



Office of the Town Clerk

Town of Chelmsford
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Onorina Z. Maloney, CMMC
 Town Clerk

Thaddeus J. Soulé
 Assistant Town Clerk

CERTIFICATE OF VOTE
ARTICLE 28
2013 SPRING ANNUAL TOWN MEETING
FOURTH AND FINAL SESSION – THURSDAY, MAY 9, 2013

I, Onorina Z. Maloney, Town Clerk of Chelmsford, Massachusetts do hereby certify the following vote taken under Article 28 at the fourth session of the April 29, 2013 Spring Annual Town Meeting held at the Chelmsford Senior Center 75 Groton Road, North Chelmsford. The meeting was called to order at 7:30 pm by Moderator Richard DeFreitas. There were 105 Town Meeting Representatives in attendance which satisfied the quorum of 82.

ARTICLE 28. To see if the Town will vote to amend the Town Code, chapter 42, “Fire Prevention”, Section 6, “Sprinkler Systems” as follows:

1. Delete § 42-6 “Sprinkler Systems”. in its entirety and replace with:

“§ 42-6 Alarm Installation; Permit Requirements, Sprinkler Systems, General.

- A. The installation of all required or non-required fire protection systems, fire alarm systems, the master box or any other transmitting device, including modifications, alterations, additions or deletions to an existing fire protection system, the master box or other transmitting device shall be governed by the provisions of G.L. c. 148, the then current edition of the “State Building Code” pursuant to 780 CMR, including, without limitation, 780 CMR 9.00 et. sec. entitled “Fire Protection and Life Systems”, the reference standards cited at 780 CMR 35.00 et. sec., Massachusetts Board of Fire Prevention Regulations cited at 527 CMR 24.00, et sec., entitled “Fire Warning systems Installed in Buildings Within the Commonwealth of Massachusetts” and the appropriate sections of the then current editions of the following National Fire Protection Association (“NFPA”) Standards: (i) NFPA 72, National Fire Alarm Code; (ii) NFPA 1221, Standards for the Installation, Maintenance and Use of Emergency Services Communications Systems; (iii) NFPA 70, National Electrical Code and all reference documents contained within said codes and any related rules and regulations of the Town of Chelmsford Fire Department. All such fire alarm systems shall be supervised in accordance with the then current provisions of 780 CMR 907.14.
- B. All new and existing buildings with sprinkler systems shall be connected to the municipal fire alarm system via a master box connection or shall use such fire alarm system which is supervised utilizing any of the methods prescribed by 780 CMR 907.14 which is obtained by contract with a private alarm company of the building owner’s choice for the purchase, lease, installation, maintenance and servicing of such supervised fire alarm system at such buildings.

- C. As of the effective date of this by-law, any property owner and/or building owner must first obtain a permit, on a form provided by the Fire Department prior to installation of any fire alarm system or equipment designed to summon the Fire Department including the master box or other transmitting device. The issuance of permits shall be in compliance with G.L. c. 148, § 10A. An application for any permits shall also be accompanied by the following information:
- i. The name, address and telephone number of the alarm user who will be the permit holder and be responsible for the proper maintenance and operation of the fire alarm system and the payment of fees assessed under this bylaw.
 - ii. Signed certification from the alarm user and the user's designated alarm business charged with selling, leasing, maintaining, servicing, repairing, altering, replacing, moving, installing or monitoring a fire alarm system at a building or property stating:
 1. The date of installation, conversion or takeover of the fire alarm system, whichever is applicable;
 2. The name, address, phone number, Massachusetts Alarm Installation License Number and the Massachusetts Department of Public Safety registration number of the alarm business performing the fire alarm system installation, conversion or fire alarm system take over and responsible for providing repair service to the fire alarm system;
 3. The name, address and phone number of the alarm business monitoring the alarm system if different from the installing alarm business;
 4. That a set of written operating instructions for the fire alarm system, including written guidelines on how to avoid "unintentional fire alarms" have been provided to the alarm user by the alarm business; and
 5. That the alarm business has trained the alarm user in proper use of the fire alarm system, including instruction on to avoid "unintentional fire alarms";
 6. That the application shall contain the name, address and telephone number of at least two (2) other person who are authorized to respond to a signal transmitted by the fire alarm system within twenty (20) minutes under normal weather conditions and who are authorized to gain access to the premises on which the fire alarm system is installed;
 7. Any other information that enhances the efficiency of administering this bylaw.
- D. The fire alarm system owner or user, or the alarm company contracting for the servicing of the fire alarm system shall be responsible for the care and maintenance of the fire alarm system, the master box or other transmitting device as required hereunder this Chapter 42.
- E. The Fire Department will endeavor to insure the proper operation of its alarm receiving equipment but accepts no liability for conditions which prevent proper reception of signals from the fire alarm system owner's or user's premises. Further, the Town of Chelmsford, its departments, officers, agents and employees, shall be under no obligation whatsoever

concerning the adequacy, operation or maintenance of any supervised fire alarm system or alarm system monitoring facilities of private contractors or within the Fire Department.

