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HOUSE BILL NO. 1311

Offered January 22, 1996

A BILL to amend and reenact § 43-2 of the Code of Virginia, relating to permanent annexations to freehold.

Patrons—Bennett, Baker, Davies, Deeds, Howell, Mims and Reynolds; Senators: Quayle and Reasor

Referred to Committee for Courts of Justice

Be it enacted by the General Assembly of Virginia:

1. That § 43-2 of the Code of Virginia is amended and reenacted as follows:

§ 43-2. Structures, materials, etc., deemed permanently annexed to freehold.

For the purpose of this chapter, a well, excavation, sidewalk, driveway, pavement, parking lot, retaining wall, curb and/or gutter, breakwater (either salt or fresh water), *underground or field-constructed above-ground storage tank and connected dispensing equipment*, water system, drainage structure, filtering system (including septic or waste disposal systems) or swimming pool shall be deemed a structure permanently annexed to the freehold, and all shrubbery, earth, sod, sand, gravel, brick, stone, tile, pipe or other materials, together with the reasonable rental or use value of equipment and any surveying, grading, clearing or earth moving required for the improvement of the grounds upon which such building or structure is situated shall be deemed to be materials furnished for the improvement of such building or structure and permanently annexed to the freehold.

INTRODUCED

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