

ARTICLE III
Emergency Services Fees Reimbursement
[Adopted 3-13-2013 by Ord. No. 317]

§ 12-7. Definitions.

The following words and phrases, when used in this article, shall have the meanings ascribed to them in this section, except where the context or language clearly indicates or requires a different meaning:

BOROUGH OF BECHTELSTVILLE or BOROUGH — The area within the corporate limits of the Borough of Bechtelsville, Berks County, Pennsylvania.

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3. Editor's Note: Said agreement is on file in the Borough offices.

EMERGENCY SERVICES — Any emergency service provided to or for any person within the corporate limits of the Borough of Bechtelsville, or outside of the corporate limits of the Borough of Bechtelsville if such emergency services are provided by an emergency services provider to assist any other municipality or any other emergency services provided upon request of such other municipality or such other emergency services provided, including but not limited to fire emergency services, ambulance emergency services, traffic control services, hazardous materials containment, recovery and/or removal services, removal and cleanup of fallen trees and/or branches services, and removal and cleanup of debris services.

EMERGENCY SERVICES FEES — Any and all costs reasonably incurred by the Borough of Bechtelsville, an emergency service provider, and/or other persons or agencies acting with the same purpose of providing emergency services including but not limited to, labor, materials, administrative costs, and attorney and engineering fees that result in any way from the Borough's and/or such emergency service provider's involvement with the providing or such emergency services and collection of such costs.

EMERGENCY SERVICES PROVIDER — Any person who is duly authorized by the Borough of Bechtelsville to provide emergency services within the corporate limits of the Borough of Bechtelsville, and/or other persons or agencies acting with the same purpose of providing such emergency services.

PERSON — Any natural person, corporation, firm, partnership, association, organization or other entity.

§ 12-8. Liability for emergency services fees.

- A. Any person who receives and/or is the beneficiary of emergency services shall be liable for any and all emergency services fees incurred by the Borough and/or such emergency service provider(s).

§ 12-9. Collection of emergency services fees.

- A. Any person liable for emergency services as set forth in § 12-8 of this article shall, within 30 days of receipt of an invoice for such emergency services from the Borough or such emergency service provider, setting forth an itemized list of all emergency service fees reasonably incurred by the Borough or such emergency service provider, as applicable, remit payment in full of such invoice to the Borough or the emergency service provider, as applicable.
- B. If for any reason any person fails or refuses to remit payment in full of an invoice for emergency service fees within 30 days of receipt of such invoice as set forth in Subsection A of this section, interest shall accrue on all unpaid amounts at the rate of 6% per annum, computed monthly, for each month or fraction of month during which such invoice remains unpaid, and shall be added to all amounts due and payable pursuant to this article.

§ 12-10. Collection.

The Borough and/or the emergency services provider, as applicable, shall collect, by suit or otherwise, all emergency services fees and all applicable interest due pursuant to this article and unpaid. Whenever suit is brought for the recovery of unpaid emergency services fees, the person liable therefor shall, in addition, be liable for the costs of collection as well as for interest.

§ 12-11. Severability.

The provisions of this article are severable. If any sentence, clause, provision, or section of this article is for any reason found to be unconstitutional, illegal, or invalid, such decision shall not affect the validity of any of the remaining sentences, clauses, provisions, and sections of this article. It is hereby declared as a legislative intent that this article would have been adopted had such unconstitutional, illegal, or invalid provision been included herein.