

CLEARWATER TOWNSHIP

Ordinance No. 24

AN ORDINANCE TO AMEND CLEARWATER TOWNSHIP ORDINANCE #18, THE FIRE CHARGES ORDINANCE

The Township of Clearwater Ordains:

Section 1. Amendment of Section 2.

Section 2 of the Clearwater Township Fire Charges Ordinance, Ordinance #18, is hereby amended to read in its entirety as follows:

Section 2. Charges.

The Clearwater Township Board shall establish by resolution a charge for the following fire protection services in an amount calculated to cover the actual expenses associated with fire trucks and fire fighters responding to a fire protection services call or the use of non-reusable fire suppression equipment, including foam or chemicals, at a fire protection services call:

- A. Grass fires
- B. Rubbish fires
- C. Automobile fires
- D. House fires
- E. Fires in commercial establishments
- F. Fires in industrial or manufacturing establishments
- G. Hotel or motel fires
- H. Aircraft fires
- I. Truck fires
- J. Forest fires
- K. Emergency rescue services
- L. Resuscitator services
- M. Swimming pool services
- N. Other services not specifically enumerated

Section 2. Addition of New Section 2a.

The Clearwater Township Fire Charges Ordinance, Ordinance #18 is hereby amended to add a new Section 2a, which shall read in its entirety as follows:

Section 2a: Fees for Ambulance and Utility Protection Services.

The Clearwater Township Board shall establish by resolution fees for the ambulance services provided by the township, including but not limited to ambulance response and transportation fees, fees associated with care rendered, and fees for mileage expenses (hereinafter "Ambulance Service Fees"). The Clearwater Township Board shall also establish by resolution fees for providing fire services related to protecting the public against exposed or dangerous utility services within the township, including the costs of maintaining vehicles and personnel at a dangerous utility incident, and fees for mileage expenses (hereinafter "Fire Utility Service Fees").

Section 3. Addition of New Section 4a.

The Clearwater Township Fire Charges Ordinance, Ordinance #18 is hereby amended to add a new Section 4a, which shall read in its entirety as follows:

Section 4a: Billing Procedures:

The Ambulance Service Fees imposed pursuant to Section 2a of this Ordinance shall be billed and collected from the state or federal government under any applicable state or federal program, from other third party payers (including insurance companies), and from the individual, or the person legally responsible for that individual, to whom such services were provided. The Fire Utility Service Fees imposed pursuant to Section 2a of this Ordinance shall be billed and collected from the utility company whose utility service necessitates the fire services related to protecting the public against exposed or dangerous utility services. The fees imposed pursuant to Section 2 of this Ordinance shall be billed and collected from insurance companies providing applicable insurance coverage and from the individual or the person legally responsible for the individual to whom such services were provided. The billing and collection of all fees imposed pursuant to this Ordinance may be done by township employees or pursuant to a contract between Clearwater Township and a person or entity who will provide these billing and collection services.

Section 4. Validity.

If any section, provision or clause of this Ordinance or the application thereof to any person or circumstances is held invalid, such invalidity shall not effect any remaining portions or application of this Ordinance, which can be given effect without the invalid portion or application.

Section 5. Effective Date.

This Ordinance shall become effective the day following its publication in a newspaper of general circulation within the Township.

Adopted by the TOWNSHIP OF CLEARWATER on May 16, 2012

Larry Niederstadt, Supervisor

Barbara Crambell, Township Clerk

EFFECTIVE DATE: 5/25/2012