



DUMFRIES, VIRGINIA

Virginia's Oldest Continuously Chartered Town
CHARTERED 1749 INCORPORATED 1961

John Wilmer Porter Municipal Building
17739 Main Street, Suite 200
Dumfries, Virginia 22026
Tel: 703-221-3400 / Fax: 703-221-3544
www.dumfriesva.gov

DUMFRIES TOWN COUNCIL MEETING 7:00 P.M. TUESDAY, APRIL 21, 2020

<https://zoom.us/j/522250983?pwd=M0I0WGFvR09ObWhmZ042bVlHOVVtUT09>

- I. **Call to Order and Roll Call**
- II. **Moment of Silent Prayer & Pledge of Allegiance**
- III. **Adoption of the Agenda**
- IV. **Action Items**
 - A. Ordinance to Appropriate Funds for FY21 Budget – Keith Rogers Jr., Town Manager
 - B. Ordinance to Adopt Fee Schedule – Keith Rogers Jr., Town Manager
 - C. Resolution to Adopt FY21-25 Capital Improvement Plan – Keith Rogers Jr.
 - D. Resolution Authorizing the Refunding of General Obligation Bonds – Keith Rogers Jr.
 - E. Motion – To direct the Town Manager to facilitate the lowering of the Town of Dumfries Flag to half-staff at Town facilities in honor of citizens who have passed due to COVID-19 and in recognition of essential workers responding during the pandemic – Councilwoman Neville

Next Meeting
May 5th - TBD

- V. **Adjournment**

AT A MEETING OF THE DUMFRIES TOWN COUNCIL HELD ON TUESDAY, APRIL 21, 2020 IN COUNCIL CHAMBERS, 17739 MAIN STREET, SUITE 200, DUMFRIES, VIRGINIA: ON A MOTION DULY MADE BY _____, AND SECONDED BY _____, THE FOLLOWING ORDINANCE WAS ADOPTED BY THE FOLLOWING VOTE:

Charles C. Brewer, ;
 Brian K. Fields,;
 Selonia B. Miles,;
 Cydney A. Neville,;
 Monaé S. Nickerson,;
 Melva P. Willis,;
 Derrick R. Wood,;

ORDINANCE TO APPROPRIATE FUNDS FOR FISCAL YEAR 2021 IN THE AMOUNT OF \$5,665,975

WHEREAS, the Town Manager has prepared and submitted the budget for Fiscal Year 2021, beginning on July 1, 2020 and ending on June 30, 2021, requiring the appropriation of \$5,665,975 to provide for the operation and management of the Town; and

WHEREAS, on April 21st the Council held a duly advertised public hearing, as required by law; and

WHEREAS, Section 15.2-2506 of the Code of Virginia provides that no money shall be paid out or become available to be paid out for any contemplated expenditure unless and until there has been made an appropriation for such contemplated expenditure; and

NOW, THEREFORE BE IT ORDAINED, the Council of the Town of Dumfries does hereby adopt and make appropriations of Town revenues as specified and required by the budget attached hereto and made part hereof, or so much thereof as may be necessary for the purposes specified and in the amounts identified therein for the Fiscal Year 2021 in an amount not to exceed \$5,665,975.

This Ordinance shall be effective July 1, 2020.

Estimated Revenue for Fiscal Year 2021

General Funds	FY2021 Estimate
Total	\$5,665,975

General Fund Operating Budget

Department	FY2021 Estimate
Governing Body	\$99,551
Administration	\$2,229,767
Police	\$1,183,544
Planning & Community Dev.	\$397,000
Public Works	\$929,334
Stormwater Management	\$156,490
Boards & Commissions	\$8,000
Debt Service	\$662,289
Total	\$5,665,975

The amounts appropriated by this Ordinance shall be expended for the purposes designated within the respective agencies reflected in this budget. Payments, salaries, wages, and allowances set forth in this budget are hereby authorized pursuant to all applicable local, state, and federal laws, including the Personnel Rules for the Town of Dumfries and the Virginia Public Procurement Act.

By Order of Council:

Derrick R. Wood, Mayor

ATTEST:

Dawn Leander, Town Clerk

AT A MEETING OF THE DUMFRIES TOWN COUNCIL HELD ON TUESDAY, APRIL 21, 2020 ON A MOTION DULY MADE BY _____, AND SECONDED BY _____, THE FOLLOWING ORDINANCE WAS ADOPTED BY THE FOLLOWING VOTE:

Charles C. Brewer, ;
Brian K. Fields,;
Selonia B. Miles,;
Cydny A. Neville,;
Monaé S. Nickerson,;
Melva P. Willis,;
Derrick R. Wood,;

ORDINANCE TO ADOPT THE TOWN OF DUMFRIES FEE SCHEDULE

WHEREAS, the Town Manager has reviewed the Town Fee Schedule as a part of the annual budget process; and

WHEREAS, on April 21st the Council held a duly advertised public hearing, as required by law; and

NOW, THEREFORE BE IT ORDAINED, by the Council of the Town of Dumfries that the fee schedule attached hereto, is hereby adopted.

This Ordinance shall be effective July 1, 2020.

