

ORDINANCE

AMENDING ARTICLE V: COLLECTION, CHAPTER 190, SECTION 190-29 FEE COLLECTION SCHEDULE OF THE COATESVILLE CITY CODE TO ESTABLISH THAT BILLING FOR SOLID WASTE IS TO BE DONE WITH THE REAL ESTATE BILLING IN THE SAME BILL AND WITH PAYMENT MADE UNDER THE SAME GENERAL TERMS

WHEREAS, the City of Coatesville (hereinafter the "City") is a Third Class City operating by means of a Home Rule Charter and situate in Chester County, Pennsylvania; and

WHEREAS, the City seeks to amend Chapter 190, Section 190-29 to establish that billing for solid waste is to be done with the real estate billing in the same bill and with payment to be made under the same general terms; and,

WHEREAS, it is believed that this billing process will reduce expenses, simplify procedures, result in greater payment to the City and greater efficiency and simplicity to the property owners.

NOW THEREFORE, in consideration of the foregoing, it is hereby enacted and ordained that:

1. The City Code Chapter 190-29 "Fee Collection Schedule" B. "Billing" is amended by removing and replacing the following paragraphs B. (1), (2) and (3) with the following:

"B. Billing.

- (1) Bills for solid waste collection shall be included in the real estate bill issued by the City and will be sent out for the annual minimum charge established in Chapter 108 and sent to the owners at the beginning of any year (after January 15th) to be paid in full by December 31st of the year of billing. The amount will be based upon whether the trash collection has been characterized under Section 190-16 of this Chapter as subject to "standard collection service" or qualified for "private trash collection."
- (2) The solid waste fees will be subject to a 2% discount if paid in full by March 31. The solid waste fees can be paid in three (3) equal installments of the face amount with payments due March 31, April 30 and May 31. Each installment payment must be made within the time specified, or the entire bill [the remaining unpaid portion of the bill] will be treated as delinquent – subject to procedures identified below.

(3) The bills mentioned in subsection B(1) above, if not timely paid, will be subject to a 10% late fee. Further, if this amount and the late fee are not paid within thirty (30) days of demand for same, an additional increase of 30% over the amount then due shall be added to the bill as a delinquency charge, and the city shall be authorized to move forward with a collection action. In addition, the city shall be entitled to the recovery of any fees incurred by the City in its collection action, including legal fees, filing fees and costs (such as the fees for the filing of a municipal lien); and the City shall be entitled to interest at the maximum rate permitted for the municipal lien law and state law generally.”

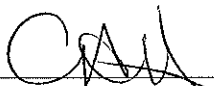
2. Repealer/Severability.

If any portion of the Ordinance shall be determined to be unconstitutional, illegal or unenforceable, then the portion and only that portion of this Ordinance, which is deemed to be unconstitutional, illegal or unenforceable shall be severed from the remainder of this Ordinance and all other terms thereof shall remain in full force and effect.”

3. Effective date.

This Ordinance shall be effective thirty (30) days after publication following final adoption in accordance with the City Charter and the Third-Class City Code.”

ENACTED AND ORDAINED this 27th day of November, 2017.



C. Arvilla Hunt, President of City Council

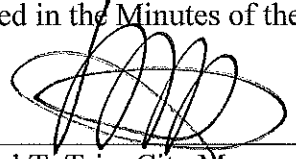
ATTEST:



Michael T. Trio, City Manager

CERTIFICATION

I HEREBY CERTIFY that the foregoing Ordinance was introduced on the 13th day of November, 2017, and was duly enacted by the Council of the City of Coatesville, Chester County, Pennsylvania on the 27th day of November, 2017, 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.



Michael T. Trio, City Manager