and observation for rabies, and shall furnish to the animal control officer written evidence that the dog has been so delivered, the confinement being at the sole expense of the owner of the dog.

(B) The officer's criteria for determining confinement shall include, but not be limited to the following:

- (1) Whether or not the dog has a valid rabies vaccination certificate;
- (2) Whether or not the dog can be confined to a leash or fenced yard;
- (3) Whether the owner is available to supervise the dog within the

township; and

- (4) The owner's consent to follow quarantine.

(Ord. 151, passed 5-25-76; Am. Ord. 208, passed 10-11-16)

§ 90.44 DUTY TO NOTIFY AUTHORITIES.

It shall be the duty of any person owning a dog which has been attacked or bitten by another dog or another animal showing symptoms of rabies to immediately notify the Animal Control Officer that the person has the dog in his possession and the person shall comply with all lawful orders and requirements of the Animal Control Officer regarding treatment of the dog for rabies.

(Ord. 151, passed 5-25-76)

§ 90.45 QUARANTINE.

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The Animal Control Officer is hereby authorized to require that any dog be quarantined or that a quarantine be established by the township for a defined period, whenever in his opinion these measures are necessary in order to protect the health, safety, and welfare of the people of the township.

(Ord. 151, passed 5-25-76; Am. Ord. 197, passed 4-13-99)

§ 90.99 PENALTY.

(A) *Violations.* The animal control officer is hereby authorized, upon witnessing or receiving a report wherein after investigation he or she has reasonable cause to believe that a violation of this chapter has occurred, in addition to seizing and impounding the dog, to issue to the owner, possessor, or harbinger of the dog, an ordinance violation which shall include the date, time, and location of the offense, and shall include the applicable section number of the ordinance of which the owner, possessor, or harbinger of the dog is in violation. If a dog has been seized or impounded, the owner has the right to appeal the animal control officer's decision to the Township Supervisor, or Clerk if the Supervisor is unavailable, by filing an appeal in writing with the Township Supervisor. A decision regarding the appeal shall be made within seven days from the date of filing the complaint. The Township Supervisor or Clerk shall return the dogs if he or she finds there is no reasonable cause to believe that a violation of the chapter has occurred. All further proceedings shall be held in accordance with the rules and practices of the applicable District Court of Michigan.

(B) *Penalties.* Any person or persons violating any of the provisions of this chapter shall be guilty of a misdemeanor, and upon conviction thereof be subject to the provisions of § 10.99 the Southfield Township ordinances.

(Ord. 151, passed 5-25-76; Am. Ord. 174, passed 5-10-88; Am. Ord. 197, passed 4-13-99; Am. Ord. 208, passed 10-11-16)

CHAPTER 91: ALARM SYSTEMS

Section

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§ 91.01 DEFINITIONS.

The following words, terms and phrases, when used in this chapter, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning.

ALARM SYSTEM. A detection device or an assembly of equipment and devices arranged to signal the presence of a hazard requiring urgent attention or to which police are expected to respond. A fire alarm system or an alarm system which monitors temperature, humidity or other conditions not directly related to the detection of an unauthorized intrusion into a premises or an attempted robbery at a premises is excluded from the provisions of this article.

ALARM USER. The owner of the land or premises within which an alarm system is installed, the tenant, occupant or person having possession or control of any premises in which an alarm system is installed, and any person having actual or constructive possession of an alarm system, when such alarm system signals the presence of a hazard.

FALSE ALARM. The activation of an alarm system through mechanical failure, malfunction, improper installation or the negligence of the owner or lessee of an alarm system or of his employee or agent. False alarm does not include an alarm caused by a hurricane, tornado, earthquake or other violent condition beyond the control of the owner or lessee of an alarm system or of their employee or agent.

PUBLIC SAFETY PERSONNEL. Township police officers, dispatchers, fire personnel and other employees or agents of the township who provide emergency services to persons and/or to property within the township.

§ 91.02 AUTOMATIC DIALING PROHIBITED.

No person shall install, use, operate, or adjust an alarm system that will, upon activation, either mechanically, electronically or by other means initiate the automatic calling, dialing or connection to any telephone number assigned to the township police department, fire department or the 911 Emergency Number which connects or assigns the call to these departments or their dispatchers.

