

**CHAPTER 7**  
**FIRE PREVENTION AND FIRE PROTECTION**

**PART 1**

**FIREWORKS**

- §101. General Provisions**
- §102. Fireworks Displays**
- §103. Penalties**
- §104. Enforcement**

**PART 2**

**FIRE PREVENTION CODE**

- §201. Fire Prevention Code**
- §202. State Law and Regulations**
- §203. Provisions to Be Continuation of Existing Regulations**
- §204. Title**
- §205. Enforcement**
- §206. Adoption and Amendments**

**PART 3**

**KEY SAFES**

- §§301-302. Repealed**
- §303. Application**
- §§304-306. Repealed**

**PART 4**

**FIRE DEPARTMENT SERVICE FEES**

- §401. Short Title**
- §402. Purpose**
- §403. Definitions**
- §404. Fire Prevention Services Fee**

## FIRE PREVENTION AND FIRE PROTECTION

### PART 1

### DISPLAY OF FIREWORKS

#### **§101. General Provisions.**

- A. Prohibitions:
  - 1. The manufacture of fireworks is prohibited within the Borough of Wyomissing.
  - 2. The use or ignition of Consumer Fireworks is prohibited within the Borough of Wyomissing.
- B. Permitted Displays: The display of fireworks shall comply with the requirements of this Part. A written permit shall be obtained from the Fire Commissioner for the public display of Display Fireworks.<sup>1</sup>
- C. Definitions.
  - 1. Consumer Fireworks." Any combustible or explosive composition or any substance or combination of substances which is intended to produce visible or audible effects by combustion, as further defined by Act 43 of 2017. The term does not include devices as "ground and hand-held sparkling devices," "novelties" or "toy caps" as described in such APA 87-1 or any successor standard, the sale, possession and use of which shall be permitted at all times throughout this Commonwealth.
  - 2. "Display Fireworks." Large fireworks to be used solely by professional pyrotechnicians and designed primarily to produce visible or audible effects by combustion, deflagration or detonation. See Act 43 of 2017.
  - 3. "Fire Official." The Fire Official is anyone appointed by the Council of the Borough of Wyomissing to enforce Fire Prevention and Fire Protection regulations, and includes but is not limited to the Fire Chief, the Fire Official and the Codes Officer.

(Ord. 271, 10/17/1929; as revised by Ord. 1185, 5/13/1997; as amended by Ord. 1374, 12/8/2015, §2; as amended by Ord. 1392, 5/8/2018, §2; as amended by Ord. 1444-2024, 7/9/2024, §3)

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<sup>1</sup> The use of Consumer Fireworks is already prohibited within 150 feet of occupied structures pursuant to the Pennsylvania Fireworks Law, Act 43 of 2017. Since substantially all of the Borough of Wyomissing is located within 150 feet of an occupied structure, under the authority of the Pennsylvania Borough Code, the prohibition is extended to the entire Borough of Wyomissing in order to protect the health, safety and property of the residents and tax payers of the Borough of Wyomissing.

## **§102. Fireworks Displays.**

- A. General. It shall be a violation of this Part for any person to store, or use or explode, any fireworks, except as provided in the rules and regulations issued by the Fire Official for the granting of permits for supervised public displays of Display Fireworks by the Borough of Wyomissing, fair associations, amusement parks and other organizations. Every such display shall be handled by a competent operator approved by the Fire Chief in writing as permitted by such rules and regulations required by the Fire Chief and in compliance with Act 43 of 2017. The fireworks shall be arranged, located, discharged or fired in a manner that, in the opinion of the Fire Chief, will not be a hazard to property or endanger any person.
- B. Bond for Display. The applicant shall furnish a bond in an amount deemed adequate by the Borough Council but not less than \$50,000; conditioned for the payment of all damages which may be caused either to a person or persons or to property by reason of the permitted display, and arising from any acts of the applicant, the applicant's agents, employees or subcontractors.
- C. Disposal of Unfired Fireworks. Unfired fireworks and trash that remain after the display is concluded shall be immediately disposed of in a safe manner approved by the Fire Official at the expense of the applicant.
- D. Seizure of Fireworks. The Fire Official shall seize, take, remove or cause to be removed at the expense of the owner, all stocks of Display Fireworks offered or exposed for display, stored or held in violation of this Part.

