

Muskingum County Local Emergency Planning Committee

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ZANESVILLE/MUSKINGUM COUNTY HAZMAT TEAM COST RECOVERY

CHAPTER 3745.13 ORC

LIABILITY FOR COSTS OF DEALING WITH UNAUTHORIZED SPILL, RELEASE, OR DISCHARGE

WHEN EMERGENCY ACTION IS REQUIRED TO PROTECT THE PUBLIC HEALTH OR SAFETY OF THE ENVIRONMENT, ANY PERSON RESPONSIBLE FOR CAUSING OR ALLOWING AN UNAUTHORIZED SPILL, RELEASE, OR DISCHARGE OF MATERIAL INTO OR UPON THE ENVIRONMENT IS LIABLE TO THE MUNICIPAL CORPORATION, COUNTY, TOWNSHIP, COUNTYWIDE EMERGENCY MANAGEMENT, FOR THE NECESSARY AND REASONABLE, ADDITIONAL OR EXTRAORDINARY COSTS THAT INCURS IN INVESTIGATING, MITIGATING, REMOVING, OR ABATING THE SPILL, RELEASE, OR DISCHARGE IN THE COURSE OF ITS EMERGENCY ACTION.

THE POLICY FOR HAZARDOUS MATERIALS INCIDENTS WITHIN MUSKINGUM COUNTY AND THE CITY OF ZANESVILLE SHALL BE:

VEHICLES:

NO CHARGE FOR THE FIRST ALARM FIRE AND EMS COMPANIES WITH IN THE FIRST HOUR OF THE INCIDENT. ALL OTHER UNITS WILL BE BILLED FROM TIME OF DISPATCH TILL BACK IN QUARTERS, EXCEPT THAT EMS UNITS THAT TRANSPORT PATIENTS MAY BILL AT THEIR NORMAL RATES FOR SERVICES RENDERED.

THEN AFTER THE FIRST HOUR OR ANY PART THEREOF VEHICLES SHALL BE CHARGED AS PER COUNTY REIMBURSEMENT RATE.

EQUIPMENT AND MATERIALS:

ALL EQUIPMENT AND MATERIALS WILL BE BILLED FROM THE ONSET OF THE INCIDENT AT REPLACEMENT COST PRICING ON AN AS USED BASIS.

OTHER CHARGES

OTHER ITEMS INCLUDED WATER, FOOD, FUEL (gasoline/diesel for generators, heaters and vehicles), AND PORT-O-LETS

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PERSONNEL:

NO CHARGE FOR THE FIRST ALARM FIRE AND EMS COMPANIES WITHIN THE FIRST HOUR OF THE INCIDENT AFTER THE FIRST HOUR OR ANY PART THEREOF PERSONNEL SHALL BE CHARGED AS PER COUNTY REIMBURSEMENT RATE.

ALL OTHER RESPONDING UNITS WILL BE CHARGED FROM TIME OF DISPATCH UNTIL THEY ARE BACK IN QUARTERS.

THE HOURLY RATES WILL BE BASE ON THE RATES ESTABLISHED BY THE MUSKINGUM COUNTY LEPC. THIS RATE WILL APPLY TO PAID OR VOLUNTEER FIRE, EMS, RESCUE OR HAZMAT PERSONNEL.

EMS TRANSPORTS:

TRANSPORTS AND CARE COSTS WILL BE BILLED SEPERATELY BY THE EMS DEPARTMENT(S) THAT PROVIDE THIS SERVICE.

ADMINISTRATIVE COSTS:

EMA/LEPC'S ADMINISTRATIVE FEE WILL BE 10% OF THE OTHER COSTS TOTALED. THIS AMOUNT WILL BE ADDED TO THE OTHER COSTS FOR GRAND TOTAL OF COSTS INCURRED. THE ADMINISTRATIVE FEE IS TO COVER OFFICE AND PERSONNEL EXPENSES THAT ARE INCURRED COMPLETEING THE PAPERWORK, POSTAGE, PHONE CALLS, FOLLOWUP VISITS TO THE SPILL/RELEASE LOCATION, PHOTOS, MAPPING AND OTHER INCIDENTALS NEEDED TO COLLECT THE APPROPRIATE INFORMATION THAT WE SUPPLY TO THE SPILLER/RESPONSIBLE PARTY AND THEN TO BE ABLE TO COLLECT THE PAYMENT FROM THE SPILLER/RESPONSIBLE PARTY.

30 Day Notice:

The Responsible Party is required to submit a written report of how and when the spill or release was resolved and to provide a report of where and how the Hazardous Material was disposed of. The report should also contain information as to how the spill or release occurred. This report should be sent to the following addresses.

**Muskingum County LEPC
Hazmat Coordinator
2215 Adamsville Road
Zanesville, Ohio 43701**

And to:

**Ohio EPA, DERR-ER
Lazarus Government Building
211 South Front Street
P.O. Box 1049
Columbus, Ohio 43216-1049
Attention ER Records Mgmt – SERC Report**