



ARLINGTON COUNTY, VIRGINIA

<p>County Board Agenda Item Meeting of April 25, 2009</p>
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DATE: April 1, 2009

SUBJECT: Repeal the ordinance creating the Chain Bridge Road Service District.

C. M. RECOMMENDATION:

Repeal the ordinance creating the Chain Bridge Road Service District.

ISSUE: Whether the non-codified ordinance authorizing the Chain Bridge Road Service District adopted on March 17, 2001, should be repealed, as the purpose for which the district was created has ended and the properties in the service district have now repaid all liabilities to Private Utility Management Project, L.L.C.

SUMMARY: The Chain Bridge Road Service District was created on March 17, 2001, to repay Private Utility Management Project, L.L.C. for the design and construction costs associated with extending a sewer line along Chain Bridge Road. Between Fiscal Years 2003 and 2009, the County levied an additional real estate tax on properties in this district. As the design and construction costs have now been repaid in full, County Board approval is sought to repeal the ordinance creating the service district.

BACKGROUND: At its March 17, 2001 meeting, the County Board adopted an ordinance creating the Chain Bridge Road Service District for the purpose of funding the extension of a sanitary sewer line within the Service District along Chain Bridge Road. The district is comprised of twenty-three (23) properties (Attachment II). The Board also authorized the County Manager to execute an agreement on behalf of the Service District with the construction company (Private Utility Management Project, L.L.C.) that funded the design and construction of the sewer line extension. The construction company was then reimbursed by the Service District properties in an amount not to exceed \$500,000 (except for obligations arising out of reimbursable litigation costs). The annual repayment by the Service District to the construction company started with the County's Fiscal Year 2003 budget and continued through FY 2009. The agreement outlined the Service District's commitment, subject to annual appropriations, to levy a Service District tax to generate sufficient funds to repay the construction company over the seven-year period. The tax rate each year varied depending upon annual assessed values of the properties in the Chain Bridge Road Service District.

<p>County Manager: _____</p>

<p>County Attorney: _____</p>

<p>Staff: Jon Altshul, Management & Finance</p>

DISCUSSION: Repealing the ordinance creating the Chain Bridge Road Service District is an appropriate way to terminate the service district since its purpose no longer exists and will ensure that no additional taxes are levied on properties in the service district for costs associated with the extension of the sewer line.

FISCAL IMPACT: None.

**ATTACHMENT I
ARLINGTON, VIRGINIA
#1 COURTHOUSE PLAZA**

ORDINANCE REPEALING THE CHAIN BRIDGE ROAD SERVICE DISTRICT

BE IT ORDAINED by the County Board of Arlington County, Virginia, acting as the governing body of the Chain Bridge Road Service District, that the non-codified ordinance approved on March 17, 2001 creating a Chain Bridge Road Service District is hereby repealed and the service district shall cease to exist.

ATTACHMENT II

