

VIRGINIA ACTS OF ASSEMBLY -- 2009 SESSION

CHAPTER 350

An Act to amend and reenact § 58.1-3660.1 of the Code of Virginia, relating to the certification of stormwater management development property.

[H 1930]

Approved March 27, 2009

Be it enacted by the General Assembly of Virginia:

1. That § 58.1-3660.1 of the Code of Virginia is amended and reenacted as follows:

§ 58.1-3660.1. Certified stormwater management developments and property.

A. Certified stormwater management developments and property, as defined herein, are hereby declared to be a separate class of property and shall constitute a classification for local taxation separate from other such classifications of real property. The governing body of any county, city or town may, by ordinance, exempt or partially exempt such property from local taxation.

B. As used in this section, "certified stormwater management developments and property" means any real estate improvements constructed from permeable material, such as, but not limited to, roads, parking lots, patios, and driveways, which are otherwise constructed of impermeable materials, and which the Department of ~~Environmental Quality~~ *Conservation and Recreation* has certified to be designed, constructed, or reconstructed for the primary purpose of abating or preventing pollution of the atmosphere or waters of the Commonwealth by minimizing stormwater runoff. Permeable material shall be used for at least seventy percent of the surface areas that would otherwise be covered by impermeable materials.