- F. Whenever a fire alarm system or equipment is to be disconnected, removed or altered, the owner or user shall notify the Fire Department in accordance with the requirements of G.L. c. 148 §§ 10A, 27A, and 28.
- G. No fire alarm system designed to transmit emergency messages or signals directly to the Fire Department or through a dispatch center for the Fire Department shall be worked on, tested or demonstrated without first obtaining permission from the Fire Chief or his/her designee in accordance with G.L. c. 148 § 27A. An alarm transmitted when such work is being performed without said permission will constitute an "unintentional fire alarm" and shall be subject to the fines assessment detailed in § 42-7.
- H. Any violations of this section shall be punishable by a fine of \$200 for each offense. Each day that any violation continues shall constitute a separate offense."

; or act in relation thereto.

SUBMITTED BY: **Town Manager**

ARTICLE 28. Town Manager Paul Cohen moves that the Town amend the Town Code, chapter 42, "Fire Prevention", Section 6, "Sprinkler Systems" as follows:

- 1. Delete § 42-6 "Sprinkler Systems". in its entirety and replace with:

"§ 42-6 Alarm Installation; Permit Requirements, Sprinkler Systems, General.

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- B. All new and existing buildings with sprinkler systems shall be connected to the municipal fire alarm system via a master box connection or shall use such fire alarm system which is supervised utilizing any of the methods prescribed by 780 CMR 907.14 which is obtained by contract with a private alarm company of the building owner's choice for the purchase, lease,

installation, maintenance and servicing of such supervised fire alarm system at such buildings.

- C. As of the effective date of this by-law, any property owner and/or building owner must first obtain a permit, on a form provided by the Fire Department prior to installation of any fire alarm system or equipment designed to summon the Fire Department including the master box or other transmitting device. The issuance of permits shall be in compliance with G.L. c. 148, § 10A. An application for any permits shall also be accompanied by the following information:
- i. The name, address and telephone number of the alarm user who will be the permit holder and be responsible for the proper maintenance and operation of the fire alarm system and the payment of fees assessed under this bylaw.
 - ii. Signed certification from the alarm user and the user's designated alarm business charged with selling, leasing, maintaining, servicing, repairing, altering, replacing, moving, installing or monitoring a fire alarm system at a building or property stating:
 1. The date of installation, conversion or takeover of the fire alarm system, whichever is applicable;
 2. The name, address, phone number, Massachusetts Alarm Installation License Number and the Massachusetts Department of Public Safety registration number of the alarm business performing the fire alarm system installation, conversion or fire alarm system take over and responsible for providing repair service to the fire alarm system;
 3. The name, address and phone number of the alarm business monitoring the alarm system if different from the installing alarm business;
 4. That a set of written operating instructions for the fire alarm system, including written guidelines on how to avoid "unintentional fire alarms" have been provided to the alarm user by the alarm business; and
 5. That the alarm business has trained the alarm user in proper use of the fire alarm system, including instruction on to avoid "unintentional fire alarms";
 6. That the application shall contain the name, address and telephone number of at least two (2) other person who are authorized to respond to a signal transmitted by the fire alarm system within twenty (20) minutes under normal weather conditions and who are authorized to gain access to the premises on which the fire alarm system is installed;
 7. Any other information that enhances the efficiency of administering this bylaw.
- D. The fire alarm system owner or user, or the alarm company contracting for the servicing of the fire alarm system shall be responsible for the care and maintenance of the fire alarm system, the master box or other transmitting device as required hereunder this Chapter 42.

- E. The Fire Department will endeavor to insure the proper operation of its alarm receiving equipment but accepts no liability for conditions which prevent proper reception of signals from the fire alarm system owner's or user's premises. Further, the Town of Chelmsford, its departments, officers, agents and employees, shall be under no obligation whatsoever concerning the adequacy, operation or maintenance of any supervised fire alarm system or alarm system monitoring facilities of private contractors or within the Fire Department.
- F. Whenever a fire alarm system or equipment is to be disconnected, removed or altered, the owner or user shall notify the Fire Department in accordance with the requirements of G.L. c. 148 §§ 10A, 27A, and 28.
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- H. Any violations of this section shall be punishable by a fine of \$200 for each offense. Each day that any violation continues shall constitute a separate offense."

Finance Committee recommends approval of Article 28
Board of Selectmen recommends approval of Article 28

The voting devices registered the following votes:

YES: 123
NO: 0
Abstentions: 0

Motion under Article 28 carries by unanimous vote

A true copy attest:



Onorina Z. Maloney