

GRAYLING CHARTER TOWNSHIP
EMERGENCY SERVICES COST RECOVERY ORDINANCE

Ordinance Number 21 of 01

PREAMBLE

Grayling Charter Township and its Fire Department desire to provide a process to recover costs incurred in providing emergency services.

Section 1. Purpose

The purpose of this ordinance is to provide the right of the Township Board to establish by resolution from time to time charges for emergency services provided to commercial establishments and non-residents and to provide a method for the collection of such charges as determined by the Township Board as authorized by Public Act 33 of 1951 as Amended (MCL 41.801 et seq.).

Section 2. Charges

A. This ordinance is authorized by MCL 41.806a Section 6a which provides as follows:
Sec. 6a The legislative body of a municipality providing emergency police or fire service or the legislative bodies of municipalities acting jointly to provide such a service pursuant to this act may authorize by ordinance the collection of fees for the service. The township board of a township or the county board of commissioners of a county providing emergency ambulance and inhalator service alone or jointly with another municipality and the legislative body of such a municipality may authorize by ordinance the collection of fees for the service.

B. Whenever the following emergency services are provided to non-resident or commercial entities, the non-resident or commercial entity shall pay to Grayling Township costs and fees as set forth below:

A. Non-resident Automobile Fire	\$ 800.00
B. Commercial Vehicle Fire	\$1,000.00
C. Commercial Structure Fire	\$1,500.00
D. Wildfire (caused by non-resident or commercial entity)	\$ 800.00
E. Dumpster Fire (caused by non-resident or commercial entity)	\$1,000.00
F. Non-Resident Vehicle Extrication	\$1,000.00
G. Heavy Rescue Extrication (Commercial Vehicle, Bus, Farm, Industry)	\$1,200.00
H. Standby Services (for Commercial Entities or Non-Residents)	\$ 400.00
I. Spill Response (for Commercial Entities or Non-Residents)	\$ 500.00**
J. Ice Rescue (for Commercial Entities or Non-Residents)	\$1,200.00
K. Nuisance Alarms/Calls (for Commercial Entities or Non-Residents)	\$ 200.00
L. Fire Fighting Foam (per 5 gallons) (for Commercial Entities or Non-Residents)	\$ 150.00
M. Greater than Two-Hours (for Non-Resident or Commercial response)	
a. Per Apparatus Per Hour	\$ 250.00
b. Per Member Per Hour	\$ 50.00

Actual Costs for Extraordinary Expenses Incurred by the Fire Department for response and mitigation of an incident involving a commercial entity or non-resident are in addition to the fees listed above. Examples of extraordinary expenses include but are not limited to: purchase or rental of machinery and equipment, legal and engineering fees, replacement of damaged PPE and supplies, rest and rehab.

** plus actual cost of supplies plus 10%

Grayling Charter Township may modify from time to time by resolution the costs and fees referenced above.

Section 3. Time for Payment

All charges shall be due and payable within 30 days from the date of billing. Default of payment shall be collectible through proceedings in District Court or in any court of competent jurisdiction as a matured debt.

Section 4. Collection of Charges

The Township may proceed in district court by suit to collect any monies remaining unpaid and shall have any and all other remedies provided by law for the collection of said charges.

Section 5. Non-Exclusive Charge

The foregoing rates and charges shall not be exclusive of the charges that may be made by the Township for costs and expenses of maintaining a fire department, but shall only be supplemental thereto. Charges may additionally be collected by the Township through general taxation after a vote of the electorate approving the same or by 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 6. Violations

A person who fails to comply with this Ordinance or violates any provision of this Ordinance shall be responsible for a municipal civil infraction as defined in Public Act 12 of 1994, amending Public Act 236 of 1961, being Sections 600.101-600.9939 of Michigan Compiled Laws, and shall be subject to a fine of Five Hundred and 00/100 (\$500.00) Dollars. Each day this Ordinance is violated shall be considered a separate violation.

Section 7. Severability

The provisions of this ordinance are hereby declared to be severable and if any clause, sentence, word, section or provision is declared void or unenforceable for any reason by any court of competent jurisdiction, it shall not affect any other portion of this ordinance.

Section 8. Effective Date: August 19, 2021

This ordinance shall take effect immediately or as soon thereafter after publication as required by law.

Diane Giska, Grayling Township Clerk