

TOWNSHIP OF CUMRU

ORDINANCE NO. 785

AN ORDINANCE OF THE TOWNSHIP OF CUMRU, BERKS COUNTY, PENNSYLVANIA, REPEALING ORDINANCE NO. 525, ORDINANCE NO. 591, ORDINANCE NO. 597, AND ORDINANCE NO. 689, ESTABLISHING THE TAX COLLECTOR'S COMPENSATION AT THE RATE PERMITTED BY THE LOCAL TAX COLLECTION LAW FOR A TAX COLLECTOR OF A FIRST CLASS TOWNSHIP, AND AUTHORIZING AND SETTING FEES FOR SERVICES RENDERED FOR PREPARING, UPON REQUEST, DUPLICATE BILLS OR RECEIPTS, AND CERTIFICATIONS AS APPLICABLE FOR CERTAIN REAL ESTATE TAXES, SANITARY SEWER CHARGES, SEWAGE MANAGEMENT PROGRAM (SMP) CHARGES, REFUSE COLLECTION CHARGES, SEWER CHARGES, AND OTHER LIENS, FEES AND SERVICE CHARGES.

WHEREAS, on April 19, 1994, the Board of Commissioners of the Township of Cumru (the "Board") enacted Ordinance 525, which authorized a fee for services rendered for preparing, upon request, tax certifications as applicable for certain real estate taxes, refuse collection taxes, and sewer charges; and

WHEREAS, on November 21, 2000, the Board enacted Ordinance 591 to authorize the Township of Cumru Tax Collector (the "Tax Collector") to collect certain fees for services involving duplicate tax bills or duplicate receipts; and

WHEREAS, on February 5, 2001, the Board enacted Ordinance 597 to repeal Ordinance 546 and establish the Tax Collector's compensation; and

WHEREAS, on September 15, 2009, the Board amended Ordinance 525 by enacting Ordinance 689, which amended the fees imposed pursuant to Ordinance 525; and

WHEREAS, the Board now desires to repeal Ordinances 525, 591, 597, and 689, and enact the instant Ordinance, which shall serve to consolidate and update such repealed Ordinances and authorize and set the Tax Collector's compensation, as well as fees for services rendered for preparing, upon request, duplicate bills or receipts, and certifications as applicable for certain taxes, sanitary sewer charges, sewage management program ("SMP") charges, refuse collection charges, sewer charges, and other liens, fees and service charges; and

NOW, THEREFORE, BE IT ENACTED AND ORDAINED and it is hereby adopted, enacted and ordained by the Board of Commissioners of Cumru Township, Berks County, Pennsylvania (the "Township"), as follows:

SECTION 1. Compensation. The Cumru Township Tax Collector shall receive for his/her duties as Tax Collector for the Township, compensation in a sum equal to Five (5) per centum of all Township taxes received or collected by him/her. However, the compensation of the Tax Collector from the Township shall not exceed Ten Thousand and 00/100 Dollars (\$10,000.00) for any one (1) calendar year pursuant to the Local Tax Collection Law (72 P.S. section 5511.1 et seq, as amended).

Ordinance – tax and lien certification fees, duplicate bill fee,
returned check fee, and Tax Collector compensation

Adopted March 19, 2024

SECTION 2. Tax Certification. The duly elected/appointed Tax Collector is hereby authorized to charge a fee of \$30.00 to provide certifications of taxes paid and/or due and payable to those taxpayers, financial institutions, mortgage companies and brokers, attorneys, title companies, settlement agents, real estate brokers and agents and all others who request such information. Such certification fee may be charged by the Tax Collector for providing said information, as well as related information such as assessed values, millage rates and property locations and descriptions as requested for a given parcel(s) in the Township.

SECTION 3. Duplicate Bills. The duly elected/appointed Tax Collector is hereby authorized to charge a fee of \$5.00 for the issuance of any duplicate tax bill or receipt.

SECTION 4. Certification Fees for Sanitary Sewer Charges, Sewage Management Program (“SMP”) Charges, Refuse Collection Charges, Sewer Charges, and other Liens, Fees and Service Charges. The Board hereby authorizes the Township to charge a fee to provide certifications to those taxpayers, financial institutions, mortgage companies and brokers, attorneys, title companies, settlement agents, real estate brokers and agents and all others who request such information for sanitary sewer charges, sewage management program (“SMP”) charges, refuse collection charges, sewer charges, and other liens, fees and service charges due and payable. Such certification fee may be charged by the Township for providing said information, as well as related information. The amount of the fee described herein shall be imposed as follows:

Sanitary Sewer Charges:	\$20.00
SMP Charges	\$20.00
Refuse Collection Charges:	\$20.00
Other Liens, Fees and Service Charges	\$20.00

The Township may withhold any and all certifications prepared by the Township until the appropriate and full payment is made payable to the satisfaction of the Township.

SECTION 5. Authorization. The duly elected/appointed Tax Collector shall be authorized to prepare and send invoices for said tax certifications and check charges and to do all things necessary and appropriate to impose said fees, as established from time to time by resolution of the Board, and collect the same when due. The Tax Collector may withhold any and all certifications prepared by the Tax Collector until the appropriate and full payment is made payable to the satisfaction of the Tax Collector.

SECTION 6. Returned Checks. The duly elected/appointed Tax Collector and the Township are hereby authorized to charge a fee of \$35.00 to any person(s), corporation, partnership, association or other entity which makes payment to the Tax Collector or Township of any sum, whether for taxes, fees, charges, interest, penalties, obligations or other amounts owed, for which a check is returned for insufficient or unavailable funds. The amount of the fee described herein may be changed from time to time by resolution of the Board.

SECTION 7. Township Exempt. The Township is hereby exempted from paying any and all fees authorized by and contained in this Ordinance.

SECTION 8. All Ordinances or resolutions, or parts of ordinances or resolutions, in so far as they are inconsistent with this Ordinance are hereby repealed.

SECTION 9. The provisions of this Ordinance shall be severable and if any of its provisions shall be held to be unconstitutional or illegal, the validity of any other remaining provisions of the Ordinance shall not be affected thereby. It is hereby expressly declared as the intent of the Board that this Ordinance would have been adopted had such unconstitutional or illegal provision or provisions had not been included herein.

SECTION 10. This Ordinance shall become effective on the earliest date permitted by law after enactment.

ENACTED AND ORDAINED as an Ordinance of the Township of Cumru, Berks County, Pennsylvania this 19th day of March, 2024.

BOARD OF COMMISSIONERS OF
CUMRU TOWNSHIP

By: *Lisbeth Rowe*
President

Attest: *Janice Blust*
Secretary