

**BOROUGH OF AVALON**  
**ORDINANCE NO. 1311**

**AN ORDINANCE OF THE BOROUGH OF AVALON, COUNTY OF ALLEGHENY AND COMMONWEALTH OF PENNSYLVANIA AMENDING SECTIONS 3 AND 7 OF ORDINANCE NO. 1296, WHICH ESTABLISHED THE RATE OF COMPENSATION FOR THE ELECTED TAX COLLECTOR OF THE BOROUGH OF AVALON; AND REPEALING ALL INCONSISTENT ORDINANCES.**

**WHEREAS**, Borough Council of the Borough of Avalon is desirous of establishing of increasing the rate of compensation for the Elected Tax Collector of the Borough of Avalon, effective January 1, 2006.

**NOW THEREFORE, BE IT ORDAINED** by Borough Council of the Borough of Avalon and it is hereby enacted pursuant to legal authority granted by the General Assembly of the Commonwealth of Pennsylvania, as follows:

**SECTION 1:** That the Elected Tax Collector for the collection of taxes for Avalon Borough shall collect all real estate taxes which may be levied and assessed by the Borough for and during the term beginning January 1, 2006 and ending December 31, 2009.

**SECTION 2:** That the Elected Tax Collector for the collection of the aforesaid real estate taxes levied and assessed for the Borough of Avalon shall be paid by the Borough for and during the term beginning January 1, 2006 and ending December 31, 2009 as follows:

- (a) A base compensation of \$6,734.00 per year, being \$3.70 per tax statement printed (based on 1,820 statements).
- (b) If more than 1,820 real estate tax statements are printed within a given year, \$3.70 per statement will be paid the last pay of the year—with proof of printing being presented to the Borough of Avalon.

**SECTION 3:** That notwithstanding the foregoing, the Elected Tax Collector for Avalon Borough real estate taxes for the Borough of Avalon for the aforesaid term shall be paid as follows:

- (a) Five and one-half percent (5½%) annual commission on delinquent real estate taxes for that particular tax year, until lien, which occurs one year after delinquency.
- (b) \$500.00 for each full one-percent (1%) of real estate tax collected over ninety-five (95%) percent of the tax duplicate for that particular tax year.

**SECTION 4:** In addition to the compensation and commission herein set forth which reimburses the aforementioned Tax Collector's office for the collection of the said Avalon Borough taxes, the Borough shall pay **one-half (½)** of the following expenditures incurred by the said Tax Collector:

Postage  
Tax Forms  
Tax Statements  
Envelopes  
Printing  
Telephone  
Copy Machine Repair  
Computer

**SECTION 5:** An office for the Elected Tax Collector for Avalon Borough shall be made available in the Avalon Borough Municipal Building, at a rent to be established and agreed upon by Borough Council and the Elected Tax Collector.

**SECTION 6:** That the said Tax Collector shall and will, before entering upon the duties of this office, enter into a surety bond to the Commonwealth of Pennsylvania for all taxes to be collected by the Tax Collector, and the Borough shall be liable to pay said Bond premium. . The condition of such bond shall be that the Tax Collector shall account for and pay over all taxes, penalties, and interest received and collected by the Tax Collector to the Borough of Avalon.

**SECTION 7:** That the Tax Collector be and is hereby authorized to charge and collect the sum of \$20.00 for the issuance of certificates evidencing the payment of Borough taxes for the person or persons requesting the same. The Borough shall not be responsible for payment of any portion of the same, and the Tax Collector shall be entitled to retain such sums thus collected for the Tax Collector's own use.

**SECTION 8:** That upon the close of each fiscal year, the Tax Collector shall and will report all such delinquent taxes to the Borough and the Borough may then place such delinquent taxes in the hands of the Collector of Delinquent Taxes or in the hands of the Solicitor for collection and/or lien as the case may be.

**SECTION 9:** That Ordinance No. 1238, and any other Ordinance or part of an Ordinance conflicting with the provisions of this Ordinance to be and the same, are hereby repealed to the extent of such conflict.

ORDAINED AND ENACTED this 28<sup>th</sup> day of December, 2006.

ATTEST:

Harry Dillmore  
Borough Manager, Harry Dillmore

Edward Klicker  
President of Council, Edward Klicker

EXAMINED AND APPROVED THIS 28<sup>th</sup> day of December, 2006.

David Haslett  
Mayor, David Haslett