By Order of Council:

Derrick R. Wood, Mayor

ATTEST:

Dawn Leander, Town Clerk

TOWN OF DUMFRIES



FEE SCHEDULE

EFFECTIVE JULY 1, 2020

SITE PLAN REVIEW FEES

Non-Residential Site Plan, Multi-Family Site Plan and major revisions to an approve Site Plan.	\$1,000
Single Family & Townhouse Subdivision Plan, Minor non-residential Site Plan, and Grading Plan over 2,500 square feet	\$500
Plat Review – Subdivision, Easement, Consolidation, or Vacation of:	\$350
Waiver Request	\$300
Pre-Submission Meetings – per hour per discipline	\$100
Subsequent Reviews and Minor Revisions to an approve Plan	\$100 per sheet
Erosion and Sediment Control Plan Submission	\$100
Work in the Street Permit Fee	\$100
Land Disturbance Permit Fee (minimum)	\$300
	\$100
Maximum allowable fee	\$1,000

Bond

Bond Administration Fee (due at surety posting)	\$300
Bond Release Fee (due prior to bond release)	\$200

LAND DISTURBANCE /STORM WATER MANAGEMENT PERMIT FEES

See Code of Virginia Administrative Code

Fees for Individual Permit or Coverage - Per (9VAC25-870-820)	
Modification or Transfer of Individual Permit Fees – (9VAC25-870-825)	
State Permit Maintenance Fees - (9VAC25-870-8230)	
Storm Water Management Appeal	\$850

OTHER MISCELLANEOUS CHARGES

Vendors on Public Property {Section 18-877 (d)}	\$30
Temporary Roadside Food Vendor {Section 42-34-19 (a)}	\$250

LABOR AND EQUIPMENT RATES

For circumstances requiring immediate attention – Rates will be based upon “On Call” Contractor’s Fees for Service.	
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BUILDINGS, OCCUPANCIES, AND ACCESSORY STRUCTURES

Zoning Approval for Certificate of Occupancy (Commercial Tenant Occupancy)	\$100
Zoning Approval Fee for accessory residential structures. (Sheds)	\$25

PLANNING APPLICATIONS

Application for Rezoning			
a.		Fee Per Acre	\$3,000
	i.	Fee per every additional acre thereof	\$1,000
	ii.	Fee for 6 or more acres – base fees plus	\$6,250
	iii.	Amendment	\$3,125
b.		Plus additional fee per acre based upon desired zoning district	
	i.	PMUD and Residential/Amendment	\$175
	ii.	B-1	\$150
	iii.	B-2	\$125
	iv.	FB/O-1	\$175
	v.	SP-1 and M-1	\$200
Zoning Text Amendment (per test amendment)			\$1,000

CONDITIONAL USE PERMITS (CUP)

Conditional Use Permit (Residential Household Uses)		\$500	
Conditional Use Permit - non-residential (see chart attached for use category)			
	i.	Category "A"	\$1,000
	ii.	Category "B"	\$1,400
	iii.	Category "C"	\$2,000
	iv.	Category "D"	\$6,000

APPEALS/BZA APPLICATIONS

Appeal to Maintenance Code Board of Appeals	\$850
Appeal to the Board of Zoning Appeals (residential and non-residential)	\$850
Appeal to the Town Council	\$850

ARCHITECTURAL REVIEW BOARD

Certificate of Appropriateness	\$25
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ZONING DETERMINATIONS AND CERTIFICATIONS

Certificate of Non-Conforming Use (residential)	\$65
Verification of/interpretation of or changes to a Non-Conforming Use (Commercial and Industrial)	\$100
Zoning Interpretations/Proffer/SUP Determinations	\$100
Zoning Certification Letter required by banks prior to lending Zoning Verification Letter	\$65
Zoning Compliance Certification – Signature of Zoning Administrator required on DMV forms for (Motor Vehicles Sales, Salvage, Vehicle Removal Operator, etc.)	\$25

HOME BUSINESSES

Home Occupation Permit Fee	\$100
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SIGN PERMITS

Sign Permit (new) – also requires Building Permit	\$55 + \$1 per square foot, or \$75 whichever is Less
Sign (Re-facing) – No Building Permit Required	\$25 + \$1 per square foot or \$50 whichever is Less
30 Day Temporary Sign Banner	\$25, **, **, ***
*- Fee is waived for a single “Grand Opening” Banner for new businesses upon initial start of business (permit is required)	
**- Fee is waived once a year for businesses that have supplied proof of BPOL and submitted application for a business license by the required date.	
***- Fee is waived for Religious Institutions and Non Profit Organizations if no zoning violations are on file for the subject property within the previous 12 months.	
*, ** & *** In these instances, a permit is still required and sign still must conform to the Zoning Ordinance.	
Temporary Sign Deposit Fee	\$50

Traffic Impact Studies

Traffic Impact Studies			
	i.	First Submission	\$1,000
	ii.	Third & subsequent submissions	\$500
	iii.	VDOT 870 Review Please note that if a VDOT 870 review is required, a separate fee must be submitted directly to VDOT. <i>*VDOT 870 Fees must be submitted directly to VDOT</i>	Contact VDOT for fee

TEMPORARY USES

Temporary Use Permit			
	i.	Minimum fee for small events	\$50
	ii.	Fee for Medium-impact events	\$150
	iii.	Fee for Large events such as Carnivals or Circuses – subject to increase by Zoning Administrator if previous approvals were violated in any way.	\$500
Temporary Use Deposit			
	i.	Minimum fee for small events	\$100
	ii.	Fee for Medium-impact events	\$500
	iii.	Fee for Large events such as Carnivals or Circuses – subject to increase by Zoning Administrator if previous approvals were violated in any way.	\$5000

FAILURE TO OBTAIN ZONING PERMIT

Failure to obtain a Zoning Permit	\$500 plus permit costs
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BUILDING DEPARTMENT PERMIT APPLICATION FEES

GENERAL

This fee schedule includes:

- **2% Fee Levy as authorized by Section 107.2 of the USBC to support the activities of the Prince William County Code Academy.**

DEFINITIONS

Tenant Layout - Construction permits issued for the creation of a finished tenant space. This includes the installation of wall and floor materials and dropped ceilings, and may include partitions. Construction plans include structural detail and architectural features, plus electrical, plumbing and mechanical installations. Certificates of Use and Occupancy are issued upon completion of Tenant Layout work.

