

ORDINANCE NO. 9-9-2015

**AN ORDINANCE AUTHORIZING THE BROWNDAL VOLUNTEER FIRE
COMPANY TO BILL INSURANCE PROVIDERS FOR RECOVERY OF COSTS OF
CERTAIN EMERGENCY FIRE, RESCUE AND MEDICAL SERVICES RENDERED**

WHEREAS, Clinton Township, Wayne County, Pennsylvania, is a Second Class Township which has within its boundary, the Browndale Volunteer Fire Company; and,

WHEREAS, the Browndale Volunteer Fire Company provides fire, rescue and emergency medical services to the community; and,

WHEREAS, Clinton Township provides financial support to the Browndale Volunteer Fire Company so that it can continue to maintain equipment and vehicles to adequately respond to emergency calls; and,

WHEREAS, the Browndale Volunteer Fire Company owns and maintains emergency rescue tools and equipment to provide fire protection and emergency extraction, rescue and transportation of injured persons within the Township; and,

WHEREAS, the Browndale Volunteer Fire Company has requested the Clinton Township Board of Supervisors to enact an Ordinance authorizing the recovery of the cost of said tools and equipment, and the wear and tear upon said items, and for the costs of specialized training required for the use of such tools and equipment, and to fund replacement of materials and fuel used during response periods and training sessions; and,

WHEREAS, insurance coverage is often available to effectuate the recovery of costs associated with emergency responses; and,

WHEREAS, Clinton Township, by and through its Board of Supervisors, believes that it is in the best interests of the Township, and for the health, safety and welfare of the community and its residents and the general public, to adopt an Ordinance to authorize recovery of the operational costs expended by the Browndale Volunteer Fire Company.

NOW, THEREFORE, the Board of Supervisors of Clinton Township, Wayne County, does hereby enact and ordain this Ordinance for the purposes hereinafter set forth:

SECTION 1: TITLE

This Ordinance shall be known as and may be cited as an "Ordinance Authorizing Browndale Volunteer Fire Department to Bill Insurance Provider for Recovery of Costs of Certain Emergency Fire, Rescue and Medical Services Rendered".

SECTION 2: PURPOSE

The purpose of this Ordinance is to promote public safety, health and welfare of the Township and its residents by assuring continual emergency responses to those persons needing the same within the boundaries of Clinton Township, Wayne County, Pennsylvania. To accomplish this purpose, the Township believes it is in the best interests of the Township to assure the volunteer fire company is able to maintain emergency equipment and tools to provide fire protection of persons and property, and

to assist in rescue responses, and to seek recovery for costs incurred in effectuating said emergency responses.

SECTION 3. DEFINITIONS

As used herein, the following terms shall have the meanings indicated:

PERSON: Any natural person, firm, partnership, association, corporation, company or organization of any kind

TOWNSHIP: Clinton Township, Wayne County, Pennsylvania.

FIRE DEPARTMENT: The Browndale Volunteer Fire Department

INSURANCE COMPANY: Any insurance carrier or other person providing insurance coverage for any person, vehicle, business (profit or non-profit) or other property.

SECTION 4: AUTHORIZATION TO RECOVER COSTS

The Township does hereby authorize the Fire Company to seek recovery of costs incurred in providing emergency services and the operational use of tools, equipment and/or materials associated with said emergency responses from any insurance company providing insurance covering such persons or property.

SECTION 5: CHARGES AND INVOICING

The Township authorizes the Fire Company to charge by invoice any insurance company providing insurance coverage for any person, vehicle, structure or business for

which the fire company provided emergency services and/or tools, equipment or materials, for which costs were incurred.

SECTION 6: SCHEDULE OF FEES

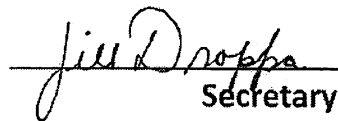
The Fire Company shall set, from time to time, a schedule of fees for the cost of services, tools, equipment and materials provided, which will serve as the basis for costs assessed in Section 5 of this Ordinance. The Fire Company will provide a copy of said fee **schedule** to the Township within ten (10) days of adopting the same.

SECTION 7. EFFECTIVE DATE


This Ordinance shall become effective five (5) days after adoption, and adoption shall follow proper advertising of a hearing prior to adoption.

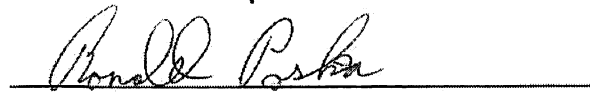
**CLINTON TOWNSHIP, WAYNE COUNTY,
BOARD OF SUPERVISORS:**

Attest:


Secretary


Chairman


Supervisor


Supervisor

