

**TOWN OF BRUNSWICK
EAU CLAIRE COUNTY, WISCONSIN
ORDINANCE NO. 2019-12-01
ORDINANCE ESTABLISHING FIRE PROTECTION CHARGES**

It is hereby ordained by the Town Board of the Town of Brunswick, Eau Claire 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. Per Wis. Stats., 60.55(1)(a) the Town of Brunswick is a member municipality of Township Fire Department, Inc. (TFD) which provides fire protection services within the Town.

Section 2: Liability And Cost Of Fire

2.00 Liability. Any person who starts or uses an outdoor fire may be liable to the Township Fire Department for all fire suppression costs if the fire is in violation of any adopted fire ordinance or it endangers property not covered by the permit or persons.

2.10 Cost of Fire. In addition to any other liability, penalty or cost, any person who violates any of the provisions of any fire ordinance adopted by the Town Board of Brunswick may be liable to the Township Fire Department Inc, for any and all costs and expenses incurred by the Township Fire Department Inc, in the suppression of the fire or fires incident to such violation or violations.

2.20 Fee Schedule. Township Fire Department shall maintain a fee schedule for the purpose of imposing such charges. The Town authorizes Township Fire Department to impose a charge for each fire call made within the limits of the Town of Brunswick which is in violation of any adopted fire ordinance. Such fee shall not exceed the actual cost to Township Fire Department for the fire call.

2.30 Liability for Fire Protection Costs. If the call is to real estate located within the Town, the charges may be imposed on all owners of the real estate to which the particular fire call is made. If the fire spreads to adjacent real estate, the charges may be imposed on all owners of the property of the origin of the fire. In the event that a fire call is not made to real estate located within the Town, but is instead made to a vehicle located on a public road within the Town, the charges provided for under this ordinance may be imposed on all owners of such vehicle.

Section 3. Payment Of Fire Call Fee

3.00 Timely Payment

The fire call charges provided for in any adopted fire ordinance shall be paid in full to Township Fire Department (TFD) no later than 60 days after the date of the particular fire call.

3.10 Delinquent Payment

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.

3.20 Failure to Pay

Those bills for fire calls to real estate, including interest, that remain outstanding for more than 90 days as of November 1 of any year may become a lien against the real estate and shall be placed on the tax roll by the Town of Brunswick 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:

The Town of Brunswick is a member municipality of Township Fire Department, Inc. and TFD provides fire protection services to the Town. Any property owner requesting fire protection directly from any fire department other than Township Fire Department shall be responsible for the full costs billed 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: Severability:

The provisions of this Ordinance are severable. If any part or provision of any section, clause, or provision hereof is invalid or if its application to any person or circumstance is invalid, such invalidity shall not affect other provisions or applications which can be given effect without the invalid provision or application.

Section 6: Conflicts with Other Ordinances:

All ordinances or parts of other ordinances in conflict with this ordinance are hereby repealed.


Section 7. Effective Date:

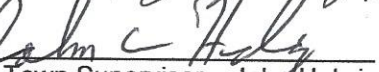
This ordinance shall become effective upon adoption and publication or posting, as provided by law, pursuant to s. 60.80, Wis. Stat.

This ordinance shall go into effect on its passage and publication.

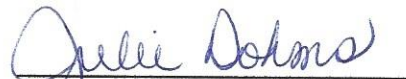
Dated and passed this 10th day of December, 2019


Town Chairman – Gordon Steinhauser


Town Supervisor – Donald Jaquish


Town Supervisor – John Helwig

ATTESTED


Town Clerk- Julie Dohms