BOROUGH OF WEST VIEW
RESOLUTION NO. 1577

A RESOLUTION OF THE TOWN COUNCIL OF THE BOROUGH OF WEST VIEW, COUNTY OF ALLEGHENY, COMMONWEALTH OF PENNSYLVANIA, AMENDING ORDINANCE NO. 1522, AUTHORIZING THE IMPOSITION AND COLLECTION OF A SPECIAL EMERGENCY AMBULANCE SERVICE FEE.

WHEREAS, the provision of adequate ambulance services and emergency medical services are necessary for the general health, safety, and welfare of this municipality and its residents, and said services are provided by the Ross/West View Emergency Medical Services Authority; and

WHEREAS, that the Borough of West View enacted an Ordinance on December 14, 2022, authorizing and creating the imposition and collection of a special emergency ambulance service fee; and

WHEREAS, that Paragraph 4 of said Ordinance allows for modification of the Ordinance by Resolution.

NOW, THEREFORE, be it Resolved by the Borough of West View that Ordinance No. 1522 shall be amended to read as follows:

1. Premises are defined as the property or area, including the improvements thereon, to which service is or will be furnished, and shall include all premises whether inhabitable or habitable regardless of occupancy to be confirmed by Code Enforcement Officials, and as used herein, shall be taken to designate (1) a building under one roof, owned or leased by one customer, and designated as one residence or one place of business; or (2) a group or combination of buildings owned by one customer, in one common enclosure, designated for one family, or one organization, corporation or firm, as a residence or place of business or for manufacturing or industrial purposes, or as a hotel, hospital, church, parochial school, or similar institution, except as otherwise noted herein; or (3) the one side of a double house having a solid vertical partition wall; or (4) each side or each part of a house or building designated for one family even though the closet and/or other fixtures be used in common; or (5) each apartment, office of suite of offices, and/or place of business located in a building or group of buildings, even though such buildings in a group are interconnected by a tunnel or passageway, covered areaway

or patio, or by some similar means or structure; or (6) a public building devoted entirely to public use, such as a town hall, school house, or fire engine house; or (7) a single lot or park or playground; or (8) each house in a row of houses; or (9) each dwelling unit in a house or building, a dwelling unit being defined as a building or portion thereof, regardless of exclusive or common culinary facilities, designed for use by one person or one family (household); or (10) each individual and separate place of business located in one building or group of buildings commonly designated as shopping centers, supermarket areas, and by such other terms; or (11) each dwelling unit in a public housing development.

2. Special Emergency Ambulance Services Fee is defined as a specified uniform fee charged to each premises to which ambulance service and/or emergency medical services is made available, and entitles occupants of said premises to necessary 911 emergency transport, including the provision of basic life support and advanced life support. It does not include the cost of routine non-emergency medical transport, or secondary emergency transport. Any premises paying said fee will not be billed for the provision of service to said premises or any occupants therein, but the ambulance service may bill any applicable third party provider for said service.

3. Any premises, or occupants therein, that are not current on said fee shall be responsible for any and all costs associated with the provision of said services as set forth herein, including the amount of any invoices not paid by an applicable third party providers.

4. Each Special Emergency Ambulance Service Fee imposed under the Ordinance shall be for ambulance service and emergency medical services provided during the fiscal year of the ambulance provider of January 1st to December 31st. The Special Emergency Ambulance Services Fee is initially established by the Ordinance as follows:

FEE SCHEDULE

Residence/Business	Square Footage	Cost	Discount Price	Discount Date	Face Due Date
Residential Premises	N/A	$55.00	$49.50	45 Days after Stmt Date	90 Days after Stmt Date
Home Office	N/A	$55.00	$49.50	45 Days after Stmt Date	90 Days after Stmt Date
Small Business	Less than 4000 SQ FT	$150.00	$125.00	45 Days after Stmt Date	90 Days after Stmt Date
Large Business	4001 SQ FT and above	$300.00	$250.00	45 Days after Stmt Date	90 Days after Stmt Date

Said fee shall be paid at the discount rate within 45 days after the Statement Date. Late fees will begin to accrue 90 days after the Statement Date.

Any modification of this fee shall be subject to prior approval of all communities who have adopted the Ordinance and are receiving services from the Authority and any modifications to said fee shall be made via resolution of the Township Supervisors.

5. Each Premises is defined herein to include all premises whether inhabitable or habitable regardless of occupancy, to be confirmed by Code Enforcement Officials. Each premises shall pay said Special Emergency Ambulance Service Fee. Said fee shall be paid in full no later than 90 days from each statement date.

6. The Special Emergency Ambulance Service Fee shall be collected directly by the Ross/West View Emergency Medical Service Authority, or its agents, successors, or assigns. The actual title owner of a premises on which the fee is due, shall be responsible to pay said fee . Otherwise, the title owner of the premises, as well as the actual occupant, shall be liable for legal interest, as well as subject to a lien on real property for municipal services with said lien process to be initiated based upon a dollar amount threshold to be set by the Authority, subject from time to time to amendment and/or enforcement of the Ordinance before the Magisterial District Judge. It shall be the responsibility of a landlord to distribute the fee to all of its tenants.

   The failure to pay said fee within 90 days of the Statement Date shall render said fee subject to a 20 percent penalty plus 10 percent interest. Further the failure to pay said fee shall subject the premises to the property lien process, to be initiated after 90 days from the Statement Date have lapsed, and any lien shall also include all costs, and attorney's fees necessary to enforce the Ordinance. This shall be enforced directly by the Ross/West View Emergency Medical Services Authority, or its agents, successors, or assigns. Any penalties, interest, costs, or attorney's fees collected as a result thereof, shall be paid to the Ross/West View Emergency Medical Services Authority.

7. Pursuant to the Intergovernmental Cooperation Act, 53 Pa. C.S.A. § 2307, the required terms are specified in the Service Agreement between Ohio Township and the Ross/West View Emergency Medical Services Authority having an initial effective date of March 1, 1995, and as amended.

8. The appropriate officials of the Borough of West View and the Ross/West View Emergency Medical Services Authority, their agents, and assigns are hereby authorized to undertake any action necessary to effectuate the terms of the said Service Agreement and of the Ordinance, as amended.

That any Resolution or part of Resolution conflicting with the terms and provisions of this Resolution be and the same are hereby repealed to the extent of said conflict.

RESOLVED this 12th day of February, 2025.

ATTEST

Bruce A. Fromlak, Chief of Police
Borough Secretary/Manager

BOROUGH OF WEST VIEW

Bryan S. Kircher
President of Council