

EXHIBIT NO. 1

3  
5-6-02

~~3~~  
~~4-8-02~~

~~17~~  
3/26-02

City of Alexandria, Virginia

MEMORANDUM

DATE: MARCH 19, 2002

TO: THE HONORABLE MAYOR AND MEMBERS OF CITY COUNCIL

FROM: PHILIP SUNDERLAND, CITY MANAGER *PS*

SUBJECT: PROPOSED REAL AND PERSONAL PROPERTY TAX RATES ORDINANCE FOR CALENDAR YEAR 2002 (FISCAL YEAR 2003)

**ISSUE:** Proposed Real and Personal Property Tax Rates Ordinance for Calendar Year 2002 (Fiscal Year 2003).

**RECOMMENDATION:** That City Council pass the ordinance to establish the real and personal property tax rates for calendar year 2002 on first reading, set it for public hearing on Monday, April 8, 2002, and set it for second reading and final passage on Monday, May 6, 2002.

**DISCUSSION:** Under the requirements of the Virginia Code, City Council must annually establish a real property tax rate and personal property tax rates for each calendar year (even if the rates do not change from the prior calendar year). The Virginia Code also establishes certain advertising and public hearing requirements prior to the adoption of these property tax rates. Given these advertising and public hearing requirements of the State Code, the following schedule for calendar year 2002 (FY 2003) is proposed:

- March 26: Introduction of tax ordinances
- April 8: Public hearing on the budget and property tax rate ordinances
- April 23: Public hearing on the effective real property tax increase
- May 6: Final adoption of the budget and tax ordinances

It should be noted, as further discussed below, that the State Code requires a separate public hearing on the real property tax rate if the taxes levied for the year in which the proposed tax rate applies would increase by more than one percent (after the value of new construction has been deducted) over the prior year. This would be the case in 2002 as taxes levied would increase 7.9 percent for all classes of real property (after the two cent proposed tax rate reduction and the value of new construction have been deducted). Also, State law requires, in the circumstance of an increase in taxes levied in excess of 1%, to maintain or increase the current real property tax rate, that a special "notice of proposed real property tax increase" be placed in a local newspaper of general circulation. In accordance with City practice, it is proposed that the separate hearing on the real property tax increase be held on April 23, with the special notice of the hearing date placed in the Northern Virginia Journal and the Alexandria Gazette Packet prior to that hearing.

The attached ordinance reflects the City's proposed real and personal property tax rates. The FY 2003 Proposed Operating Budget reflects a proposed decrease in the real property tax rate from \$1.11 per \$100 of assessed value to \$1.09 per \$100 of assessed value. The FY 2003 Proposed Operating Budget reflects no change to the various personal property tax rates (\$4.75 per \$100 of assessed value for tangible personal property, \$3.55 per \$100 of assessed value for vehicles with specially designed equipment for use by the physically disabled, \$4.50 per \$100 of assessed value for machinery and tools used in mining or manufacturing businesses, and \$0.01 per \$100 of assessed value for privately owned boats and watercraft that are used for recreational purposes only). The real and personal property tax rates that are approved by City Council for public hearing and final consideration would be the highest tax rates that the Council could consider and adopt. By state law, Council could adopt those rates or could adopt lower tax rates than those approved for public hearing.

**FISCAL IMPACT:** The value of two cents on the real property for FY 2003 is estimated at \$4.9 million. This represents the sum of the value of two cents for the June 2002 (\$1.6 million), November 2002, and June 2003 real estate tax payments (\$3.3 million). This three payment date cost assumes that the real property tax rate that is applied to calendar year 2002 is also applied to at least the first real property tax payment in calendar year 2003, which occurs at the end of the FY 2003 budget that City Council now has under consideration. The value of one cent (from both City taxes and State car tax reimbursement) on the tangible personal property tax rate is \$0.1 million.

