

**Township of Crescent
Oneida County**

**Ordinance # 02-09
Ordinance to Establish Fire Protection Charges**

WHEREAS, 1983 Wisconsin Act 532 authorizes Towns to charge property owners a portion or all of the costs of fire protection;

WHEREAS, fees for service are a means of spreading the cost of maintaining a fire and emergency response department to the users of the department and reducing the tax burden on tax payers;

WHEREAS, it is the public interest of the Town of Crescent to charge the costs of such protection to vehicle owners;

NOW THEREFORE, the Town Board of Supervisors of the Town of Crescent, does ordain as follows:

Section 1 – State Authority

Pursuant to Section 60.55, 60.555, and 60.557 of Wisconsin Stats., the Town of Crescent, Oneida County hereby establishes the following policy and procedure for the payment of fire costs incurred by the Town of Crescent.

Section 2 – Liability for Fire Protection Costs

The property owners of real estate and/or persons traveling by vehicle within the Town of Crescent for which fire protection or rescue services is provided shall be responsible for the costs of the fire/rescue calls based upon the following schedule;

Vehicle fires on public roadway	\$500.00
Motor Vehicle Accidents – Standard Response	\$500.00
Motor Vehicle Accidents – w/Extrication	\$1000.00

Extraordinary Expenses

Foam: Price shall be the actual cost incurred
Extra Fuel: Price shall be the actual cost incurred

Section 3 – Mutual Aid Agreements

No charges will be assessed when the Crescent Fire Department provides fire services to another fire department pursuant to an established mutual aid agreement.

Section 4 – Liability for calls from fire departments other than authorized departments

It is the policy of the Town of Crescent to provide fire/rescue protection within the Township. Any property owner requesting fire/rescue protection directly from any other fire department shall be responsible for the full costs billed to the Town from that other fire department. This section shall not apply to the costs of any other department responding at the request of mutual aid.

Section 5 – Billing and Payment Procedure

The costs of the fire/rescue calls as outlined above shall be billed by the Fire Chief and/or Town Clerk to the property owner and paid to the town Treasurer within 60 days of the date of the invoice. Fees shall be deposited in the Town's fire fund and shall be used to purchase equipment, training and other services and supplies for the Crescent Fire Department. The failure to pay the bill within 60 days will result in interest being charged at the rate of 1-1/2 percent per month from the date of the invoice. Those invoices remaining outstanding, including interest, for more then 120 days, may be turned over to a collection agency or collected civilly.

Section 6 – Separability of Provisions

Should any section or provision of this ordinance be declared invalid, such decisions shall not affect the validity of the remaining portions of this ordinance.

Section 7 – Effective Date

This ordinance shall take effect from and after its passage and posting as provided by law.

ADOPTED this _____ day of _____, 2009

_____ Bill Treder, Town Chair

Posted this _____ day of _____, 2009

Attest _____ Tracy Hartman, Town Clerk

