

BEAR LAKE TOWNSHIP RESOLUTION

**AT A REGULAR MEETING OF THE BEAR LAKE TOWNSHIP BOARD
CALLED TO ORDER BY SUPERVISOR WM. JACKSON ON AUGUST
6, 2008**

THE FOLLOWING RESOLUTION WAS OFFERED:

MOVED BY *Jackson*
SUPPORTED BY *Ridky*

THAT, The Bear Lake Township Board adopt the proposed Township Fire and Rescue Reimbursement Ordinance which will Provide financial reimbursement to the Bear Lake Township Fire Department under certain circumstances. The proposed ordinance is attached. If adopted, the ordinance will be published In the Kalkaska Leader newspaper within 30 days after adoption; An affidavit of publication will be filed in Township ordinance records; an attested copy of complete ordinance will be filed with Kalkaska County Clerk within one week after publication; and will Be recorded in Township Book of Ordinances within one week after publication.

ROLL CALL VOTE FOR APPROVAL:

Jackson, Ridky, Dorrance, B. Sy, and Rosenberg

YEAS: *4*

NAYS: *0*

ABSENT: *1*

**IT IS THE CONSENSUS OF THIS LEGISLATIVE BODY THAT
THIS RESOLUTION BE/not be ADOPTED.**

State of Michigan)

County of Kalkaska)

I hereby certify that the foregoing is a true and complete copy of a resolution offered and adopted by the

BEAR LAKE TOWNSHIP BOARD at a REGULAR meeting held
On MARCH 29, 2008;

Signed

Carol A. Rosenberg

SEAL

Carol A. Rosenberg
Township Clerk

Address: 198 E. Bear Lake Rd.
Kalkaska, MI. 49646

BEAR LAKE TOWNSHIP

ORDINANCE 08-01 OF 2008

An ordinance to provide financial reimbursement to the Bear Lake Township Fire Department under certain circumstances.

TOWNSHIP FIRE AND RESCUE REIMBURSEMENT ORDINANCE

THE TOWNSHIP OF BEAR LAKE HEREBY ORDAINS:

Section 1: Purpose

This ordinance is adopted for the purpose of providing financial reimbursement to the Bear Lake Township Fire Department (hereafter referred to as BLTFD), a service operated by Bear Lake Township, for fire response and/or rescue services performed throughout the BLTFD area of operation.

Section 2: Charges

The following charges shall be billed to any recipient of services provided by BLTFD that has auto, fire, or casualty insurance. NOTE: If an individual does NOT have auto, fire or casualty insurance they WILL NOT be billed for services provided.

a.	Grass fire:	\$ 500.00
b.	Rubbish fire:	\$ 500.00
c.	Automobile fire:	\$ 350.00
d.	Residential Building fire:	\$ 500.00
e.	Commercial Establishment fire:	\$ 600.00
f.	Industrial fire:	\$ 600.00
g.	Multi-family building fire:	\$ 600.00
h.	Hotel/Motel fire:	\$ 750.00
i.	Aircraft fire:	\$ 500.00
j.	Tractor/Trailer fire:	\$ 500.00
k.	Forest fire:	\$ 500.00
l.	Extrication (automobile)	\$1,000.00
m.	Utility/Powerline incident:	\$ 150.00
n.	Other services not listed:	\$ 250.00

These charges are for the first 24 hours for an incident. If an incident lasts more than 24 hours, recipient will be charged actual expenses for incident, including user pay for required subcontractor work or extended on-site requirement.

The BLTFD Chief shall be responsible for determining actual expenses incurred, and length of required response time.

Section 3: Time for Payment Run

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

Section 4: Exemptions

The following properties and services shall be exempt from the foregoing charges:

- a. False Alarms. However, if BLTFD responds to a false alarm at any location which has had at least four (4) false alarms in the same calendar year, there shall be a charge due and payable pursuant to the terms of Section 3, of \$100.00 for said response and for each subsequent response to a false alarm during the same calendar year.
- b. Fire involving township or county buildings, grounds and/or property.
- c. Fire service performed outside the jurisdiction of the township under a mutual aid contract.
- d. Medical rescue calls, (chest pain, difficulty breathing etc.)

