

**ORDINANCE NO. 2020 - 17
TOWN OF MILTON
FIRE PROTECTION CHARGES**

It is hereby ordained by the Town Board of the Town of Milton, Buffalo 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 Town.
- Section 2. Liability for Fire Protection Costs: The Town of Milton, Buffalo County, Wisconsin, hereby imposes a charge for each fire call made within the limits of the Town the hourly rate per firefighter as is established from time to time by Resolution of the Town Board. (For instance, if the hourly rate is \$25 and four firefighters respond to the call for one hour each the total charge would be \$100.) Each fractional hour shall count as one full hour. Such fee shall not exceed the actual cost to the Town for the fire call. Excepted from the charge imposed by this Ordinance shall be any fire call to an owner occupied residence in the Town. 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 a vehicle located on a public road within the Town, the charges provided for under this Ordinance shall be imposed on all owners of such vehicle.
- Section 3. Payment of Fire Call Fees: The fire call charges provided for in this Ordinance shall be paid in full to the Clerk of the Town of Milton no later than sixty (60) days after the date of the call. The failure to pay the bill within sixty (60) days will result in interest being charged at the rate of 1 ½ 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 ninety (90) 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 Department Other Than Authorized Fire Departments: It is the policy of the Town of Milton to contract with the Fountain City Fire Department. Any property owner requesting fire protection directly from any fire department other than Fountain City Fire Department shall be responsible for 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. Severability: Should any section or provisions of this Ordinance be declared invalid for any reason, such decision shall not affect the validity of the remaining portions of this Ordinance.

Section 6. Effective Date: This Ordinance shall become effective upon the adoption and publication or posting, as provided by law, pursuant to s. 60.80, Wis. Stat.

Passed and adopted this 11th day of March, 2020.

TOWN BOARD, TOWN OF MILTON

By: 
Benjamin Adank, Town Chair

ATTEST: 
Kalene Engel, Town Clerk

I, the undersigned Town Clerk, hereby certify the foregoing Ordinance was posted in the following three public places in the Town of Milton on March 11, 2020.

52794 State Rd 88
Fountain City WI 54629
W823 Engel Rd
Fountain City WI 54629
52838 Fern Circle
Fountain City WI 54629

ATTEST: 
Kalene Engel, Town Clerk