

Town of Dover-Foxcroft, Maine
Ordinance to Protect Citizens of Dover-Foxcroft and Allow Billing for Certain
Traffic Incidents Involving Non-residents

Section 1. Title, Authority, Purpose, and Definitions

A. Title

This ordinance shall be known and cited as the Ordinance to Protect Citizens of Dover-Foxcroft and Allow Billing for Certain Traffic Incidents Involving Non-residents (the "Ordinance"). Residents and property owners of Dover-Foxcroft are not subject to this Ordinance.

B. Authority

This Ordinance is adopted and enacted pursuant to the Town's statutory and constitutional home rule authority pursuant to 30-A M.R.S. § 3001 *et. seq* and Me. Const. Art. VIII, pt. 2, §1.

C. Purposes

Due to the proximity of the Town of Dover-Foxcroft to major State Highways and other transportation routes, including but not limited to US Route(s) 15, 7, 6/16, and the necessity of maintaining the capability of providing first responder services to those involved in traffic incidents along these transportation routes, the purposes of this Ordinance are:

1. To protect the citizens of Dover-Foxcroft from potential expenses incurred through first responder services provided due to traffic incidents.
2. To confirm the Board of Selectmen's authority on behalf of the Town to recover costs associated with first responder services associated with traffic incidents, including but not limited to scene traffic control, victim extrication, and cleanup costs.
3. To promote the health, safety, and general welfare of Dover-Foxcroft residents.

Section 2. Applicability; Service Fee; Not Applicable to Residents and Property Owners of Dover-Foxcroft

1. The provisions of this Ordinance shall govern all traffic incidents in which the Dover-Foxcroft First Responders are dispatched or requested by the Piscataquis County Regional Dispatch, written mutual aid agreement, or any Federal, State, or local agency. Services include, but are not limited to, control or confinement of hazardous materials; control or extinguishment of fire, or to provide scene safety or other related services.

2. This Ordinance shall be applicable to all individuals in which First Responder Services are provided by the Town of Dover-Foxcroft due to a traffic incident(s), with the exception of residents and property owners of the Town of Dover-Foxcroft as of the date the traffic incident occurred and/or services were offered and/or rendered who shall be exempt from this Ordinance.

B. Service Fee; Exemption for Residents and Property Owners of Dover-Foxcroft

1. The Board of Selectmen is authorized to bill any individual, other than a resident or property owner of the Town of Dover-Foxcroft as of the date that the traffic incident occurred and/or services were offered or rendered who shall be exempt from this Ordinance, for First Responder Services pursuant to this Ordinance. If multiple parties contributed to a traffic incident, the Board of Selectmen is authorized to apportion the fees among the parties involved. The Board of Selectmen may waive fees based on hardship, feasibility in collections, or other circumstances they find beneficial to the town.

2. Residents or property owners of the Town of Dover-Foxcroft shall not be responsible for any service fees incurred pursuant to this Ordinance.

3. All individuals shall have the burden of proof to demonstrate they are residents or property owners of the Town of Dover-Foxcroft as of the date that the traffic incident occurred and/or services were offered and/or rendered.

Section 3. Administration

A. Administering Bodies and Agents

1. It shall be the duty of the Finance Director to issue all bills pursuant to this Ordinance within thirty (30) days from the date of the incident. Any failure of the Finance Director or by the Town to issue bills within thirty (30) days of the date of the incident shall not constitute any waiver or abandonment of amounts due to the Town and any claims the Town may have due to non-payment. A report of billings and amounts collected shall be submitted to the Municipal Officers and maintained as Town records.

2. The Municipal Officers shall have the authority to institute legal actions when the above action does not result in payment, or if payment is not received within sixty (60) days from the date that the bill was issued to the individual. The Municipal Officers may institute any and all actions and proceedings which may be appropriate or necessary to enforce the provisions of this Ordinance in the name of the Town of Dover-Foxcroft.

3. The Municipal Officers are authorized to contract with third parties for services related to billing and collections with respect to administering this Ordinance.

