

AN ORDINANCE PROVIDING FOR CONSIDERATION OF PUBLIC CONVENIENCE AND NECESSITY FOR THE OPERATION OF ANY AMBULANCE SERVICE SEEKING TO EXPAND SERVICE AREA TO THE NORMANDY FIRE PROTECTION DISTRICT OR INSTITUTION OF NEW SERVICE - PROCEDURE FOR HEARING THEREON.

WHEREAS, Normandy Fire Protection District of St. Louis County was regularly incorporated by a Decree of the Circuit Court of St. Louis County pursuant to the applicable provisions of Chapter 321 of the Revised Statutes of Missouri, as amended and

WHEREAS, Section 321.010, Paragraph 1 thereof, defines "Fire Protection District:" as a political subdivision, which is authorized and empowered to supply protection to persons and property against injuries and damaged from fire, and which is also empowered to render first-aid for the propose of saving lives and in giving assistance in the event of an emergency of any kind; and

WHEREAS, Normandy Fire Protection of St. Louis County operates a modern Fire Department with several pieces of emergency equipment for the purpose of controlling and extinguishing fires within its boundaries and which also provides ambulance service for the benefit of the people who it serves, and

WHEREAS, there has been enacted by the General Assembly of the State of Missouri, effective on August 28, 1998, a so-called Comprehensive Emergency Medical Services Act," including sections thereof codified at §190.109, Revised Statutes of Missouri, and Normandy Fire Protection District desires that its laws and ordinances be consistent with the provisions thereof.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF DIRECTORS OF NORMANDY FIRE PROTECTION DISTRICT OF ST. LOUIS COUNTY, MISSOURI AS FOLLOWS:

Section 1. DEFINITIONS. For purposes of this Ordinance, the following definitions shall apply:

(a) "Ambulance Service" shall have the meaning ascribed to such term by §190.074, Revised Statutes of Missouri, as such statute may from time to time be amended.

(b) "New applicant" means a person, entity, county or municipality which seeks a new ground ambulance service license from the Missouri Department of Health to provide Ambulance Service within the Normandy Fire Protection District, or which is licensed by the Missouri Department of Health and is seeking to expand its service area into the Normandy Fire Protection District.

(c) "Letter of Endorsement" means letter of endorsement required to be submitted by a New applicant according to the terms of §190.109, Revised Statutes of Missouri.

Section 2. APPLICATION FOR LETTER OF ENDORSEMENT. A New applicant shall submit a request in writing to the Fire Chief containing the following information:

(a) The name, residence or business address and phone number of each person and organization applying for the permit. If the applicant is an organization, the application shall contain the names, residence addresses and phone numbers of the President or Chairman thereof and each person who is then a member of the Board of Trustees, City Council or Board of Aldermen. Application by a County may be made in the name of the County.

(b) If the proposed Ambulance Service has been proposed by resolution or ordinance, the date of resolution or ordinance approving same, and a copy of the subject resolution or ordinance.

(c) Any facts which the New applicant believes tend to establish that public convenience and necessity would be served by the granting of a letter of endorsement.

Section 3. PUBLIC HEARING. Upon receipt of Application for Letter of Endorsement, the Fire Chief be responsible to schedule a Public Hearing before the Board of Directors, and Notice of such Hearing shall be posted on the premises of the District and shall appear at least once in a newspaper of general circulation distributed within the District. Posted and published Notice shall appear not less than ten (10) days prior to the date scheduled for the Hearing. The Fire Chief shall also mail a copy of such Notice to the New applicant at the address shown by the Application.

Section 4. STANDARDS FOR ISSUANCE OF LETTER OF ENDORSEMENT. The Board of Directors shall issue a Letter of Endorsement for the operation of Ambulance Service if by a consideration of the Application and the facts or factors determined at Hearing it appears that the following circumstances exist:

(a) The residents of this District are not currently adequately served by the ambulance, emergency services and advanced life support services of the District and of other Ambulance Services currently authorized to operate within the District, including services available by mutual aid agreement.

(b) The character, experience, financial responsibility of the Applicant, and the number, kind and type of equipment proposed to be used by Applicant, evidences fitness to operate an Ambulance Service.

(c) The public convenience and necessity is served by the introduction of additional Ambulance Service within the District.

Section 5. FEES. Each Applicant shall submit to the District, with its Application for Letter of Endorsement, a non-refundable fee of \$150.00.

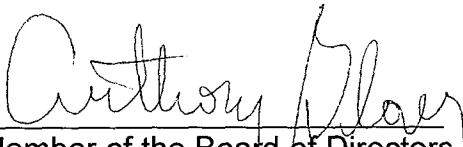
Section 6. ISSUANCE OF LETTER OF ENDORSEMENT. If upon consideration of the factors set forth in Section 4 the Board of Directors determines to endorse the proposed service, the Board of Directors shall issue Letter of Endorsement and shall adopt resolution approving such endorsement. The Letter of Endorsement shall verify that the District has conducted a public hearing concerning the endorsement and has adopted a resolution approving the endorsement, and the Letter of Endorsement shall then be delivered to the New applicant.


Section 7. EMERGENCY ENACTMENT. This Ordinance being deemed of an emergency nature, it shall be in full force and effect from and after its passage.

PASSED AND APPROVED BY THE BOARD OF DIRECTORS OF THE  
NORMANDY FIRE PROTECTION DISTRICT OF ST. LOUIS COUNTY, MISSOURI  
THIS 18 DAY OF NOVEMBER, 1998.

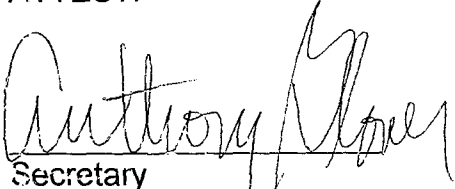
First Reading: October 21, 1998  
Second Reading: November 04, 1998  
Third and Final Reading: November 18, 1998

  
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President and Chairman of the  
Board of Directors

  
Member of the Board of Directors

  
Member of the Board of Directors

ATTEST:

  
Secretary