

Township of Oregon
Amendment to Fire Protection Ordinance
Ordinance No. 203.1

This is an Ordinance to amend the Oregon Township Fire Protection Ordinance, being Ordinance Number 203, to exempt any real property owner(s) who pays the Township's Fire Protection Special Assessment from being charged for a fire run to their assessed property in Oregon Township and to amend Section 3.01 to state that the Township's Special Assessment will pay any fire run fees for specifically related circumstances.

The Township of Oregon Ordains:

- A. That Section 3.01 of Article III of ordinance no. 203, is hereby amended in its entirety to read as follows:

Section 3.01. The owners of real property within Oregon Township shall be exempt from paying fire run fees for fire runs to their property.


- B. That Section 3.03 is added to Article III as follows:

Section 3.03. That the Township Board shall by motion set the fees for fire runs for personal property, automobile fires, false alarms, and similar situations.

- C. That Section 3.04 is added to Article III of Ordinance No. 203 as follows:

Section 3.04. Real properties that are exempt from paying property taxes shall be subject to fire run fees established by motion of the Township Board unless said properties opt into the Special Assessment District and begin paying the special assessment fee for each separately identified parcel as shown on the Oregon Township tax roll.

The undersigned Clerk of the Township of Oregon hereby certifies that this Fire Protection Ordinance Amendment was duly adopted by the Oregon Township Board at a meeting held on the 8th day of June, 2010 and was published in the L.A. View on 24th day of June, 2010. This Ordinance Amendment became effective seven (7) days after said date of publication.



Eldon Card, Supervisor

Pamela K. Ross, Clerk

TOWNSHIP OF OREGON
FIRE PROTECTION ORDINANCE
ORDINANCE NO. 203

An Ordinance to protect the public health, safety, and welfare by requiring permits for open burning; by providing for the control of fires which may threaten life and property; to prohibit the turning in of a false fire alarm; to authorize the Township Board to determine, by resolution, fees to charge persons who allow fires to burn out of control, to persons starting open fires without first obtaining fire permits, to persons turning in false fire alarms, and to the owners of property protected by fire runs; to assess the amount of delinquent fire run fees to the property tax roll; to define the term "fire run" to include fire department responses for carbon monoxide protection, wash downs after traffic accidents, downed electrical wires, jaws of life services, and similar responses that do not involve fires; and to repeal the prior Fire Protection Ordinance.

THE TOWNSHIP OF OREGON ORDAINS:

ARTICLE I

PERMITS AND LIABILITY FOR SETTING OPEN FIRES

Section 1.01. No person shall set a fire outside of an enclosed burner without first obtaining a permit from either the City of Lapeer Fire Department or the Marathon Area Fire Authority.

Section 1.02. No fire shall be set outside of an enclosed burner unless the person setting the fire has taken sufficient precautionary measures to prevent the fire from burning out of control.

Section 1.03. No person shall burn any materials which are prohibited by state statute from being burned in the open.

Section 1.04. Any person who causes a fire run to be made due to setting an open fire without first obtaining a burning permit, burning illegal materials, or setting a fire which burns out of control shall be liable to the Township for a fire run fee in an amount established by motion of the Township Board.

ARTICLE II

LIABILITY FOR FALSE ALARMS

Section 2.01. No person shall cause a fire alarm to be turned in unless he has good cause to believe a fire actually exists or unless he has notified the fire department that a fire alarm will be turned in pursuant to testing, repairing, or otherwise working on a fire alarm system.

Section 2.02. Any person who has a fire alarm system on his premises shall maintain such alarm

system so that no false alarms are inadvertently transmitted to the fire department from such fire alarm system.

Section 2.03. Any person who in violation of Section 2.01 turns in a false fire alarm or who in violation of Section 2.02 fails to maintain his fire alarm system so as to prevent fire alarms, shall be liable to the Township for a fire run fee in an amount established by motion of the Township Board in the event of a fire run made pursuant to the false alarm.

ARTICLE III

LIABILITY FOR PROPERTY PROTECTION AND RESCUE SERVICES

Section 3.01. The owners of real or personal property which the Township attempts to protect on a fire run shall be liable to the Township for a fire run fee established by motion of the Township Board.

Section 3.02. For the purposes of this Ordinance the term “fire run” shall include not only fire protection services, but also fire department responses for carbon monoxide protection, wash downs after traffic accidents, downed electrical wires, jaws of life services, and similar responses that do not involve fires.

ARTICLE IV

APPEAL OF FIRE RUN BILLINGS

Section 4.01. Any person or entity billed for a fire run may appeal the fire run billing to the Township Board if they believe that they are not properly liable for the fire run. Any such appeal must be filed within ninety (90) days of the date the billing is first sent to the responsibility party.

ARTICLE V

ASSESSMENT OF DELINQUENT FIRE RUN FEES TO THE TAX ROLL

Section 5.01. Any fire run fee which remains unpaid for 90 days after being mailed to the responsible party may be assessed on the property tax bill for the property which the fire run attempted to protect.

ARTICLE VI

SEVERABILITY

Section 6.01. This Ordinance and the various articles, sections, paragraphs, and clauses thereof, are hereby declared to be severable. If any article, section, paragraph, or clause is adjudged unconstitutional or invalid, the remainder of the Ordinance shall not be affected thereby.

ARTICLE VII

REPEAL OF PRIOR ORDINANCE

Section 7.01. The Oregon Township Fire Protection Ordinance No. 202 adopted on July 9, 2002 is hereby repealed.

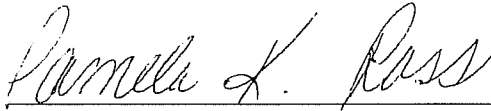
ARTICLE VIII

ENACTMENT AND EFFECTIVE DATE

Section 8.01. This Ordinance was adopted by the Township Board of the Township of Oregon, Lapeer County, Michigan, at a meeting duly called and held on the 10th day of October, 2006, and was published in the ~~County Press~~ ^{LA View} on the 16 day of October, 2006. This Ordinance shall take effect upon said date of publication.



Eldon Card, Supervisor



Pamela Ross, Clerk