

CONSTANTINE TOWNSHIP FIRE CHARGES ORDINANCE

EFFECTIVE: September 17, 1989

CONSTANTINE TOWNSHIP Ordinance Number 23 Adopted August 8, 1989

An Ordinance to establish charges for fire protection services under Michigan Public Act 33 of 1951, as amended (Compiled Law 41,801 et seq.), to provide methods for the collection of such charges and exemptions therefrom, and to repeal all ordinances or parts of ordinances in conflict herewith.

**THE TOWNSHIP OF CONSTANTINE
OF ST. JOSEPH COUNTY MICHIGAN ORDAIN:**

**SECTION I
PURPOSE**

The within Ordinance is adopted for the purpose of providing financial assistance to the Township for providing fire protection services from those receiving direct benefits from the services available.

**SECTION II
CHARGES**

The following charges shall hereafter be due and payable to the Township from a recipient of fire or emergency protection services the Township provides. \$ 200.00 minimum for Fires and \$ 50.00 for Rescues per run from time of departure from Fire Station up to five hours, thereafter an additional charge will be made for labor and materials used at actual cost.

**SECTION III
TIME FOR PAYMENT**

It shall be the duty of the township Clerk to send a bill to the responsible party by first class mail as soon as practical after the services are rendered. All of the foregoing charges shall be due and payable within 30 days of the date invoice is rendered. In the event of default in payment, the amount due shall be collectable through proceedings in District Court or in any other court of competent jurisdiction as a matured debt. The Township Board may also order the assessment of all delinquent fire and rescue run bills to be levied against property owners determined to be delinquent.

**SECTION IV
EXEMPTIONS**

- The following properties and services shall be exempt from the foregoing charges.
- A. False Alarms (Except faulty alarm systems.)
 - B. Fires involving Township owned buildings, grounds and property.
 - C. Fires of unknown origin on road right-of-ways.

**SECTION V
NON-EXCLUSIVE CHARGE**

The foregoing rates and charges shall not bar other charges that may be made by the Township for the costs and expense of maintaining and operating a fire protection service, but shall only be supplemental thereto. Charges may additionally be collected by the Township through general taxation after vote of the electorate approving the same or by special assessment established under the applicable Michigan statutes. General fund appropriations may also be made to cover such additional costs and expenses.

**SECTION VI
SEVERABILITY**

Should any provision of 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 VII
EFFECTIVE DATE AND REPEAL OF CONFLICTING ORDINANCES**

This ordinance shall take effect September 17, 1989. All ordinances or parts of ordinances in conflict herewith are repealed.

Carol Melville, Constantine Township Clerk