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CHAPTER 955
Fire Protection Outside City Limits

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CROSS REFERENCES
 Fire protection contracts—see Ohio R.C. 9.60

955.01 CONTRACTS: SUBURBAN FIRE PROTECTION SERVICES.

For the purpose of enabling a person or persons, groups of persons, firm or corporation owning property outside the territorial limits of the City but within the territorial limits of the County, to secure stand-by or additional fire protection for such property, the City Manager, as Director of Public Safety, is herewith authorized and directed from time to time to enter into a contract or contracts for a period not to exceed three years from the date of any contract or contracts with any person, group of persons, firm or corporation desiring such service, all of which contracts shall include the following terms and conditions, which covenants, terms and conditions shall not be superseded or nullified by any other terms and conditions which may be included therein, and all of such terms shall be a part of every

contract entered into pursuant to the authority herein granted, as follows:

- (a) As consideration for such contract the person or persons, groups of persons, firm or corporation applying for such stand-by or additional fire protection shall pay to the City a fee of one hundred fifty dollars (\$150.00) per year for each year the contract is in effect on a premises containing only a one or two family dwelling and a fee of five hundred dollars (\$500.00) per year for each year the contract is in effect on all other premises or renewal thereof. However, such contract fee shall not be applicable to any such agreement between the City and other political subdivision.
- (b) Each contract shall be terminable upon thirty days' advance notice given by the City to the person contracting with the City.
(Ord. 86-755. Passed 12-16-86.)

955.02 CONTRACTS: SUBURBAN EMERGENCY MEDICAL SERVICES.

For the purpose of enabling a person or persons, groups of persons, firm or corporation occupying property outside the territorial limits of the City but within the territorial limits of the County, to secure stand-by or additional emergency medical services for such property, the City Manager, as Director of Public Safety, is herewith authorized and directed from time to time to enter into a contract or contracts for a period not to exceed three years from the date of any contract or contracts with any such person, group of persons, firm or corporation desiring such service, all of which contracts shall include the following terms and conditions, which covenants, terms and conditions shall not be superseded or nullified by any other terms and conditions which may be included therein, and all of such terms shall be a part of every contract entered into pursuant to the authority herein granted, as follows:

- (a) As a consideration for such contract, the person or persons, groups of persons, firm or corporation applying for such stand-by or additional emergency medical services shall pay to the City a fee of one hundred fifty dollars (\$150.00) per year for each year the contract is in effect on a premises. However, such contract fee shall not be applicable to any such agreement between the City and any other political subdivision.
- (b) Each contract shall be terminable upon thirty days' advance notice given by the City to the person contracting with the City.
(Ord. 87-47. Passed 2-3-87.)

955.03 NOT LIABLE FOR DAMAGES.

The City shall in no case be liable for damages for failure to answer any fire call or emergency medical service call or for lack of speed in answering any such call or for any inadequacy of equipment, negligent operation of apparatus, failure to extinguish any fire or for any cause whatsoever, growing out of contract entered into pursuant to this chapter and use of Fire Division equipment and personnel in connection with any service proposed to be performed hereunder.

(Ord. 87-47. Passed 2-3-87.)

955.04 DEPOSIT OF MONEY, BONDS OR INSURANCE POLICY.

Any such property owner shall deposit with the Director of Finance the sum of two-hundred and fifty dollars (\$250.00) in cash or U.S. bonds with the application hereinafter referred to; or shall furnish the City with the application hereinafter referred to, the certificate of some proper fire insurance company authorized to do business within the State, wherein it is agreed that the obligation on the part of such property owner to pay for fire-fighting service to be rendered, shall, up to not less than three full hours of service be paid to the City by such company, in the event the City apparatus is called into service during the period or term of

such contract; provided, however, that the foregoing shall not be required of the State of Ohio or any county or township of the State.

In the event the property owner deposits money as herein permitted, the Director of Finance shall accept the same, give his receipt therefor, and shall hold the same conditioned on such property owner complying with the terms of Section 955.05.

Moneys so received shall be deposited by the Director of Finance in the City Treasury to the credit of such property owner. At the termination of the contract, such moneys so deposited shall be returned to the property owner who deposited same, after deducting any charges due the City.

(Ord. 82-118. Passed 3-23-82.)

955.05 CHARGE FOR FIRE SERVICE.

Any owner entering into a contract with the City pursuant to Section 955.01 shall agree to pay to the City the following sums for suburban fire protection services:

Each Paramedic Ambulance	\$300.00 per hour or fraction thereof
Each Fire Apparatus	\$300.00 per hour or fraction thereof
Each Chief Officer	\$100.00 per hour or fraction thereof

The decision as to the amount of firefighting apparatus required on any given fire call shall rest with the Fire Chief. Such amounts are to be paid upon vouchers submitted to the owner by the City within forty-five (45) days after any such call.

(Ord. 06-68. Passed 2-28-06.)

955.06 DETERMINING TIME OF SERVICE.

The time involved in any fire call or emergency medical service call shall be determined upon departure of the apparatus from its respective station or stations in the City, and shall continue until such apparatus has returned to the quarters.

(Ord. 87-47. Passed 2-3-87.)

955.07 LIABILITY WHEN CONTRACTING PARTY A GOVERNMENTAL UNIT.

In no event shall the City be liable for damages to any such property owner, property occupant, nor to the inhabitants at any such township, village or city, in the event such contracting party is a township, village, or city, for failure to answer any fire or emergency medical service call, or for lack of speed in answering any such call, or for any inadequacy of equipment, incompetent operation of apparatus, failure to extinguish any fire, or for any cause whatsoever, growing or arising out of any agreement entered into by virtue of the authority herein granted, or by reason of the use of the fire equipment, emergency medical service equipment and personnel of the City.

(Ord. 87-47. Passed 2-3-87.)

955.08 EXTENSION OF FIRE DIVISION SERVICES TO OTHER SUBDIVISIONS.

In order to provide fire protection, or to provide additional fire protection in times of emergency, the services of the Fire Division of the City may be extended to any other political subdivision of the State, the decision as to the necessity and feasibility of the extension of such service in response to a particular call or request therefor to be made by the Chief of the Fire Division, or, in his absence, by the Assistant Chief or other officer in charge at the time such call or request is received.

(Ord. 71-203. Passed 11-2-71.)

955.09 CHARGE FOR EMERGENCY MEDICAL SERVICE.

Any occupant entering into a contract with the City pursuant to Section 955.02 shall agree to pay to the City the following sums for emergency medical service rendered:

Each Paramedic Ambulance	\$300.00 per hour or fraction thereof
Each Fire Apparatus	\$300.00 per hour or fraction thereof
Each Chief Officer	\$100.00 per hour or fraction thereof

The decision as to the amount of emergency medical service equipment and personnel required on any given call shall rest with the Fire Chief. Such amounts are to be paid upon vouchers submitted to the occupant by the City within forty-five (45) days after any such call.

(Ord. 06-68. Passed 2-28-06.)

955.10 CITY TO JUDGE EQUIPMENT IT CAN FURNISH.

The City shall be the sole judge of the number and type of fire equipment, the amount of emergency medical service equipment, and of the number of personnel it can furnish at any fire or emergency medical service call as provided for herein.

(Ord. 06-68. Passed 2-28-06.)