

**COUNTY OF LEHIGH, PENNSYLVANIA
COMMISSIONERS BILL 2012-34
SPONSORED BY COMMISSIONER McCARTHY
REQUESTED DATE: AUGUST 30, 2012
ORDINANCE NO. 2012-**

**AUTHORIZING AN EXPANSION OF THE KEYSTONE OPPORTUNITY ZONE
ON SOUTH TENTH STREET IN THE CITY OF ALLENTOWN, LEHIGH
COUNTY**

WHEREAS, the County of Lehigh recognizes the need to encourage investment in a defined geographical area of the City of Allentown, Pennsylvania, described in Exhibit "A" attached hereto, which is experiencing distress characterized by one or more of the following: high unemployment, low investment of new capital, blighted conditions, underutilized, obsolete or abandoned industrial, commercial and residential structures and deteriorated tax base; and

WHEREAS, the Pennsylvania Keystone Opportunity Zone Act, 73 P.S. §820.101, *et seq.*, as amended by Act 79 of 2008, Act 119 of 2000, and Act 16 of 2012, hereinafter referred to as the "Act," authorizes political subdivisions to apply to the Pennsylvania Department of Community and Economic Development (DCED) for an expansion of the area of a Keystone Opportunity Zone (KOZ), Keystone Opportunity Expansion Zone (KOEZ) or Keystone Opportunity Improvement Zone (KOIZ), to include additional parcels which do not exceed 15 acres and which are deteriorated, underutilized or unoccupied, and contiguous to an existing zone; and

WHEREAS, the expansion will grant exemptions, deductions, abatements or credits from all local taxes identified in the Act; and

WHEREAS, approval of an expansion is expected to increase job creation or capital investment and will result in improving the economic, physical, and social conditions within the subject KOZ, KOEZ, or KOIZ, by stimulating businesses to retain and to create new jobs and diminishing blight; and

WHEREAS, it is expected that increased private and public-sector investors will reverse the disinvestment and conditions of blight within the herein described tract(s) of land by the termination date of the extended date of the zone under the Act.

**NOW, THEREFORE, IT IS HEREBY ENACTED AND ORDAINED BY
THE BOARD OF COMMISSIONERS OF THE COUNTY OF LEHIGH,
PENNSYLVANIA, THAT:**

1. The foregoing Whereas clauses are incorporated herein as if set forth in their entirety.
2. As of the effective date of this ordinance, contingent only upon DCED's approval of the application for the proposed expansion of the existing zone, the following provisions shall apply:
 - a. The Real Property described in Exhibit "A" is 100% exempt from real property taxes in accordance with the provisions and limitations set forth herein and set forth in the Act, such exemption to terminate ten (10) years from the date of approval of the expansion by DCED.
 - b. Earned Income and Net Profits Taxes; Business Privilege and Mercantile Taxes. The County of Lehigh also waives business gross receipts tax for operations conducted by a qualified business; earned income received by a resident

and/or net profits of a qualified business received by a resident or nonresident of the proposed expanded KOEZ or KOIZ attributable to business activity conducted with said zone terminating on the date which is ten years from the date DCED approves inclusion of the Expansion Parcel in the existing KOEZ or KOIZ.

c. The provisions of the Act not herein enumerated shall be incorporated as part of this Ordinance by reference.

3. The proper officers and other personnel of Lehigh County are hereby authorized and empowered to take all such further action, including any necessary transfers of funds, and execute additional documents as they may deem appropriate to carry out the purpose of this Ordinance.

4. The County Executive shall distribute copies of this Ordinance to the proper offices and other personnel of Lehigh County whose further action is required to achieve the purpose of this Ordinance.

5. Any Ordinance or part of any Ordinance conflicting with the provision of this Ordinance is hereby repealed insofar as the same affects this Ordinance.

6. This Ordinance shall become effective in ten (10) days after enactment, conditional upon the approval of the application by DCED.

ADOPTED this _____ day of _____, 2012, by the

following vote:

Commissioners

AYE

NAY

Thomas C. Creighton, III
Percy H. Dougherty
David S. Jones, Sr.
Daniel K. McCarthy
Vic Mazziotti
Brad Osborne
Scott Ott
Lisa Scheller
Michael P. Schware

