

TOWNSHIP OF OHIO

ORDINANCE NO. 207

AN ORDINANCE OF THE TOWNSHIP OF OHIO, COUNTY OF ALLEGHENY AND COMMONWEALTH OF PENNSYLVANIA, AMENDING THE TAXATION ORDINANCE, CODIFIED AS CHAPTER 116 OF THE CODE OF THE TOWNSHIP OF OHIO TO PROVIDE FOR A PARKING AREA TAX AND TO PROVIDE AN OFF-PREMISES SIGN TAX.

WHEREAS, after appropriate investigation and public hearing, the Supervisors of the Township of Ohio have concluded that the land uses which place the most strain on the Township's ability to provide needed public services are those commercial uses requiring significant areas for the parking of automobiles, trucks, and other similar vehicles; and

WHEREAS, the Township of Ohio, due to ever increasing vehicular traffic incurs increased costs for police, street, fire, emergency management services, while at the same time owners of off-premises signs structures benefit greatly from the ever increasing volume of traffic; and

WHEREAS, both large volume parking and the use of off-premises signs are privileges subject to taxation by the Township under the Local Tax Enabling Act.

NOW, THEREFORE, the following Articles are hereby adopted amending Chapter 116 of the Code of the Township of Ohio.

Article IX.

Section 116-73.

DEFINITIONS

Commercial Property - Any property within the Township on which there is now or is hereafter operated and open for business with the public any use permitted as of right or as a conditional use or special exception, including high rise apartments and other such

high concentration residential uses involving parking lots as they are defined herein within any zoning district under the Ohio Township Zoning Ordinance, as presented enacted.

Owner - The record title owner of any commercial property on which there now or hereafter exists a parking lot.

Parking Lot - An area on a commercial property containing 125 or more parking spaces, which area is designed and utilized for the parking of automobiles, trucks, or other vehicles.

Parking Space - The meaning given such phrase in the Township Zoning Ordinance.

Parking Space License Fee - Shall mean \$100.00 dollars per parking space.

Section 116-74.

From and after the affected date of this Ordinance, each owner shall pay the Parking Space License Fee for each parking space in any parking lot on such owners' property on or before December 31 of each year. If a parking lot is created during a taxable year, the owner shall pay the parking space license fee on a basis proportionable to the period between the opening of the parking lot and the number of days remaining in the taxable year.

Section 116-75.

This Ordinance shall take effect immediately upon adoption.

Article X.

Section 116-76.

The owner of every lot upon which an off-premises sign, as defined in the Ohio Township Zoning Ordinance, is located within the Township of Ohio shall be responsible to obtain an annual off-

premises sign license for every off-premises sign located thereon. The term for the off premises sign license shall be January 1 to December 31. Every owner shall be responsible to obtain the necessary licenses by January 1 of each and every year.

Section 116-77.

The application for an off-premises sign license shall include the following information:

- (1) The name and address of the owner of the lot upon which the off-premises sign is located;
- (2) When there is more than one (1) sign on a lot, a description of the off-premises sign;
- (3) The gross surface area of the signs;
- (4) The name and address of the sign operator, if any;
- (5) The address of or description of the location of the lot where the off-premises sign is located.

Section 116-78.

With the annual application for an off-premises sign license, the owner shall pay the full amount of the off-premises sign tax, which shall be calculated by multiplying by \$2.00 the gross surface area measured in square feet of the off-premises sign. If a new off premises sign is erected following the first day of each year, a proportional sign license fee shall be paid for the year, including a proportional fee for the first year of the enactment of this sign license requirement.

Section 116-79.

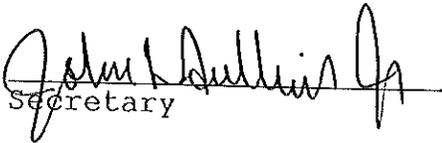
The Code Enforcement Officer of the Township of Ohio shall enforce the provisions of this Ordinance. If an owner fails to

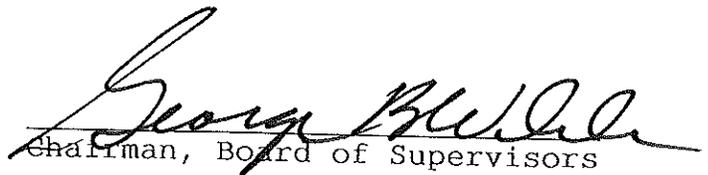
properly submit an application as required by this Ordinance, the Code Enforcement Officer shall notify the owner by certified mail that the license application must be submitted within thirty (30) days. If it is not submitted within thirty (30) days, a summary citation shall be filed with the District Justice. Upon conviction thereof, the owner shall be sentenced to pay a fine of not more \$600.00 together with costs of prosecution. After notice as defined herein, each day that an application is not submitted constitutes a separate and distinct offense. Every off-premises sign for which a proper application has not been submitted shall be considered a separate offense.

ORDAINED AND ENACTED into law by the Board of Supervisors of the Township of Ohio, County of Allegheny, Commonwealth of Pennsylvania, at a regular meeting held on the 8th day of July, 1996.

ATTEST:

TOWNSHIP OF OHIO:


Secretary


Chairman, Board of Supervisors