(Ord. 271, 10/17/1929; as amended by Ord. 1185, 5/13/1997; repealed by Ord. 1284, 8/12/2008, §2; as amended by Ord. 1374, 12/8/2015, §3; as amended by Ord. 1392, 5/8/2018, §3; as amended by Ord. 1444-2024, 7/9/2024, §3)

## **§103. Penalties.**

Any person, firm or corporation who shall violate any provision of this Part commits a summary offense and, upon conviction thereof, shall be sentenced to pay a fine of not more than One Hundred Dollars (\$100.00) plus costs and, in default of payment of said fine and costs, to imprisonment for a term not to exceed 30 days. Every day that a violation of this Part continues shall constitute a separate offense.

(Ord. 271, 10/17/1929; as revised by Ord. 1185, 5/13/1997; repealed by Ord. 1284, 8/12/2008, §2; as amended by Ord. 1392, 5/8/2018, §4; as amended by Ord. 1444-2024, 7/9/2024, §3)

## **§104. Enforcement.**

## FIRE PREVENTION AND FIRE PROTECTION

It shall be the duty and responsibility of the Police Officers of the Borough of Wyomissing, the Fire Chief, Deputy Chief, Fire Officials, and other Borough designated enforcement officers to enforce the provisions of this Part.

(Ord. 1392, 5/8/2018, §5; as amended by Ord. 1444-2024, 7/9/2024, §3)

**PART 2**

**FIRE PREVENTION CODE**

**§201. Adoption of the Fire Prevention Code.**

That a certain document, three copies of which are on file and available for public use, inspection and examination in the office of the Secretary for the Borough of Wyomissing, being marked and designated as the International Fire Code, 2018 edition, including the Appendixes, as published by the International Code Council is hereby adopted and incorporated herein by reference as amended as the Borough of Wyomissing Fire Prevention Code pursuant to the authority granted the Borough under Section 1202(22) of the Borough Code, 53 P.S. §46202(22), regulating and governing the safeguarding of life and property from fire and explosion hazards arising from the storage, handling and use of hazardous substances, materials and devices, and from conditions hazardous to life or property in the occupancy of buildings and premises as herein provided; providing for the issuance of permits and collection of fees therefor; and each and all of the regulations, provisions, penalties, conditions and terms of said Fire Code on file in the office of the Secretary of the Borough of Wyomissing are hereby referred to, adopted, and made a part hereof, as if fully set out in this Part, with the additions, insertions, deletions and changes, if any, prescribed in §7-206 of this Part.

**§202. State Law and Regulations.**

In all matters that are regulated by the law of the Commonwealth of Pennsylvania or by regulations of departments or agencies of the Commonwealth promulgated by authority of law, such laws or regulations, or other ordinances of the Borough of Wyomissing, Pennsylvania, as the case may be, shall control where the requirements thereof are the same as or in excess of the provisions of this Part.

**§203. Provisions to Be Continuation of Existing Regulations.**

That nothing in this Part or in the Fire Code hereby adopted shall be construed to affect any suit or proceeding pending in any court, or any rights acquired, or liability incurred, or any cause or causes of action acquired or existing, under any act or ordinance as repealed by this Part; nor shall any just or legal right or remedy of any character be lost, impaired or affected by this Part.

**§204. Title.**

This Part shall be known as the “Borough of Wyomissing Fire Prevention Code.”

**§205. Enforcement.**

- A. It shall be the duty and responsibility of the Fire Chief, Deputy Chief, and Fire Code Official and other officials authorized by the Borough of Wyomissing Council to enforce the provisions of this Code. Any designated enforcement officer of this Code is herein referred to as the Fire Code Official.

