

ORDINANCE 1333-2010

AN ORDINANCE AMENDING CHAPTER 190, SECTION 29 OF THE CODE OF THE CITY OF COATESVILLE TO ADDRESS PROCEDURES FOR FEE COLLECTION AND PENALTIES FOR LATE PAYMENTS

WHEREAS, the City of Coatesville is a Third Class City situated in Chester County, Pennsylvania, operating under its Home Rule Charter and the Third Class City Code (hereinafter the "City"; and,

WHEREAS, the City wishes to amend the collection procedures for solid waste to address circumstances in which there might be a delay in issuing the initial annual billing and to ensure that the solid waste fees are timely and fairly collected in a uniform manner.

NOW THEREFORE, in consideration of the forgoing, and its authority under the Third Class City Code and its Charter, the City of Coatesville City Council does hereby enact and decree that Chapter 190, Section 29 of the Code of the City of Coatesville is amended by the following additions and deletions herein identified:

1. In Section 190-29. B. (2), the last sentence ending..."with equal quarterly payments due by March 31, June 30, September 30 and December 31 of the calendar year in which bills are generated." is amended by removing the period at the end of the last quoted sentence and adding (to complete the sentence) the following language: " – unless the bills are generated after the first quarterly payment date as identified previously, in which case, the first payment should be made within 90 days of the initial billing with three additional payments spread evenly over the remaining available time period."
2. In Section 190-29.B. (3), after the reference to "by April 15 of the calendar year" should amended by adding directly thereafter, "or by the due date for quarterly payments as otherwise established in Subsection B(1) above."
3. In Section 190-29.B.(3), the reference to an increase of "30%" the reference to "30%" should be deleted and amended by replacing this percentage with " 15%".
4. All other terms and conditions of Section 190-29 of the Chapter 120 of the City Code shall remain in full force and effect.
5. Should any section, paragraph, clause or phrase of this Ordinance be declared unconstitutional or invalid by a court of competent jurisdiction, the remainder of said Ordinance shall not be affected thereby, and shall remain in full force and effect.
6. This Ordinance shall become effective thirty (30) days after publication

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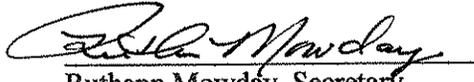
following final adoption in accordance with the City Charter and the
Third-Class City Code.

ENACTED AND ORDAINED THIS 12th DAY OF APRIL 2010.



Edward Simpson,
City Council President

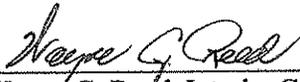
ATTEST:



Ruthann Mowday, Secretary

CERTIFICATION

I HEREBY CERTIFY that the foregoing Ordinance was introduced on the 22nd day of March, 2010 and was duly enacted by the Council of the City of Coatesville, Chester County, Pennsylvania, of the 12th day of April, 2010, that the vote upon the said Ordinance has been recorded in the Minutes of the City Council and that the Ordinance has been fully recorded.



Wayne G. Reed, Interim City Manager