

RESOLUTION No. 2015-03

**EXPRESSING OPPOSITION TO A CONSTITUTIONAL AMENDMENT
EMPOWERING THE GENERAL ASSEMBLY TO DESIGNATE ENTITIES THAT ARE
EXEMPT FROM LOCAL REAL ESTATE TAXATION**

WHEREAS, the City of Coatesville is a chartered Third Class City in the Commonwealth of Pennsylvania (hereinafter "City"); and,

WHEREAS, The City has a large percentage of tax exempt real estate within its territory; and,

WHEREAS, The General Assembly of the Commonwealth of Pennsylvania is considering Senate Bill 4 in the second consecutive session.

WHEREAS, Senate Bill 4, if approved in a referendum, would empower the General Assembly to establish criteria by which an entity would be determined to be a *purely public charity*.

WHEREAS, granting the General Assembly the power to establish criteria to determine a purely public charity would allow those seeking purely public charity status undue influence in the establishment of the criteria; and,

WHEREAS, the constitutional amendment proposed would negate the long standing judicially established test for determining if an entity is a purely public charity, the five prong HUP Test, thereby injecting uncertainty into the local government tax base and potentially eroding the local government tax base by loosening the rigor of the current judicial standard.

IT IS HEREBY RESOLVED, that the Council of the City of Coatesville, Pennsylvania, expresses its opposition to Senate Bill 4 and urges its Senator and Representative to vote no.

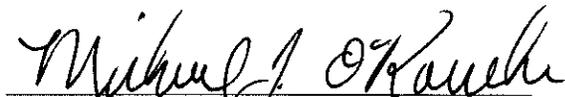
ADOPTED as a Resolution this 26th day of January 2015, effective immediately.



Linda Lavender-Norris

City Council President

ATTEST:



Michael O'Rourke
Acting City Manager

CERTIFICATION:

I HEREBY CERTIFY that the foregoing is a true and correct copy of the Resolution duly adopted at the Organizational Meeting of City Council on this 26th day of January 2015 and recorded in the Minutes as such.


Michael O'Rourke
Acting City Manager