**STAFF:**

Mark Jinks, Assistant City Manager for Fiscal and Financial Affairs

Gene Swearingen, Director, Office of Management and Budget

Kendel Taylor, Management and Budget Analyst, Office of Management and Budget

**ATTACHMENT:** Ordinance

~~3/26-02~~      ~~4/02~~

Introduction and first reading: 03/26/02  
Public hearing: 04/08/02  
Second reading and enactment: 05/06/02

INFORMATION ON PROPOSED ORDINANCE

Title

AN ORDINANCE to amend and reordain Section 3-2-181 (LEVIED; AMOUNT) of Division 1 (REAL ESTATE), and Section 3-2-221 (LEVIED ON TANGIBLE PERSONAL PROPERTY OTHER THAN MOBILE HOMES, AUTOMOBILES, TRUCKS, ANTIQUE MOTOR VEHICLES, TAXICABS, MOTOR VEHICLES WITH SPECIALLY DESIGNED EQUIPMENT FOR USE BY THE HANDICAPPED, MOTORCYCLES, CAMPERS AND OTHER RECREATIONAL VEHICLES, BOATS AND TRAILERS; AMOUNT), Section 3-2-222 (LEVIED ON MACHINERY AND TOOLS USED IN MINING OR MANUFACTURING BUSINESS; AMOUNT), Section 3-2-223 (LEVIED ON MOBILE HOMES; AMOUNT) and Section 3-2-224 (LEVIED ON AUTOMOBILES, TRUCKS, TRAILERS, SEMI-TRAILERS, ANTIQUE MOTOR VEHICLES, TAXICABS, MOTORCYCLES, CAMPERS AND OTHER RECREATIONAL VEHICLES, BOATS AND TRAILERS; AMOUNT) of Division 3 (TANGIBLE PERSONAL PROPERTY AND MACHINERY AND TOOLS), all of Article M (LEVY AND COLLECTION OF PROPERTY TAXES), Chapter 2 (TAXATION), Title 3 (FINANCE, TAXATION AND PROCUREMENT) of The Code of the City of Alexandria, Virginia, 1981, as amended.

Summary

The proposed ordinance sets the city's 2002 tax rates for real property and tangible personal property.

Sponsor

Staff

Gene Swearingen, Director of Management and Budget  
Steven L. Rosenberg, Senior Assistant City Attorney

Authority

Article X, § 4, Virginia Constitution  
§ 2.02(a)(1), Alexandria City Charter

Estimated Costs of Implementation

None

Attachments in Addition to Proposed Ordinance and its Attachments (if any)

None

ORDINANCE NO. \_\_\_\_\_

~~17~~  
3-26-02

~~4~~  
4-02

AN ORDINANCE to amend and reordain Section 3-2-181 (LEVIED; AMOUNT) of Division 1 (REAL ESTATE), and Section 3-2-221 (LEVIED ON TANGIBLE PERSONAL PROPERTY OTHER THAN MOBILE HOMES, AUTOMOBILES, TRUCKS, ANTIQUE MOTOR VEHICLES, TAXICABS, MOTOR VEHICLES WITH SPECIALLY DESIGNED EQUIPMENT FOR USE BY THE HANDICAPPED, MOTORCYCLES, CAMPERS AND OTHER RECREATIONAL VEHICLES, BOATS AND TRAILERS; AMOUNT), Section 3-2-222 (LEVIED ON MACHINERY AND TOOLS USED IN MINING OR MANUFACTURING BUSINESS; AMOUNT), Section 3-2-223 (LEVIED ON MOBILE HOMES; AMOUNT) and Section 3-2-224 (LEVIED ON AUTOMOBILES, TRUCKS, TRAILERS, SEMI-TRAILERS, ANTIQUE MOTOR VEHICLES, TAXICABS, MOTORCYCLES, CAMPERS AND OTHER RECREATIONAL VEHICLES, BOATS AND TRAILERS; AMOUNT) of Division 3 (TANGIBLE PERSONAL PROPERTY AND MACHINERY AND TOOLS), all of Article M (LEVY AND COLLECTION OF PROPERTY TAXES), Chapter 2 (TAXATION), 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 Section 3-2-181 of The Code of the City of Alexandria, Virginia, 1981, as amended, be, and the same hereby is, amended and reordained to read as follows:

Sec. 3-2-181            Levied; amount.

