

1 VIRGINIA ACTS OF ASSEMBLY — CHAPTER

2 *An Act to amend and reenact § 15.2-2118 of the Code of Virginia, relating to water and sewer liens.*

3 [S 1254]

4 Approved

5 **Be it enacted by the General Assembly of Virginia:**6 **1. That § 15.2-2118 of the Code of Virginia is amended and reenacted as follows:**

7 § 15.2-2118. Lien for water and sewer charges and taxes imposed by localities.

8 The governing body of any county adjoining a city lying wholly within the Commonwealth and
9 which has a population of more than 75,000 according to the 1970 or any subsequent census and any
10 county having a density of population of more than 600 per square mile according to the 1960 or any
11 subsequent census, Botetourt, Gloucester, Hanover, Orange and any town located therein, Rockingham,
12 Spotsylvania, and York Counties and the ~~City~~ *Cities* of Fairfax, *Newport News*, *Petersburg* and
13 *Richmond* may by ordinance provide that taxes or charges hereafter made, imposed or incurred for water
14 or sewers or use thereof within or outside such county or city shall be a lien on the real estate served by
15 such waterline or sewer. Where residential rental real estate is involved, no lien shall attach (i) unless
16 the user of the water or sewer services is also the owner of the real estate or (ii) unless the owner of the
17 real estate negotiated or executed the agreement by which such water or sewer services were provided to
18 the property.