## FIRE PREVENTION AND FIRE PROTECTION

- B. Authorization is hereby granted to the Fire Code Official to create regulations, rules, policies and procedures in accordance herewith for the enforcement thereof and inspection purposes

(Ord. 1335, 4/10/2012, § 2; as amended by Ord. 1374, 12/8/2015, §4; as amended by Ord. 1433, 3/14/2-23, §1; as amended by Ord. 1444-2024, 7/9/2024, §3)

### **§206. Adoption and Amendments.**

The 2018 International Fire Code is modified and amended in the following respects, and the following amendments, modifications and additions so made are hereby adopted to the same intent and effect as if originally incorporated in that Code.

- A. **CHAPTER 1, SCOPE AND ADMINISTRATION.** The following Sections and Sub-sections of Chapter 1 are hereby adopted as amended, if any, all other sections and subsections of Chapter 1 are deleted in their entirety.

1. **SECTION 101, SCOPE AND GENERAL REQUIREMENTS**, is adopted in its entirety except as amended as follows:

- a. **101.1 Title shall read in its entirety as follows:**

These regulations shall be known as the *Fire Prevention Code* of the Borough of Wyomissing, hereinafter referred to as "this code."

2. **SECTION 102, APPLICABILITY**, the following Subsections of Section 102 are hereby adopted as amended, if any, all other subsections of Section 102 are deleted in their entirety:

- a. **102.1 Construction and design provisions is amended to read in its entirety as follows:**

The provisions of this code shall apply to:

1. Structures, facilities and conditions arising after the adoption of this code.
2. Existing structures, facilities and conditions not legally in existence at the time of adoption of this code.
3. Existing structures, facilities and conditions when required in Chapter 11.
4. Existing structures, facilities and conditions which, in the opinion of the *fire code official*, constitute a distinct hazard to life or property.

5. Maintenance of existing systems, facilities and structures,
  - b. **102.2 Administrative, operational and maintenance provisions** is adopted in its entirety.
  - c. **102.3 through 102.5** are deleted in their entirety.
  - d. **102.6 through 102.12** are adopted in their entirety without amendment.
3. **SECTION 103 DEPARTMENT OF FIRE PREVENTION** is hereby adopted in its entirety as amended:
    - a. **103.2 Appointment**, is amended to read in its entirety as follows:

The fire code official shall be appointed in accordance with the Code of Wyomissing Borough and all applicable statutes, laws, ordinances and regulations.
  4. **SECTION 104 GENERAL AUTHORITY AND RESPONSIBILITIES** is hereby adopted in its entirety as amended:
    - a. **104.2 Applications and Permits** is amended to read in its entirety as follows:

The fire code official is authorized to receive applications, review documents and issue permits for operations regulated by this code, inspect the premises for which such permits have been issued, perform inspections and enforce compliance with the provisions of this code.
    - b. **104.7 Approved materials and equipment.** All materials, equipment and devices approved by the fire code official shall be installed in accordance with such approval.
  5. **SECTION 105 PERMITS** The following Subsections of Section 105 are hereby adopted as amended, if any, all other subsections of Section 105 are deleted in their entirety:
    - a. **105.1 and parts thereof** are adopted in their entirety except as amended as follows:
      1. **105.1.2.(2), Construction Permits** shall be Deleted in its entirety.
    - b. **105.2 Application** is hereby adopted in its entirety and amended as follows
      1. **105.2.3 Time limitation of application.** An application for an operational permit shall be deemed to have been abandoned 180 days after the date of filing, unless such application has been diligently prosecuted or a permit shall have been issued; except that the fire code official is authorized to grant one or more extensions of time for additional periods not exceeding 90 days each. The extension shall be requested in writing and justifiable cause demonstrated.