There shall be levied and collected for the calendar year ~~2001~~2002 on all real estate located within the territorial boundaries of the city and subject to taxation for city purposes under the constitution and laws of this state and city, a tax of ~~\$1.11~~1.09 on each \$100 of the assessed value thereof, for the support of the city government, for the payment of principal and interest of the city debt and for other municipal expenses and purposes.

Section 2. That Section 3-2-221 of The Code of the City of Alexandria, Virginia, 1981, as amended, be, and the same hereby is, amended and reordained to read as follows:

Sec. 3-2-221            Levied on tangible personal property other than mobile homes, automobiles, trucks, antique motor vehicles, taxicabs, motor vehicles with specially designed equipment for use by the handicapped, motorcycles, campers and other recreational vehicles, boats and boat trailers; amount.

There shall be levied and collected for the calendar year ~~2001~~2002 on all tangible personal property, other than mobile homes, automobiles, trucks, antique motor vehicles, taxicabs, motor vehicles with specially designed equipment for use by the handicapped, motorcycles, campers and other recreational vehicles, boats and trailers, owned or held by residents or citizens of the city or located within the territorial boundaries of the city or otherwise having a situs within the city and subject to taxation for city purposes under the constitution and laws of this state and city, a tax of \$4.75 on every \$100 of assessed value thereof, for the support of the city government, for

the payment of principal and interest of the city debt and for other municipal expenses and purposes.

Section 3. That Section 3-2-222 of The Code of the City of Alexandria, Virginia, 1981, as amended, be, and the same hereby is, amended and reordained to read as follows:

Sec. 3-2-222            Levied on machinery and tools used in mining or manufacturing business; amount.

There shall be levied and collected for the calendar year ~~2001~~2002 on all machinery and tools used in a mining or manufacturing business taxable on capital and subject to taxation for city purposes under the constitution and laws of this state and city, a tax of \$4.50 on each \$100 of assessed value thereof, for the support of the city government, for the payment of principal and interest of the city debt and for other municipal expenses and purposes.

Section 4. That Section 3-2-223 of The Code of the City of Alexandria, Virginia, 1981, as amended, be, and the same hereby is, amended and reordained to read as follows:

Sec. 3-2-223            Levied on mobile homes; amount.

There shall be levied and collected for the calendar year ~~2001~~2002 on all vehicles without motor power, used or designed to be used as mobile homes as defined in section 46.2-100 of the Code of Virginia, owned or held by residents or citizens of the city or located within the territorial boundaries of the city or otherwise having a situs within the city and subject to taxation for city purposes under the constitution and laws of this state and city, a tax of ~~\$1.11~~1.09 on each \$100 of assessed value thereof, for the support of the city government, for the payment of principal and interest of the city debt and for other municipal expenses and purposes.

Section 5. That Section 3-2-224 of The Code of the City of Alexandria, Virginia, 1981, as amended, be, and the same hereby is, amended and reordained to read as follows:

Sec. 3-2-224            Levied on automobiles, trucks, trailers, semi-trailers, antique motor vehicles, taxicabs, motorcycles, campers and other recreational vehicles, boats and trailers; amount.

(a)            Except as provided in subsections (b), (c) and (d), there shall be levied and collected for the calendar year ~~2001~~2002 on all automobiles, trucks, trailers, semi-trailers, antique motor vehicles (as defined in section 46.2-100 of the Code of Virginia, 1950, as amended, which may be used for general transportation purposes as provided in subsection C of section 46.2-730 of the Code of Virginia, 1950, as amended), taxicabs, motorcycles, campers and other recreational vehicles, boats and boat trailers owned or held by residents or citizens of the city or located within the territorial boundaries of the city or otherwise having a situs for taxation in the city, a tax of \$4.75 on every \$100 of assessed value thereof, for the support of the city

government, for the payment of principal and interest of the city debt and for other municipal expenses and purposes.

