

ORDINANCE 125

AN ordinance imposing a tax for general revenue purposes on the use or occupancy OF HOUSE TRAILERS OR MOBILE HOMES IN THE BOROUGH OF MONROEVILLE, ALLEGHENY COUNTY, PENNSYLVANIA, DURING THE YEAR 1958 BEGINNING ON THE 8TH OF MAY 1958 REQUIRING THE FILING OF REPORTS AND RETURNS AND PROVIDING FOR THE ADMINISTRATION AND ENFORCEMENT OF THE ORDINANCE AND IMPOSING PENALTIES FOR VIOLATION THEREOF.

The Council of the Borough of Monroeville under the authority of Act of June 25, 1947, P. L. 1145 and its amendments hereby enacts as follows:

SECTION 1 Definitions: The following words and phrases when used in this ordinance shall have the meanings ascribed to them in this section, except where the context clearly indicates or requires a different meaning:

(a) "Person". A natural person, partnership, corporation, fiduciary or association. Whenever used in any section prescribing and imposing a penalty the term "person" as applied to associations, shall mean the partners or members thereof, and as applied to corporations, the officers thereof.

(b) "Trailer Camp or Lot" is defined to be any plot of ground where accommodation is provided for one or more house trailers, mobile houses or vehicle suitable or used for living quarters.

(c) "House Trailer". Any vehicle, mobile house suitable for or used for living or sleeping purposes.

(d) "Tax Collector" - The Tax Collector of the Borough of Monroeville, Allegheny County, Pennsylvania.

SECTION TWO: Imposition of Tax: A tax for general revenue purposes of Two (\$2.00) Dollars per month is hereby levied, assessed and imposed on all house trailers suitable for living quarters, commencing on the thirty-first (31st) day after said house trailer shall be located within the limits of the Borough of Monroeville in any trailer camp, parking lot or private property.

SECTION THREE: On and after the effective date of this ordinance any person desiring to conduct or continue to conduct a trailer camp or lot, wherein or whereon house trailers or mobile homes are situated, and used or occupied for living quarters, or the owner, lessor or leasee of any house trailer located on

private property within the limits of the Borough of Monroeville, Allegheny County, Pennsylvania, shall file with the Tax Collector of the Borough of Monroeville an application for a use or occupancy permit and shall pay the sum of Two (2.00) Dollars per month in advance for each month that said house trailer or mobile home shall be located on private property within the limits of the Borough of Monroeville. Upon the payment of the aforesaid use or occupancy tax, the Tax Collector shall issue a receipt indicating thereon the name and address of the person paying said tax, the location of said house trailer or mobile home, the date of payment, the period or number of months for which the use or occupancy tax has been paid, and a description of the house trailer or mobile home upon which said tax has been paid.

SECTION FOUR: If any tax levied pursuant to this ordinance shall not be paid when due, a penalty of ten percentum (10%) of the tax due and unpaid shall be added thereto.

SECTION FIVE: All taxes imposed by this ordinance, together with all penalties, shall be recoverable by the Borough of Monroeville as other debts of like amount or kind are recoverable.

SECTION SIX: Any person convicted before any Justice of the Peace or the Burgess of violating or failing to carry out any of the provisions or requirements of this ordinance, or failing to pay the tax levied by this ordinance, shall be liable to a fine or penalty not exceeding one Hundred(\$100.00) Dollars for each and every offense and the costs of prosecution thereof, and in default of payment thereof, to undergo imprisonment in the Allegheny County Jail for a period not exceeding (30) days, provided; that such fine or penalty herein provided for shall be addition to any other penalty imposed by any other section of this ordinance.

SECTION SEVEN: No Tax is levied for the first thirty (30) days on any trailer, house trailer, or mobile home in a trailer camp, parking lot or private property in the Borough of Monroeville.

SECTION EIGHT: This ordinance shall not apply to any person, property or use of property as to whom or which it is beyond the legal power of the Council of the borough of Monroeville to impose the tax or duties herein provided for.

SECTION NINE: IF any sentence, clause or section 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 to be the intention of the Council of the Borough of Monroeville that this ordinance would have been adopted had such unconstitutional, illegal or invalid sentence, clause, section or part thereof not been included herein.

SECTION TEN: Any ordinance or resolution or part thereof conflicting with the provisions of this ordinance be and the same is hereby repealed insofar as the same affects this ordinance.

SECTION ELEVEN: The Borough Secretary shall file a certified copy of this ordinance with the Bureau of Municipal Affairs of the Department of Internal Affairs of the Commonwealth of Pennsylvania within fifteen (15) days after the same became effective and as provided by law.

ORDAINED AND ENACTED this 8th day of April, A. D. 1958.

THE BOROUGH OF MONROEVILLE

BY

President of Council

ATTEST:

Secretary

EXAMINED AND APPROVED by me this 8th day of April, A. D., 1958

Burgess