

# VIRGINIA ACTS OF ASSEMBLY -- 1998 SESSION

## CHAPTER 313

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

[S 249]

Approved April 9, 1998

**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 certain counties and cities.

The governing body of any county adjoining a city lying wholly within the Commonwealth and which has 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, Gloucester, Hanover, Rockingham, Spotsylvania, and York Counties *and the City of Fairfax* may by ordinance provide that taxes or charges hereafter made, imposed or incurred for water or sewers or use thereof ~~in~~ *within or outside* such county *or city* 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.