

**BOROUGH OF NORTH EAST
ORDINANCE NO. 907**

**AN ORDINANCE OF THE BOROUGH OF NORTH EAST,
ERIE COUNTY, PENNSYLVANIA, PROVIDING FOR AND
ESTABLISHING SERVICE FEES FOR TAX COLLECTOR
ISSUED TAX CERTIFICATIONS; AND FOR
ESTABLISHING SERVICE FEES FOR PAYMENTS
RETURNED**

PREAMBLE

WHEREAS, the North East Borough Tax Collector is required and requested on occasion to certify in writing the payment status of real estate taxes levied upon the owners of Borough lands.

WHEREAS, the North East Borough Tax Collector receives payment of monies due and on occasion, those payments are drawn on closed accounts, accounts with insufficient funds or otherwise in such a fashion that the payments are returned and not honored by the payer or bank.

WHEREAS, the Borough desires to establish fees for services rendered by the Tax Collector and fees for returned payment costs incurred by the Tax Collector.

NOW, THEREFORE, BE IT ENACTED AND ORDAINED by the authority of the Borough Council of the Borough of North East, Erie County, Pennsylvania ("Borough"), as follows;

Section 1. Service Fee for Real Estate Tax Payment Certification

(a) North East Borough hereby authorizes the Borough Tax Collector to impose a service fee of a maximum of \$20.00 to be assessed to each person, firm or corporation requesting a certification statement of tax payment status of real estate in North East Borough.

(b) The certification fee detailed in subparagraph (a) above, shall be set, from time to time, by Resolution in the event the Borough determines a need to alter the fee initially established.

(c) The fee for certification payable hereunder shall be paid to the Borough Tax Collector directly and retained by the Borough Tax Collector for providing such services.

Section 2. Fee for Payments Returned

(a) North East Borough hereby authorizes the Borough Tax Collector to impose a fee for reimbursement of charges incurred by the Tax Collector for payments returned.

(b) The fee for payments returned detailed in subparagraph (a), above, shall be assessed, collected and retained by the Borough Tax Collector directly against the taxpayer at the cost incurred by the Tax Collector.

Section 3. Severability. The provisions of the Ordinance shall be severable, and if any provision hereof shall be declared unconstitutional, illegal or invalid, such decisions shall not affect the validity of any of the remaining provisions of the Ordinance. It is hereby declared as the legislative intent of the Borough that this Ordinance would have been enacted as if such unconstitutional, illegal or invalid provisions had not been included herein.

Section 4. Repealer. All other Ordinances and parts of Ordinances and any resolutions or parts thereof inconsistent with this Ordinance are hereby repealed.

Section 5. Effective Date. This Ordinance shall become effective five (5) days after its adoption.

ENACTED INTO AN ORDINANCE this _____ day of _____, 2019

BOROUGH OF NORTH EAST

David Hall, President of Borough Council

ATTEST:

Patrick J. Gehrlein, Borough Manager

APPROVED THIS _____ DAY OF _____, 2019

Steven L. Gregory, Mayor