

I hereby certify this to be a true and correct copy of Ordinance No. 31  
of the Township of South Beaver, and same is duly of record and entered in  
the Ordinance Book of South Beaver Township

Dated: June 12, 1984

Carol Miller  
Secretary

TOWNSHIP OF SOUTH BEAVER

ORDINANCE NO. 31

AN ORDINANCE OF THE TOWNSHIP OF SOUTH BEAVER, BEAVER COUNTY,  
PENNSYLVANIA, AUTHORIZING EXECUTION OF A MUTUAL AID AGREEMENT FOR  
COOPERATIVE EFFORTS, AID AND ASSISTANCE FOR POLICE AND FIRE PROTECTION  
WITH OTHER MUNICIPALITIES.

BE IT ENACTED AND ORDAINED by the Supervisors of South Beaver Township,  
Beaver County, Pennsylvania, and it is hereby enacted under the authority  
of the Township Code and Act 180 of 1982, the following:

1. The Township of South Beaver, upon and after adoption of this  
Ordinance, is hereby authorized to enter into and execute a Mutual Aid  
Agreement for the provision of aid and assistance for police and fire  
protection by and between the City of Beaver Falls, Borough of Big Beaver,  
Township of Chippewa, Township of Darlington, Borough of Eastvale,  
Borough of Enon Valley, Borough of Homewood, Borough of Koppel, Borough  
of New Galilee, Township of North Sewickley, Borough of Patterson Heights,  
Township of Patterson, Township of South Beaver, Borough of West Mayfield  
and the Township of White, pursuant to the terms and conditions, duration,  
for the purpose and objectives, and pursuant to the financial conditions,  
as set forth in the attached Exhibit "A", captioned "Mutual Aid Agreement",  
the terms of which are incorporated herein verbatim.

2. Upon and after adoption of this Ordinance, the Chairman of the Board of Supervisors and Secretary of the Township of South Beaver are hereby authorized to execute said Mutual Aid Agreement.

ENACTED this 12<sup>th</sup> day of June, 1984.

ATTEST:

SOUTH BEAVER TOWNSHIP  
BOARD OF SUPERVISORS

Carol Miller  
Secretary

Charles W. McEffeck  
Supervisor

Donald A. Pomeroy  
Supervisor

\_\_\_\_\_  
Supervisor

MUTUAL AID AGREEMENT

THIS AGREEMENT made under the date of the \_\_\_\_\_ day of \_\_\_\_\_, 1984, made between and among the following municipalities: CITY OF BEAVER FALLS, BOROUGH OF BIG BEAVER, TOWNSHIP OF CHIPPEWA, TOWNSHIP OF DARLINGTON, BOROUGH OF EASTVALE, BOROUGH OF ENON VALLEY, BOROUGH OF HOMEWOOD, BOROUGH OF KOPPEL, BOROUGH OF NEW GALILEE, TOWNSHIP OF NORTH SEWICKLEY, BOROUGH OF PATTERSON HEIGHTS, TOWNSHIP OF PATTERSON, TOWNSHIP OF SOUTH BEAVER, BOROUGH OF WEST MAYFIELD, and the TOWNSHIP OF WHITE, all situate in the County of Beaver and Commonwealth of Pennsylvania.

WITNESSETH:

WHEREAS, the parties hereto have in the past extended to each other at the request of the other aid and assistance for police and fire protection; and

WHEREAS, the authority to provide aid and assistance for fire protection and to make appropriations therefore is contained in the following Acts of Assembly:

Third Class Cities: Act of June 23, 1931  
P.L. 922, Section 2403  
[53 P.S. Section 37403(59)];

Boroughs: Act of February 1, 1966  
P.L. 581, Section 1202  
[53 P.S. Section 46202(35)];

Township of the First Class: Act of June 24, 1931  
P.L. 1206 Art. XV, Section 1502, cl. LIV, added  
May 27, 1949, P.L. 1955, Section 32  
[53 P.S. Section 56554]; and

Township of the Second Class: Act of May 1, 1933  
P.L. 103 Art. VII, Section 702, cl. XL, added  
July 10, 1947, P.L. 1481, Section 9, as amended  
July 2, 1953, P.L. 354, Section 9.  
[53 P.S. Section 65740].

WHEREAS, without intergovernmental cooperation providing aid and assistance for fire protection, the quality of such protection which in the past has been afforded to the residents of the signatory parties, would be adversely affected; and

WHEREAS, the Act of July 12, 1972 P.L. 180 (53 P.S. Section 481, et seq.) requires that agreements providing for joint cooperation be in writing and be adopted by ordinance; and

WHEREAS, the signatory parties now desire to reduce to writing their previous understandings to assure intergovernmental cooperation to provide aid and assistance for fire protection upon request;

NOW THEREFORE, the governing bodies of the signatory parties, pursuant to the aforesaid authority, and intending to be legally bound, do mutually covenant and agree, as follows:

1. That in the event of fire, explosion or other emergency situation, the Fire Department of the signatory parties, including Volunteer Fire Companies, shall be mutually obligated to each other to provide aid and assistance for fire protection.

