

ORDINANCE NO. 4190

AN ORDINANCE OF THE CITY OF MESQUITE, TEXAS, AMENDING CHAPTER 8 OF THE CODE OF THE CITY OF MESQUITE, TEXAS, BY MAKING CERTAIN DELETIONS AND ADDITIONS UNDER SECTIONS 8-441 AND 8-497(b) THEREBY AMENDING THE DEFINITION OF FIRE ALARM SYSTEM AND AMENDING THE TESTING AND REPORTING REQUIREMENTS FOR FIRE ALARM SYSTEMS; PROVIDING A REPEALER CLAUSE; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING FOR A PENALTY NOT TO EXCEED TWO THOUSAND (\$2,000.00) DOLLARS FOR EACH OFFENSE.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MESQUITE, TEXAS:

SECTION 1. That Chapter 8 of the Code of the City of Mesquite, Texas, is hereby amended by making certain deletions and additions under Sections 8-441 and 8-497(b) to read as follows, in all other respects said Code, Chapter and Sections to remain in full force and effect:

- (1) *Section 8-441.* Amend by deleting the definition of *fire alarm system* under Section 8-441 in its entirety and adding a new definition for *fire alarm system* under Section 8-441 to read as follows:

Fire alarm system is a system that is a combination of approved compatible devices with the necessary electrical interconnection and energy to produce an alarm signal that would summon or cause to be summoned a fire department response in the event of fire or system activation. A fire alarm system shall meet the requirements of the adopted International Fire Code, Chapter 6002 of the Texas Insurance Code (*See Vernon's Texas Codes Annotated, Insurance Code §6002, et. seq.*) and Fire Alarm Rules of the State of Texas and other nationally recognized standards.

- (2) *Section 8-497(b).* Amend by deleting Section 8-497(b) in its entirety and adding a new Section 8-497(b) to read as follows:


A test of the fire alarm system shall be conducted by a certified fire alarm company within the third and fourth quarter of each calendar year. The acceptance of any fire alarm system test performed before the third or fourth quarter shall be approved by the issuing authority. A copy of the test and an updated fire alarm monitoring permit shall be forwarded to the office of the Fire Marshal of the City of Mesquite within 30 days of the test date.

SECTION 2. That all ordinances or portions thereof in conflict with the provisions of this ordinance, to the extent of such conflict, are hereby repealed. To the extent that such ordinances or portions thereof are not in conflict herewith, the same shall remain in full force and effect.

SECTION 3. That should any word, sentence, clause, paragraph or provision of this ordinance be held to be invalid or unconstitutional, the remaining provisions of this ordinance shall not be affected and shall remain in full force and effect.


SECTION 4. That any person (as defined in Chapter 1, Section 1-2 of the Code of the City of Mesquite, Texas, as amended) violating any of the provisions or terms of this ordinance shall be deemed to be guilty of a Class C Misdemeanor and upon conviction thereof, shall be subject to a fine not to exceed Two Thousand (\$2,000.00) Dollars for each offense, provided, however, if the maximum penalty provided for by this ordinance for an offense is greater than the maximum penalty provided for the same offense under the laws of the State of Texas, the maximum penalty for violation of this ordinance for such offense shall be the maximum penalty provided by the laws of the State of Texas. Each day or portion of a day any violation of this ordinance continues shall constitute a separate offense.

DULY PASSED AND APPROVED by the City Council of the City of Mesquite, Texas, on the 21st day of November, 2011.




John Monaco
Mayor

ATTEST:



Sonja Land
City Secretary

APPROVED:



B. J. Smith
City Attorney