2. **105.2.4 Action on application.** The fire code official shall examine or cause to be examined applications for permits and amendments thereto within a reasonable time after filing. If the application or the documents do not conform to the requirements of pertinent laws, the fire code official shall reject such application in writing, stating the reasons therefor. If the fire code official is satisfied that the proposed work or operation conforms to the requirements of this code and laws and ordinances applicable thereto, the fire code official shall issue a permit therefor as soon as practicable.
- c. **105.3 Conditions of a permit** is hereby adopted in its entirety except as amended as follows:

A permit shall constitute permission to maintain, store or handle materials; or to conduct processes which produce conditions hazardous to life or property; in accordance with the provisions of this code where a permit is required by Section 105.6 or 105.7. Such permission shall not be construed as authority to violate, cancel or set aside any of the provisions of this code or other applicable regulations or laws of the jurisdiction.

  1. **105.3.1 Expiration.** An operational permit shall remain in effect until re-issued, renewed, or revoked or for such a period of time as specified in the permit. Permits are not transferable and any change in occupancy, operation, tenancy or ownership shall require that a new permit be issued.
  2. **105.3.2 Extensions and 105.3.3 Occupancy prohibited before approval** are Deleted in their entirety.
  3. **105.3.4 Conditional permits.** Where permits are required and upon the request of a permit applicant, the fire code official is authorized to issue a conditional permit to operate the premises or portion thereof before the entire work or operations on the premises is completed, provided that such portion or portions will be occupied safely prior to full operations without endangering life or public welfare. The fire code official shall notify the permit applicant in writing of any limitations or restrictions necessary to keep the permit area safe. The holder of a conditional permit shall proceed only to the point for which approval has been given, at the permit holder's own risk and without assurance that approval for the utilization of the entire premises, equipment or operations will be granted.
  4. **105.3.6 Compliance with code.** The issuance or granting of a permit shall not be construed to be a permit for, or an approval of, any violation of any of the provisions of this code or of any other ordinance of the jurisdiction. Permits presuming to give authority to violate or cancel the provisions of this code or other ordinances of the jurisdiction shall not be valid. The issuance of a permit based on documents and other data shall not prevent the fire code official from requiring the correction of errors in

the documents and other data. Any addition to or alteration of approved documents shall be approved in advance by the fire code official, as evidenced by the issuance of a new or amended permit.

5. **105.3.8 Validity of permit.** The issuance or granting of a permit shall not be construed to be a permit for, or an approval of, any violation of any of the provisions of this code or of any other ordinances of the jurisdiction. Permits presuming to give authority to violate or cancel the provisions of this code or other ordinances of the jurisdiction shall not be valid. The issuance of a permit based on operational documents and other data shall not prevent the fire code official from requiring correction of errors in the documents or other data.
- d. **105.4 Construction documents** is deleted in its entirety.
- e. **105.5 Revocation.** The *fire code official* is authorized to revoke a permit issued under the provisions of this code when it is found by inspection or otherwise that there has been a false statement or misrepresentation as to the material facts in the application or *documents* on which the permit or approval was based including, but not limited to, any one of the following:
  1. The permit is used for a location or establishment other than that for which it was issued.
  2. The permit is used for a condition or activity other than that listed in the permit.
  3. Conditions and limitations set forth in the permit have been violated.
  4. There have been any false statements or misrepresentations as to the material fact in the application for permit or plans submitted or a condition of the permit.
  5. The permit is used by a different *person* or firm than the name for which it was issued.
  6. The permittee failed, refused or neglected to comply with orders or notices duly served in accordance with the provisions of this code within the time provided therein.
  7. The permit was issued in error or in violation of an ordinance, regulation or this code.
- f. **105.6 Required operational permits** is adopted in its entirety.
- g. **105.7 Required construction permits** is Deleted in its entirety.

## FIRE PREVENTION AND FIRE PROTECTION

6. **SECTION 106 FEES and subsections** thereof are adopted in their entirety and amended as follows:
  - a. **106.1 Fees** is amended to read in its entirety as follows: Fees required by this ordinance for inspections, permits and other items shall be established by resolution of the Borough Council of Wyomissing and as amended from time to time.
  - b. **106.2** is renamed to **Permits and Inspections** and is amended to read in its entirety as follows:

**106.2.1 Permits.** A permit shall not be issued until the fees have been paid, nor shall an amendment to a permit be released until the additional fee, if any, has been paid.

