



TOWNSHIP OF INDIANFIELDS
FIRE PROTECTION ORDINANCE

Ordinance No. 45

An ordinance to protect the public health, safety, and welfare by providing for the control of fires which may threaten life and property; to charge a fee to persons who allow fires to burn out of control; to prohibit the turning in of false fire alarms; to charge a fee to persons turning in a false fire alarm; to authorize the setting of fees for fire protection services; to authorize the collection of fire run fees from the owners of property protected by the fire run; and to repeal the prior fire protection ordinances.

THE TOWNSHIP OF INDIANFIELDS ORDAINS:

ARTICLE I

LIABILITY FOR SETTING FIRES

Section 1.01. No fire shall be set outside of an enclosed burner unless the person setting the fire has taken sufficient precautionary measures to prevent the fire from burning out of control.

Section 1.02. Any person who sets a fire which burns out of control shall be liable for the fees and costs established pursuant to Article IV for any fire run made to the fire.

ARTICLE II

LIABILITY FOR FALSE ALARMS

Section 2.01. No person shall cause a fire alarm to be turned in unless he has good cause to believe a fire actually exists or unless he has notified the fire department that a fire alarm will be turned in pursuant to testing, repairing, or otherwise working on a fire alarm system.

Section 2.02. Any person who has a fire alarm system on his premises shall maintain such alarm system so that no false alarms are inadvertently transmitted to the fire department from such fire alarm system.

Section 2.03. Any person who in violation of Section 2.01 turns in a false fire alarm or who in violation of Section 2.02 fails to maintain a fire alarm system so as to prevent false alarms, shall be liable for the fees established pursuant to Article IV for any fire run made pursuant to the false alarm.

ARTICLE III

LIABILITY FOR PROPERTY PROTECTION

Section 3.01. The owners of real or personal property, including motor vehicles, which the Township attempts to protect on a fire protection run shall be liable for any applicable fees and costs established pursuant to Article IV for the fire protection run.

Section 3.02. Public utility companies which own utility lines or other facilities which the Township attempts to protect on a fire protection run shall be liable for the applicable fees and costs established pursuant to Article IV for any fire protection run.

ARTICLE IV

FEES AND COST RECOVERY

Section 4.01. The fees to be charged for fire protection services shall be set by resolution of the Township Board. The fees may be revised at any time by further resolution of the Township Board.

Section 4.02. In the event that a fire or hazardous situation necessitates that the fire department expend time, equipment, or materials in excess of the standard fire run fee, the responsible party shall also be liable for the actual costs in excess of the fire run fee amount.

ARTICLE V

ENFORCEMENT

Section 5.01. Any person, entity or corporation who violates any of the provisions of this Ordinance is responsible for a municipal civil infraction, subject to payments of a civil fine of not less than Fifty and 00/100 (\$50.00) Dollars, plus costs and other sanctions, for each infraction. Repeat offenses under this Ordinance shall be subject to increased fines as provided for in the Indianfields Township Civil Infraction Ordinance.

Section 5.02. Any person, entity or corporation who fails to pay the full amount of any fees and cost recovery charged pursuant to this Ordinance shall be subject to collection action through the District or Circuit Courts.

ARTICLE VI

REPEAL OF PRIOR ORDINANCES


Section 6.01. The former Indianfields Township Fire Protection Ordinance No. 15 and the former Indianfields Township Fire Changes Ordinance No. 31 are hereby repealed.

ARTICLE VII

ENACTMENT AND EFFECTIVE DATE

Section 7.01. This Ordinance was adopted by the Indianfields Township Board at a meeting duly held on the 13TH day of JUNE, 2011 and was published in the ADVERTISER on the 15TH day of JUNE, 2011. This Ordinance became effective thirty (30) days after said date of publication.


William E. Campbell, Clerk


SUPERVISOR