

**TOWNSHIP OF SCIO
WASHTENAW COUNTY, MICHIGAN**

ORDINANCE No. 2021-08

REIMBURSEMENT OF FIRE SERVICE COSTS

AMENDING CHAPTER 2 ADMINISTRATION—ARTICLE V FINANCE

AN ORDINANCE TO REIMBURSE FIRE SERVICE COSTS

**THE TOWNSHIP OF SCIO, WASHTENAW COUNTY, MICHIGAN, HEREBY
ORDAINS:**

Section 1.

That Division 2 of Article V of Chapter 2 of the Township of Scio Code of Ordinances is amended to read as follows:

DIVISION 2. FIRE SERVICE CHARGES

Sec. 2-155. Purpose.

The purpose of this division is to provide reimbursement to the township for costs incurred by the township relative to certain fire department services rendered within the township.

Sec. 2-156. Charges for certain services.

Any person intentionally starting a fire within the township without a fire department-issued permit, or any person or firm requiring the use of fire department personnel and/or equipment of the township for hazardous/toxic material spills, or any other fire service or emergency medical services, shall be charged for the cost of the service. Such services include, but are not necessarily limited to:

- (1) Any fire initiated by a person who has not obtained a permit to sanction open burning as required by the fire code, but providing that the person, or his agent, has been given at least one written warning.
- (2) Any fire initiated with or without a permit which becomes uncontrolled.
- (3) Any fire department response to a hazardous or toxic material spill.

- (4) Any fire department response for fire or emergency medical services.
- (5) Any fire inspection and/or reinspection services of buildings or structures.

Sec. 2-157. Exemption.

All fires which occur on property owned, maintained, and used by the township, including all buildings, grounds, and other personal property, are exempt from the charges under this division.

Sec. 2-158. Payment for services.

The township clerk shall bill the person requiring fire department services such as those listed in section 2-156. Payment shall be due and payable within 30 days of the postmark on the envelope containing the invoice.

Sec. 2-159. Lien upon property located within the township.

The charges in section 2-156 shall constitute a lien on the property for which the fire service charges were incurred, including both real and personal property, and if not paid within 90 days after the same is due, the treasurer shall, prior to May 1 of each year, certify to the tax assessing officer of the township the facts of such delinquency, whereupon the assessor shall enter the delinquent amount on the next general tax roll as a charge against the property, and the liens thereupon shall be enforced in the same manner as provided by law for delinquent and unpaid taxes.

Sec. 2-160. Method of collection.

Notwithstanding the foregoing, the township shall be empowered to initiate proceedings in any court of competent jurisdiction to collect said service costs as a matured debt of the township.

Sec. 2-161. Charges constituting actual expenses; fire inspection fee.

The following charges shall be assessed as actual expenses under sections 2-156 and 2-158:

- (1) *Personnel costs.* The total composite wage and benefit cost of all fire service personnel, plus a factor of 25 percent to cover administrative costs, as measured by the personnel cost accounted for in the preceding fiscal year and divided by the total runs accounted for in the preceding fiscal year; said resulting cost to be charged for each hour in which department personnel remain in service.

- (2) *Equipment costs.* The total cost of all equipment and facilities, their maintenance and operation, during the preceding fiscal year, plus a ten percent depreciation factor, and divided by the actual number of runs during the preceding fiscal year.
- (3) *Dispatch costs.* The actual cost assessed by the contracted dispatching service for the township fire department.
- (4) *Supplementary costs.* Any additional equipment, manpower, suppression agents, technical services, etc., for which the township incurs a cost for use and/or replacement.
- (5) *Fire inspection fee.* The fire inspection and reinspection service fee shall be set by resolution of the Township Board, as amended.

Secs. 2-162—2-190. Reserved.

Section 2. Repealer

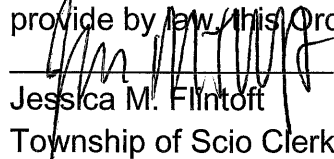
All ordinances or parts thereof which are in conflict with the provisions of this Ordinance are, to the extent of such conflict, hereby repealed, except that terms defined herein for the purpose of interpretation, administration and enforcement of this Ordinance shall not act to modify, repeal or otherwise change the definition of any such term as used in other ordinances or laws.

Section 3. Savings Clause

The provisions of this Ordinance are hereby declared to be severable. If any clause, sentence, paragraph, section or subsection is declared void or inoperable for any reason by any court, it shall not affect any other part or portion hereof other than the part declared void or inoperable.

Section 4. Adoption and Effective Date

This Ordinance shall be published in the manner as required by law. Except as otherwise provide by law, this Ordinance shall be effective 30 days after publication.



Jessica M. Flintoft 10/22/21
Township of Scio Clerk Date

First Reading: September 24, 2021

Adoption: October 12, 2021

Ordinance Publication: October 28, 2021

Effective Date: November 4, 2021