

RESOLUTION # \_\_\_\_\_

RESOLUTION ESTABLISHING THE SWANNANOA  
FIRE PROTECTION & AMBULANCE AND RESCUE SERVICES DISTRICT

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WHEREAS, the Swannanoa Fire District was heretofore created as a result of a local election as a rural fire protection district pursuant to Article 3A of Chapter 69 of the North Carolina General Statute, and the Swannanoa Fire Protection Service District was created in 1977 pursuant to Article 16 of Chapter 153A of the North Carolina General Statutes; thereafter, in 1979, the district was authorized by this Board to provide EMS services in the district, and, finally, in 1990, the district was expanded for fire protection to include more territory in the northwestern area at the request 100% of the affected property owners;

WHEREAS, this Swannanoa community area is currently served by a service district for purposes of Fire Protection Services as well as Ambulance and Rescue Services ("Service Districts") pursuant to North Carolina General Statutes Article 16, Chapter 153A;

WHEREAS, this area is currently served by the Swannanoa Volunteer Fire Department and Rescue Squad, Inc. for fire protection as well as ambulance and rescue services as part of the Buncombe County EMS System;

WHEREAS, GS §153A-309 authorizes a county to permit a fire service district to also provide emergency medical, rescue, and/or ambulance services when such fire service district was established for fire protection purposes and that district was not also established for ambulance and rescue purposes which is true, in this case, for a very small area of the community;

WHEREAS, the establishment of the entire Swannanoa Fire Protection Service District did not specifically provide for EMS services, and expanding the service district purposes allows fire protection and EMS services to be delivered by a single-source, full service and comprehensive responding agency as part of the Buncombe County EMS System;

WHEREAS, this Board believes that it is in the best interests of the citizens and residents of the County and the Swannanoa community to permit the service district to provide emergency medical, rescue, and/or ambulance services; and

WHEREAS, this Board is of the opinion that it is in the best interests of the citizens and residents of the County and the Swannanoa community to enter into an

agreement for fire protection and related services for the residents of the community, and the County is authorized and required by said Article to provide, maintain or let contracts for such services in the district.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners for the County of Buncombe as follows:

1. That emergency medical, rescue, and/or ambulance services as provided for in G.S. §153A-301(a)(7) and authorized by GS §153A-309 are hereby extended into the Swannanoa Fire Protection Service District .
2. That the district shall be named the Swannanoa Fire & Ambulance and Rescue Service District.
3. That the Swannanoa Fire & Ambulance and Rescue Service District is hereby established and created effective July 1, 2016.
4. That the boundaries of said Swannanoa Fire Protection & Ambulance and Rescue Service District is set forth in the attached map. Further, that said map is hereby designated as representative of the official fire district layer for the Swannanoa Fire Protection & Ambulance and Rescue Service District for the purpose of fire insurance rating as the six (6) mile insurance district in accordance with NCGS §153A-233.
5. That the Chairman and the County Manager, or either of them, are hereby authorized to execute the attached Agreement for Fire Protection & Ambulance and Rescue Services.
6. That this Resolution shall become effective upon its adoption.

This the \_\_\_\_ day of October, 2015.

Attest

Board of Commissioners for the  
County of Buncombe

\_\_\_\_\_  
Kathy Hughes, Clerk

By: \_\_\_\_\_  
David Gantt, Chairman

Approved as to Form

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County Attorney