

PRESENTED September 11, 2012

RESOLUTION NO. _____

ADOPTED _____

A RESOLUTION: STATEMENT AGAINST EMINENT DOMAIN CONSTITUTIONAL AMENDMENT

WHEREAS a Virginia constitutional amendment will be voted on November 6th by voters in Virginia, and

WHEREAS the amendment will increase costs of public projects for localities, including Leesburg, where private property of businesses may be needed, by requiring payment for “lost profits” and “lost access”, and

WHEREAS from the amendment projects such as public-private partnerships that are primarily for “increasing jobs, increasing tax revenue, or economic development” may be disallowed, and

WHEREAS the amendment places the complete burden of proof as to whether a project is primarily for economic development on the localities, including Leesburg, and

WHEREAS the amendment does not materially improve protection of property of homeowners, and

WHEREAS the uncertainties related to the amendment will almost certainly result in many more lawsuits, and

WHEREAS the increased costs and reduction in projects for increasing job, increasing tax revenue, or economic development may require the Town of Leesburg to increase property taxes to maintain the same or similar services, then

RESOLVED that the Town of Leesburg opposes the 2012 constitutional amendment, and encourages its rejection on November 6.

PASSED this 11th day of September, 2012.

Kristen C. Umstattd, Mayor
Town of Leesburg

ATTEST:

Clerk of Council