

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 674 Session of  
1995

INTRODUCED BY CORMAN, BAKER, ROBBINS, STOUT AND STEWART,  
MARCH 6, 1995

REFERRED TO LOCAL GOVERNMENT, MARCH 6, 1995

AN ACT

1 Amending the act of February 1, 1966 (1965 P.L.1656, No.581),  
2 entitled "An act concerning boroughs, and revising, amending  
3 and consolidating the law relating to boroughs," providing  
4 for budget and tax ordinances.

5 The General Assembly of the Commonwealth of Pennsylvania  
6 hereby enacts as follows:

7 Section 1. Section 1007 of the act of February 1, 1966 (1965  
8 P.L.1656, No.581), known as The Borough Code, is amended to  
9 read:

10 Section 1007. Passage, Approval and Veto of Ordinances.--(a)  
11 Every ordinance and every resolution of legislative character  
12 except as herein otherwise provided, passed by the council,  
13 shall be presented to the mayor for his approval. If the mayor  
14 approves, he shall sign it; but, if he shall not so approve, he  
15 shall return it with his objections to the council at its next  
16 regular meeting occurring at least ten days after the meeting at  
17 which such ordinance was passed by the council, when the  
18 objections shall be entered upon the minutes and the council

1 shall proceed to a reconsideration thereof either at the meeting  
2 at which the vetoed ordinance was returned or at any other  
3 regular, special or adjourned meeting held not later than ten  
4 days thereafter. If, after such reconsideration, two-thirds of  
5 all the members elected to said council, or a majority of  
6 council plus one, when the number composing such council is less  
7 than nine, shall vote to pass such ordinance or resolution, it  
8 shall become of as full force and effect as if it had received  
9 the approval of the mayor; but in such case the vote shall be  
10 determined by yeas and nays, and the names and votes of the  
11 members shall be entered on the minutes. If any such ordinance  
12 or resolution shall not be returned by the mayor at the regular  
13 meeting of the council occurring at least ten days next  
14 succeeding its presentation to him, it shall likewise have as  
15 full force as if it had been approved. [A veto of the annual tax  
16 ordinance of the borough, referred to in section 1301 of this  
17 act, may be overridden by a vote of two-thirds of all the  
18 members of council, and thereafter such ordinance shall become  
19 of as full force and effect as if it had received the approval  
20 of the mayor.]

21 (b) The enactment of an ordinance except as herein otherwise  
22 provided shall be the date when the mayor shall approve it or  
23 the date of passage by the council over the veto of the mayor,  
24 or in the case of any ordinance not returned by the mayor at the  
25 regular meeting of council, occurring at least ten days after  
26 the meeting at which such ordinance was passed by the council,  
27 the date of enactment shall be the date of such succeeding  
28 regular meeting of council.

29 (c) When council shall present the mayor with the annual  
30 budget and tax ordinance referred to in section 1310 of this

1 act, the mayor shall, within ten days of receiving the budget or  
2 tax ordinance, approve either the budget or tax ordinance, or  
3 both, by affixing his signature thereto, or return either the  
4 budget or tax ordinance, or both, to the borough secretary with  
5 a statement setting forth his objections thereto. Council shall  
6 proceed to a reconsideration thereof at any regular, special or  
7 adjourned meeting held not later than ten days after the mayor  
8 has returned either the budget or tax ordinance, or both, to the  
9 secretary with his objections. The mayor's objections shall be  
10 entered upon the minutes of the meeting. A veto of the budget of  
11 the borough may be overridden by a vote of two-thirds of all the  
12 members of council or a majority of council plus one, when the  
13 number composing such council is less than nine. Thereafter, the  
14 budget shall have full force and effect as if it had received  
15 the approval of the mayor. A veto of the tax ordinance of the  
16 borough may be overridden by a vote of two-thirds of all the  
17 members of council, and thereafter such ordinance shall have  
18 full force and effect as if it had received the approval of the  
19 mayor.

20       Section 2. This act shall take effect immediately.