

## Chapter 56

### FIRE DEPARTMENT SERVICE FEE COLLECTION

§ 56.1. Purpose

§ 56.2. Fees and Charges

§ 56.3. Party Liable

§ 56.4. Rules and Regulations

§ 56.5. Utilization of Serve Fees Recovered

[HISTORY: Originally adopted by the Council of the Borough of Delmont by Ordinance No. 2017-1. On January 10, 2017.]

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**§ 56.1. Purpose.** Any Volunteer Fire Department located within the geopolitical boundaries of Delmont Borough, Westmoreland County, Pennsylvania is hereby permitted to formulate, initiate and charge service fees for the delivery of emergency services, personnel, supplies, and equipment to the scene of:

- A. Motor vehicle accidents and fires;
- B. Remediation of hazardous materials and hazard mitigation incidents;
- C. Structure fires;
- D. Fires occurring during the course of construction;
- E. Fires occurring during the course of excavation; and
- F. Fires caused by electrical supply malfunction.

**§ 56.2. Fees and Charges.** The rate of the service fees shall be equal to the usual, customary and reasonable costs of supplying any service, personnel, supplies and equipment. Such costs may vary based on the actual costs of the services supplied for each incident. A list of applicable fees and charges shall be approved from time to time by Resolution of Borough Council.

**§ 56.3. Party Liable.** The service fees for automobile accident responses shall be submitted to the insurance companies for all involved vehicles as an add-on-cost of any damage claim submitted to such carrier arising or otherwise resulting from its insured's operation of a covered vehicle. Other claims shall be charged against the person, corporation, company or firm deemed to be responsible for bringing about the need for the service. The claim costs shall be billed to the insurance company, the owner of a vehicle, owner of property, or other party the VFD deems to be responsible or who is determined to be responsible for bringing about same.

**§ 56.4. Rules and Regulations.** The Volunteer Fire Department may make rules or regulations, and from time-to-time may amend, revoke or add rules and regulations, for third party billing as they may deem necessary or expedient for the collection of fees permitted under this Ordinance. This shall include the entry of Agreements with third-party billing companies for the billing, collection and distribution of such fees.

**§ 56.5. Utilization of Serve Fees Recovered.** All amounts collected as a result of this Ordinance shall be placed into a fund as established by the Volunteer Fire Department, to be used exclusively for personnel, supplies, and equipment for the Volunteer Fire Department.