

TOWNSHIP OF TILDEN

ORDINANCE NO. 115, 1997

AN ORDINANCE OF THE TOWNSHIP OF TILDEN, BERKS COUNTY, PENNSYLVANIA ESTABLISHING A STREETLIGHTING DISTRICT AND PROVIDING FOR EQUAL ANNUAL ASSESSMENTS UPON EACH BENEFITTED PROPERTY, BASED UPON THE ASSESSMENT FOR SAID PROPERTY FOR COUNTY TAX PURPOSES

BE IT ENACTED AND ORDAINED by the Board of Supervisors of the Township of Tilden, Berks County, Pennsylvania, and it is hereby ENACTED AND ORDAINED by the authority of the same as follows:

Section 1. Title. This ordinance shall be known as the Tilden Township Streetlighting District Ordinance.

Section 2. Authority and Purpose. This Ordinance is adopted pursuant to the authority of Article XX of the Second Class Township Code, Act of May 1, 1933 (P.L. 103, No. 69), as reenacted and amended November 9, 1995 (P.L. 350, No. 60), as amended (the "Code"). The purpose of this Ordinance is to provide lighting to the Tilden Industrial Park Development and to charge the cost thereof to the benefitted landowners.

Section 3. Streetlighting District Established. There is hereby established a streetlighting district pursuant to Article XX of the Code, to be known as the "Tilden Industrial Park Streetlighting District" (the "District"). The District shall consist of the area as depicted on the Township Map attached hereto as Exhibit "A" and made a part hereof.

Section 4. Assessment for the Cost of Streetlighting. There is hereby levied and imposed an annual assessment upon each benefitted property for the annual cost of streetlighting for the District. Such assessment shall consist of the annual cost of streetlighting charged by GPU Energy, or any successor thereto (the "Supplier"), for the previous year plus all costs and expenses incurred by the Township in the collection of said annual cost of streetlighting during the previous year, and shall be equally assessed against each benefitted property in the District, based upon the assessment for said property for property tax purposes.

Section 5. Collection. The annual assessments for streetlighting shall be collected by the Tax Collector in the same manner as Township real estate taxes are

collected, and if such assessment is uncollected, the same shall be a lien upon the subject property and shall be collectible in the same manner as other municipal claims. The assessment shall be billed on the annual real estate bill for general purposes.

Section 6. Repealer. All ordinances or parts of ordinances which are inconsistent herewith are hereby repealed.

Section 7. 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, sections or parts of this Ordinance. It is hereby declared as the intent of the Township Supervisors that this Ordinance would have been adopted had such unconstitutional, illegal or invalid sentence, clause, section or part thereof not been included herein.

Section 8. Effective Date. This Ordinance shall become effective five (5) days after enactment.

ENACTED and ORDAINED this 7th day of July, 1997.

TOWNSHIP OF TILDEN

By: Ray W. Shorby
Supervisor

By: James W. Halz
Supervisor

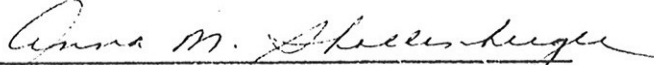
By: Gandy A. Saylor
Supervisor

Attest: Lana M. Schellinger
Secretary

CERTIFICATION

I hereby certify that the foregoing ordinance was advertised on June 27, 1997 in the Reading-Eagle Times, a newspaper of general circulation in the Township of Tilden, Berks County, Pennsylvania, and was duly enacted and approved as set forth at a regular scheduled meeting of the Township of Tilden on July 7, 1997, at 7:00 P.M., prevailing time, in the Township Municipal Building, Tilden Township, Berks County, PA.

ATTEST:


Anna M. Shollenberger
Anna M. Shollenberger, CGS, GMC
Secretary