

ALAMO TOWNSHIP

KALAMAZOO COUNTY, MICHIGAN

ORDINANCE NO. 52-M

AN ORDINANCE TO AMEND ARTICLE II(a) AND ARTICLE III OF ORDINANCE 49-M TO RECOVER THE COSTS OF THE ALAMO TOWNSHIP FIRE DEPARTMENT RESPONSES TO COMMERCIAL HEALTH CARE FACILITIES WITHIN THE TOWNSHIP; TO REPEAL THE PRESENT ARTICLE II(a) AND ARTICLE III; AND TO ESTABLISH AN EFFECTIVE DATE.

ALAMO TOWNSHIP ORDAINS:

ARTICLE I
AMENDMENT OF ARTICLE II(a) (PREAMBLE)

Article II(a) of Ordinance 49-M is hereby amended and shall now read:

- "a. Where the Township Fire Department is asked to respond with either fire fighting equipment and/or emergency medical response personnel to a commercial health care facility within the Township, which facility either directly bills its patient, is reimbursed by Medicare or insurances for such a response, the cost of that response should be borne directly by the commercial health care facility, not the general taxpayers of the Township."

ARTICLE II
RESPONSES TO COMMERCIAL HEALTH CARE FACILITIES

Article III of Ordinance 49-M is hereby amended and shall now read:

"In the event that the Alamo Township Fire Department is summoned to respond to a commercial health care facility within the Township, including convalescent homes, assisted living facilities and similar entities providing health care for compensation, and irrespective of whether that facility is licensed or unlicensed, the owner and/or operator of the facility, not the patient, shall be liable to the Township for the costs of the Township Fire Department's response as set, from time-to-time, by Resolution of the Township Board. That amount shall be no more than the actual costs to the Township for the Fire Department's response."

ARTICLE III
SEVERABILITY

Any and all sections, terms, provisions and/or clauses herein shall be deemed independent and severable. Should any court of competent jurisdiction hold any section, term, provision or clause void and/or invalid, all remaining sections, terms, provisions and/or clauses not held void and/or invalid shall continue in force and effect.

ARTICLE IV
EFFECTIVE DATE

This Ordinance shall take force and effect on June 20, 2005.

CERTIFICATE

I, Garilyn Sportel, Clerk for Alamo Township, do hereby certify that the foregoing Alamo Township Ordinance No. 52-M was adopted by the Township Board at a regular meeting held on June 13, 2005, and that the following is a record of the vote of the members of said Township Board on said Ordinance.

AYES: Potter-Williams, Stoneburner, Sportel, Vlietstra, Feniger

NAYS: None

ABSENT: None

ABSTAIN: None

Garilyn Sportel
Township Clerk