**106.2.2 Inspections.** Fees for inspections shall be due and payable upon issuance of an inspection report
7. **SECTION 107 INSPECTIONS and subsections** thereof are adopted in their entirety except as amended as follows:
  - a. **107.1 Inspection authority** is adopted in its entirety.
  - b. **107.2 Inspections** is adopted in its entirety excepted as amended as follows:
    1. **107.2.1 and 107.2.2** are amended to read in their entirety as follows:
      - a. **107.2.1 Inspection Request** Owners receiving notices shall notify tenants of the inspection without delay. If the tenant objects to the inspection, the tenant shall advise the owner who shall so inform the fire code official. It shall be the duty of the owner to provide access to and means for inspections.
      - b. **107.2.2 Approval Required** Failure to appear for inspection. Owner or their representatives who cannot be available at the proposed time and date, shall no less than 24 hours prior to the scheduled inspection provide the Borough of Wyomissing written notice of their unavailability. Failure to appear or provide 24 hours written notice of unavailability will result in the assessment of a Failure to Appear or Reinspection Fee as listed in the fee schedule.
    - c. **1107.4 Approvals** is adopted in its entirety.
  8. **SECTION 108 MAINTENANCE and Subsections** thereof are hereby adopted in their entirety.

9. **SECTION 109 BOARD OF APPEALS and Subsections** thereof are hereby adopted in their entirety as amended, if any, all other subsections of Section 108 are deleted in their entirety as follows:

- a. **109.1 Board of Appeals Established** is amended to read in its entirety as follows:

In order to hear and decide appeals of orders, decisions or determinations made by the fire code official relative to the application and interpretation of this code, there shall be a board of appeals. The board of appeals shall be the Infrastructure Committee of the Borough of Wyomissing. The fire code official shall be an ex officio member of the said board but shall have no vote on any matter before the board. The board shall adopt rules of procedure for conducting its business and shall render all decisions and findings in writing to the appellant with a duplicate copy to the fire code official.

- b. **109.2 Limitations** on authority is adopted in its entirety.
- c. **109.3 Qualifications** is Deleted in its Entirety.

10. **SECTION 110 VIOLATIONS and subsections** thereof are hereby adopted in their entirety and as amended as follows:

- a. **110.4 Violation Penalties** is amended to read in its entirety as follows:

Persons who shall violate a provision of this code or shall fail to comply with any of the requirements thereof or who shall erect, install, alter, repair or do work in violation of this Ordinance, or directive of the fire code official, or of a permit or certificate used under provisions of this code, shall be guilty of a Summary Offense, punishable by a fine of not more than \$1000 dollars, plus costs and restitution or in default of payment may be sentenced to imprisonment for a term not to exceed ninety (90) days. Each violation of a section of this Code shall constitute a separate offense punishable by a separate fine. Each day that a violation continues after due notice has been served shall be deemed a separate offense punishable by a separate fine as set forth herein.

11. **SECTION 111 UNSAFE BUILDINGS and Subsections** thereof are hereby adopted in their entirety and amended as follows:

- a. **Add Subsections 111.5 Placard and 111.5.1 Placard Removal** to read as follows:

1. **111.5 Placard.** The fire code official is authorized to post structures and premises ordered evacuated in accordance with Section 111.2 with a placard prohibiting entry or occupancy.
2. **111.5.1 Placard removal.** The fire official shall remove the placard when the unsafe condition or conditions are remedied or have been eliminated.

## FIRE PREVENTION AND FIRE PROTECTION

Any person who conceals, covers, hides, removes, or causes to be removed, or defaces a placard without the approval without the approval of the fire official shall be guilty of a summary offense.

