

**CLINTON TOWNSHIP
ORDINANCE NO. 2024 -01**

**AN ORDINANCE OF THE TOWNSHIP OF CLINTON, BUTLER COUNTY,
PENNSYLVANIA, ESTABLISHING A FIRE HYDRANT TAX**

WHEREAS, The Second Class Township Code (53 P.S. § 66802(a)(1)) authorizes the Board of Supervisors of Second Class Townships to adopt ordinances for assessing the annual costs of providing fire protection via hydrants in the Township on all properties within seven hundred and eighty feet of any fire hydrant based upon the assessment of property for County tax purposes; and

WHEREAS, a system of fire hydrants, provided, maintained, and operated by a water utility company, exists within the Township; and

WHEREAS, that system of fire hydrants serves some, but not all, properties within the Township; and

WHEREAS, for a number of years, the Township has paid the costs of the water utility company's provision, maintenance, and operation of the fire hydrant system; and

WHEREAS, the Township desires to assess its annual costs of providing, maintaining, and operating the fire hydrant system upon those properties that benefit from the system.

NOW, THEREFORE, BE IT ORDAINED AND ENACTED, by the Board of Supervisors of the Township of Clinton, Butler County, Pennsylvania, pursuant to the authority as described above, that Chapter 155 of the Code of the Township of Clinton be amended as follows:

Article III Fire Hydrant Tax

§ 155-18 Short title.

This article shall be known and may be cited as "The Clinton Township Fire Hydrant Tax Ordinance."

§ 155-19 Establishment of tax.

The Board of Supervisors of the Township of Clinton, Butler County, Pennsylvania, does hereby establish a fire hydrant tax pursuant to the authority granted under Section 1802(a)(1) of The Second Class Township Code. *53 P.S. § 66802(a)(1)*.

§ 155-20 Assessment of tax.

The tax shall be an equal assessment upon all property, whether or not exempt from taxation by existing law, within seven hundred and eighty feet of any fire hydrant based upon the assessment of property for Butler County tax purposes. The assessment shall be imposed annually, and based upon the Township's actual costs for the provision, maintenance, and operation of the fire hydrants within the Township. The amount of the annual assessment shall be set forth by resolutions adopted by the Board of the Supervisors of Clinton Township from time to time.

§ 155-21 Collection of assessment.

Pursuant to Section 3301(a) of The Second Class Township Code, 53 P.S. § 68301(a), all assessments levied hereunder shall be filed with the Township Tax Collector, who shall give 30 days' written or printed notice that the assessments are due and payable. The notice shall state the due date to each party assessed and be served by mailing notice to the owner of the property. If any assessment remains unpaid ninety days after the due date, it shall be turned over to the Township Solicitor for collection by means of an action in assumpsit for recovery or a municipal lien filed against the property of the delinquent owner for the amount of the unpaid assessment, plus interest established by the Board of Supervisors from the date the assessment was due. If an owner has two or more lots against which there is an assessment for the same year, the lots shall be embraced in one claim. Assessments, when collected, shall be paid over to the Township Treasurer, who shall deposit and keep them in a separate account, to be paid out only for expenses incurred for the provision, maintenance, and operation of the fire hydrants within the Township.

§ 155-22 Effective date.

The assessments shall be effective January 1, 2025.

BE IT ORDAINED AND ENACTED BY THE CLINTON TOWNSHIP BOARD OF SUPERVISORS, this 28th day of October, 2024, that the preceding shall be enacted as part of the Code of the Township of Clinton.

CLINTON TOWNSHIP
BOARD OF SUPERVISORS

ATTEST




Ashley Kohley, Township Director,
Secretary

By: 

Kathy B. Allen, Chairperson

By: 

William C. Duncan, Vice-Chairperson

By: 

Jason Davidek, Supervisor

