

## CHAPTER 21 - POLICE

### Sec. 21-41. False alarm assessments; appeal procedures.

(a) Any party aggrieved by a decision of the Police Chief made pursuant to Section 21-40(b)(3) or (4) may, within ten (10) days of the receipt of notice of the decision, appeal to the City Manager or their designee by filing an appeal with the Police Chief.

(b) The appeal shall be in writing and set forth specific objections to the decision of the Police Chief.

(c) The City Manager shall set a time and place for the appeal hearing as soon as practicable.

(d) The appeal hearing shall be conducted in an informal proceeding:

(1) The technical rules of evidence shall not apply to such hearings.

(2) All parties shall have the right to present evidence in support of or in opposition to the decision of the Police Chief.

(e) The decision of the City Manager shall:

(1) Affirm the decision of the Police Chief, in which case any assessment imposed shall be sustained; or

(2) Reverse the decision of the Police Chief, in whole or in part, in which case a lesser assessment or no assessment shall be imposed.

(f) In the event the decision of the Police Chief is affirmed in an appeal involving a subscriber and alarm business permittee, the City Manager may designate the subscriber or the alarm business permittee as solely responsible for the payment of the assessment.

(Ord. No. 91-11, 5/14/91)

(Ord. No. 92-09, 3/17/92, Repealed and Reenacted)

(Ord. No. 96-10, 2/6/96)