(b) There shall be levied on and collected for the calendar year ~~2001~~2002 on all automobiles, trucks, trailers and semi-trailers with a gross vehicle weight of 10,000 pounds or more which are used to transport property for hire by a motor carrier engaged in interstate commerce, and are owned or held by residents or citizens of the city, are located within the territorial boundaries of the city or otherwise have a situs for taxation in the city, a tax of \$4.50 on every \$100 of assessed value thereof, for the support of the city government, for the payment of principal and interest of the city debt and for other municipal expenses and purposes.

(c) There shall be levied on and collected for the calendar year ~~2001~~2002 on all automobiles and trucks which are equipped with specially designed equipment for use by the handicapped and are owned or held by residents or citizens of the city, are located within the territorial boundaries of the city or otherwise have a situs for taxation in the city, a tax of \$3.55 on every \$100 of assessed value thereof, for the support of the city government, for the payment of principal and interest of the city debt and for other municipal expenses and purposes.

(d) There shall be levied on and collected for the calendar year ~~2001~~2002 on all privately owned pleasure boats and watercraft, which are used for recreational purposes only, and are owned or held by residents or citizens of the city, or are located within the territorial boundaries of the city or otherwise have a situs for taxation in the city, a tax of \$.01 on every \$100 of assessed value thereof, for the support of the city government, for the payment of principal and interest of the city debt and for other municipal expenses and purposes.

Section 6. That this ordinance shall become effective upon the date and at the time of its final passage.

KERRY J. DONLEY  
Mayor

Introduction:	3/26/02
First Reading:	3/26/02
Publication:	<del>3/28/02</del>
Public Hearing:	4/8/02
Second Reading:	5/6/02
Final Passage:	

N.B. Underlining is not part of the ordinance but denotes material that is new or amended.  
Strike-outs or dashes are not part of the ordinance but denote material that is being deleted.

ORDINANCE NO. 4248

AN ORDINANCE to amend and reordain Section 3-2-181 (LEVIED; AMOUNT) of Division 1 (REAL ESTATE), and Section 3-2-221 (LEVIED ON TANGIBLE PERSONAL PROPERTY OTHER THAN MOBILE HOMES, AUTOMOBILES, TRUCKS, ANTIQUE MOTOR VEHICLES, TAXICABS, MOTOR VEHICLES WITH SPECIALLY DESIGNED EQUIPMENT FOR USE BY THE HANDICAPPED, MOTORCYCLES, CAMPER AND OTHER RECREATIONAL VEHICLES, BOATS AND TRAILERS; AMOUNT), Section 3-2-222 (LEVIED ON MACHINERY AND TOOLS USED IN MINING OR MANUFACTURING BUSINESS; AMOUNT), Section 3-2-223 (LEVIED ON MOBILE HOMES; AMOUNT) and Section 3-2-224 (LEVIED ON AUTOMOBILES, TRUCKS, TRAILERS, SEMI-TRAILERS, ANTIQUE MOTOR VEHICLES, TAXICABS, MOTORCYCLES, CAMPER AND OTHER RECREATIONAL VEHICLES, BOATS AND TRAILERS; AMOUNT) of Division 3 (TANGIBLE PERSONAL PROPERTY AND MACHINERY AND TOOLS), all of Article M (LEVY AND COLLECTION OF PROPERTY TAXES), Chapter 2 (TAXATION), Title 3 (FINANCE, TAXATION AND PROCUREMENT) of The Code of the City of Alexandria, Virginia, 1981, as amended.

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Section 1. That Section 3-2-181 of The Code of the City of Alexandria, Virginia, 1981, as amended, be, and the same hereby is, amended and reordained to read as follows:

Sec. 3-2-181            Levied; amount.

