

ORDINANCE # 161-2022

AN ORDINANCE OF THE BOROUGH OF MODENA, CHESTER COUNTY, PENNSYLVANIA, ESTABLISHING A FIRE SERVICES TAX AND AN EMERGENCY SERVICES TAX; AND SETTING THE FIRE SERVICES AND EMERGENCY SERVICES TAX RATES FOR THE YEAR 2023.

WHEREAS, the Council of the Borough of Modena wishes to ensure the health, safety, and welfare of its residents; and

WHEREAS, the Borough of Modena currently receives fire services from Modena Fire Company, a volunteer fire service; and

WHEREAS, the Borough of Modena currently receives Basic Life Support emergency services from Modena Fire Company Ambulance and Advanced Life Support emergency services from Westwood EMS; and

WHEREAS, the recent closure of Brandywine Hospital and the termination of emergency Advanced Life Support services by TowerDIRECT Medic 93 has increased the demand for emergency services by residents of the Borough of Modena upon Modena Fire Company Ambulance and Westwood EMS; and

WHEREAS, the Council of the Borough of Modena wishes to financially support the operations of Modena Fire Company to ensure the ongoing provision of fire services to the residents of the Borough of Modena; and

WHEREAS, the Council of the Borough of Modena wishes to financially support the operations of Modena Fire Company Ambulance and Westwood EMS to ensure the ongoing provision of both Basic and Advanced Life Support emergency services to the residents of the Borough of Modena.

NOW, THEREFORE, BE IT ENACTED AND ORDAINED by the Council of the Borough of Modena, Chester County, Pennsylvania, as follows:

SECTION 1. Pursuant to the authority provided in the Local Tax Enabling Act, 53 P.S. §6924.101 et seq., and the Borough Code, 8 Pa. C.S. §1302, a tax is hereby levied on all real property within the Borough of Modena subject to taxation for the fiscal year of 2023, as follows:

Tax Rate for Fire Services	1.0 Mill
Tax Rate for Emergency Services	0.5 Mill

SECTION 2. The reason for the tax levy is to provide revenue for fire services and for emergency services. The estimated revenue to be derived from the tax during 2023 for Fire Services is \$12,640.00. The estimated revenue to be derived from the tax during 2023 for Emergency Services is \$6,320.

SECTION 3. 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 hereof. It is hereby declared as the intent of Borough Council that this ordinance would have been adopted had such unconstitutional, illegal or invalid sentence, clause, section or part thereof not been included herein.

SECTION 4. All ordinances or parts of ordinances conflicting with any provisions of this ordinance are hereby repealed insofar as the same affects this ordinance.

SECTION 5. This ordinance shall take effect and be in full force and effect 5 days from and after the date of its final passage and adoption.

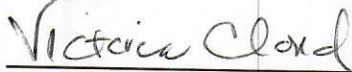
ENACTED AND ORDAINED this 7 day of November, 2022.

MODENA BOROUGH COUNCIL

By:



Jennifer Daywalt, President

ATTEST:



Victoria Cloud, Secretary

APPROVED THIS 7th DAY OF November, 2022.



Michael Harvey, Mayor