

TOWN OF CASSIAN

ORDINANCE NO. 2010-01

ORDINANCE TO ESTABLISH FIRE PROTECTION FEES

STATE OF WISCONSIN
Town of Cassian
Oneida County

WHEREAS, Section 60.55 Wis. Stats. authorizes towns to charge property owners a fee for costs of fire protections provided to property owners;

WHEREAS, fees for services 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 taxpayers;

WHEREAS, it is in the best interest of the taxpayers of the Town of Cassian to charge a fee for the costs of property protection to vehicle owners to receive services from the Town Fire and Emergency Response Departments;

NOW, THEREFORE, the Town Board of Supervisors of the Town of Cassian, Oneida County, Wisconsin, does, by this Ordinance, adopted on proper notice with a quorum and by a roll call vote by a majority of the Town Board present and voting, resolves and orders as follows:

Section 1 - State Authority

Pursuant to Section 60.55 and Section 60.557 Wis. Stats., the Town of Cassian, Oneida County hereby establishes the following fee schedule for the provision of fire protection and/or rescue services provided in the Town of Cassian.

Section 2 - Liability for Fire Protection Costs

The owners of vehicles traveling within the Town of Cassian for which fire protection or rescue services are provided shall be responsible for the fees of said fire calls based upon the following schedule:

Vehicle Fires on Public Roadway	\$ 500
Motor Vehicle Accidents - Standard Response	\$ 500
Motor Vehicle Accidents - With Extraction	\$1,000

Extraordinary Expense: In addition to the foregoing charges, the following extraordinary expenses will be charged:

Foam: Price shall be the actual costs incurred

Section 3 - Mutual Aid Agreements

No charges will be assessed when the Cassian 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 Cassian to provide fire protection within the Town. This section shall not apply to the costs of any other department responding at the request of mutual aid within the Township.

Section 5 - Billing and Payment Procedure

The fees for fire calls as designated above shall be billed by the Town Clerk to the vehicle owner and his or her insurance carrier and paid to the Town Treasurer within 60 days of the date of the bill. Fees shall be deposited in the Town's general fund and shall be used for improvements, alterations, or additions to the Fire Department building and/or replacement of fire department vehicles and/or as part of any payments for loans for the above. Failure to pay within 60 days shall constitute a reasonable effort to collect the cost by the Town for purposes of Section 60.557(1) and (2) Wis. Stats. At said time, the Town shall deliver its request for reimbursement to the appropriate county and/or Department of Transportation as permitted by Section 60.557 Wis. Stats. Bills not paid within 60 days shall accrue interest at the rate of 1-1/2% per annum from the date of the bill. Those bills remaining outstanding, together with interest, for more than 120 days may be turned over to a collection agency or collected in a civil lawsuit.

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.

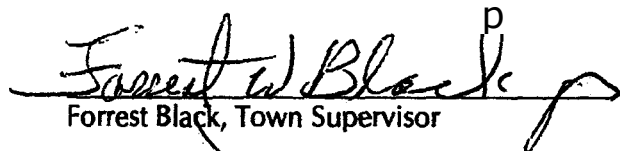
Section 7 - Effective Date

The Town Clerk shall properly publish this Ordinance as required by Section 60.80 Wis. Stats.

Adopted this 5th day of _____, 2010.


Larry Hendrickson, Town Chairman

ATTEST:


Forrest Black, Town Supervisor


Mary Thompson, Town Clerk


Gail R. Winnie, Supervisor