There shall be levied and collected for the calendar year 2002 on all real estate located within the territorial boundaries of the city and subject to taxation for city purposes under the constitution and laws of this state and city, a tax of \$1.08 on each \$100 of the assessed value thereof, for the support of the city government, for the payment of principal and interest of the city debt and for other municipal expenses and purposes.

Section 2. That Section 3-2-221 of The Code of the City of Alexandria, Virginia, 1981, as amended, be, and the same hereby is, amended and reordained to read as follows:

Sec. 3-2-221            Levied on tangible personal property other than mobile homes, automobiles, trucks, antique motor vehicles, taxicabs, motor vehicles with specially designed equipment for use by the handicapped, motorcycles, campers and other recreational vehicles, boats and boat trailers; amount.

There shall be levied and collected for the calendar year 2002 on all tangible personal property, other than mobile homes, automobiles, trucks, antique motor vehicles, taxicabs, motor vehicles with specially designed equipment for use by the handicapped, motorcycles, campers and other recreational vehicles, boats and trailers, owned or held by residents or citizens of the city or located within the territorial boundaries of the city or otherwise having a situs within the city and subject to taxation for city purposes under the constitution and laws of this state and city, a tax of \$4.75 on every \$100 of assessed value thereof, for the support of the city government, for

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government, for the payment of principal and interest of the city debt and for other municipal expenses and purposes.

(b) There shall be levied on and collected for the calendar year 2002 on all automobiles, trucks, trailers and semi-trailers with a gross vehicle weight of 10,000 pounds or more which are used to transport property for hire by a motor carrier engaged in interstate commerce, and are owned or held by residents or citizens of the city, are located within the territorial boundaries of the city or otherwise have a situs for taxation in the city, a tax of \$4.50 on every \$100 of assessed value thereof, for the support of the city government, for the payment of principal and interest of the city debt and for other municipal expenses and purposes.

(c) There shall be levied on and collected for the calendar year 2002 on all automobiles and trucks which are equipped with specially designed equipment for use by the handicapped and are owned or held by residents or citizens of the city, are located within the territorial boundaries of the city or otherwise have a situs for taxation in the city, a tax of \$3.55 on every \$100 of assessed value thereof, for the support of the city government, for the payment of principal and interest of the city debt and for other municipal expenses and purposes.

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Section 6. That this ordinance shall become effective upon the date and at the time of its final passage.

KERRY J. DONLEY  
Mayor

Final Passage: May 6, 2002

3  
5-6-02

Sent to CC, CM, OMB

April 11, 2002  
5/6/02 Budget Adoption

Please read the enclosed letter of R.E. appeal - a copy of which with appropriate forms & estimate has been filed with the Real Estate Assessment board.

The object in leaving this for you city council member is an urgent & strong appeal for a tax rate reduction this year. My reasons are given in my letter to spare you superfluous reading.

Thank you.

Sincerely,

M. Crepeau

(Peggy Crepeau)  
owner

816 Chalfonte Dr  
Alex Va 22305-



April 7, 2002  
816 Chalfonte Rd  
Alex VA 22305

The enclosed newspaper clipping speaks for my appeal. (!) There are no two houses built alike in Beverly Hills - nor are they maintained the same, i.e. painted inside & out, age of appliances differ, kitchens are updated or not, some not as tastefully landscaped.

Houses have been selling at unbelievably inflated prices here & common sense says this trend cannot continue. My land appraisal is immoral, unjust & cruel for a one year re-assessment in value.

Where will the retired & elderly go? If they hang on the houses will be allowed to run down. The young with children will be affected.

I predict foreclosures & suicides if the assessments are not lowered or the rate lowered. And I respectfully request a physical inspection of the inside of the property.

Because of health problems over a long period of years I have not been able to have the interior of my home painted nor the kitchen updated - plus other cosmetic work needed to bring the house up to my standards plus this inflated assessment.