2. The Fire Chief of each community shall have the authority and full discretion to issue a call for aid and assistance to the other Fire Departments.

3. That the officer in charge and/or Fire Chief shall be in charge of the situation and shall have full authority to issue orders and delegate duties to the Chief, officers and members of the responding Police and/or Fire Departments.

4. That the Fire Department of each of the signatory parties shall conscientiously and in good faith provide aid and assistance to each other without charge or expense required to be paid by the summoning community to the responding community or communities.

5. That the responding community shall hold harmless the summoning community for injury sustained by the Chief, officers and members of the Fire Departments of the responding community and for loss of damage occurring to the property of the Fire Department of the responding community while providing aid and assistance to the summoning community and in going thereto and returning therefrom.

6. That no provision of this Agreement shall be construed to require a responding community to jeopardize or otherwise leave its community without adequate police and/or fire protection while providing aid and assistance to the summoning community.

7. That in the event the Police and Fire Departments of one community, a party hereto, is called out to answer a County Fire Alert the other party hereto will to the best of their ability provide Police and Fire protection for the community left unprotected because of the County Fire Alert.

8. This Agreement shall be effective on the day of \_\_\_\_\_, 1984, following adoption and execution by the signatory parties and shall remain in full force and effect for a period of five (5) years therefrom unless earlier terminated by a signatory party giving ninety (90) days' written notice to the other signatory party. This Agreement shall be of no force and effect and the assumption of any right, duty or responsibility hereunder shall be null and void unless it is initially adopted by all of the parties hereto.

IN WITNESS WHEREOF, the parties hereto, each for itself and its successors, have caused the due execution of this Agreement in triplicate.

EXECUTED this \_\_\_\_\_ day of \_\_\_\_\_, 1984.

ATTEST:

CITY OF BEAVER FALLS:

\_\_\_\_\_  
City Clerk

By: \_\_\_\_\_

Leo J. Hegner, Mayor

EXECUTED this \_\_\_\_\_ day of \_\_\_\_\_, 1984.

ATTEST:

BOROUGH OF BIG BEAVER:

By: \_\_\_\_\_

President of the Council

EXECUTED this \_\_\_\_\_ day of \_\_\_\_\_, 1984.

ATTEST:

TOWNSHIP OF CHIPPEWA:

By: \_\_\_\_\_

President of the Board  
of Supervisors

EXECUTED this \_\_\_\_\_ day of \_\_\_\_\_, 1984.

ATTEST:

TOWNSHIP OF DARLINGTON:

By: \_\_\_\_\_  
President of the Board  
of Supervisors

EXECUTED this \_\_\_\_\_ day of \_\_\_\_\_, 1984.

ATTEST:

BOROUGH OF EASTVALE:

By: \_\_\_\_\_  
President of the Council

EXECUTED this \_\_\_\_\_ day of \_\_\_\_\_, 1984.

ATTEST:

BOROUGH OF ENON VALLEY:

By: \_\_\_\_\_  
President of the Council

EXECUTED this \_\_\_\_\_ day of \_\_\_\_\_, 1984.

ATTEST:

BOROUGH OF HOMEWOOD:

By: \_\_\_\_\_  
President of the Council

EXECUTED this \_\_\_\_\_ day of \_\_\_\_\_, 1984.

ATTEST:

BOROUGH OF KOPPEL:

By: \_\_\_\_\_  
President of the Council

EXECUTED this \_\_\_\_\_ day of \_\_\_\_\_, 1984.

ATTEST:

BOROUGH OF NEW GALILEE:

By: \_\_\_\_\_  
President of the Council

EXECUTED this \_\_\_\_\_ day of \_\_\_\_\_, 1984.

ATTEST:

TOWNSHIP OF NORTH SEWICKLEY:

By: \_\_\_\_\_  
President of the Board  
of Supervisors

G. YOUNG  
ATTORNEY AT LAW  
1111 MARKET AVENUE  
PHILADELPHIA, PA 19106  
215-591-1100

EXECUTED this \_\_\_\_\_ day of \_\_\_\_\_, 1984.

ATTEST:

BOROUGH OF PATTERSON HEIGHTS:

By: \_\_\_\_\_  
President of the Council

EXECUTED this \_\_\_\_\_ day of \_\_\_\_\_, 1984.

ATTEST:

TOWNSHIP OF PATTERSON:

By: \_\_\_\_\_  
President of the Board  
of Commissioners

EXECUTED this \_\_\_\_\_ day of \_\_\_\_\_, 1984.

ATTEST:

TOWNSHIP OF SOUTH BEAVER:

By: \_\_\_\_\_  
President of the Board  
of Supervisors

EXECUTED this \_\_\_\_\_ day of \_\_\_\_\_, 1984.

ATTEST:

BOROUGH OF WEST MAYFIELD:

By: \_\_\_\_\_  
President of the Council

EXECUTED this \_\_\_\_\_ day of \_\_\_\_\_, 1984.

ATTEST:

TOWNSHIP OF WHITE:

By: \_\_\_\_\_  
President of the Board  
of Supervisors

YOUNG  
AT LAW  
AVENUE  
PA 19010  
9100