

**REPUBLIC TOWNSHIP
MARQUETTE COUNTY, MICHIGAN
FIRE RUN CHARGE ORDINANCE NO. 2013-10**

An Ordinance to establish charges for fire department services under Public Act 33 of 1951, as amended (Compiled Law 41.801, etc) and to provide methods for collection of such charges and exemptions there from.

The Township of Republic, Marquette County, Michigan hereby ordains:

Section 1: Purpose

The within Ordinance is adopted for the purpose of providing financial assistance to the Township in the operation of a fire department from those receiving direct benefits from the fire protection services. It is further the purpose of this Ordinance to provide for partial funding of the fire department operation, which remains, in part, an at-large governmental expense based upon the general benefits derived by all property owners within the Township from the existence of a Township Fire Department and its availability to extinguish fires with the Township and perform other emergency services.

Section 2: Charges

The following charges shall hereafter be due and payable to the Township from any of the following enumerated services from the Township Fire Department:

- A. Vehicular accidents, charge of \$400.00
- B. Automobile/Truck Fires, charge of \$400.00

Section 3: Time for Payment of Run

All the foregoing charges shall be due and payable within 60 days from the date the service is rendered.

Section 4: Exemptions

The following properties and services shall be exempt from the foregoing charges:

- A. False Alarms
- B. Fires caused by railroad trains which are specific statutory responsibility of railroad companies;
- C. Fires involving Township Buildings, Grounds and/or property, and
- D. Fire service performed outside the jurisdiction of the Township under a mutual aid contract with an adjoining municipality.

Section 5: Collection of Services

The Township Clerk shall issue the billing upon notification from the Fire Chief with all pertinent information about the run.

Section 6: Non-Exclusive Charge

The foregoing rates and charges shall not be exclusive of the charges that may be made by the Township for the costs and expenses of maintaining a fire department but shall only be supplemental thereto. Charges may be additionally collected by the Township through general taxation after a vote of the electorate approving the same or be a special assessment established under the Michigan Statutes pertinent thereto. General Fund appropriations may also be made to cover such additional costs and expenses.

Section 7: Multiple Property Protection

When a particular service rendered by the Township Fire Department directly benefits more than one person or property, the owner of each property so benefitted and each person so benefitted where property protection is not involved shall be liable for the payment of the full charge for such service hereinbefore outlined. The interpretation and application of the within section is hereby delegated to the Township Fire Chief subject only to appeal within the time limits for payment to the Township Board and shall be administered so that charges shall only be collected from the recipients of the service.

Section 8: Severability

Should any provision or part of the within Ordinance be declared by any court of competent jurisdiction to be invalid or unenforceable, the same shall not affect the validity or enforceability of the balance of this Ordinance which shall remain in full force and effect.

Section 9: Effective Date

This Ordinance shall take effect immediately upon publication. All Ordinances or part of Ordinances in conflict herewith are repealed.

Moved by: Faye Mattila
Seconded by: Tom Feldhusen
to adopt this Fire Run charge Ordinance

Roll Call Vote: Ayes: 5
Nays: 0

The Supervisor declared the Ordinance approved on a 5 ayes to 0 nays vote.

Certified this day _____
Marilyn Brancheau Clerk _____

Seal