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## Cost Recovery Ordinance

### ARTICLE I: Authority.

This ordinance is adopted by the Selectboard of the Town of Orange under authority granted in 24 V.S.A. § 1971 (Title 24, Chapter 59, Section 1971), the power to adopt, amend, repeal, and enforce ordinances.

### ARTICLE II: PURPOSE.

To protect the Town from extraordinary expenses resulting from the utilization of contracted resources in response to emergency assistance related to motor vehicle accidents, this article authorizes the imposition of charges to recover actual costs incurred by the Town in responding to such incidents

### ARTICLE III: DEFINITIONS

1. Assessable costs mean those costs for services incurred by the Town in connection with a response to a motor vehicle accident.
2. Emergency assistance means emergency medical, public safety, police, fire and civil defense services.
3. Motor vehicle means any self-propelled or towed vehicle designed or used on the public streets, roads and highways to transport passengers or property which is required to be registered for use upon such public streets, roads and highways and for the purposes hereof all trailers or appurtenances attached to any motor vehicle.
4. Responsible party means any individual, firm, corporation, association, partnership, commercial entity, consortium, joint venture, government entity or any other legal entity responsible for a public safety or fire emergency incident or any owner, tenant, occupant or party in control of real and personal property from which, onto which or related to which there is a public safety or fire emergency incident and their heirs, estates, successors and assigns.

### ARTICLE IV: COST RECOVERY AUTHORIZATION AND PROCEDURE.

The Town may recover all assessable costs in connection with emergency assistance for a motor vehicle incident from any or all responsible parties jointly or severally. After determining to assess assessable costs against a responsible party, the Selectboard shall mail an itemized invoice to the responsible party at its last known address. Such invoice shall be due and payable within thirty (30) days of the date of mailing and any amounts unpaid after such date shall bear a late payment fee equal to one percent (1%) per month or fraction thereof that the amount due and any previously imposed late payment fee remains unpaid.

### ARTICLE V: REPEAL OF INCONSISTENT PROVISIONS

All ordinances or parts of ordinances, resolutions, regulations, or other documents inconsistent with the provisions of this ordinance are hereby repealed to the extent of such inconsistency.

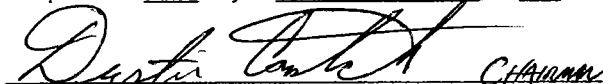
### ARTICLE VI: SEVERABILITY

This ordinance and its various parts, sentences, sections, and clauses are hereby declared to be severable. If any part, sentence, section or clause is adjudged invalid, it is hereby provided that the remainder of this ordinance shall not be affected thereby.

### ARTICLE VII: EFFECTIVE DATE

This ordinance shall become effective 60 days after the adoption date shown below.

Adopted this 9 day of MAY, 2016.

  
Selectboard CHAIRMAN

  
Selectboard

  
Selectboard