

TOWNSHIP OF MIDDLESEX
CUMBERLAND COUNTY, PENNSYLVANIA

ORDINANCE NO. 15 – 2008

AN ORDINANCE OF THE TOWNSHIP OF MIDDLESEX, CUMBERLAND
COUNTY, PENNSYLVANIA AMENDING ORDINANCE NO. 3-93 IMPOSING
AND PROVIDING FOR THE LEVY AND COLLECTION OF TAX ON
ADMISSIONS TO AMUSEMENTS WITHIN MIDDLESEX TOWNSHIP

WHEREAS, on March 3, 1993, the Middlesex Township Board of Supervisors enacted Ordinance 3-93, imposing and providing for the levy and collection of a tax on admissions to amusements within Middlesex Township pursuant to The Local Tax Enabling Act; and

WHEREAS, the Board of Supervisors desires to amend Ordinance 3-93 consistent with the terms specified herein.

NOW THEREFORE, IT IS HEREBY ENACTED AND ORDAINED by the Board of Supervisors of Middlesex Township, Cumberland County, Pennsylvania, as follows:

SECTION 1: Section 1(b) of Ordinance 3-93 is hereby amended, pursuant to authority provided under the Local Tax Enabling Act, to provide in its entirety as follows:

(b) the term "amusement" shall mean all manner and form of entertainment, including among others, the following: theatrical performance, operatic performance, carnival, circus, show, concert, lecture, sports event, vaudeville show, side show, amusement park and all forms of entertainment therein, dancing, golf, bowling, billiards or pool, athletic contests, including wrestling matches, boxing and sparring exhibitions, football, basketball and baseball games, ice skating, roller skating, tennis, hockey, bathing, swimming, archery, shooting, riding, racing and any other form of diversion, sport, pastime or recreation, shows, exhibitions, contests, displays, games, mechanical, electronic or video games and video displays, provided, however, that "amusement" shall not include any form of entertainment the proceeds of which, after payment of reasonable expenses, inure exclusively to the benefit of religious, educational or exclusively charitable institutions, societies, or organizations, volunteer fireman's organizations or civic activities supported by tax funds; and provided further, that "amusement" shall not include (i) motion picture theaters, (ii) camping, or (iii) any activities the predominant purpose or nature of which is exercise, fitness, health maintenance, improvement or rehabilitation, health or nutrition education or weight control.

SECTION 2: Except only as amended, modified and changed herein, Middlesex Township Ordinance 3-93 as originally enacted shall remain in all other respects in full force and effect.

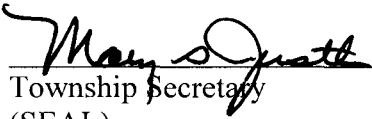
SECTION 3: If any section, subsection, provision, regulation, limitation, restriction, sentence, clause, phrase or word in this Ordinance is declared for any reason to be illegal, unconstitutional or invalid by any court of competent jurisdiction, such decision shall not affect or impair the validity of this or Middlesex Township Ordinance 3-93 as a whole or any other section, subsection, provision, regulation, limitation, restriction, sentence, clause, phrase, word or remaining portion of this or Middlesex Township Ordinance 3-93. The Board of Township Supervisors hereby declares that it would have adopted this Ordinance and each section, subsection, provision, regulation, limitation, restriction, sentence, clause, phrase and word thereof, irrespective of the fact that any one or more of the sections, subsections, provisions, regulations limitations, restrictions, sentences, clauses, phrases or words may be declared illegal, unconstitutional or invalid.

SECTION 4: This Ordinance shall become effective in accordance with applicable law.

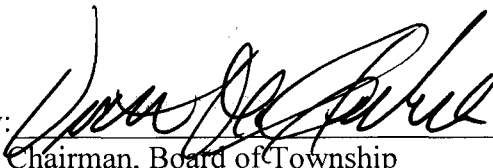
ORDAINED AND ENACTED this 30th day of December , 2008.

ATTEST:

TOWNSHIP OF MIDDLESEX



Township Secretary
(SEAL)

By: 

Chairman, Board of Township
Supervisors