

ORDINANCE NO. 2009-03-024

**AN ORDINANCE AMENDING CHAPTER 8
OF THE CITY OF URBANA CODE OF ORDINANCES
TO AUTHORIZE THE CITY OF URBANA TO CHARGE NON-RESIDENTS FOR
CALLS FOR FIRE RESCUE SERVICES ON URBANA STREETS AND HIGHWAYS**

WHEREAS, the City of Urbana has a population of more than 25,000 and is, therefore, a home rule unit under subsection (a) of Section 6 of Article VII of the Illinois Constitution of 1970; and

WHEREAS, from time to time, the City's Fire Department provides fire rescue services on streets and highways to parties who do not reside in Urbana; and

WHEREAS, said fire rescue services provided to non-residents require the City to expend time, personnel, and equipment resources, and costs for these resources are not presently recouped; and

WHEREAS, it is not uncommon for other municipalities to seek repayment for fire rescue services provided to non-residents on streets and highways; and

WHEREAS, the City desires to recoup its costs for providing fire rescue services on streets and highways to non-resident visitors;

NOW THEREFORE, BE IT ORDAINED THE CITY COUNCIL OF THE CITY OF URBANA, ILLINOIS, as follows:

Section 1. Article V, to be titled "Fire Rescue Services to Non-residents", is hereby created, and Chapter 8 of the Code of Ordinances shall be amended as follows:

Section 8-75. Definitions.

"Non-resident". Any individual requiring fire rescue services on the streets and highways located within the jurisdictional limits of the City of Urbana who does not own or rent a residence in the County of Champaign,

Illinois for a minimum period of at least six (6) months out of the last twelve (12) calendar months prior to the date of services.

"Fire Rescue Services". Any services, requiring the use of City of Urbana Fire Department personnel and/or the Department's fire rescue equipment, that are provided in response to an emergency on the streets or highways within the jurisdictional limits of City of Urbana.

Section 8-76. Reimbursement for Fire Rescue Services.

(a) Any non-resident requiring fire rescue services on the streets or highways within the jurisdictional limits of the City of Urbana shall be billed by the City for such services at a rate to be set in the City of Urbana Fee Schedule. Such rates shall be reviewed annually and shall be raised periodically, when necessary, to keep said rates current with those of municipalities of similar jurisdictional size and geographic area.

(b) Any non-resident that receives a bill for fire rescue services shall remit payment to the City of Urbana for such services within forty-five (45) days of the date of said bill.

(c) Responsibility for payment for fire rescue services shall accrue to the non-resident recipient(s) of said services without regard to cause or fault.

Section 2. This Ordinance shall be in full force and effect, and shall be controlling, immediately upon its passage and approval and the setting of fee amounts in the City Fee Schedule.

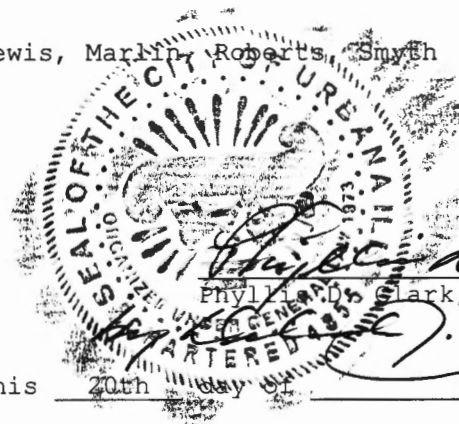
Section 3. All ordinances, or parts of ordinances thereof, which are in conflict with the provisions of any portion of this Ordinance, as amended, are hereby repealed to the extent of any conflict.

PASSED by the City Council this 18th day of May,
2009.

AYES: Bowersox, Lewis, Marlin, Roberts, Smyth

NAYS:

ABSTAINS:



Phyllis D. Clark
Phyllis D. Clark, City Clerk

Phyllis D. Clark
Phyllis D. Clark, Deputy Clerk

APPROVED by the Mayor this 20th day of May,

2009.

Laurel Lurt Prussing
Laurel Lurt Prussing, Mayor