

**ORDINANCE NO. 2005 - 1
BOROUGH OF NORTH YORK
YORK COUNTY, PENNSYLVANIA**

**AN ORDINANCE OF THE BOROUGH OF NORTH YORK, YORK COUNTY,
PENNSYLVANIA, AMENDING CHAPTER 24 PART 2 OF THE CODE OF
ORDINANCES FOR THE BOROUGH OF NORTH YORK ENTITLED
“OCCUPATIONAL PRIVILEGE TAX” IN ACCORDANCE WITH ACT 222 OF
2004 AMENDING THE TITLE FROM “OCCUPATIONAL PRIVILEGE TAX”
TO “EMERGENCY AND MUNICIPAL SERVICES TAX”; TO INCREASE THE
AMOUNT OF THE TAX UPON OCCUPATION PRIVILEGE WITHIN THE
BOROUGH FROM TEN (\$10.00) DOLLARS TO TWENTY (\$20.00) DOLLARS
PER ANNUM; AND TO DESIGNATE THE COLLECTOR OF SAID TAX**

WHEREAS, Act 222 of 2004 by operation of law automatically replaces any municipality’s “Occupational Privilege Tax” with an “Emergency and Municipal Services Tax” such that all references in any ordinance or resolution to a tax on the privilege of engaging in an occupation shall be deemed to be a reference to an Emergency and Municipal Service Tax; and

WHEREAS, due to the rising cost of providing police, fire, and emergency services as well as road construction and maintenance, the Borough in its judgment believes that it is necessary to increase the amount of said tax from ten dollars to twenty dollars; and whereas the Borough Council has determined that it is in the interest of the Borough to have the Emergency and Municipal Services Tax collected and enforced by the York Area Earned Income Tax Borough;

BE IT ENACTED AND ORDAINED by the Council of the Borough of North York and it is hereby enacted and ordained that Chapter 24 Part 2 of the Code of Ordinances of the Borough of North York is amended as follows:

SECTION 1: All references within Chapter 24, Part 2 to “Occupational Privilege Tax” shall be amended to “Emergency and Municipal Services Tax”.

SECTION 2: Chapter 24, Part 2, Section 201 shall be amended such that this part shall be known and may be cited as the “Emergency and Municipal Services Tax Ordinance of 2005”.

SECTION 3: Chapter 24, Part 2, Section 204 is amended such that the amount of tax shall be twenty (\$20.00) dollars per annum. All other references to the amount of tax within Chapter 24, Part 2 shall be amended to reflect that the amount of tax shall be twenty (\$20.00) dollars per annum.

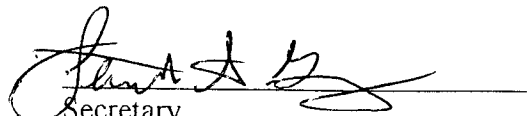
SECTION 4: Chapter 24, Part 2, Section 211, is hereby repealed and shall be replaced with the following: “All Emergency and Municipal Services Tax shall be collected and

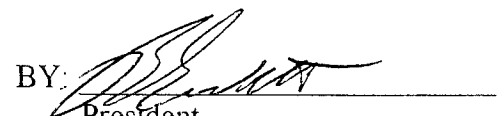
enforced by the York Area Earned Income Tax Bureau. In the future the Bureau may designate the person or entity responsible for collection and enforcement of such tax from time to time by resolution."

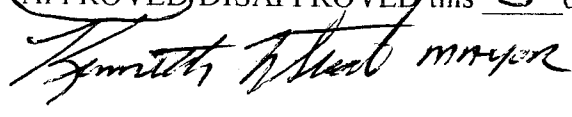
BE IT ENACTED AND ORDAINED this 3RD day of January 2005

BOROUGH OF NORTH YORK

Attest:


Secretary

BY: 
President

APPROVED / ~~DISAPPROVED~~ this 3 day of JANUARY, 2005.


