

**198.000 - COST RECOVERY FOR EMERGENCY SERVICES Ord. No. 10-001 Adopted: February 16, 2010**

An Ordinance to establish cost recovery charges for emergency services to provide methods for collecting those charges

THE TOWNSHIP BOARD OF THE TOWNSHIP OF ATLAS ORDAINS:

198.001 - Purpose.

Sec. 1. This ordinance is adopted to enable the Township to bill for and collect cost recovery charges from those receiving direct benefits from emergency services provided by the Township.

198.002 - Cost recovery charges.

Sec. 2. Recipients of service from Atlas Township may be billed for services based on the hourly cost to the township for equipment and personnel. Services include, but are not limited to, police or fire emergencies, first responder services, hazardous-materials response, police or fire stand-by. Recipients include individuals or owners of real or personal property.

Cost for services resulting from a violation of Atlas Township or State of Michigan criminal or Motor Vehicle Code shall be calculated based on a rate schedule as adopted by the Township Board and shall be in addition to fines or costs levied by a court.

Cost for services resulting from accidents or negligent acts of recipients may be authorized by the Township Supervisor and shall be calculated based on the rate schedule as adopted by the Township Board.

198.003 - Time for payment for run.

Sec. 3. 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.

198.004 - Collection of charges.

Sec. 4. 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. Responsible parties shall submit invoice to any applicable insurance provider, but absence of insurance or denial of payment by insurance does not relieve the responsible party of payment.

198.005 - Severability.

Sec. 5. 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.

198.006 - Effective date.

Sec. 6. This ordinance has immediate effect. All ordinances or parts of ordinances in conflict with this ordinance are repealed.