

**TOWN OF RED CEDAR
ORDINANCE ESTABLISHING
FIRE PROTECTION CHARGES**
Ordinance No. 2022-5
(Replaces Ordinance 2014-8)

It is hereby ordained by the Town Board of the Town of Red Cedar, Dunn County, Wisconsin, as follows:

Section 1. Authority:

This ordinance is adopted pursuant to the authority granted town boards under s. 60.55(2)(b), Wis. Stats. which allows towns to recover the cost of fire calls made to property within the town.

Section 2. Liability for Fire Protection Costs:

The Town of Red Cedar, Dunn County, Wisconsin, hereby imposes a charge for each fire call made within the limits of the Town of Red Cedar. Such fee shall not exceed the actual cost to the Town for the fire call. If the call is to real estate located within the Town, the charges shall be imposed on all owners of the real estate to which the particular fire call is made. In the event that a fire call is not made to real estate located within the Town, but is instead made to personal property, such as a vehicle, the charges provided for under this ordinance shall be imposed on all owners of such personal property.

Section 3. Payment of Fire Call Fee:

The fire call charges provided for in this ordinance shall be paid in full to the Clerk of the Town of Red Cedar no later than 60 days after the date billed. The failure to pay the bill within 60 days will result in interest being charged at the rate of 1 1/2 percent per month from the date of the bill. Those bills for fire calls to real estate, including interest, that remain outstanding for more than 60 days as of November 1 of any year shall become a lien against the real estate and shall be placed on the tax roll as a delinquent special charge under s. 66.0627, Wis. Stat.

Section 4. Liability for Fire Calls from Fire Departments Other than Authorized Fire Departments:

It is the policy of the Town of Red Cedar to contract with the Menomonie Rural Fire Department. Any property owner requesting fire protection directly from any fire department other than the Menomonie Rural Fire Department shall be responsible for the full costs billed to the town resulting from the fire call. This section shall not apply to the costs of any other department responding at the request of an authorized department under a mutual aid agreement.

Section 5. Fire Calls to Vehicles Located on Roads Within the Town:

When the town incurs a charge for a fire department responding to a fire call regarding a vehicle fire on any road located within the Town, then a fee equal to the amount of that charge is hereby imposed upon the person to whom the fire call was provided. The Town may then proceed against that person and that person's insurer, as provided in s. 60.557, Wis. Stat., and as otherwise provided under Wisconsin law, to collect that fee. That fee shall be paid in full no later than 60 days after the Town submits a billing covering the fee owed to the Town.

Section 6. Severability:

Should any section or provision of this ordinance be declared invalid for any reason, such decision shall not affect the validity of the remaining portions of this ordinance.

Section 7. Effective Date:

This ordinance shall become effective upon adoption and publication, as provided by law, pursuant to s. 60.80, Wis. Stat.

The foregoing ordinance was enacted by a majority vote of the Town Board of the Town of Red Cedar on the 20th day of June, 2022.

Robert J. Cook
Town Chairperson

Debra M. Glibson
Town Supervisor 1

[Signature]
Town Supervisor 2

Conrad Hayden
Town Supervisor 3

[Signature]
Town Supervisor 4

ATTEST:

[Signature]
Clerk



Published: 06/29/2022