Alteration/Repair - For the purpose of new nonresidential construction, an alteration/repair building permit is issued to the tenant for additional work to satisfy special requirements of the tenant. Additional work may include installation of partitions or systems furniture.

Common Area, Common Area Permit - A common area of a building with multiple units and/or tenants; typically the footings, foundations, exterior bearing walls, interior walkways, floor-ceiling assemblies for multiple story buildings, and roof areas. This permit is used with Tenant Layout building permits in Use Groups B and M projects and with individual building permits for new residential units in R-2/R-3 projects.

Gross Floor Area - Floor area of all floors within the perimeter of the outside walls and columns of a building, without deduction of hallways, stairs, closets, thickness of walls, columns, occupied attics, or other features.

Group - The classification of a building or structure based on the purpose for which it is used. See Virginia Construction Code and the International Building Code for various groups.

R-1, R-2 and R-3 (4 Story/2 Dwelling Units) Groups - Hotels, motels, boardinghouses, and dwellings such as apartment buildings. Condominiums, each with its own entrance, will fall under this category for the purpose of fee calculation.

R-3, Groups - Townhouses, semi-detached, and detached single family dwelling units. Condominiums, each with its own entrance, do not fall under this category for the purpose of fee calculation.

Shell Permit - Partial building permit for a work that will not result in the issuance of a Certificate of Occupancy. Please refer to the Building Development Policy and Procedure for definitions and the permitting process.

Value - The aggregate cost of labor, material, overhead and profit to complete the entire job. The contract cost for the entire job or portions thereof which fall under the Uniform Statewide Building Code. Value is used for calculation of Alteration and Repair projects.

Hazard, (Light, Ordinary and Extra) for fire suppression - See NFPA 13 and Virginia Construction Code Chapter 3 for definition.

ADMINISTRATION AND STANDARDS

A permit must be issued before any of the following actions, which are subject to the Uniform Statewide Building Code (USBC), which may be commenced, and applies to all properties and structures within the Town of Dumfries:

- Construction
- Repair
- Alteration
- Addition
- Footing and foundation
- Removal/demolition

Failure to obtain a Building Permit (plus the cost of permit)	\$500
Site Inspection (storm water, water, sanitary sewer) – per inspection	\$150
Code Compliance Inspection (requested by customer)	\$200
Pre-design Meetings (per hour \$75 minimum)	\$100
Construction Meetings (per hour per discipline - \$75 minimum)	\$100
Reinstatement of Rescinded or Suspended Construction Permits	\$100
Reinstatement of Responsible Parties for Construction Permits	\$100

Permit Application

Application for a permit must be made to the Building Official and a permit must be obtained prior to the commencement of any of the following activities.

1. **Construction or demolition of a building or structure**, including the installation or altering of any equipment regulated by the USBC.
2. **For change of occupancy**, application for a permit shall be made when a new certificate of occupancy is required under Section 103.3.
3. **Movement of a lot line that increases** the hazard to or decreases the level of safety of an existing building or structure in comparison to the building code under which such building or structure was constructed.

4. **Removal or disturbing of any asbestos** containing materials during the construction or demolition of a building or structure, including additions.
5. **Construction of all retaining walls supporting 2 feet or more of unbalanced fill** or supporting any surcharge from a structure above. Such work requires plan approval and a building permit. All plans shall be certified and signed by a Professional Engineer, except for retaining wall systems supporting 4 feet or less of unbalanced fill without any surcharge other than ordinary unbalanced fill. A retaining wall system may be composed of several tiers of individual retaining walls.

The Building Official may authorize work to commence pending the receipt of an application or the issuance of a permit.

Emergency Construction

Applications for emergency construction, alterations, or equipment replacement, must be submitted by the end of the first working day following the day such work commences.

Exemptions

The following are exempt from this code.

1. Equipment and related wiring, and poles and towers supporting the related wiring installed by a provider of publicly regulated utility service or a franchised cable television operator and electrical equipment and related wiring used for radio, broadcast or cable television, telecommunications or information service transmission. The exemption shall apply only if under applicable federal and state law the ownership and control of the equipment and wiring is by the service provider or its affiliates. Such exempt equipment and wiring shall be located on either public rights-of-way or private property for which the service provider has rights of occupancy and entry; however, the structures, including their service equipment, housing or supporting such exempt equipment and wiring shall be subject to the USBC. The installation of equipment and wiring exempted by this section shall not create an unsafe condition prohibited by the USBC.
2. Manufacturing and processing machines that do not produce or process hazardous materials regulated by this code, including all of the following service equipment associated with the manufacturing or processing machines:
 - 2.1 Electrical equipment connected after the last disconnecting means;
 - 2.2 Plumbing piping and equipment connected after the last shutoff valve or backflow device or before the equipment drain trap; and
 - 2.3 Gas piping and equipment connected after the outlet shutoff valveManufacturing and processing machines that produce or process hazardous materials regulated by this code are only required to comply with the code provisions regulating the hazardous materials.
3. Parking lots and sidewalks which are not part of an accessible route.
4. Non-Mechanized playground or recreational equipment such as swing sets, sliding boards, climbing bars, jungle gyms, skateboard ramps, and similar equipment where no admission fee is charged for its use or for admittance to areas where the equipment is located.

