



Dinwiddie County Attorney's Office

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MEMORANDUM

TO: Board of Supervisors

FROM: Tyler Southall, County Attorney

DATE: July 21, 2020

SUBJECT: Technical Amendment to Land Use Ordinance

Background

It has come to the attention of the County Attorney's Office that in order to remain consistent with Section 58.1-3235 of the Code of Virginia, technical changes are required for County Code Section 19-22 dealing with the removal of parcels from the County's land use program.

Dinwiddie County Code Section 19-22 requires that, if, on June 1 of any year, the taxes for any prior year on any parcel of real property in land use are delinquent, the county treasurer shall send notice of such delinquency to the property owner. Section 19-22 provides that if the taxes are not paid by November 1, the Treasurer is to notify the Commissioner of the Revenue, who is to remove such parcel from the land use program.

Virginia Code Section 58.1-3235 states that (i) the notice of delinquency should be sent by the Treasurer by April 1 of each year instead of June 1 and (ii) if the delinquent taxes are not paid by June 1, then the Treasurer is to notify the Commissioner of the Revenue, who shall remove the parcel from the land use program. Virginia Code Section 58.1-3235 states that such removal shall become effective for the current tax year.

The changes in the attached ordinance would bring County Code Section 19-22 into conformity with Virginia Code Section 58.1-3235. Special thanks is due to Michael Drewry for his work on this ordinance.

Future Action

An ordinance has been prepared for consideration after a public hearing at the August 18, 2020 Board of Supervisors meeting. Staff will need a consensus from the Board to advertise the ordinance for public hearing.