

**ORDINANCE NO. 2016-06**

**AN ORDINANCE ADOPTED BY THE CITY COUNCIL OF THE CITY OF GREENACRES, FLORIDA, AMENDING CHAPTER 4 OF THE CITY OF GREENACRES CODE ENTITLED "BUILDINGS AND BUILDING REGULATIONS", ARTICLE II ENTITLED "BURGLAR ALARM SYSTEMS" TO DELETE SECTIONS 4-20 THROUGH 4-26 AND ADD A REFERENCE TO THE PALM BEACH COUNTY BURGLAR ALARM REGULATIONS; PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN CODE; AND PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, on August 18, 2009, the City Council adopted Ordinance 2009-12 establishing regulations for burglar alarm systems which was codified in Chapter 4, Article II, Sections 4-20 through 4-26; and

**WHEREAS**, on August 18, 2015, the City executed a contract with the Palm Beach County Sheriff's Office for law enforcement services within the City of Greenacres; and

**WHEREAS**, effective February 1, 2016, the Palm Beach County Sheriff's Office will take over law enforcement services within the City of Greenacres and all city police personnel will become employees of the Palm Beach County Sheriff's Office; and

**WHEREAS**, the Palm Beach County Code of Ordinances contains provisions in Chapter 16, Article III, Sections 16-51 through 16-64 establishing regulations for burglar alarms administered by the Palm Beach County Sheriff's Office and allows for the regulations to apply in municipalities that contract with the Sheriff's Office for law enforcement services provided that the municipality does not have its own burglar alarm ordinance; and

**WHEREAS**, for improved efficiency and in recognition of the loss of employees in the City’s police department, the City desires to implement the County burglar alarm ordinance within the City limits.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF GREENACRES, FLORIDA AS FOLLOWS:**

**Section 1.** Chapter 4, Article II is hereby amended as follows:

\* \* \* \* \*

**Sec. 4-20. Purpose Reference.**

~~The purpose of this article is to establish standards to regulate alarm systems by alarm uses that require police response or investigation, and to encourage alarm uses and alarm companies to properly use and maintain alarm systems to improve reliability of those systems and reduce or eliminate false alarms. Burglar alarm regulations are contained in Chapter 16, Article III, Section 16-51 through 16-64 of the Palm Beach County Code.~~

*[Sections 4-21 through 4-26 are to be deleted in their entirety and are omitted for brevity]*

\* \* \* \* \*

**Section 2. Repeal of Conflicting Ordinances.**

All Ordinances or parts thereof or parts of the Code conflicting or inconsistent with the provisions of this Ordinance are hereby repealed.

**Section 3. Severability.**

If any section, part of a section, paragraph, sentence, clause, phrase or word of this Ordinance is for any reason held or declared to be unconstitutional, inoperative or void, such holdings of invalidity shall not affect the remaining portion of this Ordinance and it shall be construed to have been the legislative intent to pass the Ordinance

without such unconstitutional, invalid or inoperative part therein, and the remainder of this Ordinance after the exclusion of such part or parts shall be deemed to be held valid as if such part or parts had not been included therein, or if this Ordinance or any of the provisions thereof shall be held inapplicable to any person, group of persons, property, kind of property, circumstances, or set of circumstances, such holdings shall not affect the applicability thereof to any other person, property or circumstances.

**Section 4.**     **Inclusion in Code.**

It is the intention of the City Council, entered as hereby ordained, that the provisions of this Ordinance shall become and be made a part of the Code of Laws and Ordinances of the City of Greenacres, Florida; that the Section(s) of this Ordinance may be renumbered or re-lettered to accomplish such intention, and that the word "Ordinance" may be changed to "Section", "Article" or another word.

**Section 5.**     **Effective Date.**

The provisions of this Ordinance shall become effective February 1, 2016.

Passed on the first reading this 4<sup>th</sup> day of January, 2016.

**PASSED AND ADOPTED** on the second reading this 19th day of January,  
2016.

Voted

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Samuel J. Ferreri  
Mayor

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( )  
Jonathan G. Pearce  
Deputy Mayor

Attest:

\_\_\_\_\_  
Denise McGrew  
City Clerk

\_\_\_\_\_  
( )  
Lisa Rivera  
Councilwoman, District I

\_\_\_\_\_  
( )  
Peter Noble  
Councilman, District II

\_\_\_\_\_  
( )  
Judith Dugo  
Councilwoman, District III

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( )  
Paula Bousquet  
Councilwoman, District V

Approved as to Form and Legal Sufficiency:

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James D. Stokes  
City Attorney