5. Industrialized buildings subject to the Virginia Industrialized Building Safety Regulations (13 VAC 5-91) and manufactured homes subject to the Virginia Manufactured Home Safety Regulations (13 VAC 5-95); except as provided for in Section 424, including provision for safe egress from the building to grade per chapter 10 Virginia Code, Means of Egress.
6. Manufactured homes, except the applicable requirements of this code affecting site preparation, skirting installation, footings, foundations, proper anchoring and utility connections of the manufactured home remain in full force and effect, including requirements for issuing permits and certificates of occupancy.
7. Farm buildings and structures, except for a building or a portion of a building located on a farm that is operated as a restaurant as defined in Section 35.1-1 of the Code of Virginia and licensed as such by the Virginia Board of Health pursuant to Chapter 2 (Section 35.1-11 et. seq.) of Title 35.1 of the Code of Virginia. However, farm buildings and structures lying within a flood plain or in a mudslide-prone area shall be subject to flood-proofing regulations or mudslide regulations, as applicable.
8. Federally owned buildings and structures unless Federal Law specifically requires a permit from the locality. Underground storage tank installations, modifications and removal shall comply with this code and in accordance with Federal Law.
9. Off-site manufactured intermodal freight containers, moving containers, and storage containers placed on site temporarily or permanently for use as a storage container.
10. Automotive lifts.

Exceptions from application for permit:

1. **Patios** - Building permit is not required for patios which are not designed to support a future structure and that are not suspended concrete slabs.
2. **Decks** - Building permit is not required for decks where all portions of the top of the floor are within 16.5 inches of finished grades.
3. **Installation of wiring and equipment that (i) operates at less than 50 volts, (ii) is for network powered broadband communications systems, or (iii) is exempt under Section 102.3(1),** except when any such installations are located in a plenum, penetrate fire rated or smoke protected construction or are a component of any of the following: fire alarm system; fire detection system; fire suppression system; smoke control system; fire protection supervisory system; elevator fire safety control system; access or egress control system or delayed egress locking or latching system; fire damper; or door control system.
4. **One story detached accessory structures used as tool and storage sheds,** playhouses or similar uses, provided the floor area does not exceed 256 square feet and the structures are not classified as a Group F-1 or H occupancy.
5. **Detached pre-fabricated buildings** housing the equipment of a publicly regulated utility service, provided the floor area does not exceed 150 square feet.
6. **Tents or air-supported structures, or both, that cover an area of 900 square feet** or less, including within that area all connecting areas or spaces with a common means of egress or entrance, provided such tents or structures have an occupant load of 50 or less persons.

7. **Fences of any height unless required for pedestrian safety as provided for by Section 3306, or used for the barrier for a swimming pool.** (NOTE: The approval of the zoning Office is required for these buildings for verification of compliance with appropriate setback, side yard and rear yard requirements of the Zoning Ordinance of the Town of Dumfries. Any electrical installation will require permits and inspections.)
8. **Concrete, Masonry and Wooden Walls**, provided such walls do not exceed six feet in height above the finished grade. Ornamental column caps shall not be considered to contribute to the height of the wall and shall be permitted to extend above the six feet height requirement.
9. **Retaining Walls supporting less than three feet of unbalanced fill.** This exemption shall not apply to any wall impounding Class I, II or III-A liquids or supporting a surcharge other than ordinary unbalanced fill.
10. **Swimming Pools that have a surface area not greater than 150 square feet**, do not exceed 5,000 gallons and are less than 24 inches deep.
11. **Flagpoles** 30 feet or less in height.
12. **Temporary Ramps** serving dwelling units in Group R-3 occupancies where the height of the entrance served by the ramp is no more than 30 inches above grade.
13. **Construction Work** deemed by the building official to be minor and ordinary and which does not adversely affect public health or general safety.
14. **Ordinary repairs not including** (i) the cutting away of any wall, partition or portion thereof; (ii) the removal or cutting of any structural beam or load bearing support; (iii) the removal or change of any required means of egress; (iv) the rearrangement of parts of the structure affecting the egress requirements; (v) the addition to, alteration of, replacement of or relocation of any standpipe, water supply, sewer, drainage, drain leader, gas or oil, soil, waste, vent or similar piping, electric wiring or mechanical work; or (vi) any other work affecting public health or general safety. However, ordinary repairs shall include, but are not limited to, the following:
 - 10.1. Replacement of windows and doors with windows and doors of similar operation and opening dimensions that do not require changes to the existing framed opening and that are not required to be fire rated in Group R-2 where serving a single dwelling unit and in Groups R-3.
 - 10.2. Replacement of plumbing fixtures in all groups without alteration of the water supply and distribution systems, sanitary drainage systems or vent systems.
 - 10.3. Replacement of general use snap switches, dimmer and control switches, 125 volt-15 or 20 ampere receptacles, luminaries (lighting fixtures) and existing ceiling (paddle) fans in Group R where serving a single dwelling unit and in all other Group R occupancies.
 - 10.4. Exact replacement of mechanical appliances provided such equipment is not fueled by gas or oil in Group R, and where serving a single family dwelling.
 - 10.5. Replacement of an unlimited amount of roof covering or siding in Group R provided the building or structure is not in an area where the design (3 second gust) wind speed is greater than 100 miles per hour (160 km/hr) and replacement of 100 square feet (9.29 m²) or less of roof covering in all groups and all wind zones.
 - 10.6. Replacement of 100 square feet (9.29 m²) or less of roof decking in Group R unless the decking to be replaced was required at the time of original construction to be fire-retardant-treated or protected in some other way to form a fire-rated wall termination.

