



Legislation Details (With Text)

File #: 19-1419 **Version:** 1 **Name:**
Type: Action Item **Status:** Passed
File created: 9/3/2019 **In control:** Town Council Meeting
On agenda: 9/16/2019 **Final action:**
Title: Public Hearing on Proposed Amendments to Town Code Chapter 1, Section 1-9.1, Fee Charged for Passing Bad Checks to Town

Sponsors:

Indexes:

Code sections:

Attachments: 1. Regulatory Requirements for Agenda - bad check pub hearing, 2. Returned Check Fees by Municipality, 3. Sec._1_9.1.___Fee_charged_for_passing_bad_checks_to_Town Red lined, 4. Sec._1_9.1.___Fee_charged_for_passing_bad_checks_to Town after changes, 5. 15.2-106 Returned Check Fees

Date	Ver.	Action By	Action	Result
9/16/2019	1	Town Council Meeting	approved	Pass

Subject:

Public Hearing on Proposed Amendments to Town Code Chapter 1, Section 1-9.1, Fee Charged for Passing Bad Checks to Town

EXPLANATION AND SUMMARY :

The Finance Department recommends changing Town Code, Chapter 1, Section 1-9.1 - Fee Charged for Passing Bad Checks to Town to reflect the amount allowed under the Code of Virginia, Section 15.2-106 - Ordinances providing fee for passing bad checks to localities. The current Town Code allows a fee of \$20, while State Code allows for a fee not to exceed \$50.

The Town intends to charge \$25 for all returned checks or drafts, which will cover bank fees. This is a \$5 increase from the fee previously charged. Changing the Town ordinance to match the State Code limit allows the Town the flexibility to raise the fee in the future, if deemed necessary.

Attached are red-lined and corrected ordinances, the State Code ordinance, and a survey of surrounding jurisdictions.

As this is a change to Town Code that affects taxes, a public hearing is required to allow for public comment.

Departmental Recommendation : This public hearing will allow Town of Vienna residents to comment on the proposed change to Town Code Chapter 1, Section 1-9.1, Fee Charged for Passing Bad Checks to Town.

Finance Recommendation : This public hearing will allow Town of Vienna residents to comment on

the proposed change to Town Code Chapter 1, Section 1-9.1, Fee Charged for Passing Bad Checks to Town.

Purchasing Recommendation : N/A

Town Attorney Recommendation : Town Council may conduct a public hearing on the proposed amendments to Town Code Section 1-9.1 in its discretion.

Town Manager's Recommendation : I recommend the Town Council approve changes to the part of the Town Code related to Fee Charged for Passing Bad Checks to the Town, as presented.

Cost and Financing: \$0

Account Number: N/A

Decision Needed by This date: September 16, 2019

PROPOSED/SUGGESTED MOTION

"I move to close the public hearing."

And

"I further move to approve changes to Chapter 1, Section 1-9.1, Fee Charged for Passing Bad Checks to Town as presented and direct the Town Clerk to advertise a Notice of Intent to Adopt these changes."

Or

Other action deemed necessary by Council.