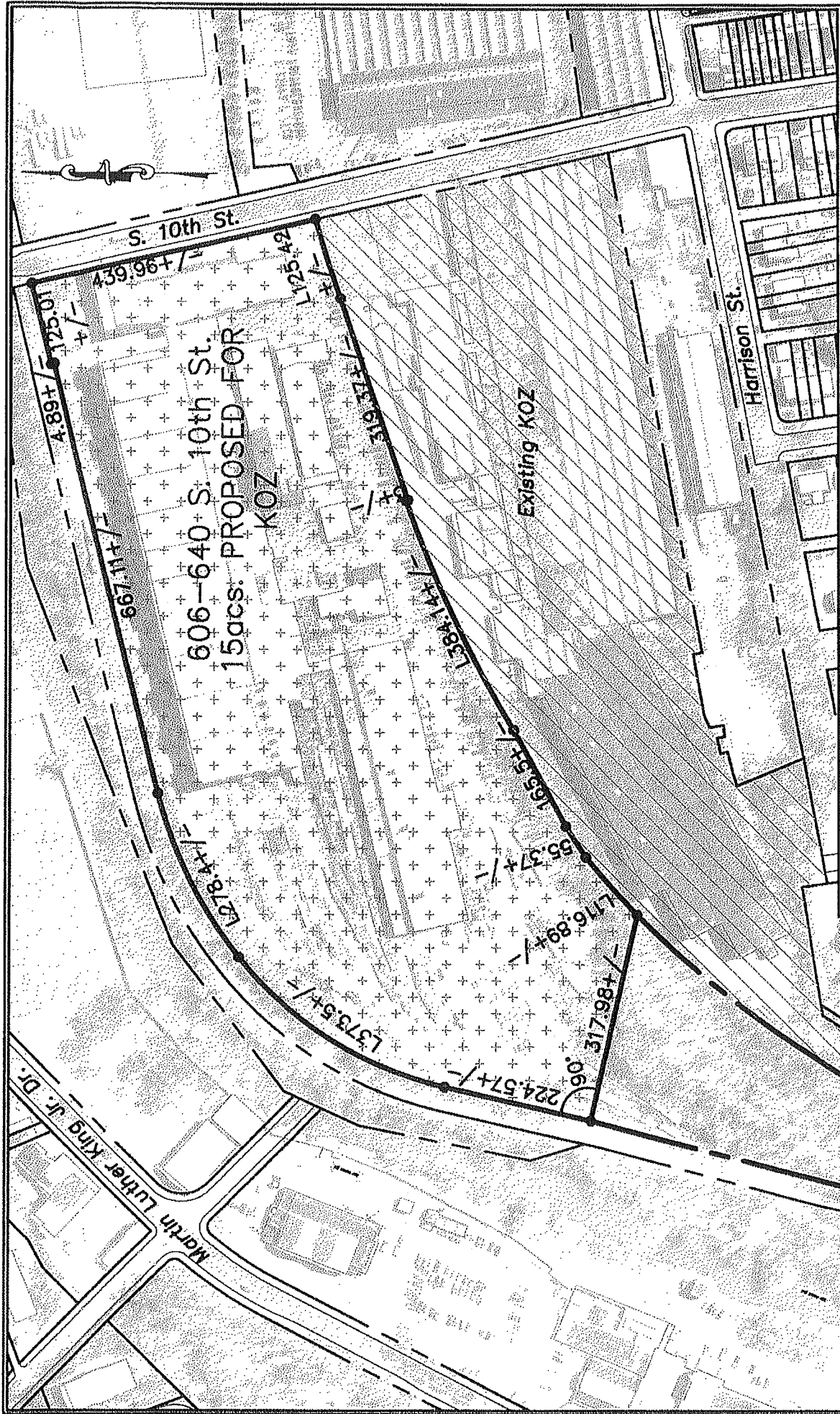
ATTEST: _____

CLERK TO THE BOARD OF COMMISSIONERS

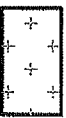
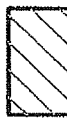
APPROVED this _____ day of _____, 2012.

WILLIAM H. HANSELL
LEHIGH COUNTY EXECUTIVE

ENACTED this _____ day of _____, 2012.



TOTAL PARCEL SIZE: 17.538 ACRES
 PROPOSED AS KOZ: 15 ACRES

-  = PROPOSED KOZ
-  = EXISTING KOZ

ATTACHMENT "A"
PROPOSED KOZ EXPANSION
 606 S. 10TH ST.
 PIN: 549697354907

12TH WARD, CITY OF ALLENTOWN, LEHIGH COUNTY, PENNSYLVANIA

SCALE: 1" = 200' JOB #1912 DATE: AUGUST 23, 2012

THE CITY OF ALLENTOWN, BUREAU OF ENGINEERING
 DEPARTMENT OF PUBLIC WORKS
 641 S. 10TH ST. ALLENTOWN, PA 18103-3173 610-437-7574

EXHIBIT
 A