Section 5: Collection of Charges

BLTFD 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 6: Non-Exclusive Charges

The foregoing rates and charges shall not be exclusive of the charges that may be made by BLTFD for the costs and expenses of maintaining the department, but shall only be supplemental thereto. Charges may additionally be collected for BLTFD 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 7: Multiple Property Protection

When a particular service rendered by BLTFD directly benefits more than one person or

property, the owner of each property so benefited and each person so benefited where property protection is not involved shall be liable for the payment of the full charge for such service hereinbefore outlined. The interpretation and application of the within section is hereby delegated to the BLTFD Fire Chief subject only to appeal, within the time limits for payment and shall be administered so that charges shall only be collected from the recipients of the service.

Section 8: Validity

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

Section 9: Effective Date

This ordinance shall become effective thirty (30) days after being published in a Newspaper of general circulation within the Township.

TOWNSHIP OF BEAR LAKE

By: William J. Jackson Date 8-6-08
Bear Lake Township Supervisor

By: Carol Rosenberg Date 8-6-08
Bear Lake Township Clerk

ORDINANCE CERTIFICATION

At a regular meeting of the Bear Lake Township Board, Kalkaska County, held in the Bear Lake Township Hall, located in Bear Lake Township, Kalkaska, Michigan, on

August 6, 2008

at 7:00 P.M.

PRESENT: Jackson, Ridky, Rosenberg and Sy

ABSENT: Dorrance

The following Ordinance was offered by W. Jackson and supported by

D. Ridky (being Ordinance 08-01 of 2008)

YES: Jackson, Ridky, Rosenberg, Sy

NO: None

RESOLUTION DECLARED ADOPTED.

BEAR LAKE TOWNSHIP

By: Carol A. Rosenberg

Carol A. Rosenberg

I, the undersigned, the Clerk of the Township of Bear Lake, Kalkaska County, Michigan, do hereby certify that the foregoing is a true and complete copy of certain proceedings taken by the Bear Lake Township Board of said County at its regular meeting held on 8/6/08 relative to adoption of the ordinance therein set forth; that said meeting was conducted and public notice of said meeting was given pursuant to and in full compliance with the Open Meetings Act, being Act 267, Public Acts of Michigan, 1976, and that the minutes of said meeting were kept and will be made available as required by said Act; this ordinance was published in the Leader & Kalkaskian (name of newspaper) on 8/27/08 and was filed with the County Clerk on 9/2/08

Dated: 9/2/08

Carol Rosenberg
Carol Rosenberg, Clerk

Note: The Ordinance and this Ordinance Certification should be filed with the County Clerk within one (1) week of publication and the Ordinance should be placed in the



Affidavit of Publication

STATE OF MICHIGAN

County of KALKASKA

SS.

Al Frattura

being duly sworn, deposes and says that he is publisher of the
LEADER & KALKASKIAN

a newspaper printed, published and circulated in said county and
otherwise qualified according to Supreme Court Rule; that
annexed hereto is a printed copy of a notice which was published
in said newspaper on the following date or dates, to wit:

AUGUST 27, 2008

, 2008

, 2008

, 2008

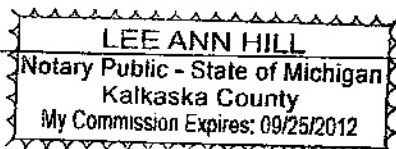
, 2008

, 2008

Subscribed and sworn to before me the 27TH day of
AUGUST, 2008.

Lee Ann Hill, Notary Public

My commission expires



Acting in KALKASKA County.

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h. Hotel/Hotel fire:	\$750.00
i. Aircraft fire:	\$500.00
j. Tractor/Trailer fire:	\$500.00
k. Forest fire:	\$500.00
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