ORDINANCE NO. 2024 - 2383

BOROUGH OF PHOENIXVILLE
CHESTER COUNTY, PENNSYLVANIA

AN ORDINANCE OF THE BOROUGH OF PHOENIXVILLE, CHESTER COUNTY, PENNSYLVANIA, AMENDING CHAPTER 24 "TAXATION, SPECIAL," PART 8 "NEIGHBORHOOD IMPROVEMENT DISTRICT" OF THE CODE OF ORDINANCES OF THE BOROUGH OF PHOENIXVILLE.

The Council of the Borough of Phoenixville, Chester County, Pennsylvania hereby ORDAINS that:

Section 1:

1. The Code of Ordinance of the Borough of Phoenixville, as amended, Chapter 24, "Taxation, Special," Part 8 "Neighborhood Improvement District" is hereby amended as indicated by the black line and strikeout interlineations below, with strikeout indicating deletions of language and underlined interlineations indicating insertions of language:

~~§ 24-806 **Discount Rate.**~~

~~The rate of discount on NID special assessments in the Steelpointe Neighborhood Improvement District of the Borough of Phoenixville shall be the same as that in Section § 24-401 of the Borough's Ordinances applied to real property taxes, from the amount on any such special assessment, provided that payment of the whole amount thereof shall be made within two months after the date of the special assessment notice from the NIMDA or its agent.~~

~~§ 24-807~~ § 24-806 **Interest/Penalty Rate.**

The rate of interest/penalty on delinquent NID special assessments in the Steelpointe Neighborhood Improvement District of the Borough of Phoenixville shall be the same as that in Section § 24-402 of the Borough's Ordinances applied to real property taxes, to any such special assessment or portion thereof not paid within four months from the date of the special assessment notice from the NIMDA or its agent, said interest/penalty to be added to the delinquent special assessment by the NIDMA or its agent and to be collected by the NIDMA or its agent.

~~§ 24-808~~ § 24-807 **Charges, Expenses and Fees.**

The rate and amount of charges, expenses and fees incurred in the collection of delinquent NID special assessments in the Steelpointe Neighborhood Improvement District of the Borough of Phoenixville shall be the same as that in Chapter 24, Part 4 of the Borough's Ordinances applied to real property taxes, shall be applied to any such delinquent special assessment or portion thereo.

Section 2. Officer Authorization. The appropriate officers of the Borough are authorized to take whatever actions are necessary and appropriate to carry out the purpose and intent of this Ordinance.

Section 3. Severability. If any sentence, clause, section, or part of this Ordinance is for any reason found to be unconstitutional, illegal or invalid, such unconstitutionality, illegality or invalidity shall not affect or impair any of the remaining provisions, sentences, clauses, parts, or sections hereof. It is hereby declared as the intent of the Borough Council that this Ordinance would have been adopted had such unconstitutional, illegal or invalid sentence, clause, part or section thereof not been included herein.

Section 4. Repealer. All ordinances or parts of ordinances conflicting or inconsistent herewith are hereby repealed.

Section 5. Effective Date. This Ordinance shall take effect in accordance with applicable law.

PASSED by Borough Council this 9th day of April, 2024.

By: _____
Jonathan M. Ewald
President, Borough Council

APPROVED by the Mayor, this 9th day of April, 2024.

By: _____
Peter J. Urscheler
Mayor

ENACTED this 9th day of April, 2024.

By: _____
E. Jean Krack
Borough Manager/Secretary

I HEREBY CERTIFY that the foregoing is a true and correct copy of the said Ordinance duly adopted at a regular meeting of Borough Council held on the 9th day of April, 2024.

By: _____
E. Jean Krack
Borough Manager/Secretary