

EXETER TOWNSHIP, BERKS COUNTY, PENNSYLVANIA

ORDINANCE 2023-856

**AN ORDINANCE OF THE TOWNSHIP OF EXETER, BERKS COUNTY,
PENNSYLVANIA, AMENDING CHAPTER 340 – LOCAL ECONOMIC
REVITALIZATION TAX ASSISTANCE (LERTA) PROGRAM**

WHEREAS, Section 1601 of the Second Class Township Code, 53 P.S. § 66601, authorizes the Exeter Township Board of Supervisors (“Board”) to adopt, amend, repeal or revise existing ordinances;

WHEREAS, Part II, Chapter 340, Sections 73-80 of the Code of the Township of Exeter (“Code”) sets the Local Economic Revitalization Tax Assistance (LERTA) Program; and

WHEREAS, Part II, Chapter 340, Section 75 sets forth eligibility for participation in the LERTA Program; and

WHEREAS, the Board desires to sunset the LERTA Program for new development occurring the Township after June 1, 2023.

NOW THEREFORE, BE IT ENACTED AND ORDAINED by the Board of Supervisors of the Township of Exeter, Berks County, Pennsylvania, as follows:

SECTION 1. Part II, Chapter 340, Section 75 is hereby amended in its entirety to read as follows:

A. Any property owner undertaking improvements within a deteriorated area before June 1, 2023 may apply for, and receive from the Township, an exemption from Township real estate taxes due to the increased or additional assessed valuation attributable to those improvements.

B. The amount to be exempted from real estate taxes shall be limited to that portion of the additional assessment attributable to the actual cost of new construction or improvements to deteriorated property in accordance with the exemption schedule established by this article.

SECTION 2. REPEAL OF ORDINANCES

Any ordinance or parts of ordinances conflicting with the provisions of this Ordinance are hereby repealed in so far as they are inconsistent with this Ordinance’s provisions.

SECTION 3. SEVERABILITY

If any article, section, subsection, provision, regulation, limitation, restriction, sentence, clause, phrase or word in this Ordinance, is, for any reason declared to be illegal, unconstitutional or invalid, by any Court of competent jurisdiction, this decision shall not affect or impair the validity of the Ordinance as a whole, or any other article, section, subsection, provision, regulation, limitation, restriction, sentence, clause, phrase, word or remaining portion of the within Ordinance.

The Board of Supervisors of the Township of Exeter, Pennsylvania hereby declares that it would have adopted the within Ordinance and each article, section, subsection, provision, regulation, limitation, restriction, sentence, clause, phrase and word thereof, irrespective of the limitations, restrictions, sentences, clauses, phrases, or word that may be declared illegal, unconstitutional or invalid.

SECTION 4. EFFECTIVE DATE

This Ordinance shall become effective at the earliest date permitted by law.

SECTION 5. CODE OF ORDINANCES

The Code of Ordinances of Exeter Township shall be and remain unchanged and in full force and effect except as amended, supplemented, and modified by this Ordinance. This Ordinance shall become a part of the Code of Ordinances of Exeter Township upon enactment.

DULY ORDAINED and ENACTED as an Ordinance this 22nd day of May, 2023.

BOARD OF SUPERVISORS OF
EXETER TOWNSHIP, BERKS COUNTY, PENNSYLVANIA

Chairman

Vice Chairman

Member

Member

Member

ATTEST:

Township Manager

CERTIFICATE OF ENACTMENT

I hereby certify that the foregoing is a true and accurate copy of Ordinance No. 2023-856 adopted by the Board of Supervisors of Exeter Township, Berks County, Pennsylvania at a regular meeting held on May 22, 2023, pursuant to notice as required by law.

Dated: _____

Exeter Township Secretary