10.7. Installation or replacement of floor finishes in all occupancies.

10.8. Replacement of Class C interior wall or ceiling finishes installed in Groups A, E and I and replacement of all classes of interior wall or ceiling finishes in other groups.

10.9. Installation of replacement cabinetry or trim.

10.10. Application of paint or wallpaper.

10.11. Other repair work deemed by the building official to be minor and ordinary which does not adversely affect public health or general safety.

15. **Signs** installed on buildings and/or grounds.

16. **Replacement of above-ground existing LP-gas** containers of the same capacity in the same location and associated regulators when installed by the serving gas supplier.

17. **Crypts, mausoleums, and columbaria structures** not exceeding 1500 square feet (139.35 m²) in area if the building or structure is not for occupancy and used solely for the interment of human or animal remains and is not subject to special inspections.

Exception: Application for a permit may be required by the Architectural Review Board (ARB) for the installation of replacement siding, roofing and windows in buildings within the historic district designated within the Town of Dumfries.

Fee Collected for and/or by other Agencies

Building Development and Land Development for will require the appropriate fees for: Land Disturbance, Verification of Land Disturbance Inspections, Additional Disturbance Inspection Fees, and Site Plan Review Fees.

Builder/Developer/Owner has the option to use a **Third Party Peer Review** process for any construction over 30,000 square feet or as agreed to by the Dumfries Building Official. Builder/Developer/Owner may pay for the review and bring the (third party stamped) plans to the Building Official for a cursory review and his/her additional approval stamp by the Dumfries Building Department. Plan Reviews acceptable to the Town are:

- a. Fairfax County Peer Plan Review List
- b. International Building Technology Services (IBTS)
- c. International Code Council Plan Review (ICC)

All Fire related systems plan review will be by a **Third Party Peer Review process** as agreed to by the Dumfries Building Official.

Builder/Developer/Owner has the option of using a **Town Plan Review** to which the Building Official shall assess the appropriate Fees for this service.

Methods of Payment

The Town of Dumfries accepts in person payments of Cash, Check, Debit or Credit Cards bearing the Visa, MasterCard and Discover name and logo for the related fees.

Proffers, Bonds and Escrow payments cannot be paid with Credit Cards.

Based on the Town Council adoption of revisions to the Building Development Fee Schedule, the Building Development fees are subject to change (usually within the Town’s Budget process). The fee amount charged will be based on the Town Council approved Fee Schedule in effect on the date of permit issuance.

FEES, OTHER

Amusement Devices (Carnival Rides) - See Virginia Amusement Device Regulations, 13 VAC 5-31-100, for definitions of Kiddie, Adult, and Spectacular Rides. Regulations state "the total for fees associated with one permit to operate and any associated inspections or one renewal of a permit to operate and any associated inspections shall not exceed" the amount shown. The fee for each amusement device under the permit shall be reduced by 50% when the inspection for obtaining a certificate of inspection for that device is conducted by a private inspector.

C. CONTRACTOR LICENSING AND TRADESMAN CERTIFICATION

1. License Fees

Not Applicable at this time.

D. FEES, OTHER

- 1. Amusement Devices (Carnival Rides) - See Virginia Amusement Device Regulations, 13 VAC 5-31-100, for definitions of Kiddie, Adult, and Spectacular Rides. Regulations state "the total for fees associated with one permit to operate and any associated inspections or one renewal of a permit to operate and any associated inspections shall not exceed" the amount shown. The fee for each amusement device under the permit shall be reduced by 50% when the inspection for obtaining a certificate of inspection for that device is conducted by a private inspector.

Kiddie Rides, each	\$35.70
Adult Rides, each	\$56.10
Spectacular Rides, each	\$76.50
Roller Coasters exceeding 30’ height	\$204.00
Generators, each	\$168.30

2. ANNUAL PERMITS

Fee per square foot of gross floor/area building	\$.0056
Minimum fee for each unattached building	\$401.22
Tents {greater than 900 square feet}	
i. First tent	\$287.26
ii. Each additional tent	\$96.29

- 3. CERTIFICATES OF USE AND OCCUPANCY – A building or structure shall not be used until a Certificate of Use and/or Certificate of Occupancy has been issued by the Zoning and Building Officials. The

fees for Certificates of Use and Occupancy and related documents are as follows:

a.	Residential R-3	\$96.29
b.	Residential R-1 and R-2	\$142.82
c.	Home Business for business approved by Zoning	\$86.28
d.	Temporary Certificates	
i.	Residential R-3 Condos, Multi-family, per unit first issuance	\$86.28
ii.	Residential R-1, R-2 Multi-story and Use Groups, per Building – first issuance	\$142.82
iii.	Renewal of expired Temporary Occupancy Permit	\$190.96
e.	Certificate of Use and Occupancy for change in use or ownership for nonresidential structure where no construction permit is involved. Payable at time of application.	\$142.82
f.	Replacement of Occupancy Load Posting Sign, Per sign.	\$96.29
g.	Duplicate copy of Certificate of Use and Occupancy where building permit issue date later than June 30, 2000.	\$96.29

