

16-O-073

ORDINANCE AMENDING CHAPTER 30 OF THE CHESAPEAKE CITY CODE, ENTITLED “FINANCE AND TAXATION,” SECTION 30-563 THEREOF, TO REMOVE WATER SERVICE FROM SERVICE DISTRICT NO. 10 FOR PROPERTIES LOCATED IN THE VICINITY OF MANNING COURT, WAMPLER PLACE, VICO DRIVE AND JOLLIFF ROAD AND TO CREATE SERVICE DISTRICT NO. 12 TO PROVIDE WATER SERVICE FOR PROPERTIES LOCATED IN THE VICINITY OF WAMPLER PLACE AND VICO DRIVE AND AMENDING SECTION 30-565 THEREOF, TO PROVIDE FOR ADDITIONAL MEANS OF CREATING SERVICE DISTRICTS, INCLUDING BY TWO-THIRDS VOTE OF CITY COUNCIL.

WHEREAS, the City has been granted the authority to create public utility service districts in accordance with Section 15.2-2400, *et seq.* of the Code of Virginia, 1950 (as amended); and

WHEREAS, on September 23, 2014, the City Council determined that it was reasonable and necessary to create Service District No. 10, Manning Court, Wampler Place, Vico Drive and Jolliff Road area for water and/or sewer service to provide additional, more complete and timelier governmental services; and

WHEREAS, the Director of Public Utilities has determined that the requirements of the Cost Participation Policy were not met for the provision of water service in Service District No. 10; and

WHEREAS, the City Council has determined that it is reasonable and necessary to create the Wampler Place and Vico Drive Area Water Service District to provide additional, more complete and timelier governmental services.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Chesapeake that Chapter 30 of the Chesapeake City Code, entitled “Finance and Taxation,” Section 30-563 and Section 30-565 thereof, be amended and reordained as follows:

ARTICLE XIX. CREATION OF SERVICE DISTRICTS

Sec. 30-563. Authority and service districts lists.

Pursuant to the authority contained in §15.2-2400 of the Code of Virginia, 1950, as amended, there is hereby created Service District No. 12 (Wampler Place and Vico Drive) for the purpose of providing City water service and Service District No. 10 is hereby amended to reflect sewer service only. The twelve service districts for the purpose of providing City water and/or sewer are listed below:

- (1) Service District No. 1 (Etheridge Road).
 - a. 600—654 Etheridge Road shall receive city sewer services; and
 - b. 615—654 Etheridge Road shall receive city water services.
- (2) Service District No. 2 (Jolliff Road, Moore Circle, and Jaye Circle).
 - a. 1824, 1833-1901, 1908-1909 Jolliff Road shall receive city sewer services;
 - b. 1912—1955 Old Jolliff Road shall receive city sewer services;
 - c. 4600—4616 Old Woodland Drive shall receive city sewer services;
 - d. All of Jaye Circle and all of Moore circle shall receive city sewer services;
 - e. 4600—4605 Moore circle shall receive city water services; and
 - f. 4600—4617 and 4621 Jaye circle shall receive city water services.
- (3) Service District No. 3 (Albemarle Acres).
 - a. All of Buxton Road, Avon Drive, Collington Drive, Corapeake Drive, Fairfield Drive, Windsor Drive, Norlina Drive and 1352—1456 Pamlico Boulevard, 1405—1433 Windfall Drive, 412—528 Centerville Turnpike (west side only) and 1325—1429 Mount Pleasant Road (south side only) shall all receive city sewer services; and
 - b. All of Buxton Drive, Avon Drive, Collington Drive, Corapeake Drive, Fairfield Drive, Windsor Drive, Norlina Drive and 1352—1456 Pamlico Boulevard, 1405—1433 Windfall Drive, and 412-528 Centerville Turnpike (west side only) shall all receive city water services.
- (4) Service District No. 4 (Bridgewood).
 - a. 504—545 Greenway Drive, all of Robin Court and Thrush Court shall receive city sewer services; and
 - b. 504—545 Greenway Drive, all of Robin Court and Thrush Court shall receive city water services.

- (5) Service District No. 5 (Kempsville Road).
1029-1100 Kempsville Road shall receive city sewer services.
- (6) Service District No. 6 (Peek Trail).
4508, 4516, 4520, 4541, 4543, and 4609 Peek Trail shall each receive city sewer services.
- (7) Service District No. 7 (Arlean Drive and Jennell Court).
1808-1821 Arlean Drive and all of Jennell Court shall receive city water services.
- (8) Service District No. 8 (Royal Oak Drive).
236 Royal Oak Drive shall receive city water services.
- (9) Service District No. 9 (Hoover Avenue).
1500-1512 Hoover Avenue shall receive city sewer services.
- (10) Service District No. 10 (Manning Court, Wampler Place, Vico Drive, and Jolliff Road).
 - a. 4904-4920 Manning Court shall receive city ~~water and~~ sewer services.
 - b. 4924-4929 Manning Court shall receive city ~~water and~~ sewer services.
 - c. 4904-4928 Vico Drive shall receive city ~~water and~~ sewer services.
 - d. All of Wampler Place shall receive city ~~water and~~ sewer services.
 - e. 1644, 1708-1822 Jolliff Road shall receive city sewer services.
- (11) Service District No. 11 (Battlewood Meadows).
 - a. All of the following: Fordyce Drive, Fordyce Court, Grenadier Drive, Grenadier Court, Brigade Drive, Travis Court, and Wormington Drive shall receive city sewer services.
 - b. 1129-1357 Hillwell Road shall receive city sewer services.
 - c. 1400-1404 Battlefield Boulevard shall receive city sewer services.
- (12) Service District No. 12 (Wampler Place and Vico Drive)
 - a. 1703-1709 Wampler Place- water
 - b. 4904-4928 Vico Drive- water

Sec. 30-565. Proposed plan for providing facilities and services within the service districts.

The provision of City water and/or sewer facilities and services ~~in the service districts shall be done in accordance with the city's cost participation policy.~~ may be ordered by the City Council and the cost thereof apportioned in pursuance of an agreement between the City and

the abutting landowners. In the absence of such an agreement, the cost of improvements which is to be defrayed in whole or in part by such local tax or assessment, may be done in accordance with the City's cost participation policy or by a two-thirds vote of all the members elected to the City Council.

ADOPTED by the Council of the City of Chesapeake, Virginia this ___ day of _____, 2016.

APPROVED:

Mayor

ATTEST:

Clerk of the Council