

BOROUGH OF LIGONIER
COUNTY OF WESTMORELAND
COMMONWEALTH OF PENNSYLVANIA
ORDINANCE # 573

AN ORDINANCE AUTHORIZING LIGONIER VOLUNTEER HOSE COMPANY #1 AND
THOSE FIRE DEPARTMENTS WITH WHICH IT HAS A MUTUAL AID AGREEMENT TO
PROVIDE FOR THE BILLING OF EMERGENCY AND NON-EMERGENCY SERVICES

WHEREAS, the primary mission of the Ligonier Volunteer Hose Company #1 (“LVHC”) is to protect the lives and property of the residents of the Borough of Ligonier (“Borough”); and

WHEREAS, the Borough spends significant tax dollars to support LVHC in its response to emergency and non-emergency incidents both inside and outside the Borough; and

WHEREAS, the Borough has determined that it is in the best interest of the Borough and LVHC to provide statutory authority for LVHC and those volunteer fire departments with which LVHC has executed a mutual aid agreement (“Mutual Aid Departments”) to recover expenses associated with certain emergency and non-emergency incidents;

NOW, THEREFORE, BE IT ENACTED AND ORDAINED by the Council of the Borough of Ligonier, in session lawfully assembled, and it is hereby enacted and ordained by the authority of the same as follows:

SECTION 1: The Ligonier Volunteer Hose Company #1 and its Mutual Aid Departments are hereby authorized to recover reasonable and equitable costs incurred in connection with its delivery of emergency and non-emergency services within Ligonier Borough including but not limited to, fires, floods, automatic fire and carbon monoxide alarms, motor vehicle accidents, hazardous material incidents, emergency medical service assistance and other emergency and non-emergency incidents to which it responds.

SECTION 2: LVHC is hereby authorized to recover reasonable and equitable emergency and non-emergency costs as described in Section 1 above in other local governmental jurisdictions where the statutory authority exists for the recovery of such costs.

SECTION 3: LVHC shall be responsible for the preparing, submitting and administering any claim filed, and shall be the sole beneficiary of any amount, less any expenses, recovered under such claim.


SECTION 4: LVHC may at its expense, contract the services of any third-party person, persons, or entities it deems necessary to facilitate the preparation, administration, defense and recovery of any claim.

SECTION 5: In the event that any claim is denied or remains unpaid, LVHC shall have the authority to file legal action in a court of competent jurisdiction to recover any claim, including any administrative fees, interest, attorney fees or court costs.

SECTION 6: The provisions of the Ordinance are severable, and if any of its provisions are held to be unconstitutional, illegal or invalid, such decision will not invalidate any of the remaining provisions of this Ordinance.

ENACTED AND ORDAINED this 9th day of May 2019.

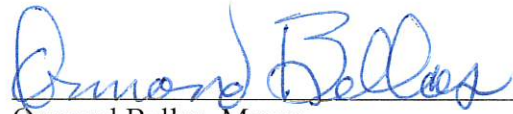
BOROUGH OF LIGONIER

By: 
James B. St. Clair, President of Council

ATTEST:


Janette M. Shaw, Secretary

Examined and approved this 9th day of May 2019.


Ormond Bellas, Mayor