

ORDINANCE NO. 2023-02

AN ORDINANCE OF NORTH CENTRE TOWNSHIP, COLUMBIA COUNTY, PENNSYLVANIA, AUTHORIZING THE RECOVERY OF COSTS FOR EMERGENCY SERVICES PERFORMED WITHIN THE TOWNSHIP

WHEREAS, the volunteer fire and rescue services, police department, and the North Centre Township Emergency Management Agency (hereinafter “emergency service providers”) provide valuable services throughout the Township which benefits the health, safety, and welfare of Township residents and other persons;

WHEREAS, large sums of money for equipment and supplies are expended by emergency service providers while providing these emergency services;

WHEREAS, ambulance and emergency services are also provided to North Centre Township by those from neighboring departments and those departments incur similar expenses; and

WHEREAS, recovering these expenses, especially from those having insurance, is necessary for the sustenance of these programs and North Centre Township desires to aid in said recovery.

NOW THEREFORE, be it ordained and enacted, and it is hereby ordained and enacted by North Centre Township, Columbia County, Pennsylvania, as follows:

1. Those providing emergency, ambulance, and related services in North Centre Township are hereby authorized to collect from persons who utilize such services, or their insurers, response costs. The amount of collectible response costs shall be as set forth in the

Federal Emergency Management Agency (FEMA) Schedule of Equipment Rates dated January 23, 2004, as may be amended by FEMA from time to time, which schedule is incorporated herein by reference.

2. If not specifically calculated on the adopted FEMA fee schedule, response costs include, but are not limited to:

(A) The cost of labor calculated by determining the actual hourly wage plus the hourly cost of fringe benefits (and including overtime rates, if applicable) normally paid to personnel involved in responding to any emergency incident times the number of hours worked in response to any emergency incident or, in the case of emergency response agency volunteer personnel, the reasonable hourly value of the volunteer personnel as determined by the Board or emergency service organization, taking into account the funds expended to train and properly equip each such volunteer, times the number of hours worked by each such volunteer, in response to any emergency incident; and

(B) The cost of all non-reusable materials and all contaminated or consumed materials utilized in connection with any emergency incident; and

(C) The cost of all equipment, calculated by estimating the number of hours of the useful life of such equipment and dividing the same into the replacement cost plus the maintenance cost of said equipment and then multiplying the result by the number of hours such equipment was "in service" in response to any emergency incident; and

(D) Overhead expenses including the administrative cost of recordkeeping, information processing and assembly/compilation of a bill of costs; and

(E) The reasonable attorneys' fees and costs (including witness fees) of pursuing enforcement/collection action for emergency service costs against responsible parties.

3. The Township shall have the authority, in the event such payment is not made, to pursue any and all appropriate remedies through an appropriate enforcement action.

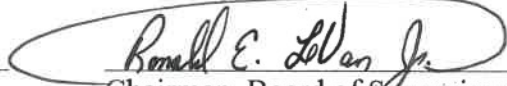
4. Any charges set by this Ordinance shall be able to be amended by resolution of the North Centre Township Supervisors.

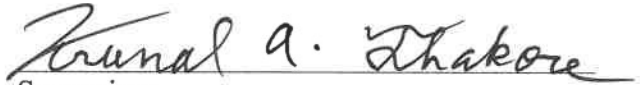
ENACTED AND ORDAINED this 10th day of April, 2023.

Attest:

BOARD OF SUPERVISORS OF
NORTH CENTRE TOWNSHIP:


Secretary


Chairman, Board of Supervisors


Supervisor

(Seal)


Supervisor