

**ORDINANCE NO. 86**  
**AN ORDINANCE ESTABLISHING FEES**  
**FOR EMERGENCY PROTECTION FIRE SERVICES**

THE CITY COUNCIL OF THE CITY OF GREENBUSH, MINNESOTA DOES ORDAIN:

SECTION ONE: PURPOSES AND INTENT

This ordinance is adopted for the purpose of authorizing the City of Greenbush to charge for fire service as authorized by Minn. Stat. §§ 366.011, 366.012, and 415.01.

SECTION TWO: DEFINITIONS

- (A) "Fire service" means any deployment of fire fighting personnel and/or equipment to extinguish a fire or perform any preventative measure in an effort to protect equipment, life, or property in an area threatened by fire. It also includes the deployment of fire fighting personnel and/or equipment to provide fire suppression, rescue, extrication, and any other services related to fire and rescue as may occasionally occur.
- (B) "Fire service charge" means the charge imposed by the City for receiving fire service.
- (C) "Motor vehicle" means any self-propelled vehicle designed and originally manufactured to operate primarily upon public roads and highways, and not operated exclusively upon railroad tracks. It includes semi trailers. It does not include snowmobiles, manufactured homes, all terrain vehicles, or park trailers.
- (D) "Fire protection contract" means a contract between the City and a township or other city for the City to provide fire service.
- (E) "Mutual aid agreement" means an agreement between the City and a township or other city for the City's fire department to provide assistance to the fire department of a township or other city.

SECTION THREE: PARTIES AFFECTED

- (A) Owners of property within the City who receive fire service.
- (B) Anyone who receives fire service as a result of a motor vehicle accident or fire within the City.
- (C) Owners of property in townships or cities to which the City provides fire service pursuant to a fire protection contract.

SECTION FOUR: RATES

The rate is hereby to be calculated by the Fire Chief with the minimum fee being \$250.00 per instance that the Fire Department is called to. This rate maybe change by council resolution at any time after this ordinance goes into effect.

SECTION FIVE: BILLING AND COLLECTION

- (A) Parties requesting and receiving fire services may be billed directly by the City. Additionally, if the party receiving fire services did not request services but a fire or other situation exists which, at the discretion of the fire department personnel in charge requires fire service, the party will be charged and billed. All parties will be billed whether or not the fire service is covered by insurance.
- (B) False alarms will be billed as a fire call. All facilities will be allowed 2 false alarm calls per calendar year. After both allowed calls that facility will be charged \$250.00 for any other false alarm calls in that calendar year.

SECTION SIX: MUTUAL AID AGREEMENT

When the City fire department provides fire service to another fire department pursuant to a Mutual Aid Agreement; the billing will be determined by the Mutual Aid Agreement.

SECTION SEVEN: APPLICATION OF COLLECTIONS TO BUDGET

All collected fire charges will be city funds and used to offset the expenses of the City fire department in providing fire services.

SECTION EIGHT: EFFECTIVE DATE

The ordinance shall become effective upon publication.

Passed by the Council this 20th day of April, 2009.

Section Five : Billing and Collection (B) of this ordinance was amended to allow billing of false alarm calls.

Amended this \_\_\_\_\_ day of \_\_\_\_\_, 2011.

\_\_\_\_\_  
Scott Waage  
Mayor

Attested:

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Anita Locken  
Clerk-Treasurer