4. MINIMUM BASE FEE:

All Fees for permits issued on a minimum fee or reduced fee basis shall be paid in full at the time of the permit application.

a.	Residential R-1, R-2 and R-3 and their accessory structures- A minimum fee shall apply to all permits.	\$86.28
b.	Nonresidential and all Multistory Residential structures – A minimum fee shall apply to all permits.	\$142.82

5. CODE MODIFICATION REVIEW:

a.	R-3 (one dwelling) – Groups per dwelling unit	\$86.28
b.	All other Use Groups, per structure or tenant space, whichever is greater	\$142.82
c.	When multiples of “a.” or “b.” above are submitted simultaneously for the same project, the maximum fee shall be:	\$857.09

6. INSPECTIONS:

a.	After hour inspection – Inspection are normally performed on Tuesday, Thursday and Friday. After hours or off hour inspection can be provided at an additional fee as listed. Fee shown is per hour:	\$37.55
b.	Post Concealment inspection Analysis, per permit	\$86.28
c.	Inspection Cancellation Fee	
i.	Up to 8:00 am day of inspection	\$34.52
ii.	After 8:00 am and before the inspector arrives at the site	\$34.52
iii.	Townhouse Multiple Inspections for the same building – Inspector has arrived at the site and first inspection has failed. The permit holder wants to cancel additional inspection for the remaining units in the same building.	\$34.52
d.	Re-Inspection Fee	
i.	Work not ready for inspection. Not ready is defined as all of the required items for the requested inspection have not been installed and the work is not complete.	\$127.99
ii.	Work is ready for inspection, but deficiencies are identified. The re-inspection fee shall be charged for each inspection over two when the identified deficiencies have not been corrected.	\$127.99
iii.	All cancellation and rejection fees shall be paid prior to the scheduling of the final inspection.	\$127.99

	iv.	The Director of Public Works or his designee shall have authority to waive the re-inspection fees and the cancellation fees based on the written request of the Permit Holder with sufficient justification to grant such a waiver.	\$127.99
e.		Code Compliance Inspection requested by customer. Fee shown is by hour:	\$127.99

7. VIOLATION(S) and VIOLATION NOTICES:

To offset the cost of expense necessary for all Town Code Enforcement and Building Code Enforcement Activities, an additional fee shall be charged for permits obtained to abate a Violation Notice. The additional fee shall be 100% of the calculated permit fee; not to exceed \$2,500. This fee for violations will be assessed by the Zoning Administrator and/or the Director of Public Works. The administrator(s) of their respective department may waive this additional fee for extenuating circumstances.

8. PLAN REVIEW RE-SUBMISSION/REVISION FEES:

a.		Plan Review Re-submission Fee – A fee computed at the rate of 4% of the Permit fee may be assessed for each re-submission of any plans (except for decks and other minor residential projects). The minimum fees are:	
	i.	Residential dwellings	\$86.28
	ii.	Non-residential (including R-3, R-2, R-3, multi-story, and multi-family	\$190.96
b.		Plan Revision Fee – A fee computed at the rate of 2% of the Permit fee shall be assessed for each post plan approval revision to all plans. The minimum fees for revised plans are:	
	i.	Residential dwellings	\$86.28
	ii.		\$190.96
c.		Re-review of lost plans/additional plans; no minimum or maximum fee; per page.	\$19.96

9. PROVIDING PLANS FOR APPROVAL

The Town of Dumfries requires two (2) sets of stamped plans for our records. Any number of stamped sets the Builder/Developer/Owner wishes to have they must provide.

10. REINSTATEMENT OF RESCINDED PERMITS

		Reinstatement of Permit Fee	\$127.99
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11. REASSIGNMENT OF RESPONSIBLE PARTIES

		Reassignment of responsible parties for permits	\$127.99
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12. RESIDENTIAL LIMITED SERVICE/REPAIR PERMIT

a.	Base Fee	\$69.04
b.	Fee for each additional item inspected (requested or required)	\$15.82

13. THIRD PARTY INSPECTION

The Town allows third party inspections. **All Inspectors** must have the proper certifications and provide credentials to the Town for the various types of inspection they perform. **All Inspections** conducted within the Town of Dumfries must provide documentation of inspections in writing. Failure to do so results in violations per this fee schedule.

E. REFUNDS

1. All requests for refunds must be made in writing.
2. Each inspection requested reduces the refund amount based upon the inspections performed.
3. Refunds of fees for Certificates of Use and Occupancy are based on the fee schedule.
4. As a result of the administrative costs for processing a permit the minimum fee, there shall be no refunds on any minimum fee permits.

	Minimum administrative fee for refund request:	\$86.28
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F. RETURNED CHECK

1. Any returned check is subject to penalties provided for in the Town Code.

II. BUILDING FEES

All permits necessary under the provisions of the Virginia Uniform Statewide Building Codes shall be paid for before initiation of the work covered by such permits.

