

ORDINANCE NO. 1212-2016

AN ORDINANCE confirming, establishing and increasing the fee charged for response by the Shawneetown Fire Department to fire calls and emergency response requests outside of the City Limits.

WHEREAS, the City of Shawneetown (hereafter "City" or "Shawneetown"), Gallatin County, Illinois, maintains a municipal Fire Department supported by taxes and fees paid by the residents of the City, and owners of property therein, which said Fire Department is operated principally for the safety and benefit of the City and the residents thereof, and their properties; and

WHEREAS, the Fire Department is called upon to render aid, from time to time, for persons or properties situated outside the City limits of Shawneetown, and by doing so renders a benefit for owners of property outside the City; and

WHEREAS, the City has determined that such aid is rendered at a cost to the taxpayers and residents of the City, and a reasonable charge should be assessed against the owner of the property outside the City, or the person receiving the benefit of these services furnished by the Shawneetown Fire Department; and

WHEREAS, the City has historically charged a fee for such out of town fire call or emergency response, as determined by policy of the Shawneetown Fire Department, and prior Ordinances or Resolutions of the City, the most recent fee being One Thousand (\$1,000.00) Dollars; and

WHEREAS, upon recent recommendation of the Shawneetown Fire Department, the City has agreed to increase said fee or charge to the sum of One Thousand Five Hundred (\$1,500.00) Dollars effective January 1, 2017, and for calls made and responses rendered thereafter.

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF SHAWNEETOWN, GALLATIN COUNTY, ILLINOIS, AS FOLLOWS:

Section 1. The Fire Chief, or person designated by the Fire Chief, is authorized to direct actions and take measures deemed necessary in response to a call for assistance in suppression or control of a fire outside the city limits of Shawneetown, Illinois, and for other emergency assistance.

Section 2. Whenever a response is made by the City Fire Department, or its personnel, outside the city limits upon the request of the owner, tenant, or agent of the burning property (including vehicle and machinery), or person requesting emergency assistance, or beneficiary thereof, there shall be paid to the City by the owner of the property, or person requesting emergency assistance, or beneficiary thereof, the sum of One Thousand Five Hundred (\$1,500.00) Dollars for such response.

Section 3. The response by the City Fire Department, or its personnel, upon request constitutes acceptance of such offer, and constitutes approval and agreement to the payment of such fee. Any person directing or making a call for assistance shall be considered and designated as the agent of the property owner, or person needing assistance, or beneficiary thereof, for purposes of this Ordinance.

Section 4. The fee provided in this Ordinance shall not apply, and may be waived, when a response is made pursuant to a mutual aid agreement.

Section 5. The fee provided in this Ordinance may be waived or reduced upon written application to the City, for such reasons as deemed appropriate and reasonable in the sole discretion of the City Council, acting by majority vote.

Section 6. This Ordinance supplements, amends and supercedes all prior Ordinances in conflict herewith.

Section 7. This Ordinance shall be in full force and effect upon its passage, approval and publication in pamphlet form as provided by law. This Ordinance shall be published in pamphlet form and made available to the public as provided by law.


PASSED AND APPROVED this 12th day of December, 2016, pursuant to roll call vote, as follows:

AYES: Garry Jones, Lisa Smith, Michael Blain, June Rushing


NAYS: 0

ABSENT OR ABSTAIN: Steve Wood, Brandon Vickery

APPROVED:

By   
David Barker  
Mayor, City of Shawneetown

ATTEST:

  
Nancy Larkin  
City Clerk


(SEAL)



**CERTIFICATION**  
**CITY OF SHAWNEETOWN, GALLATIN COUNTY, ILLINOIS**

I, Nancy Larkin, being the duly elected, qualified, and acting City Clerk of the City of Shawneetown, Gallatin County, Illinois, do hereby certify that what is attached hereto is a true copy of Ordinance No. 1212-2016, being AN ORDINANCE confirming, establishing and increasing the fee charged for response by the Shawneetown Fire Department to fire calls and emergency response requests outside of the City Limits, which was passed and approved at a regular meeting of the City Council of the City of Shawneetown held on December 12, 2016, which said Ordinance is effective and in force, and has not been repealed. This certified copy is identical to that appearing in the official Ordinance Book and Records of the said City of Shawneetown.

Dated this 12th day of December, 2016.

  
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Nancy Larkin  
City Clerk  
City of Shawneetown,  
Gallatin County, Illinois

(SEAL)

