

AN ORDINANCE TO AMEND SECTION 22-7, ADMINISTRATIVE COSTS, ATTORNEY'S AND COLLECTION AGENCY'S FEES, OF ARTICLE I, IN GENERAL, OF CHAPTER 22, TAXATION, OF THE CODE OF THE CITY OF MANASSAS PARK, VIRGINIA, TO PROVIDE FOR THE IMPOSITION AND INCREASE OF ALL FEES AUTHORIZED BY SECTION 58.1-3958 OF THE CODE OF VIRGINIA TO COVER THE ADMINISTRATIVE COSTS AND REASONABLE ATTORNEY'S AND COLLECTION AGENCY'S FEES INCURRED BY THE CITY IN COLLECTING DELINQUENT TAXES AND CHARGES

WHEREAS, Section 58.1-3958 of the Code of Virginia authorizes the City of Manassas Park to impose fees to cover the administrative and reasonable attorney's or collection agency's fees incurred in the collection of delinquent taxes or other delinquent charges; and

WHEREAS, the Governing Body of the City of Manassas Park desires to amend Section 22-7 to allow for the imposition of the fees authorized by Section 58.1-3958 of the Code of Virginia.

NOW THEREFORE BE IT ORDAINED by the Governing Body of the City of Manassas Park that:

1. Section 22-7, Administrative costs, attorney's and collection agency's fees, of Article I, In General, of Chapter 22, Taxation, of the Code of the City of Manassas Park, Virginia, is hereby deleted in its entirety and replace by a new Section 22-7, as follows:

“Sec. 22-7. Administrative costs, attorney's fees and collection agency's fees.

A fee is hereby imposed upon each person chargeable with delinquent taxes or other delinquent charges in an amount necessary to cover the city's administrative costs and reasonable attorney's or collection agency's fees. The attorney's or collection agency's fees shall not exceed twenty percent (20%) of the taxes or other charges so collected. The administrative costs shall be in addition to all penalties and interest, and shall not exceed thirty dollars (\$30.00) for taxes and other charges collected subsequent to thirty (30) or more days after notice of delinquent taxes or charges but prior to the taking of any judgment with respect to such delinquent taxes or charges, and thirty-five dollars (\$35.00) for taxes or other charges collected subsequent to judgment. If the collection activity is to collect on a nuisance abatement lien, the fee for administrative costs shall be one hundred fifty dollars (\$150.00) or twenty-five percent (25%) of the cost, whichever is less; however, in no event shall the fee be less than twenty-five dollars (\$25.00).”

2. All sections of the Code of the City of Manassas Park, Virginia that are inconsistent with and/or in conflict with this Ordinance are hereby repealed.
3. If any section, subsection, sentence, clause, phrase or portion of this Ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portions hereof.
4. This Ordinance shall be effective upon its adoption.