

SOUTH MIDDLETON TOWNSHIP
CUMBERLAND COUNTY, PENNSYLVANIA

ORDINANCE NO. 00-13

AN ORDINANCE PROVIDING FOR THE COLLECTION OF DELINQUENT TAXES, ASSESSMENTS, PENALTIES, USER CHARGES AND THE COSTS OF REMOVING, REPAIRING AND SECURING BUILDINGS OR STRUCTURES DAMAGED BY FIRE LOSS; PAYMENT BY CASUALTY INSURERS FROM THE PROCEEDS ARISING UNDER A POLICY OF INSURANCE; ESTABLISHING PROCEDURES FOR COLLECTION; COMPLIANCE WITH SECTION 508 OF THE ACT OF MAY 17, 1921, AS AMENDED JULY 9, 1992 (P.L. 678, NO. 98).

IT IS HEREBY ENACTED AND ORDAINED by the Board of Supervisors of South Middleton Township, Cumberland County, Pennsylvania, as follows:

SECTION 1. PURPOSE

It is the intention of this Ordinance to comply with Act 93 of 1994 (P.L. 678, No. 98) so that South Middleton Township may collect delinquent taxes, assessments, penalties, user charges and all costs incurred by the municipality for the removal, repair or securing of buildings or other structures damaged by fire with the proceeds of any casualty insurance policy insuring the property so damaged.

SECTION 2. AUTHORIZED PERSONS

Persons authorized to act under this Ordinance shall be elected Tax Collector of South Middleton Township and the South Middleton Township Manager.

SECTION 3. FUNCTIONS OF THE TOWNSHIP MANAGER

- a) The Township Manager shall keep a record of all costs incurred by the Township for the removal, repair or securing of a building or other structure damaged by fire. The Township Manager shall make the records and the total costs available to the Tax Collector, or his designee.
- b) The Township Manager shall have the power to enter into an agreement with any named insured which permits transfer of funds to the named insured if some other reasonable disposition of the damaged property has been arranged.

SECTION 4. FUNCTIONS OF THE TAX COLLECTOR

- a) The Tax Collector shall upon written request of the named insured provide the insurance carrier for the named insured a certificate, bill or other documentation showing, if any, the amount of delinquent taxes,

SECTION 7.

CONFORMITY WITH STATE LAW

Act 93 of 1994 is hereby incorporated herein as though same were fully set forth herein at length. If any provision of this Ordinance is deemed to contradict or be in conflict with said law, the terms and provisions of the state law control over any provision in this Ordinance.

SECTION 8.

SEVERABILITY CLAUSE

The provisions of this Ordinance shall be severable, and if any of its provisions shall be held to be unconstitutional, illegal, invalid, or any provision of the aforesaid state law is so deemed, such shall not invalidate the remaining provisions of this Ordinance.

ENACTED AND ORDAINED THIS 5th DAY OF October, 2000.

BOARD OF SUPERVISORS
SOUTH MIDDLETON TOWNSHIP

ATTEST:

/s/ Sandra A. Quickel
Secretary

/s/ Linda G. Adcock, Chairman
/s/ Thomas E. Faley
/s/ R. Duff Manweiler
/s/ James N. Baker