The gutters are cleaned twice yearly, chimneys serviced, air conditioner & furnace regularly serviced - and no one is going to pay the 2002 assessed price of \$380,400 until these are done to the bldg. interior. (next page)

P. 2. 816 Chalfonte Ave  
Alex 22305-

That still leaves a land assessment that is so inflationary in one year that at the present tax rate would add almost \$1,000 a month to my current tax bill - when combined with the house assessment of 2002.

This land assessment rise of \$47,800 in one year is unjust.

This frightens me & I beg of you who are elected & appointed to think carefully of my rationale here.

I am enclosing an estimate for paint of the interior - not minor repairs or cosmetic work - from a man who has worked for me before & whose work is impeccable.

It is true our taxes pay for our services but for years the welfare & school system, not to mention the hospital emergency room closure have been abused by an exploding illegal population. Are the "middle class" & retired & elderly to continue to pay for their lack of insight caused by those who were so casual about their jobs? Too many are already paying after horrible events of Sep. 11.

Respectfully

Thank you for your cooperation.

M. Crepeau

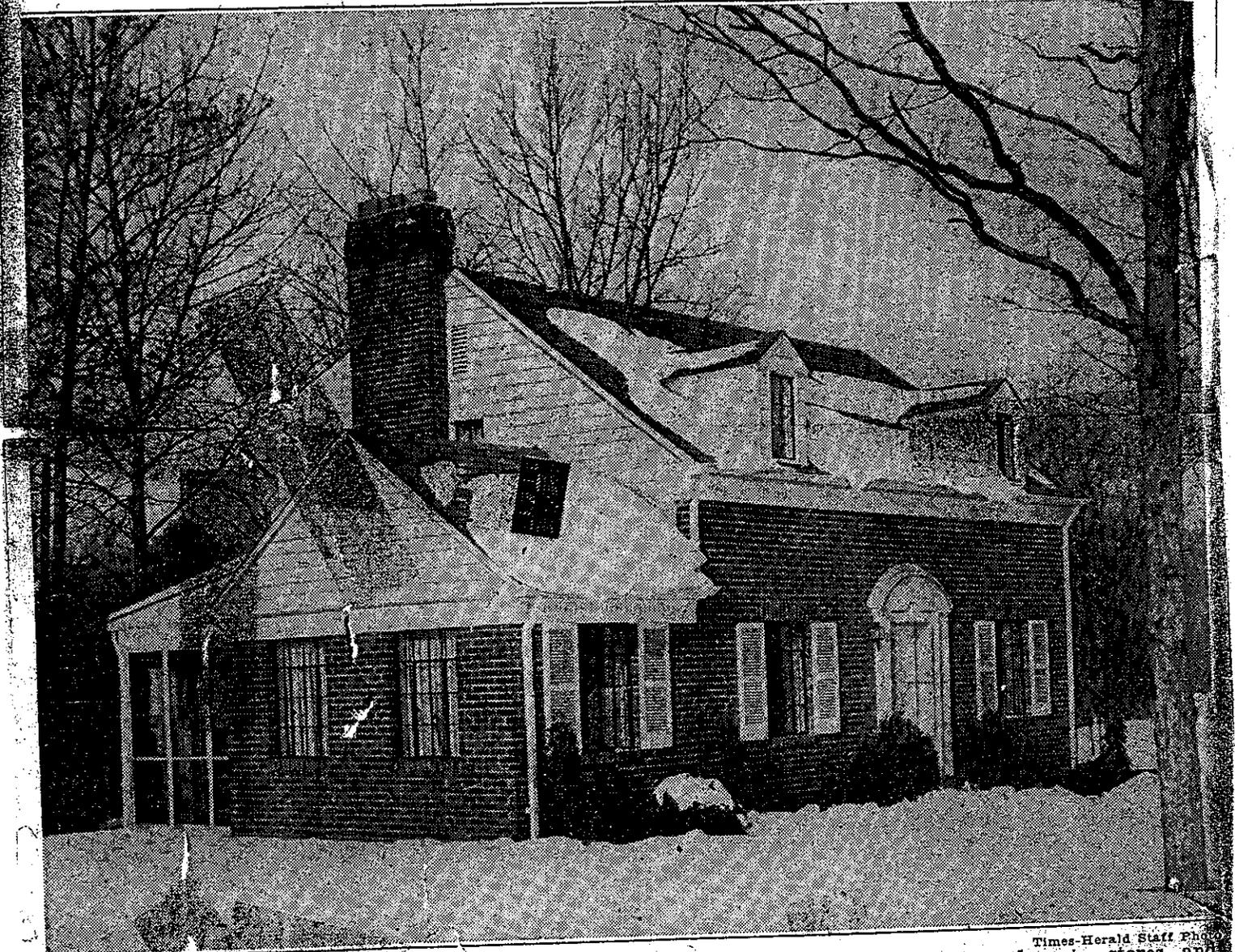
(Peggy L. Crepeau,  
owner  
816 Chalfonte Dr  
Alex)