§ 91.03 AUTOMATIC SHUT-OFF.

All alarm systems which emit a signal audible beyond the boundaries of the property protected must have automatic shutoff feature which silences the audible portion of the alarm not more than ten minutes after its activation.

§ 91.04 ALARM SYSTEM REGISTRATION.

Any alarm system user shall register such alarm system with the police department on forms provided by the township. A registration fee, in an amount set by

Township Board resolution, shall be paid by each alarm user who registers an alarm system.

§ 91.05 DESIGNATED AGENT FOR AUDIBLE OR VISIBLE ALARMS.

An alarm user who owns or maintains an alarm system which when activated causes a signal to be emitted which can be heard or seen outside the premises protected by the alarm system shall designate an agent who, upon 30-minute notice, can access the premises in which the alarm system is installed and deactivate the audible and/or visible signal. Telephone number and address of the designated agent who must be available at any time, day or night shall be provided upon registration of the alarm system.

§ 91.06 FALSE ALARM FEES.

(A) In order to defray the expense incurred by the township in responding to false alarms, an alarm user who owns or maintains an alarm system which has transmitted a false alarm which has caused a false alarm shall pay to the township the following fees which Township Board is authorized to establish by resolution of from time to time:

- (1) First activation requiring a response by public safety personnel, in the calendar year: No charge;
- (2) Second activation requiring a response in the calendar year by:
 - (a) Police: \$20.00;
 - (b) Fire: \$75.00;
- (3) Third activation requiring a response in the calendar year by:
 - (a) Police: \$40.00;
 - (b) Fire: \$150.00;
- (4) In each subsequent activation requiring a response in the calendar year by:
 - (a) Police: \$100.00;
 - (b) Fire: \$300.00.

(B) If the fees are not paid within 30 days from the date of written notice, a \$10 service charge shall be imposed for the second and third activation and a \$25 service charge for the fourth and subsequent activations. A \$5 additional service charge shall be imposed for each 30-day period the fee remains unpaid.

§ 91.07 FALSE ALARM FEE REQUIRED.

(A) The alarm fees specified in the foregoing section shall be charged in the following instances:

- (1) The absence of evidence of an illegal entry or an attempt thereof;
- (2) The absence of evidence of a fire;

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(3) A malfunction in the alarm system;
(4) Activation of the alarm system by mistake; and
(5) Activation of the alarm system by persons working on the alarm system where the public safety personnel have not been previously notified.

(B) Notwithstanding any provision herein to the contrary, no alarm system user shall be required to pay any fee on the first occasion of a false alarm requiring response by public safety personnel, in the calendar year.

§ 91.08 EXEMPTION FROM ALARM FEE.

The foregoing false alarm fees shall not be required in the following cases:

- (A) Activation of the alarm system due to severe storm conditions;
(B) Alarm system malfunction, if corrective measures have been instituted five days thereafter, and a copy of a repair order by a licensed alarm system contractor is provided to the township police department within 30 days of the false alarm;
(C) Evidence of activation of the alarm system by disruption or disturbance of utility company facilities such as, but not limited to accidents involving utility poles;
(D) The chief of police or his designee is hereby authorized and empowered to waive the requirements for false alarm fees upon presentation of evidence of the existence of circumstances in any given instance that the alarm system was activated by conditions beyond the control of the alarm user which could not have been reasonably foreseen or prevented.

§ 91.09 COLLECTION OF FALSE ALARM FEES.

False alarm fees imposed under this chapter shall be paid within 30 days of written notice sent to the address of the alarm user provided in the alarm system registration. Such fees shall be a debt in favor of the township and an obligation of the alarm user.

§ 91.10 LICENSE REQUIRED OF ALARM INSTALLERS.

No person may engage in the business of installing an alarm system unless such person has been licensed by the State of Michigan in accordance with Act No. 190 of the Public Acts of Michigan of 1975, as amended, (M.C.L. §§ 338.1051 *et seq.*; MSA 10.185(1) *et seq.*). No person acting as an alarm contractor or installer, or its agent, may knowingly misrepresent any services offered or rendered to an alarm user.