

ORDINANCE NO. 239-22

**AN ORDINANCE TO AMEND ORDINANCE 228-21 AMENDING TITLE 7,
CHAPTER 4, OF THE UNION CITY MUNICIPAL CODE PERTAINING TO
FIRE SERVICE OUTSIDE THE CITY LIMITS**

BE IT ORDAINED BY THE MAYOR AND COUNCIL MEMBERS OF THE CITY OF UNION CITY, TENNESSEE, AS FOLLOWS:

SECTION 1: Ordinance 228-21, Title 7, Chapter 4, Fire Service Outside City Limits is deleted in its entirety and replaced with the following:

SECTION

7-401. Definitions.

7-402. City to furnish rural fire service upon payment of a fee by subscribers.

7-403. City to furnish rural fire service to nonsubscribers.

7-404. City to respond to certain fire calls by county and state at no charge.

7-405. City to respond to fire calls by State of Tennessee at no charge.

7-406. Fees and charges.

7-401. Definitions. As used in this chapter, the words and terms as the case may be, shall have definitions as follows:

(1) "Subscriber" is a person, corporation, LLC, partnership, or other entity who shall have primary liability to the city for the payment of fees and charges for rural fire calls or other fire department services and who contract with the City of Union City, pays the annual fees and guarantees payment of seven hundred fifty dollars (\$750.00) for each call for fire department service for one commercial or one residential building, any accessory buildings to the primary structure, and motor vehicle(s) if they endanger the building(s) of the subscriber located within the Union City Fire Department Rural Fire District as defined by agreement between the City of Union City and Obion County;

(2) "Nonsubscriber" is a person, corporation, LLC, partnership, or other entity who requests or receives fire department services in the Union City Fire Department Rural Fire District who does not contract with the City of Union City by paying an annual fee for such service;

(3) "Rural fire service" is fire protection and/or firefighting services, and other such services that the Union City Fire Department may provide, made available outside the corporate limits of the City of Union City and within the Union City Fire Department Rural Fire District when, in the unlimited discretion of the city manager, the fire chief, or the ranking officer on duty in the fire department, firefighting personnel and/or equipment is not needed to serve the needs of the citizens of Union City and/or have not been dispatched to service other calls or fires in other areas inside or outside Union City. Rural fire service does not include Emergency Medical Services unless such services are rendered as part of other covered fire department operations. (Ord. #8-92, Dec. 1991, as amended by Ord. #17-00, Feb. 2000, replaced by Ord. #113-13, Aug. 2012, and replaced by Ordinance 228-21, April 2021.)

(4) "Good intent call" is a type of incident where an emergency is reported by a Good Samaritan without malicious intent, but where no emergency actually exists. An incident must fall into one of the following 600-series incident types according to National Fire Incident Reporting System to be considered a good intent call:

GOOD INTENT CALL

- 611 - Dispatched & Cancelled En Route
- 621 - Wrong Location
- 622 - No Incident Found on Arrival at Dispatch Address
- 631 - Authorized Controlled Burning
- 632 - Prescribed Fire
- 641 - Vicinity Alarm (incident In Other Location)
- 650 - Steam - Other Gas Mistaken for Smoke - Other
- 652 - Steam, Vapor, Fog or Dust Thought to Be Smoke
- 653 - Smoke from Barbecue, Tar Kettle
- 671 - Hazmat Release Investigation W/no Hazmat
- 672- Biological Hazard Investigation, None Found

(5) "Good Samaritan" is a person who is not an owner, tenant, occupant, agent or contractor associated with the location of the reported emergency.

For the purposes of this ordinance, a call for rural fire department service must be made by a good Samaritan to be considered a good intent call. Automatic Fire Alarm notifications are not considered good intent calls.

7-402. City to furnish rural fire service upon payment of a fee by subscribers.

- (1) The city will furnish rural fire service, as defined herein, to a subscriber upon payment of a non-refundable fee of seventy-five dollars (\$75.00) per annum in advance commencing on July 1, 2012; and
- (2) The subscriber shall guarantee the payment of seven hundred fifty dollars (\$750.00) for each call for service made at their request, or on their behalf.
- (3) The City of Union City may waive the seven hundred fifty-dollar (\$ 750.00) fee for a call for service where, in the opinion of the Fire Chief or fire officer in charge and the City Manager, a call for service meets the definition of a good intent call.

7-403. City to furnish rural fire service to nonsubscribers.

- (1) The city will furnish rural fire service, as defined herein, to a nonsubscriber for a fee of two thousand five hundred dollars \$2500.00 per call for service made at their request, or on their behalf, commencing on August 1, 2021.
- (2) The City of Union City may waive the two thousand five-hundred-dollar (\$ 2500.00) fee for a call for service where, in the opinion of the Fire Chief or fire officer in charge and the City Manager, a call for service meets the definition of a good intent call.

7-404. City to respond to certain fire calls by county and state at no charge. The city will respond to fire calls by Obion County Sheriff's Office and the Tennessee State Highway Patrol in cases of motor vehicle accidents at no cost.

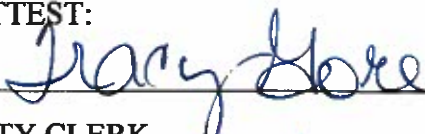
7-405. City to respond to fire calls by State of Tennessee at no charge. The city will respond to requests for rural fire service for properties owned by the State of Tennessee at no charge.

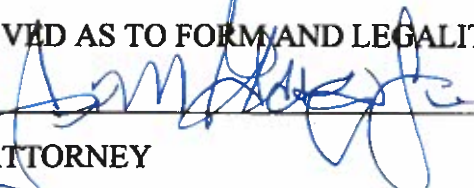
7-406. Fees and charges. The fees and charges for rural fire service shall be paid to a fire department apparatus replacement fund.

SECTION 2: BE IT FURTHER ORDAINED that this ordinance shall take effect upon its passage the PUBLIC WELFARE REQUIRING IT.

CITY OF UNION CITY, TENNESSEE

BY: 
ITS MAYOR

ATTEST:

CITY CLERK

APPROVED AS TO FORM AND LEGALITY:

CITY ATTORNEY

PASSED FIRST READING: October 19, 2021
CAPTION PUBLISHED: October 26, 2021
PASSED SECOND READING: November 2, 2021
EFFECTIVE DATE: November 2, 2021

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