

1 VIRGINIA ACTS OF ASSEMBLY — CHAPTER

2 *An Act to amend and reenact §§ 15.2-5152 and 15.2-5155 of the Code of Virginia, relating to*
3 *community development authorities.*

4 [H 2423]

5 Approved

6 **Be it enacted by the General Assembly of Virginia:**7 **1. That §§ 15.2-5152 and 15.2-5155 of the Code of Virginia are amended and reenacted as follows:**

8 § 15.2-5152. Localities may consider petitions for creation of authority.

9 A. Any city may consider petitions for the creation of community development authorities, *a public*
10 *body politic and corporate and political subdivision of the Commonwealth*, in accordance with this
11 article.12 B. Any town may by ordinance elect to assume the power to consider petitions for the creation of
13 community development authorities in accordance with this article. A public hearing shall be held on
14 such ordinance.15 C. The following counties may consider petitions for the creation of community development
16 authorities in accordance with this article:

17 1. Any county with a population of at least 75,000;

18 2. Any county with a population of less than 50,000 through which an interstate highway passes; and

19 3. Any county with a population between 50,000 and 75,000 through which an interstate highway
20 passes.21 D. Any county not listed in subsection C may by ordinance elect to assume the power to consider
22 petitions for the creation of community development authorities in accordance with this article. A public
23 hearing shall be held on such ordinance.

24 § 15.2-5155. Ordinance or resolution creating authority.

25 A. Any locality authorized to consider petitions under this article may, by ordinance or resolution not
26 inconsistent with the petition proposing the creation of the authority, create a community development
27 authority, *a public body politic and corporate and political subdivision of the Commonwealth*.
28 Community development authorities proposed for districts ~~which~~ *that* are within any two or more
29 localities may be formed by concurrent ordinances of each locality, and such localities may contract
30 with one another for administration of the authority.31 B. An ordinance or resolution creating a community development authority shall not permit the
32 community development authority to provide services which are provided by, or are obligated to be
33 provided by, any authority already in existence whose charter requires or permits service within the
34 proposed community development district, unless the existing authority first certifies to the governing
35 body that the services provided by the proposed community development authority will not have a
36 negative impact upon the existing authority's operational or financial condition. Such certification shall
37 not be unreasonably withheld by the existing authority.

ENROLLED

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