12. **SECTION 112 STOP WORK ORDER and Subsections** thereof are hereby adopted in their Entirety.
13. **SECTION 113 SERVICE UTILITIES and Subsections** thereof are hereby adopted in their entirety.
14. **CHAPTER 2 DEFINITIONS and Sections** thereof are hereby adopted in their entirety without amendment.
15. **CHAPTER 3 GENERAL PRECAUTIONS AGAINST FIRE and Sections and Subsections** thereof are hereby adopted in their entirety without amendment.
16. **CHAPTER 4 EMERGENCY PLANNING AND PREPAREDNESS and Sections and Subsections** thereof are hereby adopted in their entirety without amendment.
17. **CHAPTER 5 FIRE SERVICE FEATURES and Sections and Subsections** thereof are hereby adopted in their entirety without amendment.
18. **CHAPTER 6, BUILDING SERVICES AND SYSTEMS and Sections and Subsections** thereof are hereby adopted in their entirety without amendment
19. **CHAPTER 7 FIRE AND SMOKE PROTECTION FEATURES and Sections and subsections** thereof are hereby adopted in their entirety without amendment.
20. **CHAPTER 8 INTERIOR FINISH, DECORATIVE MATERIALS AND FURNISHING and Sections and subsections** thereof are hereby adopted in their entirety without amendment.
21. **CHAPTER 9 FIRE PROTECTION SYSTEMS and Sections and Subsections** thereof are hereby adopted in their entirety without amendment.
22. **CHAPTER 10 MEANS OF EGRESS and Sections and Subsections** thereof are hereby adopted their entirety without amendment.
23. **CHAPTER 11 CONSTRUCTION REQUIREMENTS FOR EXISTING BUILDINGS.** All Sections of Chapter 11, Sections 1101 through 1106, and their Subsections are hereby adopted in their entirety as applicable to maintenance.
24. **CHAPTER 12 ENERGY SYSTEMS and Sections and Subsection** thereof are hereby adopted in their entirety without amendment.
25. **CHAPTERS 13 THROUGH 19** are reserved for future.

26. **CHAPTERS 20 THROUGH 39** and subsections thereof, if any, are adopted in their entirety.

27. **CHAPTERS 40 THROUGH 49** are reserved for future.

28. **CHAPTERS 50 THROUGH 67** and subsections thereof, if any, are adopted in their entirety.

29. **CHAPTERS 68 THROUGH 79** are reserved for the future.

**30. APPENDIXES.**

- a. **Appendix A Board of Appeals** is deleted in its entirety.
- b. **Appendix B Fire-Flow Requirements for Buildings and the subsections thereof, if any**, are hereby adopted in their entirety.
- c. **Appendix C Fire Hydrant Locations and Distributions and the subsections thereof, if any**, are hereby adopted in their entirety.
- d. **Appendix D Fire Apparatus Access Roads and the subsections thereof, if any**, are hereby adopted in their entirety.
- e. **Appendix E Hazard Categories and the subsections thereof, if any**, are hereby adopted in their entirety.
- f. **Appendix F Hazard Ranking and the subsections thereof, if any**, are hereby adopted in their entirety.
- g. **Appendix G Cryogenic Fluids, Weight and Volume Equivalent and the subsections thereof, if any**, are hereby adopted in their entirety.
- h. **Appendix H Hazardous Materials Management Plan (HMMP) and Hazardous Materials Inventory Statement (HMIS) Instructions and the subsections thereof, if any**, are hereby adopted in their entirety.
- i. **Appendix I Fire Protection Systems – Non Compliant Conditions and the subsections thereof, if any**, are hereby adopted in their entirety.
- j. **Appendix J Building Information Sign and the subsections thereof, if any**, are hereby adopted in their entirety.
- k. **Appendix K Construction Requirements for Existing Ambulatory Care Facilities and the subsections thereof, if any**, are hereby adopted in their entirety.

