

ORDINANCE AMENDING  
THE COUNTY AFFORDABLE HOUSING FEES ORDINANCE NO. 84

ORDINANCE NO. 157

WHEREAS, under Bucks County Ordinance No. 84, enacted pursuant to the Act of July 14, 2005, Public Law 280, No. 49, §1 (pertaining to affordable housing programs), a portion of fees charged by the Bucks County Recorder of Deeds for the recording of deeds and the recording of mortgages is allocated for Affordable Housing Efforts as defined in Ordinance No. 84;

WHEREAS, the Board of Commissioners wishes to amend Ordinance No. 84;

NOW, THEREFORE, BE IT ENACTED AND ORDAINED by the Board of County Commissioners of Bucks County, Pennsylvania, as follows:

SECTION A. ALLOCATION OF A PORTION OF COUNTY RECORDER OF DEEDS FEES

Section 4 of Ordinance No. 84 is deleted in its entirety and shall now read:

1. The portion of fees charged by the Bucks County Recorder of Deeds pursuant to the Act of July 14, 2005, Public Law 280, No. 49, §1, is as follows:
  - a. Thirteen dollars (\$13.00) for the recording of deeds.
  - b. Thirteen dollars (\$13.00) for the recording of mortgages.
  - c. Two dollars (\$2.00) for additional pages in excess of four (4) for the recording of deeds or for the recording of mortgages.
  - d. Fifty cents (\$0.50) for additional names in excess of four (4) for the recording of deeds or for the recording of mortgages.

SECTION B. DEPOSIT OF MONEY AND ALLOCATION OF MONEY FOR AFFORDABLE HOUSING EFFORTS

Section 5 of Ordinance No. 84 is deleted in its entirety and shall now read:

1. Pursuant to the Act of July 14, 2005, Public Law 280, No. 49, §1, money collected under newly amended and restated Section 4(1) of Ordinance No. 84 (See Section A. of this Ordinance No. 157):
  - a. Shall be deposited in the general fund of the County and;
  - b. Shall be allocated as follows:
    - i. At least 85% of the money collected shall be set aside in a separate account to be used to fund Affordable Housing Efforts in the County as defined in Ordinance 84.
    - ii. Not more than 15% of the money collected may be used by the County for administrative costs associated with Affordable Housing Efforts.

SECTION C. RESOLUTION OF DECEMBER 19, 2012, RESCINDED IN PART

The Resolution passed by the Bucks County Commissioners on December 19, 2012 is rescinded in so far as it pertains to the following:

- 1) Fees related to the recording of deeds with additional pages in excess of four (4) or additional names in excess of four (4); and
- 2) Fees related to the recording of mortgages with additional pages in excess of four (4) or additional names in excess of four (4).

SECTION D. OTHER PROVISIONS OF ORDINANCE NO. 84 REMAIN IN EFFECT

All other provisions of Ordinance No. 84 shall remain in full force and effect.

SECTION E. OTHER FEES CHARGED BY THE RECORDER OF DEEDS NOT AFFECTED

Nothing in this Ordinance shall affect other fees charged by the Recorder of Deeds as authorized by law.

SECTION F. ELECTION BY THE BOARD OF COMMISSIONERS

By Resolution, the Board of Commissioners may elect to apply this Ordinance No. 157 retroactively to December 1, 2012.

SECTION G. SEVERABILITY

The provisions of this Ordinance are severable. If any sentence, clause or section of this Ordinance is for any reason found to be unconstitutional or invalid, it is hereby declared to be the intention of the Bucks County Commissioners that this Ordinance would have been adopted had such unconstitutional or invalid sentences or sections not been included.

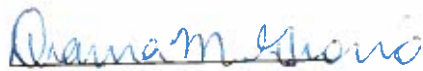
SECTION H. EFFECTIVE DATE


This Ordinance shall be effective upon enactment.

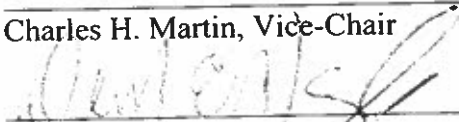
ORDAINED AND ENACTED, by the Board of Commissioners of the County of Bucks, Commonwealth of Pennsylvania, this 11<sup>th</sup> day of JULY, 2018.

BUCKS COUNTY BOARD OF COMMISSIONERS

Attest:

  
Deanna M. Giorno  
Chief Clerk

  
\_\_\_\_\_  
Robert G. Loughery, Chair

\_\_\_\_\_  
Charles H. Martin, Vice-Chair  
  
\_\_\_\_\_  
Diane M. Ellis-Marseglia, LCSW