

**AT A REGULAR MEETING OF THE
COUNCIL OF THE TOWN OF BOONES MILL
HELD AT TOWN HALL
NOVEMBER 10, 2015**

AN ORDINANCE of the Town of Boones Mill amending Title II, Motor Vehicles, Article III, of the Code of the Town of Boones Mill, Virginia (September 12, 1995), and providing for a license fee on motor vehicles.

BE IT ORDAINED by the council of the Town of Boones Mill that Title II, Motor Vehicles, Article III, of the Code of the Town of Boones Mill, Virginia (September 12, 1995), is amended and reenacted to provide as follows:

ARTICLE III - LOCAL LICENSING AND REGISTRATION OF MOTOR VEHICLES

For state law authority of town to impose local licenses upon motor vehicles and provisions related thereto, see Code of Virginia, 46.2-755.

Sec. 11-27 Definition of "resident".

For the purpose of this article, the word "resident" shall mean any person who lives or resides in the Town for a period of sixty days.

Sec. 11-28 Annual registration and renewal thereof.

A - Every licensed motor vehicle, trailer and semitrailer normally garaged, stored, or parked in the town and capable of being operated on the streets, highways, roads or other traveled ways in the town shall be licensed according to the provisions of this article and it shall be unlawful for any person to drive or operate any such vehicle on the streets, highways, roads or other traveled ways in the town, unless such vehicle is so licensed for the current year. The annual license fee shall be in addition to any other Town license tax or fees, including personal property tax.

B - This article shall not apply to any person who, by state or federal law, is exempted from the provisions of this article, including but not limited to Virginia Code 46.2-755.

Sec. 11-29 License Fee Year.

The license fee year under this article shall begin on the first day of January and shall expire on the last day of December of each year. The license fee shall be applicable for the given tax year based on situs as of January 1st. There will be no proration of the license fee upon disposal or change of situs during the given year.

Sec. 11-30 Levy and Amount of License Tax

The amount of the license fee levied by this section shall be as follows:

- (a) Automobiles - \$25.00
- (b) Trucks - \$25.00
- (c) Trailers - \$25.00
- (d) Motorcycles - \$25.00
- (e) Golf carts - \$12.50

Several special classifications are allowed by state code and the license fee levied by this section shall be as follows:

- (f) Members of the Virginia National Guard, One-half the license fee (limit of two vehicles)
- (g) Disabled Veterans, No charge (limit of two vehicles)
- (h) Former Prisoners of War, No charge (limit of two vehicles)
- (i) Persons awarded the Medal of Honor, No charge (limit of two vehicles)

Nothing in this section shall be construed as imposing a license fee on any such vehicle in excess of the amount authorized by state law.

Sec. 11-31 When tax due and payable.

The license tax shall be reflected on the personal property tax bill and shall be due and payable on the same due date as that of the personal property tax bill.

Sec. 11-32 Authority of Town Treasurer; Correction of or Relief from License Fees.

The Town Treasurer shall have the authority to correct erroneous billings or assessments of vehicles for a license fee in any tax year upon submission of proper documentation as to such vehicles use or other appropriate classification.

Sec. 11-33 Failure to procure town motor vehicle license; penalty.

It shall be unlawful for any owner or operator of a motor vehicle, trailer, or semitrailer to fail to obtain the license required by this article. Any such violation shall constitute a Class 4 misdemeanor.

Sec. 11-34 Applicant to display state registration card.

Each applicant for a license under this article shall display the current year state motor vehicle registration card for the vehicle to be licensed for the information of the Town Treasurer.

Sec. 11-35 Agreement with Department of Motor Vehicles concerning unpaid vehicle license fees.

The Town Treasurer is authorized to enter into an agreement with the Commissioner of the Department of Motor Vehicles whereby the Commissioner will refuse to issue or renew any vehicle registration of any applicant therefore who owes to the town any personal property tax and/or vehicle license fees. The Commissioner of the Department of Motor Vehicles shall charge a reasonable fee to cover the costs of such enforcement action, and the Town Treasurer may add the cost of this fee to the delinquent tax bill, see Code of Virginia 46.2-752 J.

This ordinance shall be in full force and effect immediately.

Adopted this 10th day of November, 2015

Yays Craig Dewiry, Keith Christman, Dale Fisher, Sarah James, Mike Smith

Nays None

Attest:

Ben Flora, Mayor

Jean Campbell, Clerk


