

ORDINANCE NO. 2024-0X

**SERVICE DISTRICT FOR SOUTHCREST DRIVE OF
WYTHE COUNTY, VIRGINIA**

A public hearing was held January 9, 2024, in the Board Room of the Wythe County Administration Building, 340 South Fourth Street, Wytheville, Virginia to consider enacting Ordinance Number 2024-0X, entitled, “Service District for Southcrest Drive Area,” as follows:

Section 1 – Created

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 the Southcrest Drive Area 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 Southcrest Drive shall be defined to include the following tax parcels:

| | | | | |
|----------|----------|----------|----------|-----------|
| 46B-2-1 | 46B-2-2 | 46B-2-3 | 46B-2-4 | 46B-2-5 |
| 46B-2-6 | 46B-2-7 | 46B-2-8 | 46B-2-9 | 46B-2-10 |
| 46B-2-11 | 46B-2-12 | 46B-2-13 | 46B-2-14 | 46B-2-14A |
| 46B-2-15 | 46B-2-16 | 46-7A | 46B-1-8 | 46B-1-6A |
| 46B-1-7A | 46B-1-7B | | | |

- B. The above-described area is fully shown on a map entitled “Southcrest Drive Transportation Service District”, copies which are 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.
- D. Parcels created through subdivision of any of the above listed parcels shall be included within this service district.

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 31 and June 30 of each year showing the amounts collected. The County Administrator shall prepare a report detailing the annual expenditures and revenue received.

- C. The expected benefit of this ordinance is to upgrade and surface treat approximately 0.22 mile of Southcrest Drive from the intersection with public right of way at Virginia State Route 11/East Lee Highway to the end. 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 annual tax of \$702.20 per landowner in this service district. This tax is applicable to each landowner only in the service district irrespective of the number of parcels owned. This tax will be in force for a period of seven (7) years or until the actual cost as allowed in Section 3A and the total project cost attributable to this district is \$63,900.

All 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 actual project cost and tax revenue received.

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 February 1, 2024, with the initial tax period commencing for calendar year 2024.

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:

| Name | For | Against | Absent |
|-------------------|-----|---------|--------|
| Jesse R. Burnett | | | |
| Rolland R. Cook | | | |
| J.W. Dicky Morgan | | | |
| Ryan M. Lawson | | | |
| James D. Smith | | | |
| Stacy A. Terry | | | |
| Brian W. Vaught | | | |

I certify that this is a true and correct copy taken from the January 9, 2024, minutes of the Wythe County Board of Supervisors meeting.

Martha G. Collins, Clerk