

Village of Perrinton
Gratiot County, Michigan
Resolution # 07-05-07

At a regular meeting of the Village of Perrinton, held on May 7th 2007, the following members were:

Present: Council of the Village of Perrinton

Absent: None.

A Resolution stating that the Village of Perrinton will establish a policy and procedures for reimbursement to the Village of Perrinton for the cost of hazardous material spills, dangerous or hazardous conditions, technological/man-made emergencies and/or disasters.

The Village of Perrinton Ordains:

RECOVERY OF COST

The Village of Perrinton shall be entitled to recover the cost/expenditures incurred by the Perrinton Volunteer Fire Department in responding to, recovering from, safeguarding, isolating, and/or cleaning up of hazardous substances and dangerous or hazardous conditions.

The Village of Perrinton shall be entitled to recover the cost/expenditures incurred by the Perrinton Volunteer Fire Department in responding to, recovering from, safeguarding, isolating, and/or cleaning up of technological/man-made emergencies and/or disasters.

HAZARDOUS SUBSTANCES DEFINED.

Hazardous substances shall include all substances as defined in MCLA 324.20101(t).

PARTIES RESPONSIBLE TO REIMBURSE THE VILLAGE OF PERRINTON.

Any person, company, organization or entity that owns or controls a hazardous substance with in the Perrinton Volunteer Fire Departments established fire district which is released shall reimburse the Village of Perrinton the costs incurred by the Perrinton Volunteer Fire Department in responding to, recovering from, safeguarding, isolating, and/or cleaning up the hazardous substance.

Any person, company, organization or entity that causes the release of any hazardous substance or the creation of a situation resulting in the release or possible release of a

hazardous substance with in the Perrinton Volunteer Fire Departments established fire district which is released shall reimburse the Village of Perrinton the costs incurred by the Perrinton Volunteer Fire Department in responding to, recovering from, safeguarding, isolating, and/or cleaning up the hazardous substance.

Any person, company, organization or entity that causes a technological/man-made emergency or disaster with in the Perrinton Volunteer Fire Departments established fire district which is released shall reimburse the Village of Perrinton the costs incurred by the Perrinton Volunteer Fire Department in responding to, recovering from, safeguarding, isolating, and/or cleaning up the hazardous substance.

Any person, company, organization or entity that causes or contributes to a dangerous or hazardous condition with in the Perrinton Volunteer Fire Departments established fire district which is released shall reimburse the Village of Perrinton the costs incurred by the Perrinton Volunteer Fire Department in responding to, recovering from, safeguarding, isolating, and/or cleaning up the hazardous substance.

REIMBURSABLE COST OF THE VILLAGE OF PERRINTON.

The Fire Chief shall determine the costs/expenditures of the Village of Perrinton in responding to, recovering from, safeguarding, isolating, and/or cleaning up of technological/man-made emergencies and/or disasters.

The total costs/expenditures shall include, but not limited to, the following:

- a. Salaries of all employees.
- b. All long distance, cellular and fax telephone calls within any period.
- c. Replacement/repair of all equipment owned or leased by the Perrinton Volunteer Fire Department which is deemed unserviceable due to exposure to the dangerous substance(s), or dangerous or hazardous condition.
- d. Expenses of vehicle operation/use of emergency equipment.
- e. On scene rehab of emergency personnel including, but not limited to, beverage and food for long-term events.
- f. All other related expenses caused by the event.

Once the costs/expenditures of the Perrinton Volunteer Fire Department have been determined by the Fire Chief, the Village Clerk shall submit the bill to the party/parties named by the Fire Chief as being responsible pursuant named in the section (Parties Responsible to Reimburse the Village of Perrinton).

APPEAL OF REIMBURSABLE COSTS BY RESPONSIBLE PARTY.

The responsible individual/company may request a detailed explanation of costs/expenditures. If dissatisfied, the responsible party may request to review the costs/expenditures with the Fire Chief or the departments designated representative.

If after review the responsible party is still dissatisfied, the party may make a final appeal directly to the Council of the Village of Perrinton.

RIGHTS OF RESPONSIBLE PARTY TO SEEK CONTRIBUTION AND/OR INDEMNITY FROM ANOTHER PARTY.

Neither this ordinance nor the determination by the Fire Chief or the Council of the Village of Perrinton shall increase or diminish the right of a party (who has reimbursed the Village of Perrinton pursuant to this Ordinance) to seek contribution and/or indemnity from another party.

This ordinance shall take effect thirty (30) days after its final passage by said Council of the Village of Perrinton, Michigan.

Passed, ordained and ordered published this 7th day of May, 2007.

Doug Antes Doug Antes, Village of Perrinton Mayor

Maxine Martin Maxine Martin, Village of Perrinton Clerk