

~~BILL NO. 3-2011~~
~~INTRODUCED Sept. 14, 2011~~
~~ORDINANCE NO. 3-2011~~
~~ADOPTED Oct. 12, 2011~~

ORDINANCE NO. 3-2011
EARNED INCOME AND NET PROFITS TAX (EIT) ORDINANCE
CITY OF MONONGAHELA, WASHINGTON COUNTY, PENNSYLVANIA

AN ORDINANCE OF THE COUNCIL OF THE CITY OF MONONGAHELA, WASHINGTON COUNTY, PENNSYLVANIA, LEVYING A TAX ON EARNED INCOME AND NET PROFITS; REQUIRING TAX RETURNS; REQUIRING EMPLOYERS TO WITHHOLD AND REMIT TAX; AND RELATED PROVISIONS.

ENACTED, by the City of Monongahela, Washington County, Pennsylvania under authority of the Local Tax Enabling Act, 53 P.S. § 6924.101 et seq., and other applicable law, as follows:

SECTION 1. DEFINITIONS

All terms defined in the Local Tax Enabling Act, 53 P.S. § 6924.101 et seq., shall have the meanings set forth therein. The following terms shall have the meanings set forth herein:

- a. Business. An enterprise, activity, profession or any other undertaking of an unincorporated nature conducted for profit or ordinarily conducted for profit whether by a person, partnership, association or any other entity.
- b. Collector. The person or entity appointed as tax officer pursuant to the Local Tax Enabling Act to collect the Tax.
- c. Municipal Tax Rate Applicable to Non-Residents. The total rate applicable to non-residents working within the Taxing Authority based on the municipal non-resident tax rate is one percent (1%).
- d. Combined Tax Rate Applicable to Residents. The total rate applicable to residents of the Taxing Authority, including the tax imposed by the School District and by the municipality in which the individual resides, is one percent (1%).
- e. Domicile. The place where a person lives and has a permanent home and to which the person has the intention of returning whenever absent. Actual residence is not necessarily domicile, for domicile is the fixed place of abode which, in the intention of the taxpayer, is permanent rather than transitory. Domicile is the voluntarily fixed place of habitation of a person, not for a mere special or limited purpose, but with the present intention of making a permanent home, until some event occurs to induce the person to adopt some other permanent home. In the case of a business, domicile is that place considered to be the center of business affairs and the place where its functions are discharged.
- f. Earned Income. The compensation required to be reported or required to be reported as determined by the Pennsylvania Department of Revenue under Section 303 of the Tax Reform Code of 1971, 72 P.S. § 7303, as amended and rules and regulations promulgated thereunder. Employee business expenses as reported to or determined by the Department of Revenue under Article III of the Tax Reform Code shall constitute allowable deductions in determining earned

