



FIRE COST RECOVERY ORDINANCE

Ordinance Number 3 of 2025

INTENT AND PURPOSE

An ordinance to establish cost-recovery charges and exemptions for fire services under Public Act 33 of 1951, as amended (MCL 41.801) and to provide methods for collecting those charges.

The Charlevoix Township Board ordains:

Section 1 - PURPOSE

This ordinance is adopted to enable the Township to bill for and collect cost recovery charges from those receiving direct benefits from the fire protection services provided by the Township.

Section 2 - COST RECOVERY CHARGES

The following charges are due and payable to the Township from a recipient of any of the following listed fire protection services from the Township:

A. Rubbish/Grass fire	\$500.00
B. Vehicle accident/fire	\$500.00
C. Home structure fire	\$500.00
D. Commercial structure fire	\$2500.00
E. Nuisance Call(s) (after 3rd Time per Month)	\$350.00
F. Downed Power line/other non-HAZMAT public utility hazard	\$350.00
G. Other services not specifically listed	\$350.00

Section 3 - TIME FOR PAYMENT OF FIRE RUN

All of the foregoing charges are due and payable within 30 days from the date the service is rendered and, in default of payment, are 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 are exempt from the foregoing charges:

- A. False alarms (up to three (3) or fewer nuisance calls in a 1-month period).
- B. Fires caused by railroad trains, which are the specific statutory responsibility of railroad companies.
- C. Fire involving Township buildings, grounds and/or property.
- D. Mutual Aid – Fire service performed outside the service territory of the Township Fire Department, unless the Township and the other municipalities have each adopted an ordinance to impose fees for fire and emergency service runs within their respective territories under MCL 41.806a.
- E. Public service assistance.
- F. Wild land – noncontiguous to a structure.

Section 5 - COLLECTION OF CHARGES

The Township may proceed in district court by suit to collect any monies remaining unpaid from a responsible party and shall have any and all other remedies provided by and subject to law for the collection of said charges.

Section 6 - NON-EXCLUSIVE CHARGE

The foregoing rates and charges are not the only charges that may be made by the Township for the costs and expenses of providing fire services. Charges may additionally be collected by the Township through general taxation after a vote of the electorate approving the same or by a special assessment established under the applicable Michigan statutes. General Fund appropriations may also be made to cover such additional costs and expenses of providing fire protection services.

Section 7 - MULTIPLE PROPERTY PROTECTION

When a particular fire protection service rendered by the Township 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, is liable for the payment of the full charge for such service. The interpretation and application of this section is delegated to the Fire Chief, subject to appeal within the time limits for payment, to the Charlevoix Township Board and shall be administered so that charges shall only be collected from the recipients of the service.

Section 8 - SEVERABILITY

If any provision or part of this ordinance is declared invalid or unenforceable by a court of competent jurisdiction, the validity or enforceability of the balance of the ordinance is not affected and remains in full force and effect.

Section 9 - PUBLICATION

This ordinance shall be effective after legal publication and in accordance with the provisions of the Act governing same.

Section 10 - EFFECTIVE DATE

This ordinance shall take effect 30 days after the publication as required by law.

Section 11 - CERTIFICATION

Ordinance Number 3 of 2025 was adopted in the 11th day of August, 2025 by the Charlevoix Township Board as follows:

Motion by: Stewart


Seconded by: Williams

Yeas: Ulrich, Williams, Jarema, Hoyt, Stewart

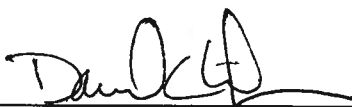
Nays: None

Absent: None

I hereby certify that the foregoing constitutes a true complete copy of an Ordinance duly adopted by the Charlevoix Township Board.



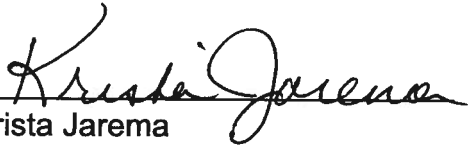
Krista Jarema
Charlevoix Township Clerk



Daniel Ulrich, Supervisor

Certificate of Publication

I, the undersigned Clerk of Charlevoix Township, do hereby certify that on August 21, 2025, a summarized copy of the foregoing Ordinance was duly published in the Charlevoix County News, a newspaper having general circulation within said township.



Krista Jarema

Charlevoix Township Clerk

INVOICE

Dan Ulrich, *Supervisor*
Theda Williams, *Treasurer*
Krista Jarema, *Clerk*
J.B. Hoyt, *Trustee*
Kate Stewart, *Trustee*



(date)

(Insurance Company Name & Address
Policy Number
Policyholder Name)

Re: Fire Run (date)

On (date) your policyholder named above incurred a run from the Charlevoix Township Fire Department. The (insert vehicle, dwelling, etc) was provided care and services by our team (Fire Report attached).

This letter serves as our invoice #25-xxx for services rendered in this matter in the amount of \$xxx. Payment is due to us 30 days from the date of this letter/invoice. Please remit payment to:

Charlevoix Township
12491 Waller Road
Charlevoix, MI 49720
Attention: Treasurer

Questions may be directed to my attention at (email) or by calling 231-547-4611.

Sincerely,

(name)
(title)