4. The Municipal Officers shall have the authority to limit the billing and collections relating to this Ordinance to one or more of the departments defined under first responder services within the definitions section of this Ordinance. Such limitations shall apply to all traffic incidents within a specified time period and would be made to facilitate the efficient enforcement of this Ordinance.

5. It shall be the duty of the department head to keep a complete record of all traffic incident billing transactions for the department providing first responder services including individuals involved in the traffic incident.

6. The Finance Director shall keep an up-to-date cost schedule for apparatus, equipment, materials, and manpower and other related cost metrics for billing purposes pursuant to this Ordinance.

7. Service fees collected pursuant to this ordinance shall be used to fund the capital equipment reserve account(s) for the department(s) rendering service.

8. No provision of this Ordinance shall be construed to limit or otherwise prevent the Town from instituting any and all actions for payment of services rendered pursuant to this Ordinance or any other expenses, costs, or damages, including but not limited to any damage to Town property, incurred therein.

Section 5. Definitions

Traffic Incident: Any event in which Town of Dover-Foxcroft First Responder Services were dispatched, or requested by Piscataquis County Dispatch, written mutual aid agreement, or by any other Federal, State, or local agency.

Costs: Expenses incurred for First Responder Services, including but not limited to traffic control, extrication of victims, control of hazardous or other materials, control of fire, or scene safety.

Individual: Any person, corporation, partnership, firm, organization, or other legal entity.

Resident of the Town of Dover-Foxcroft: Any individual or their dependents domiciled in the Town of Dover-Foxcroft as of the date that the traffic incident occurred and/or First Responder Services were offered and/or rendered.

Property Owner: Any individual or entity who owns real property within the Town of Dover-Foxcroft, or owned real property as of the April 1st immediately prior to the traffic incident. An employee of a property owner acting as such during the time of a traffic incident is considered a property owner for the purpose of this ordinance. This definition does not include non-employees, subcontractors, or any other designees of property owners.

First Responder Services: Services rendered associated with a traffic incident from any one or more of the following Town Departments: Fire Department, Police Department, Public Works Department; Wastewater Department and Solid Waste Department.


Section 4. Severability

Should any section or provision of this Ordinance be declared by a court of competent jurisdiction to be invalid, such decision shall not invalidate or affect the enforcement of any other section or provision of this Ordinance.

Effective Date:

This Ordinance becomes effective upon adoption by the voters.

ADOPTED BY TOWN MEETING VOTE ON JUNE 9, 2015



**LISA A. NILES, CCM
DOVER-FOXCROFT**

(seal)

Fire/Rescue Billing Rates	
Effective May 8th 2023	
(Hourly Rates)	
Engines (Pumpers) -	\$538.00
Pumper/Tanker-	\$590.00
Heavy Rescue-	\$450.00
Brush Unit-	\$404.00
Truck (Ladder) -	\$673.00
Snowmobile, UTV, Boat-	\$125.00
Miscellaneous Equip/Apparatus -	\$404.00
Hazmat Trained Personnel -	\$381.00
Scene Commander -	\$337.00
Water Incident	
Level 1-	\$538.00 plus \$66.00 per rescue personnel
Level 2-	\$1,077.00 plus \$66.00 per rescue personnel
Level 3-	\$2,665.00 plus \$66.00 per rescue personnel
Illegal Fires	
Engine-	\$538.00
Pumper/Tankers-	\$590.00
Brush Unit-	\$404.00
Snowmobile, UTV, Boat-	\$125.00
Miscellaneous Equip/Apparatus -	\$404.00
Back Country or Special Rescue	
Minimum Billed -	\$538.00 plus \$66.00 per rescue personnel
Vehicle Accident Rates	
Level 1 Accident-	\$584.00
Level 2 Accident-	\$667.00
Extrication-	\$1,757.00
Vehicle Fire-	\$813.00
Landing Zone Setup-	\$537.00
Haz-Mat Rates	
Level 1 Basic Response-	\$943.00
Level 2 Intermediate Response-	\$3,369.00
Level 3 Advanced Response-	\$7,953.00
Additional Time On Scene	
Engine-	\$538.00
Truck (Ladder)-	\$673.00
Miscellaneous Equipment-	\$404.00
Firefighter-	\$50.00
Rescue Personnel-	\$66.00