A. NEW CONSTRUCTION AND ADDITIONS

1. Residential – R-1 and R-2

(Does not include R-3, multi-story or multi-family – see Non-Residential)

a.	Fee per square foot of the gross floor area, to include basements and garages. Decks required to be permitted separately on new residential construction.	\$.125
b.	Minimum fee for new dwelling units, garages, carports, additions, breezeways, gazebos, open porches with roofs, decks greater than 250 SF	\$214.28
c.	Minimum Fee (decks, pergolas and detached sheds) 250 SF or less	\$86.28

2. NON-RESIDENTIAL STRUCTURES – Includes all residential multi-family and multi-story.

a.	Fee per square foot of gross floor area for complete building	\$.2354
b.	Minimum fee per structure or tenant space	\$287..26
c.	Joint Occupancy Evaluation (JOE) Program with Safety Inspection (Additional fees apply for Fire Marshal, Certificate of Use and Certificate of Occupancy)	\$287.26
d.	JOE Program without Safety Inspection	\$77.04
e.	Tents (greater than 900 SF)	\$142.82
f.	Framing and Rough-in permit	\$287.26
g.	Outdoor Recreation Uses (e.g., Kiddie Park)	\$368.89

B. PARTIAL PERMITS

1. Nonresidential Structures – Includes all R Groups, multi-story and multi-family.

a.	Fee per square foot of gross floor area for footing/foundation slab.	\$.1206
b.	Fee per square foot of gross floor area for shell. Does not include footing/foundation/slab.	\$.1206
c.	Fee per square foot of gross floor area for shell buildings, to include foundations.	\$.2126
d.	Fee per square foot for tenant floor area of leased and/or occupied tenant space, or minimum fee.	\$.0805
e.	Fee per square foot of gross floor area (without footing/foundation/slab), base building with tenant improvements.	\$.1723

2. Residential (R-1 and R-2 only)

a.	Footing and foundation in addition to the regular Building Permit (when permitted separately).	\$86.28
b.	Fee per square foot for superstructure, including basements.	\$.1235

C. ERECTION OF STRUCTURES OTHER THAN BUILDINGS

a.	Multiplier applied to construction value.	\$.0104
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D. REPAIRS AND ALTERATIONS

a.	Residential single family dwellings	\$86.28
b.	Non-residential Structures – includes multi-story and multi-family. Multiplier applied to construction value plus applicable fees. For the purpose of fee calculations, the maximum declared construction value of \$5,000,000 will be used. (Note: The Town of Dumfries reserves the right to request documentation of the construction value).	\$.0104

E. FINISHED BASEMENTS (RESIDENTIAL)

a.	Fee per square foot of gross floor area	\$.2469
b.	Minimum fee when permit taken after occupancy of unit	\$86.28

F. NON-RESIDENTIAL RE-ROOFING

Includes all multi-family and multi-story occupancy groups. Permit is not required for repairs of less than 100 square feet or defined as ordinary.

a.	Fee per square foot for first 10,000 SF of roof area or minimum fee.	\$.1243
b.	Fee per square foot for additional square footage over 10,00 SF.	\$.0081

G. RECALCULATION OF OCCUPANCY LOAD POSTING PLACARD

a.	Fee per Placard.	\$86.28
b.	Minimum fee.	\$86.28

H. INDUSTRIALIZED BUILDING FOUNDATION OR MANUFACTURED HOMES

a.	Residential base fee. Plus fee per square foot of gross floor area of basement, garage or additions. (decks require separate permit)	\$86.28
b.	Non-residential. Multi-family and Multi-story base fee. Plus fee per square foot of gross floor area of basement, garages, or additions.	\$.2354

I. MANUFACTURED HOME – INSTALLATION

a.	New installation (set up)	\$86.28
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J. OTHER FEES

1. Building Demolition

a.	Demolition Fee.	\$142.82
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2. Retaining Wall (SF of Total Wall Face)

a.	Minimum Fee for retaining walls.	\$142.82
b.	Retaining Walls with less than 8 feet of backfill.	\$.4786
c.	Retaining Walls with 8 feet or more of backfill.	\$.574

3. Outdoor Sign

a.	Fee per sign.	\$142.82
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4. Indoor Sign – fee per sign.

a.	First sign	\$142.82
b.	Each additional sign.	\$38.51

5. Ground Signs

a.	Non-residential. Multi-family and Multi-story base fee. Plus fee per square foot of gross floor area of basement, garages, or additions.	\$.2354
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6. Poles over 30 feet for flags and site lighting system.

a.	Flat fee per project.	\$142.82
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7. Private Residential Swimming Pools

a.	Permit fee.	\$142.82
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8. Public or semi-public Swimming Pools

a.	Permit fees.	\$287.26
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9. Special Inspection Project – the following shall apply when structure is designated as a Special Inspection Project.

a.	Building Projects	
i.	Up to 5,000 square feet, single story (unless covered by 9c.)	\$956.47
ii.	5,000 to 10,000 square feet	\$1,914.53
iii.	10,000 to 20,000 square feet	\$3,829.06
iv.	20,000 to 50,000 square feet	\$5,741.99
v.	50,000 to 100,000 square feet	\$7,656.51
vi.	100,000 square feet and above	\$9,571.05
b.	Retaining Wall Projects	
i.	Up to 1,000 square feet (unless covered by 9c.)	\$956.47
ii.	1,000 to 3,000 square feet	\$1,914.53
iii.	3,000 to 5,000 square feet	\$2,871.00
iv.	5,000 square feet and above	\$3,829.06
c.	Individual Structural Components including, but not limited to, Projects to which the Minor Critical Projects policy applies, up to four, per component.	\$383.55

K. PLAN REVIEW FILING FEES

a.	Residential (Single Family, Duplex, Townhouse, etc.) per unit.	\$112.17
b.	Non-residential, multi-family, multi-story.	35% of permit fees

III. ELECTRICAL FEES

All permits necessary under the provision of the Virginia Uniform Statewide Building Code shall be procured and paid for before initiation of the work covered by such permits. A separate electrical permit is required to install electrical equipment in each dwelling unit, each structure or each area of the structure for which a separate building permit has been issued. A separate electrical permit is required to install electrical signs and swimming pools.