Built this home at 816 Chalfonte drive,  
Alexandria Virginia in 1938. Cost \$8,260.  
negative <sup>published</sup> ~~shown~~ backwards.

1940

TIMES-HERALD—Around the Clock—SUNDAY, JANUARY 28.

## A Part of Alexandria You May Not Know



MANY PEOPLE THINK of Alexandria as a charming little city of narrow streets and quaint old homes. There is another side to the picture, however, the Alexandria of rolling hills, clothed in virgin forest and improved with handsome detached houses. Such a place is Beverley Hills, Alexandria, where nearly 500 homes with a

single commercial enterprise but close to stores and other facilities. Being developed by Permanesque Homes, Inc., Beverley Hills has no two dwellings alike. A sample is shown above. To inspect the current exhibit home, drive out Arlington Ridge Road, bear right on Russell Road and then right again at the Permanesque sign.

Times-Herald Staff Photo

**2002 REQUEST FOR REVIEW OF REAL ESTATE ASSESSMENT**  
 Original forms only. Photocopies and faxes will not be accepted.  
 (For one parcel only.)

Map No. 014.00	Block 10	Lot 01	Databank No. 16840500	Date MARCH 30, 2002								
<b>2001 ASSESSED VALUE</b>			<b>For Office Use Only</b> <table border="1"> <tr> <td>LUC</td> <td>Study Group</td> </tr> <tr> <td> </td> <td> </td> </tr> </table> Appraiser assigned: _____ Date assigned: _____ Entered on Review Status Report: <input type="checkbox"/>		LUC	Study Group						
LUC	Study Group											
Land 113 600	Building 165 400	Total 279 000										
<b>2002 ASSESSED VALUE</b>			Revised assessment/LUC: <table border="1"> <tr> <td>Land</td> <td>Building</td> <td>Total</td> <td>LUC</td> </tr> <tr> <td> </td> <td> </td> <td> </td> <td> </td> </tr> </table>		Land	Building	Total	LUC				
Land	Building	Total			LUC							
Land 161 400	Building 219 000	Total 380 400										

Name of Owner PEGGE CREPEAU

Property Address 816 Chalfonte Dr., - Alex., VA 22305

Mailing Address (if different than property address) SAME

(we), hereby apply for a review of assessment for the following reasons:  
 Please explain (use additional sheets if necessary): see attached letter.

State your opinion of the Fair Market Value as of January 1, 2002. \$ I don't know

(we), the undersigned, hereby verify that the information given is correct to the best of my (our) knowledge.

\_\_\_\_\_  
 owner/agent P. Crepeau  
 \_\_\_\_\_  
 owner/agent

Date: 3/30/02 Telephone: (work) ( ) (home) (703) 5491609

Do you wish to have an appraiser:  
 Make a physical inspection of the property?  yes  no  
 OR  
 Contact you to discuss the current appraised value?  yes  no

I, (we), wish to have the results of the review mailed to: (check only one box)

- Property address
- Mailing address
- Other (Please provide address) \_\_\_\_\_

Detach at fold