

TOWN OF FORT WINNEBAGO FIRE CALLS AND BILL PROCEDURE

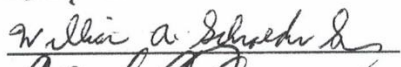


ORDINANCE NUMBER 10-06-2014

The Town Board of the Town of Fort Winnebago, Columbia County, Wisconsin does ordain as follows:

- 1) **PURPOSE:** The purpose of this Ordinance is to establish a per call fee to recover the costs of fire calls made to property within the Town of Fort Winnebago pursuant to sec. 60.55 and sec. 66.07 of the Wis. Statutes.
 - 2) **FIRE CALL CHARGES:** The Town of Fort Winnebago hereby imposes a charge for each fire call made within the Town of Fort Winnebago. Such fee shall not exceed the actual cost to the Town for the particular fire call. The charges to be imposed under this Ordinance shall, in each case, be imposed on all of the owners of the real estate to which the particular fire call is made, except in those limited circumstances provided for in paragraph number (5) of this Ordinance.
 - 3) **PAYMENT OF FIRE CALL FEE:** In each case, the fire call charges provided for in this Ordinance shall be paid in full to the Clerk of the Town of Fort Winnebago no later than 60 days after the date of the particular fire call. If not paid within that period, then such fee shall be deemed delinquent.
 - **Month 1** – Initial Invoice is generated for each instance and mailed to the Responsible Party, requesting prompt payment within 30 days. Responsible Party(s) can request a payment plan option from the Town Board by being placed on the agenda for the next Town Board Meeting.
 - **Month 2** – Second Invoice will be generated 30 days after the first invoice if no payment is received requesting payment in 30 days.
 - **Month 3** – Third Invoice will be generated 30 days after the second invoice if no payment is received requesting payment in 15 days. This notice will inform the responsible party if no payment is received the Township will be taking the following action: for **Non Property Owners** invoice given to the Township's Collection Agent and **Property Owners** adding the unpaid invoice to their next annual Property Tax Bill.
 - **Month 4** – Determine if invoice qualifies for State of Wisconsin Fire Claim Program, if qualifies Township will submit a claim. If the State of Wisconsin denies the claim or there is a balance remaining after the claim payment, the unpaid balance or total invoice, the actions taken will be the same as **Month 3** above **Non Property Owners** given to the Township's Collection Agent and **Property Owners** added to the next annual Property Tax Bill..
 - **Month 5** – Unpaid invoice will be given to the Township's Collection Agency.
 - 4) **LIEN FOR DELINQUENT FIRE CALL FEE:** If full payment of a fire call fee is not made within the afore described , such delinquent fee shall become a lien on such real estate to which the fire call is made as of the date of such delinquency and shall automatically be extended upon the current or next tax roll as a delinquent tax against the property under sec. 66.07, Wis. Statutes. All proceedings in relation to the collection return and sale of property for delinquent real estate taxes shall apply to such delinquent fire call charge.
 - 5) **FIRE CALLS TO VEHICLES:** Whenever the fire department responds to a 911 call involving a vehicle located on any Town Road, County Road, State or Federal Highway within the Town of Fort Winnebago, such charges provided for under this Ordinance shall be imposed upon the owner of such vehicle that is the subject of the 911 call. This includes fire department responds to a 911 call and fire department is recalled prior to arriving at the accident. Such fee shall be paid in full no later than 60 days after the date of the particular call.
 - 6) **SEVERABILITY:** Should any section, paragraph, phrase, sentence or clause of this Ordinance be declared invalid or unconstitutional for any reason, the remainder of this Ordinance shall not be affected thereby.
- EFFECTIVE DATE:** This Ordinance amends and replaces the Town's previous Ordinance which sets charges for fire calls. This Ordinance shall take effect upon passage and posting or publication as provided by law.

Adopted this 6th day of October, 2014.

By the Town Board of the Town of Fort Winnebago.

 Town Chairman
 Supervisor
 Supervisor

This ordinance may be posted within
30 days of adoption in three places
In the Town pursuant to Sec. 60.80 of
Wis. Statutes.

Attested by:  Town Clerk

Passed 10/6/2014 Posted/Published 10/232014