



Allegheny County Council

County of Allegheny
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Legislation Details (With Text)

File #: 11601-20 **Version:** 1 **Name:**

Type: Ordinance **Status:** Enacted

File created: 9/4/2020 **In control:** Chief Clerk

On agenda: **Final action:** 9/22/2020

Title: An ordinance amending the definition of rental vehicle set forth in the Allegheny County Code of Ordinances, Division 1, the Allegheny County Administrative Code, Article 808.B entitled "Rental Vehicle Taxation."

Sponsors: Chief Executive

Indexes:

Code sections:

Attachments: 1. Rental Amendment Summary.docx, 2. 22-20-OR 11601-20.pdf

| Date | Ver. | Action By | Action | Result |
|-----------|------|---------------------------------|--------------------------------------|--------|
| 9/23/2020 | 1 | Chief Executive | Signed by Chief Executive | |
| 9/22/2020 | 1 | County Council | Passed for Chief Executive Signature | Pass |
| 9/15/2020 | 1 | Committee on Budget and Finance | Affirmatively Recommended | Pass |
| 9/8/2020 | 1 | County Council | Referred by Chair | |

An ordinance amending the definition of rental vehicle set forth in the Allegheny County Code of Ordinances, Division 1, the Allegheny County Administrative Code, Article 808.B entitled "Rental Vehicle Taxation."

Whereas, Act 44 of 2007, which is codified at 53 Pa.C.S.A. § 8602, authorizes second class counties to impose an excise tax on each renting of a rental vehicle within that county in order to generate revenue to support transit systems; and

Whereas, acting pursuant to the legal authority provided by Act 44, Allegheny County Council passed Ordinance No. 55-07-OR/3546-07 on December 4, 2007 imposing an excise tax on each renting of a rental vehicle within the County; and

Whereas, Ordinance No. 55-07-OR/3546-07, as amended, is codified in the Allegheny County Code of Ordinances, Division 1, as part of the Allegheny County Administrative Code at Article 808.B entitled "Rental Vehicle Taxation;" and

Whereas, there is a need to clarify the definition of "rental vehicle" in the Definitions Section of Article 808B of the Administrative Code to address modes of transportation not contemplated under the original Rental Vehicle Taxation ordinance.

The Council of the County of Allegheny hereby enacts as follows:

SECTION 1. Incorporation of the Preamble.

The provisions set forth in the preamble to this Ordinance are incorporated by reference in their entirety herein.

SECTION 2. Amendment of Definition of Rental Vehicle.

The definition of the term “rental vehicle” set forth in §5-808.B.01 of the County’s Administrative Code is amended to read as follows:

Rental Vehicle: A private passenger motor vehicle designed to transport fifteen or fewer passengers, or a truck, trailer or semitrailer used in the transportation of property other than commercial freight, that is rented without a driver, is part of a fleet of five or more rental vehicles that are used for that purpose and owned or leased by the same person or entity, and is rented for a period of twenty-nine or fewer consecutive days. The term “rental vehicle” shall not include a motorcycle, motor-driven cycle or scooter.

SECTION 3. Severability. If any provision of this Ordinance shall be determined to be unlawful, invalid, void or unenforceable, then that provision shall be considered severable from the remaining provisions of this Ordinance which shall be in full force and effect.

SECTION 4. Repealer. Any Resolution or Ordinance or part thereof and any regulation or part thereof prescribed, adopted and promulgated pursuant to such Resolution or Ordinance that conflicts with the provisions of this Ordinance is hereby repealed.

SECTION 5. Effective Date. This Ordinance shall become effective immediately.