

ORDINANCE NO. 5 of 2016

AN ORDINANCE OF THE BOROUGH OF PLYMOUTH, LUZERNE COUNTY, PENNSYLVANIA IMPOSING A BAD CHECK FEE AND REMIDIES FOR COLLECTING AND FAILURE TO MAKE GOOD THE SAME

WHEREAS, the Borough has fees, fines and other matters in which citizens or persons Submit personal or business checks to pay for the same;

WHEREAS, from time to time the Borough has received checks that are not collectable due to insufficient funds;

WHEREAS, when the check is uncollectable, the Borough sustains a service charge placed upon its accounts in which said check was deposited and in addition incurs unnecessary work on the part of its clerical staff due to the non-collectability of the bad check;

WHEREAS, the Borough should not sustain any loss due to the receipt of a bad check;

NOW THEREFORE, BE IT ORDAINED AND ENACTED by the Plymouth Borough Council, for the reasons set forth above and incorporated herein, hereby imposes a charge of Fifty (\$50, 00) Dollars for each and every bad check presented to the Borough that does not clear when deposited in any Borough account to cover fees charged to the Borough for depositing a bad check and to cover administrative costs resulting from dealing with the bad check. In addition upon failure of the maker, their agent or employ to make good the amount of the initial check tendered to the Borough and the fifty dollar charge within seven business days of the mailing date of notice of the same from the Borough shall be subject to the all fees and costs connected with the filing of a complaint with the District Justice/Magisterial District having jurisdiction over Plymouth Borough matters in addition to the payment of the amount of the initial bad check and the \$50.00 charge. This remedy shall be in addition to and shall not preclude the filing of criminal charges to redress the issuance of the bad check.

This ordinance will be effect as per section 3301.3 of the Borough Code.

ENACTED AND ORDAINED the 20th day of September, 2016 at a duly authorized regular meeting of the Plymouth Borough Council.

BOROUGH OF PLYMOUTH

By:


Gary Kochinski, President of Council

ATTEST:


Holly Spece, Secretary

APPROVED BY THE MAYOR


Dorothy E. Petrosky, Mayor

Dated: 9-20-16