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HOUSE BILL NO. 199

Offered January 11, 2012

Prefiled January 9, 2012

A BILL to amend and reenact § 15.2-2118 of the Code of Virginia, relating to the authority of certain localities to provide that charges for water and sewer shall be a lien on real estate.

Patron—Lewis

Referred to Committee on Counties, Cities and Towns

Be it enacted by the General Assembly of Virginia:

1. That § 15.2-2118 of the Code of Virginia is amended and reenacted as follows:

§ 15.2-2118. Lien for water and sewer charges and taxes imposed by localities.

The governing body of any county adjoining a city lying wholly within the Commonwealth and ~~which has~~ *with* a population of more than 75,000 according to the 1970 or any subsequent census and any county having a density of population of more than 600 per square mile according to the 1960 or any subsequent census, Botetourt, Caroline, Culpeper, Cumberland, Franklin, Gloucester, Goochland, Hanover, Isle of Wight, New Kent, Orange and any town located therein, Rockingham, Spotsylvania, Stafford, and York Counties~~,~~ *;* the Cities of Fairfax, Manassas Park, Newport News, Petersburg, Richmond, and Roanoke~~,~~ *;* and the Towns of Abingdon, Blacksburg, Clifton Forge, Front Royal, ~~and~~ Kenbridge, *and Onancock* may by ordinance provide that taxes or charges hereafter made, imposed, or incurred for water or sewers or use thereof within or outside such locality shall be a lien on the real estate served by such waterline or sewer. Where residential rental real estate is involved, no lien shall attach (i) unless the user of the water or sewer services is also the owner of the real estate or (ii) unless the owner of the real estate negotiated or executed the agreement by which such water or sewer services were provided to the property.

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