

TOWN OF LAFAYETTE

RESCIND ORDINANCES RELATED TO MEMBERSHIP IN THE EAST TROY AREA EMERGENCY SERVICES DISTRICT

ORDINANCE 4 - 05

The Town Board of the Town of LaFayette, Walworth County, Wisconsin, does hereby ordain as follows:

SECTION 1.0 PURPOSE

The purpose of this ordinance is to protect the property, health, safety, and welfare of the citizens of the Town of LaFayette.

SECTION 2.0 REQUIREMENT TO PROVIDE FIRE SERVICES AND EMERGENCY SERVICES

The Wisconsin State Statute § 60.55(1)(a), states that the Town Board shall provide fire protection for the Town and provide the means to fund that fire protection.

Also, the Wisconsin State Statute § 60.656, states that the Town Board shall contract for or operate and maintain ambulance services.

SECTION 3.0 MEMBERSHIP IN FIRE AND EMERGENCY DISTRICTS

To comply with state statutes regarding fire and ambulance services for the residents, the Town of LaFayette has provided fire and emergency coverage for its residents through the Elkhorn Area Fire Department and the East Troy Area Emergency Services District for different locations within the Town.

SECTION 4.0 MEMBERSHIP IN THE EAST TROY AREA EMERGENCY SERVICES DISTRICT

The Town of LaFayette entered into an agreement to participate in the East Troy Area Emergency Services District as a voting member with a Town Board member as a representative at District meetings in 1977 for coverage for a portion of the Town thereof. There were many amendments to that initial agreement for services as well as changes in the boundaries covered within the Town.

SECTION 5.0 WITHDRAWAL FROM THE EAST TROY AREA EMERGENCY SERVICES DISTRICT

As of December 31, 2018, the Town Board of the Town of LaFayette determined it was in the best interest of the residents of the Town of LaFayette to withdraw as members of the District. Therefore, the Town Board signed a letter of withdrawal as members of the District and delivered it via certified mail, which means that the Town has no interest in the decision-making that the District Board makes regarding the business of the District.

SECTION 6.0 CONTRACTED SERVICES FROM THE EAST TROY AREA EMERGENCY SERVICES DISTRICT

Since the Town of LaFayette, by statute, must provide fire and emergency services to its residents, the Town entered into a contract to provide these services from the East Troy Area Emergency Services beginning January 1, 2019, for the same area of the Town when part of the District as members. The Town will be billed for the services provided per the contract language.

SECTION 7.0 TOWN ORDINANCES RELATED TO BEING A MEMBER OF THE EAST TROY AREA EMERGENCY SERVICES DISTRICT

Ordinance 10-08 *Allowing the East Troy Emergency Services District to Charge for Mitigation Rates for Emergency and Non-Emergency Services* and Ordinance 3-04 *Authorizing East Troy Fire Department to Hold Volunteer Funds* are both Town ordinances relating only to the Town when a member of the East Troy Area Emergency Services District.

SECTION 8.0 RESCINDING TOWN ORDINANCES

Since the Town is no longer a member of the East Troy Area Emergency Services District, these ordinances are outdated and, therefore, invalid, to the Town of LaFayette.

Therefore, the action of the Town Board of the Town of LaFayette, by a majority vote, the Town of LaFayette rescinds the following ordinances:

- 10-08 *Allowing the East Troy Emergency Services District to Charge for Mitigation Rates for Emergency and Non-Emergency Services*
- 3-04 *Authorizing East Troy Fire Department to Hold Volunteer Funds.*

This Ordinance adopted by the Town Board of the Town of LaFayette on the 21st day of September 2022.

Derek Steffen, Chair

Passed this day: 09.21.2022

Barbara A Fischer, Clerk-Treasurer
Filed this day: 09.21.2022