

ORDINANCE NO. 4533

AN ORDINANCE to amend and reordain Sections 3-2-173 (SAME—ELIGIBILITY, RESTRICTIONS GENERALLY) by adding a new subsection (9) and to amend Section 3-2-179 (SUNSET DATE) of Division 2 (AFFORDABLE HOMEOWNERSHIP PRESERVATION PROGRAM) of Article L (REAL ESTATE TAX RELIEF) of Chapter 2 (TAXATION) of Title 3 (FINANCE, TAXATION AND PROCUREMENT) of the Code of the City of Alexandria, Virginia, 1981, as amended

THE CITY COUNCIL OF ALEXANDRIA HEREBY ORDAINS:

Section 1. That Division 2 (Affordable Homeownership Preservation Program) of Article L (Real Estate Tax Relief) of Chapter 2 (Taxation) of Title 3 (Finance, Taxation and Procurement) of the Code of the City of Alexandria, Virginia, 1981, as amended, be and the same hereby is, amended by enacting amended Sections 3-2-173 and 3-2-179 to read as follows:

Sec. 3-2-173            Same--eligibility, restrictions generally.

A grant under this division in any taxable year shall be subject to the following restrictions and conditions:

- (1) The household income of the applicant shall not exceed \$72,000.
- (2) The assessed value of the real estate owned by the applicant shall not exceed \$527,000.
- (3) The net combined financial worth of an applicant shall not exceed \$50,000.
- (4) The applicant and/or the applicant's spouse shall own at least 50 percent interest in the real estate.
- (5) As of January 1 of the taxable year, the applicant must occupy the real estate for which the grant is sought as his or her sole residence and must be expected to so occupy the real estate throughout the year; provided, that an applicant who is residing in a hospital, nursing home, convalescent home or other facility for physical or mental care shall be deemed to meet this condition so long as the real estate is not being used by or leased to another for consideration.
- (6) An applicant shall file the affidavit or written statement required by section 3-2-175 no later than September 1 of the taxable year.
- (7) An applicant for a grant provided under this division shall not participate in the real estate tax exemption or deferral program for the elderly or permanently and totally disabled provided under division 1 of this article, and no grant shall be applied to real estate taxes on property subject to such exemption or deferral program.
- (8) An applicant for a grant provided under this division shall not be delinquent on any portion of the real estate taxes to which the grant is to be applied.
- (9) An applicant must have received a grant under this provision for calendar year 2007.

Sec. 3-2-179                      Sunset date.

No grant pursuant to section 3-2-172 shall be permitted in any taxable year which commences after December 31, 2008.

Section 2. That this ordinance shall become effective upon the date and at the time of its final passage and shall apply to taxable year 2008 and subsequent taxable years.

**[The following technical amendment deletes now surplus language which referred to AHOP Grant recipients with over \$72,000 in household income.]**

Section 3. That Subsection (d) of Section 3-2-176.1, and Subsection (d) of Section 3-2-176.2, be, and the same hereby are, repealed.

WILLIAM D. EUILLE  
Mayor

Final Passage:                      May 5, 2008