## FIRE PREVENTION AND FIRE PROTECTION

- l. **Appendix L Requirements for Fire Fighter Air Replenishment Systems and the subsections thereof, if any, are hereby adopted in their entirety.**
- m. **Appendix M High Rise Buildings-Retroactive Automatic Sprinkler Requirements and the subsections thereof, if any, are hereby adopted in their entirety.**
- n. **Appendix N Indoor Trade Show and Exhibitions and the subsections thereof, if any, are hereby adopted in their entirety.**

(Ord. 1335, 4/10/2012, § 1; as amended by Ord. 1354, 8/13/2013, §1; and as amended by Ord. 1362, 6/10/2015, §4; as amended by Ord. 1382, 1/10/2017, §3; as amended by Ord. 1433, 3/14/2023, §1)

## **PART 3**

### **KEY SAFES**

**§301. Repealed.** (Ord. 1284, 8/12/2008, §5)

**§302. Repealed.** (Ord. 1284, 8/12/2008, §5)

**§303. Application.**

This Part shall apply to:

- A. Structures regardless of use or occupancy containing six (6) or more occupancies within the same structure which use a common external exit access.
- B. All occupancies having or required to have a fire alarm or fire sprinkler suppression system.
- C. **Where required.** Where access to or within a structure or an area is restricted because of secured openings or where immediate access is necessary for life-saving or fire-fighting purposes, the fire code official is authorized to require a key box to be installed in an approved location. The key box shall be of an approved type and shall contain keys to gain necessary access as required by the fire code official.

(Ord. 1181, 8/13/1996, §3; as amended by Ord. 1284, 8/12/2008, §7)

**§§304-306. Repealed.** (Ord. 1284, 8/12/2008, §5)

## FIRE PREVENTION AND FIRE PROTECTION

### PART 4

#### FIRE DEPARTMENT SERVICE FEES

##### **§401. Short Title.**

This Part shall be known and may be cited as the “Borough of Wyomissing Fire Department Service Fee Ordinance”.

(Ord. 1258, 5/10/05, §1; as amended by Ord. 1335, 4/10/12, §4)

##### **§402. Purpose.**

Due to the increase in maintenance and/or replacement cost for equipment, along with personnel costs associated with emergency responses, it has become necessary to provide a means for recovering certain costs associated with Fire Department emergency responses to save or protect insured property from a loss.

(Ord. 1258, 5/10/05, §1; as amended by Ord. 1335, 4/10/12, §4)

##### **§403. Definitions.**

As used in this Part, the terms listed below shall have the following meanings:

**FIRE DEPARTMENT EMERGENCY RESPONSE** – the deployment by the Wyomissing Fire Department of any fire equipment and/or personnel from a central or remote location to a specific location within the Borough of Wyomissing, where the equipment and/or personnel provide fire protection or other emergency response services.

**HAZARDOUS MATERIALS INCIDENT** – an incident involving hazardous materials as defined in the International Fire Code and the Pennsylvania Department of Transportation Emergency Response Guidebook, as they may be amended from time to time.

**STRUCTURE FIRE** – any fire in, on or about a commercial structure or residential structure, which threatens to or actually damages or destroys the structure.

**VEHICLE FIRE** – any fire in, on or about a motor vehicle which threatens to or actually damages or destroys the motor vehicle.

**WATER EVACUATION** – the removal or pumping of water from the basements of structures.

(Ord. 1258, 5/10/05, §1; as amended by Ord. 1335, 4/10/12, §4)

**§404. Fire Prevention Services Fee.**

In the event that there is a Fire Department Emergency Response for (i) a structure fire; (ii) a vehicle fire; (iii) a water evacuation; and/or (iv) a hazardous materials incident, and the owner of the effected property or other insured party, has insurance coverage for the payment of such fees under an insurance policy, said owner or other party shall pay to the Borough of Wyomissing a fee not to exceed the insurance policy limits for such fees.

(Ord. 1258, 5/10/05, §1; as amended by Ord. 1335, 4/10/12, §4)