

**EXETER TOWNSHIP
ORDINANCE NO. _____**

AN ORDINANCE OF THE TOWNSHIP OF EXETER, BERKS COUNTY, PENNSYLVANIA, AMENDING THE TOWNSHIP OF EXETER CODE OF ORDINANCES, AS AMENDED, BY RESCINDING THE TOWNSHIP OF EXETER PER CAPITA TAX BEGINNING JANUARY 1, 2020.

PURSUANT TO THE AUTHORITY CONTAINED IN THE PENNSYLVANIA LOCAL TAX ENABLING ACT, ACT 511, 53 P.S. § 6924.101, ET SEQ., THE BOARD OF SUPERVISORS OF EXETER TOWNSHIP, BERKS COUNTY, PENNSYLVANIA, DOES HEREBY ENACT AND ORDAIN AS FOLLOWS:

Section 1. Chapter 340 of the Exeter Township Code of Ordinances, titled “Taxation,” is hereby amended as follows:

The current language of Article I, Section 340-1, “Discounts,” is hereby revised to delete the reference to a per capita tax.

Section 2. Chapter 340 of the Exeter Township Code of Ordinances, titled “Taxation,” at Article II, titled “Per Capita Tax,” is hereby amended as follows:

The current language of Section 340-3, “Tax Levy,” is hereby stricken in its entirety. The following language is hereby inserted as Section 340-3, which shall be titled: “Rescission of Per Capita Tax.” “Effective as of January 1, 2020, the Township of Exeter shall no longer levy a per capita tax. The Township of Exeter hereby rescinds the per capita tax originally levied pursuant to Ordinance No. 149 on January 28, 1980.”

The current language of Section 340-4, “Annual List of Residents,” is hereby stricken in its entirety. The following language is hereby inserted as Section 340-4, which shall be titled: “Per Capita Tax Assessed Prior to Rescission”: “Section 340-5 through 340-8 of this Article II shall remain in full force and effect for all per capita taxes assessed by the Township of Exeter prior to January 1, 2020 only.”

Section 3. Chapter 340, attachment 3 (also referred to as “Schedule 2”) of the Exeter Township Code of Ordinances, titled “Disclosure Statement Under the Local Taxpayer Bill of Rights,” is hereby amended as follows:

The “Applicability/eligible taxes” section on page 1 is hereby revised to delete the reference to a per capita tax.

Section 4. ***REPEALER:*** All ordinances or parts of ordinances inconsistent herewith or in conflict with any of the specific terms enacted hereby, to the extent of said inconsistencies or conflicts, are hereby specifically repealed.

Section 5. ***SEVERANCE CLAUSE:*** 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.

Section 6. In all other respects, the provisions of the Code of the Township of Exeter, as amended, shall remain in full force and effect.

ENACTED AND ORDAINED into an Ordinance this 23rd day of December, 2019.

**EXETER TOWNSHIP
BOARD OF SUPERVISORS**

John S. Cusatis, Chairperson

Attest:

Secretary