

ORD-3595

1 AN ORDINANCE TO AMEND THE CITY CODE TO CREATE
2 THE SCHILLING POINT NEIGHBORHOOD DREDGING
3 SPECIAL SERVICE DISTRICT AND TO LEVY ADDITIONAL
4 TAXES ON REAL PROPERTY WITHIN THE SCHILLING
5 POINT NEIGHBORHOOD DREDGING SPECIAL SERVICE
6 DISTRICT

7
8 SECTION ADDED: 35.3-14
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10 WHEREAS, the City of Virginia Beach has received signed petitions from at least
11 80% of the residents of the Schilling Point Dredging Area waterfront property owners; and
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13 WHEREAS, the petitions provide the signers commit to the imposition of special
14 service district ("SSD") taxes and other contributions as set forth in further detail herein;
15 and
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17 WHEREAS, the Schilling Point Area Dredging Project ("Project") includes three (3)
18 cycles of dredging; and
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20 WHEREAS, although the SSD taxes will begin July 1, 2019, the first dredging is
21 planned for FY 2021-2022, the second is planned for FY2027-28, and the third is planned
22 for FY 2034-35; and
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24 WHEREAS, the Project is a partnership addressing related dredging activities: the
25 community channel dredging, which is supported by City contributions to the Special
26 Service District; the neighborhood channel dredging, which is supported by the levy of
27 Special Service District taxes; and the access channels, which are supported by individual
28 contributions to the Special Service District; and
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30 WHEREAS, the rate established by this Ordinance is based on the FY2018-19 real
31 estate assessed value of the subject properties; and
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33 WHEREAS, City staff will re-calculate the estimated Project costs at a minimum of
34 every four (4) years; and
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36 WHEREAS, the City Council of the City of Virginia Beach believes that undertaking
37 the Project is in the best interest of the public and is a reasonable exercise of the City's
38 authority to promote general welfare, including commerce and industry of the City and the
39 inhabitants thereof.
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41 NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF
42 VIRGINIA BEACH, VIRGINIA:
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44 1. That the Code of the City of Virginia Beach, Virginia, is hereby amended to add
45 Section 35.3-14 as follows:
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47 **Section 35.3-14. Creation of the Schilling Point Area Dredging Special Services**

48 **District.**

- 49 a. There is hereby created the Schilling Point Area Dredging Special Service District
50 for the purposes set forth in this chapter and those set forth in Code of Virginia,
51 section 15.2-2403.
52 b. The boundaries of the Schilling Point Area Dredging Special Service District shall
53 be described in detail by the map attached to this ordinance.
54 c. The Schilling Point Area Dredging Special Service District shall dissolve on July 1,
55 2035, if not sooner.
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57 2. There shall be levied and collected taxes for the special purpose of providing
58 neighborhood dredging on all real estate within and pursuant to the Hurd's Cove Area
59 Dredging Special Service District at the rate of 40.4 cents (\$0.404) on each one hundred
60 dollars (\$100) of assessed value thereof. This real estate tax rate shall be in addition to
61 the real estate tax rate set forth by the General Real Estate Tax Levy adopted by City
62 Council. Any deferral of such levies for elderly or disabled persons shall be subject to §
63 35.3-5.1. As set forth in Code of Virginia § 15.2-2403(6), written consent is required to
64 apply this tax rate to the full assessed value of properties subject to special use value
65 assessment. The real estate tax rate imposed herein shall be applied on the basis of one
66 hundred percentum (100%) of the fair market value of such real property except for public
67 service real property, which shall be on the basis as provided in Code of Virginia § 58.1-
68 2604.
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70 3. The City Manager or designee is hereby authorized to enter into contracts and to
71 perform other actions consistent with this ordinance.
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73 4. Paragraphs 1 and 3 shall be effective immediately.
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75 5. Paragraph 2 shall be effective July 1, 2019.

Adopted by the Council of the City of Virginia Beach, Virginia, on the 18th day of
June, 2019.

Requires an affirmative vote by a majority of all of the members of City Council.