Proof of Publication
State of Pennsylvania
County of York

AD # 1575848

Copy of Advertisement Attached Here

THE YORK DISPATCH / YORK SUNDAY NEWS and YORK DAILY RECORD are the names of the daily newspapers of general circulation published continuously for more than the last six months by York Newspaper Company, at its principal place of business, which is 1891 Loucks Road, York, PA 17404.

The printed copy of the advertisement hereto attached is a true copy, exactly as printed and published, of an advertisement printed in the regular issues of the said The York Dispatch/York Sunday News and York Daily Record published on the following dates, viz:

- 12/16/2004
12/23/2004
12/30/2004

LEGAL NOTICE

NOTICE is hereby given that The Borough of North York Borough Council, York County, Pennsylvania, proposes the following Ordinance for adoption at the regular meeting scheduled for Monday, January 3, 2005, at 7:00 p.m. at The Borough of North York Offices, 35 East 6th Avenue, York, Pennsylvania 17404.

The Ordinance is entitled

AN ORDINANCE OF THE BOROUGH OF NORTH YORK, YORK COUNTY, PENNSYLVANIA, AMENDING CHAPTER 24 PART 2 OF THE CODE OF ORDINANCES FOR THE BOROUGH OF NORTH YORK ENTITLED "OCCUPATIONAL PRIVILEGE TAX" IN ACCORDANCE WITH ACT 222 OF 2004 AMENDING THE TITLE FROM "OCCUPATIONAL PRIVILEGE TAX" TO "EMERGENCY AND MUNICIPAL SERVICES TAX"; TO INCREASE THE AMOUNT OF THE TAX UPON OCCUPATION PRIVILEGE WITHIN THE BOROUGH FROM TEN (\$10.00) DOLLARS TO TWENTY (\$20.00) DOLLARS PER ANNUM; AND TO DESIGNATE THE COLLECTOR OF SAID TAX

The Ordinance amends all reference to "Occupational Privilege Tax" to "Emergency and Municipal Services Tax"; increases the amount of this tax from ten (\$10.00) dollars to twenty (\$20.00) dollars per annum; and designates the collector of the Emergency and Municipal Services Tax. It is estimated that this tax will generate approximately \$40,000 in revenue per annum. The reason that the increase in Emergency and Municipal Services Tax is necessary, in the judgment of the Borough Council, is due to the rising expenses incurred in connection with police, fire, and emergency services, as well as road construction and maintenance.

A copy of the proposed Ordinance may be reviewed at the Borough Office, 35 East 6th Avenue, York, PA 17404, between the hours of 9:00 a.m. and 3:00 p.m., Monday through Friday. The proposed Ordinance may also be examined during regular business hours at the York County Law Library and at the York Newspaper Company. Interested citizens are invited to attend the aforesaid meeting of the Borough Council of The Borough of North York. The Borough of North York Borough Council. By: Gavin W. Markey, Esquire

COMMONWEALTH OF PENNSYLVANIA
COUNTY OF YORK

SS

Before me, a Notary Public, personally came Elizabeth Barth who being duly sworn deposes and says that she is the Call Center Sales Manager of York Newspaper Co., and has personal knowledge of the publication of the advertisement mentioned in the foregoing statement as to the time, place and character of publications are true, and that the affiant is not interested in the subject matter of the above mentioned advertisement.

Sworn and subscribed to before me this

30 day of December 2004

Brian C Laughlin
Notary Public

Elizabeth Barth

COMMONWEALTH OF PENNSYLVANIA

NOTARIAL SEAL

BRIAN C. LAUGHLIN, Notary Public
Hanover Boro., York County
My Commission Expires April 1, 2008

Estate of _____

Dollars

100

The charge for the publication of above mentioned advertisement and the expense of above affidavit.

Table with 2 columns: Description and Amount. Rows include Advertisement Cost (\$ 745.80), Affidavit Fee (\$ 2.00), and Total Cost (\$ 747.80).