

ORDINANCE NO. 2018-

**TRANSPORTATION SERVICE DISTRICT FOR GROUSE RIDGE ROAD
of
WYTHE COUNTY VIRGINIA**

A public hearing was held on August 14, 2018 at 7:05 p.m. in the Board Room of the Wythe County Office Building, 340 South 6th Street, Wytheville, Virginia to consider enacting Ordinance Number 2018- , entitled, "Transportation Service District for Grouse Ridge Road of Wythe County, Virginia" as follows:

Section 1 – Created

The citizens of Grouse Ridge Road, Quail Forest Road, Bearclaw Lane, Possom Hollow Lane and Knotty Pine Lane petitioned the Wythe County Board of Supervisors to upgrade approximately 1.3 miles of Grouse Ridge Road at a cost of \$265,000 utilizing VDOT Revenue Sharing Funds. Pursuant to the provisions of Sections 15.2-2401 through 15.2-2403, Code of Virginia (1950) as amended, a service district is hereby designated and created for Grouse Ridge Road and the purpose of the district is set forth in Section 3 of this ordinance.

Section 2 - Boundaries Defined

A. The boundaries of the service district for Grouse Ridge Road shall be defined to include the following two areas:

1. **Area A** – Lots that front on Grouse Ridge Road that have the following tax parcel numbers:

- 16-3-201 through 202
- 16-3-204 through 213
- 16-3-221 through 232
- 16-3-234 through 239
- 16-2-2

as found in the tax records in the Commissioner of Revenue's Office and being Lot #2 on a plat recorded in Plat Book 8 Page 96, and some of the lots as shown on Plat Book 9 Page 5 in the Clerk's Office of the Wythe County Circuit Court and more specifically as shown on the attached map for the Transportation Service District for Grouse Ridge Road.

2. **Area B** – Lots that front Grouse Ridge Road, Quail Forest Road, Bearclaw Lane, Possom Hollow Lane, or Knotty Pine Lane that have the following tax parcel numbers:

- 16-3-203
- 16-3-214 through 220
- 16-3-233

- 16-3-240 and 240A
- 16-3-241 through 265
- 16-4-8A
- 16-4-9A
- 16-5-1A; 2A; 3A; 4A; 5A; 6A; 7A
- 16-5-1B; 2B; 3B; 4B
- 16-5-5B3; 5B4; 5B5; 5B6; 5B7; 5B8; 5B9

as found in the tax records in the Commissioner of Revenue's Office and the same lots shown on a plat recorded in Plat Book 9 Page 5; Plat Book 9 Page 200; Plat Book 9 Page 89; Plat Book 9 Page 201; and, Plat 9 Book 229 in the Clerk's Office of the Wythe County Circuit Court and more specifically shown on the attached map for the Transportation Service District for Grouse Ridge Road.

- B. Reference to Tax Parcels, plat books and lot numbers set out in Paragraph A and B of this section are based information obtained from tax maps kept in the Commissioner of Revenue's office and original plats recorded in the Clerk's Office of the Wythe County, Virginia Circuit Court. The above described areas are shown on a map dated July 2, 2018 entitled, "Transportation Service District for Grouse Ridge Road", which is part of this ordinance and is available for inspection in the Office of the County Administrator, 340 South Sixth Street, Wytheville, Virginia.
- C. Public utility facilities in or above the public right-of-way, such as poles, lights, wire, cable, conduit and piping shall not be included within this service district or subject to the tax imposed by this ordinance.

Section 3 - Purpose of Tax

- A. Taxes collected pursuant to this division shall be levied for and used to provide additional governmental services not being offered uniformly throughout the county, including, but not limited to, for transportation improvements within this service district and those public purposes enumerated in Section 15.2-2403, Code of Virginia (1950), as amended. Costs of collecting, accounting, interest incurred and administering the tax provided for by this ordinance shall be a charge against revenues derived from such tax.
- B. Taxes collected pursuant to this division shall be segregated so as to enable the same to be expended only in the above described service district that raised the funds. The Wythe County Treasurer shall provide to the County Administrator a report on December 31st of each year showing the amounts collected. The County Administrator shall prepare a report detailing the annual expenditures and revenue received for distribution to the Wythe County Board of Supervisors.
- C. The expected benefit of this ordinance is to upgrade and surface treat approximately 1.3 miles of Grouse Ridge Road. The plan to accomplish this

expected benefit is to use the funds generated by this ordinance along with the VDOT Revenue Sharing Program to surface treat the road and place the road into the VDOT road system, thus eliminating the requirement of maintenance and snow removal by the residents.

Section 4 - Additional Tax Imposed

To provide for additional governmental services not being offered uniformly throughout the county, there is hereby levied an initial tax of FORTY-SIX CENTS (\$.46) for every one hundred dollars (\$100.00) of assessed value of real property and improvements located in “**Area A**” of this service district, and this tax will exist for a period of seven (7) years or until the actual construction cost and administrative fees as allowed in Section 3A is repaid to the county. Estimated construction and administrative costs is \$157,500.

There is hereby levied an initial tax of THIRTY-FIVE CENTS (\$.35) for every one hundred dollars (\$100.00) of assessed value of real property and improvements located in “**Area B**” of this service district and this tax will exist for a period of seven (7) years or until the actual construction cost and administrative fees as allowed in Section 3A is repaid to the county. Estimated construction and administrative costs is \$157,500.

Valuation and assessment of real property, timing with respect to valuation, assessment and payment, penalties and interest on delinquencies, abatement in the event a building is razed, destroyed or damaged or in the case of a natural disaster, assessment of new construction and all other procedures for and details of administration and collection of the tax imposed by this ordinance shall be the same as provided for by the Code of Virginia and the ordinances of Wythe County for real estate taxes generally. The tax levy shall be adjusted based on the reassessment values for calendar year 2022.

Section 5 - Other Powers and Duties

The county shall have all those powers and duties with respect to a service district set forth in Section 15.2-2403, Code of Virginia (1950), as amended, including the power to contract with any person, firm, corporation, or state agency to provide additional governmental services in this district.

Section 6 - Effective Date

This ordinance shall be effective on and after August 15, 2018, with the initial tax period commencing for calendar year 2019.

Section 7 - Ordinance Approval

Supervisor made a motion to approve this ordinance. The motion was seconded
by Supervisor and the roll call vote is as follows:

<u>NAME</u>	<u>FOR</u>	<u>AGAINST</u>	<u>ABSENT</u>	<u>ABSTAIN</u>
Joe F. Hale				
B.G. "Gene" Horney, Jr.				
Ryan M. Lawson				
Charlie G. Lester				
Coy L. McRoberts				
Tim A. Reeves				
Brian W. Vaught				

I certify that this is a true and correct copy taken from the August 14, 2018 minutes of the Wythe County Board of Supervisors meeting.

Martha Collins, Clerk of the Board

