

**MILLVILLE CITY CODE
TITLE 8 - HEALTH AND SAFETY
CHAPTER 8.28 - HAZARDOUS MATERIALS EMERGENCY COST
RECOVERY**

[8.28.010: DEFINITIONS](#)

[8.28.020: RECOVERY](#)

8.28.010: DEFINITIONS

DISASTER OR EMERGENCY: A situation causing or threatening to cause widespread damage, social disruption, or injury or loss of life or property resulting from attack, internal disturbance, natural phenomena or technological hazard.

EXPENSES: Actual labor costs of the city and voluntary personnel including workers' compensation and other benefits, administrative overhead, costs of equipment, costs of equipment operation, costs of materials, and costs of any contract labor and materials.

HAZARDOUS MATERIALS EMERGENCY: A sudden and unexpected release of any substance that because of its quantity, concentration, or physical, chemical, or infectious characteristics, presents a direct and immediate threat to public safety or the environment and requires immediate action to mitigate the threat.

TECHNOLOGICAL HAZARD: Any hazardous material accident, mine accident, train derailment, air crash, radiation incident, pollution, structural fire, or explosion. (Ord. 99-6 § 10-531, 1999)

8.28.020: RECOVERY

The mayor is authorized and directed to take all necessary action to recover, on behalf of the city, from those persons whose negligent or accidental actions caused a hazardous materials emergency, expenses incurred by the city directly associated with a response to such hazardous material emergency. The city is likewise authorized to include attorney fees and court costs incurred in such cost recovery described herein. (Ord. 99-6 § 10-532, 1999)