



Legislation Details (With Text)

**File #:** 2011-2222      **Version:** 3

**Type:** Ordinance      **Status:** Passed Finally

**File created:** 10/25/2011      **In control:** Committee on Finance and Law

**On agenda:**      **Final action:** 12/13/2011

**Enactment date:** 12/13/2011      **Enactment #:** 30

**Effective date:** 12/20/2011

**Title:** Ordinance supplementing the Pittsburgh Code, Title Two Fiscal, Article IX Property Taxes, Chapter 267, Exemptions for Industrial and Commercial Improvements, Section 267.03 Exemption Schedule, by adding a new section (e) Local Economic Stimulus, to adopt a new exemption schedule for all applications filed for projects with a building permit that is issued during the period of January 1, 2012 through June 30, 2012 as to which a building permit has been issued reflecting a cost in excess of one million dollars (\$1,000,000) for the improvements or construction.

**Sponsors:** William Peduto, Darlene M. Harris

**Indexes:** PGH. CODE ORDINANCES TITLE 02 - FISCAL

**Code sections:**

**Attachments:** 1. 2011-2222.doc, 2. 2011-2222 VERSION 2.doc, 3. 2011-2222 VERSION 3.doc

| Date       | Ver. | Action By           | Action                               | Result |
|------------|------|---------------------|--------------------------------------|--------|
| 12/20/2011 | 3    | Mayor               | Signed by the Mayor                  |        |
| 12/13/2011 | 3    | City Council        | Passed Finally                       | Pass   |
| 12/7/2011  | 3    | Standing Committees | Affirmatively Recommended as Amended | Pass   |
| 12/7/2011  | 3    | Standing Committees | AMENDED BY SUBSTITUTE                | Pass   |
| 11/29/2011 | 2    | Standing Committees |                                      |        |
| 11/21/2011 | 2    | Standing Committees | Held in Committee                    | Pass   |
| 11/16/2011 | 2    | Standing Committees | Held in Committee                    | Pass   |
| 11/10/2011 | 2    | Standing Committees |                                      |        |
| 11/2/2011  | 2    | Standing Committees | Held in Committee                    | Pass   |
| 11/2/2011  | 2    | Standing Committees | AMENDED BY SUBSTITUTE                | Pass   |
| 10/25/2011 | 1    | City Council        | Read and referred                    |        |

Ordinance supplementing the Pittsburgh Code, Title Two Fiscal, Article IX Property Taxes, Chapter 267, Exemptions for Industrial and Commercial Improvements, Section 267.03 Exemption Schedule, by adding a new section (e) Local Economic Stimulus, to adopt a new exemption schedule for all applications filed for projects with a building permit that is issued during the period of January 1, 2012 through June 30, 2012 as to which a building permit has been issued reflecting a cost in excess of one million dollars (\$1,000,000) for the improvements or construction.

**Be it resolved by the Council of the City of Pittsburgh as follows:**

**Section 1.** The Pittsburgh Code, Title Two Fiscal, Article IX Property Taxes, Chapter 267, Exemptions for

Industrial and Commercial Improvements, Section 267.03 Exemption Schedule, is hereby supplemented by adding a subsection (e), Local Economic Stimulus, so that Section 267.03 reads as follows:

§ 267.03 - EXEMPTION SCHEDULE.

Any person making improvements to deteriorated property or constructing or improving industrial, commercial or other business structures in deteriorated areas and/or in deteriorated underutilized transition areas may apply for and receive a tax exemption upon the improvements or construction as provided in the following schedule:

(a)

With respect to improvements to deteriorated property or construction or improvements of industrial, commercial or other business structures in deteriorated areas, other than improvements constituting a qualified conversion to commercial residential use or a qualified conversion to residential use that are located in deteriorated underutilized transition areas:

(1)

The exemption is granted to eligible properties located anywhere in deteriorated areas;

(2)

The exemption granted is limited to a period of five (5) years, and the exemption from City real property tax shall not exceed fifty thousand dollars (\$50,000.00) in any single year;

(3)

The exemption granted shall be one hundred (100) percent of the real property tax upon the assessed valuation attributable to the construction or improvement.

(b)

With respect to improvements constituting a qualified conversion to commercial residential use that are located in deteriorated underutilized transition areas:

(1)

The exemption is granted to eligible properties located anywhere in deteriorated underutilized transition areas;

(2)

The exemption granted is applicable to the real property tax upon the assessed valuation attributable to improvements to the converted residential portion or the residential portion of the new construction for commercial residential use (including related parking) and is limited to ten (10) years. For applications filed prior to July 1, 2007 or on or after July 1, 2012, the exemption is one hundred (100) percent for the first two years and declines ten (10) percent for each two-year period thereafter with the exemption being sixty (60) percent in the ninth and tenth years. For applications filed on or after July 1, 2007 through June 30, 2012, the exemption is one hundred (100) percent for a period of ten (10) years. No exemption applies in the eleventh year or thereafter. The exemption from City real property tax shall not exceed one hundred fifty thousand dollars (\$150,000.00) in any single year.

(c)

With respect to improvements constituting a qualified conversion to residential use that are located in

deteriorated underutilized transition areas:

(1)

The exemption is granted to eligible properties located anywhere in deteriorated underutilized transition areas for applications filed on or after July 1, 2007 through June 30, 2012.

(2)

The exemption granted is applicable to the real property tax upon the assessed valuation attributable to improvements to the converted residential portion (including related parking) and is limited to ten (10) years. The exemption is one hundred (100) percent for a period of ten (10) years. No exemption applies in the eleventh year or thereafter. The exemption from City real property tax shall not exceed two thousand seven hundred dollars (\$2,700.00) in any single year.

(3)

In the event that the owner of a property which has qualified for exemption pursuant to this paragraph enters into a written lease for a term of one (1) year or more for which the owner receives consideration, the exemption granted pursuant to this paragraph shall expire upon the effective date of the lease.

(d)

Improvements to deteriorated property that have the effect of converting all or a portion of the property to a commercial residential use but do not satisfy the requirements of a "qualified conversion to commercial residential use" and construction of property containing space for commercial residential use but which does not satisfy the requirement "new construction for commercial residential use" may be eligible for the exemption described in (a) above. In a building located in a deteriorated underutilized transition area for which there is a qualified conversion to commercial residential use or new construction for commercial residential use, subsection (b) above is applicable to the converted residential portion or the residential portion of the new construction for commercial residential use (including related parking) and subsection (a) above may be applicable to the remainder of the property.

(e) Local Economic Stimulus

Notwithstanding any other provision of this section to the contrary, with respect to all applications for exemption filed pursuant to any of the preceding subsections (a) through (d) for projects with a building permit that is issued during the period of January 1, 2012 through June 30, 2012, as to which a building permit has been issued reflecting a cost in excess of one million dollars (\$1,000,000) for the improvements or construction, exemption is granted in accordance with the following schedule, which schedule shall apply in lieu of any other schedule set forth in the preceding subsections:

- (1) The exemption from City real property tax shall be applicable only to that portion of the assessed valuation attributable to the construction or improvements that exceeds 100% of the assessed valuation prior to the issuance of the building permit and is limited to ten (10) years.
- (2) The exemption from City real property tax shall not exceed two hundred fifty thousand dollars (\$250,000.00) in any single year
- (3) The exemption is one hundred (100) percent for the first two years and declines ten (10) percent for each two-year period thereafter with the exemption being sixty (60) percent in the ninth and

tenth years. No exemption applies in the eleventh year or thereafter.

A project may choose to file for an abatement under any of the preceding subsections (a) through (d) if applicable.