

AN ORDINANCE ENACTING A REALTY TRANSFER TAX AND OTHER TAX RELATED PROVISIONS PURSUANT TO ARTICLE XI-D OF THE TAX REFORM CODE OF 1971, AND AUTHORIZING THE DEPARTMENT OF REVENUE OF THE COMMONWEALTH OF PENNSYLVANIA TO DETERMINE, COLLECT AND ENFORCE THE TAX, INTEREST AND PENALTIES.

SECTION 1. IMPOSITION OF TAX

The Borough Council of the Borough of Ford City adopts Article XI-D of the Tax Reform Code of 1971 and imposes a realty transfer Tax as authorized under that Article subject to the rate limitations therein. The tax imposed under this Section shall be at the rate of One (1.00%) Percent.

SECTION 2. ADMINISTRATION

The tax imposed under Section 1 and all applicable interest and penalties shall be administered, collected and enforced under the Act of December 31, 1965 (P.L. 1257, No. 511), and amended, known as "The Local Tax Enabling Act", provided, that if the correct amount of the tax is not paid by the last date prescribed for timely payment, the Borough Council of the Borough of Ford City, pursuant to Section 1102-D of the Tax Reform Code of 1971 (72 P.S. § 8102-D), authorizes and directs the Department of Revenue of the Commonwealth of Pennsylvania to determine, collect and enforce the tax, interest and penalties.

SECTION 3. INTEREST

Any tax imposed under Section 1 that is not paid by the date the tax is due shall bear interest as prescribed for interest on delinquent municipal claims under the Act of May 16, 1923 (P.L. 207, No. 103) (53 P.S. § 710, et seq.), as amended, know as the "The Municipal Claims and Tax Lens Act." The interest rate shall be the lesser of the interest rate imposed upon delinquent Commonwealth taxes as provided in Section 806 of the Act of April 9, 1929 upon delinquent Commonwealth taxes as provided in Section 806 of the Act of April 9, 1929 (P.L. 343, No. 176) (72 P.S. § 806). As amended, know as the "The Fiscal Code", or the maximum interest rate permitted under the Municipal Claims and Tax Liens for tax claims.

SECTION 4. EFFECTIVE DATE

The provisions of this ordinance shall become effective on and be applicable to any document made, executed, delivered, accepted or presented for recording on or after September 28, 2007.

SECTION 5. REPEALER

Any ordinance or resolution or part of an ordinance or resolution in-so-far as it may conflict with this ordinance is hereby repealed.

Done, Ordained and Enacted at a Special Meeting of the Borough Council of the Borough of Ford City, held at the Ford City Borough office on the 26 day of September, 2007.

Attest:

FORD CITY BOROUGH COUNCIL

Kris Bittner
Secretary

Timothy A. Maler
Council President

Examined and Approved this 26 day of September, 2007.

Mayor Max A. Mantini
Mayor