

**80-1540. Fire district; creation; procedure; creation of new fire districts.** The township board of any township may create a fire district as provided by this act. Such fire district may include a part or all of the township and may include all or a part of any other township. No area located within an existing fire district or city may be included in a district created pursuant to this section without the consent of that district or city. The township board of any township, or if the proposed fire district includes land in more than one township, then the governing body of such townships meeting and acting together shall adopt, by resolution, a proposition to create a new fire district, describing the area of land within the proposed fire district. Such proposition shall be submitted at the next general election to be held in such township or at a special election called for that purpose by the board of county commissioners. The proposition shall be submitted on a separate ballot in substantially the following form:

Proposition to create a new fire district consisting of (describe area to be included in fire district).

Yes  No

Notice of such election shall be given by the county clerk by publication at least once each week for two consecutive weeks in a newspaper having a general circulation in such townships. At least 30 days shall elapse between the last publication and the date of the election. If a majority of the votes cast in the area of the proposed fire district shall be in the affirmative, such fire district shall be deemed created. The expenses of such election shall be paid by the county from the county general fund.

**History:** L. 1965, ch. 553, § 1; L. 2004, ch. 166, § 4; July 1.