

**TOWN OF EAU GALLE**  
**ORDINANCE ESTABLISHING**  
**FIRE PROTECTION CHARGES**  
Ordinance No. 2022-1

It is hereby ordained by the Town Board of the Town of Eau Galle, Dunn 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 the town.

**Section 2. Liability for Fire Protection Costs:**

The Town of Eau Galle, Dunn County, Wisconsin, hereby imposes a charge for each fire call made within the limits of the Town of Eau Galle. Such fee shall not exceed the actual cost to the Town for the fire call or \$500.00, whichever is less, as outlined below. 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 personal property, such as a vehicle, the charges provided for under this ordinance shall be imposed on all owners of such personal property.

1. The entire cost of a fire call of any motorized vehicle (including farm and self-motorized) will be billed to and paid by owner of vehicle.
2. The entire cost of all chimney fires or fires deemed negligent by the town board (including fires without a burning permit) will be the responsibility of the property owner.
3. Fires not classified above will be the responsibility of the property owner, the first \$500 of which will be billed.

The Town board reserves the right to waive any fees or actual costs imposed herein.

**Section 3. Payment of Fire Call Fee:**

The fire call charges provided for in this ordinance shall be paid in full to the Clerk of the Town of Eau Galle no later than 60 days after the date billed. The failure to pay the bill within 60 days will result in interest being charged at the rate of 1 1/2 percent per month from the date of the bill. Those bills for fire calls to real estate, including interest, that remains outstanding for more than 60 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 Departments Other than Authorized Fire Departments:**

It is the policy of the Town of Eau Galle to contract with Elmwood Area Fire Department & Durand Area Rural Fire Department. Any property owner requesting fire protection directly from any fire department other than those listed above shall be responsible for the 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 provision 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 adoption and publication or posting, as provided by law, pursuant to s. 60.80, Wis. Stat.

Date of Passage: May 9<sup>th</sup> 2022

Signed: Donald J. Hartung Date: 5/9/22  
Town Chairperson

Attest: Martha E. Hartung Date: 5/9/22  
Signature of Town Clerk

Posted 5/10/22