

ORDINANCE 2006-3

An Ordinance by the Township of Newton enacting a realty transfer tax and other tax related provisions pursuant to Article XI-D of the Tax Reform Code of 1971, and authorizing the Department of Revenue of the Commonwealth of Pennsylvania to determine, collect and enforce the tax, interest and penalties.

Section 1. Imposition of Tax.

The Township of Newton adopts the provisions of Article XI-D of the Tax Reform Code of 1971 and imposes a realty transfer tax as authorized under that Article subject to the applicable rate limitations stated therein. The tax imposed under this Section shall be at the rate of one percent (1%) of the value of the subject real estate.

Section 2. Administration

The tax imposed under Section 1 and all applicable interest and penalties shall be administered, collected and enforced under the Act of December 31, 1965 (P.L. 1257, No. 511), as amended, known as "The Local Tax Enabling Act"; provided, that if the correct amount of the tax is not paid by the last date prescribed for timely payment as provided for in Section 1102-C of the Tax Reform Code of 1971 (72 P.S. Section 8102-C et. seq.), The Township of Newton, pursuant to Section 1102-D of the Tax Reform Code of 1971 (72 P.S. Section 8102-D), authorizes and directs the Department of Revenue of the Commonwealth of Pennsylvania to determine, collect and enforce the tax, interest and penalties.

Section 3. Interest

Any tax imposed under Section 1 that is not paid by the date the tax is due shall bear interest as prescribed for interest on delinquent municipal claims under the Act of May 16, 1923 (P.L. 207, No. 153) (53 P.S. Sections 7101, et seq.), as amended, known as "The Municipal Claims and Tax Liens Act". The interest rate shall be the lesser of the interest rate imposed upon delinquent Commonwealth taxes as provided in Section 806 of the Act of April 9, 1929 (P.L. 343, No. 176) (72 P.S. Section 806), as amended, known as "The Fiscal Code", or the maximum interest rate permitted under the Municipal Claims and Tax Liens Act for tax claims.

Section 4. Repeal

- (a) As of the effective date of this ordinance, the following ordinances and resolutions are repealed:

Ordinance No. 04-1987, as reaffirmed in the Newton Township Codification Section 122-1;

- (b) The repealed ordinances enumerated in subsections (a) remain effective for documents that became subject to tax prior to the effective date of this Ordinance.

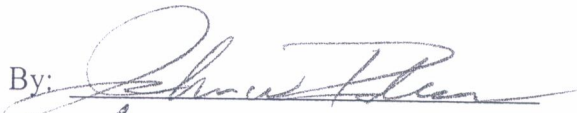

Section 5. Effective date.

The provisions of this Ordinance shall become effective five (5) days following its adoption and enactment by the Board of Supervisors, and shall be applicable to any document made, executed, delivered, accepted or presented for recording on or after such effective date.

ATTEST:

NEWTON TOWNSHIP BOARD
OF SUPERVISORS:


Township Secretary

By: 
By: 
By: 