A. RESIDENTIAL – Single family dwellings - Base fee applies see Item 4.

(Does not include multi-family, multi-story and R-3)

1. New Residential

a.		New Construction of dwelling units, fee per square foot, (includes basement and floor area.	\$.0978
b.		Minimum Fee.	\$86.28
c.		Temporary Service Fee	\$127.99

2. Existing Dwellings (Additions, Remodeling and Repairs)

a.		Base Fee, plus items 1 through 6 below	\$43.14
	i.	New Service (new and replacement)	\$43.14
	ii.	Fixtures/Receptacles (includes switches, each 10 or portion thereof:	\$8.62
	iii.	Circuits, each	\$2.86
	iv.	Stationary equipment, each (includes, but not limited to; bathroom exhaust fans, motors, pumps, welders, generators, car charging stations and solar panels).	\$11.51
	v.	Subpanels	\$24.45
	vi.	Pumps, each	\$86.28
b.		Service Connection Fee or reconnect (total fee – no base plus)	\$86.28
c.		Swimming Pools (total fee – no base plus)	\$86.28

B. NON- RESIDENTIAL – Includes all R-3, multi-family and multi-story. Base fee applies see Item 4.

1. Base fee

a.	Base fee plus the following items: 7, 11, 15, 18, 20, 21 and 22.	\$142.82
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2. Appliances and stationary equipment

a.	Includes but is not limited to; bathroom exhaust fans, dishwasher, disposal, dryer, water heater, kitchen range, car charging station and solar panels.	\$12.83
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3. Circuits

a.	New, extensions and feeders; bath fans are counted as circuits.	\$3.21
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4. Dental Chairs

a.	Each chair	\$22.46
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5. Duct Heaters

a.	For first unit	\$46.52
b.	For additional unit, each	\$25.68

6. Electrical Unit Heaters

a.	Space or Base Board Heaters, each	\$12.83
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7. Fire Alarm Systems (total fee – no base plus)

a.	Fee for systems up to 10 devices	\$190.96
b.	For each additional device	\$4.83

a.	Base fee plus the following items: 7, 11, 15, 18, 20, 21 and 22.	\$142.82
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8. Fixtures/Receptacles – includes switches, disconnects and smoke detectors.

a.	Fee for each 10 or portion thereof:	\$8.04
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9. Track Lighting

a.		Per lineal foot	\$.7657
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10. Gasoline Pumps/Dispensers

a.		Submerged pumps – see motors	\$12.83
b.		Dispensers, each unit	\$12.83

11. Generators (all types and voltage) total fee – no base plus

a.		Less than 100 KVA each unit	\$60.98
b.		100 KVA and above each unit	\$184.54

12. Groundworks

a.		Concealing of Conduits only	\$87.67
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13. Heating and Air Conditioning

a.		Less than 5 tons (each unit)	\$28.90
b.		5 tons and above (each unit)	\$86.67

14. Motors - (including commercial furnaces and ventilation equipment)

a.		Less than 5 H.P.	
	i.	First unit	\$12.83
	ii.	Each additional unit	\$8.04
b.		5 H.P. and above	
	i.	First unit	\$27.30
	ii.		\$14.46

15. Pole Lights: (total fee – no base fee)

a.		First Pole	\$28.90
b.		Each additional Pole	\$20.88

16. Service Entry (new, replacement, or metered for separate occupancies or main switches.

a.		Service 600 volts or less	
	i.	Less than 600 amps	\$105.91
	ii.	600 amps to less than 1200 amps	\$152.45
	iii.	1200 amps and above	\$306.51
b.		Service over 600 volts	\$410.83
c.		Service Reconnect Fee	\$142.82
d.		Temporary Service, for construction only	\$96.29

17. Outdoor Signs (total fee – no base fee)

a.		First Sign	\$142.82
b.		For each additional Sign	\$38.51

18. Indoor Signs (circuit connections) (total fee – no base fee)

a.		First sign	\$142.82
b.		For each additional sign	\$38.51

19. Neon Signs

a.		Fee per transformer	\$38.51
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20. Subpanels/Control Panel

a.		Total fee – no base plus	\$25.68
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21. Swimming Pools

a.		Non-residential swimming pools (total fee – no base plus)	\$287.26
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22. Temporary Wiring

a.	Tree sales, produce stands, tent sales, carnivals, fairs, circuses and other temporary activities. (total fee – no base plus)	\$142.82
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23. Transformers – all types and voltages)

a.	Less than 100 KVA (each unit)	\$60.98
b.	100 KVA and above (each unit)	\$184.54

24. Uninterruptible Power Supply - all types and voltages

a.	Less than 100 KVA (each unit)	\$60.98
b.	100 KVA and above (each unit)	\$184.54

25. Variable Air Volume Boxes

b.	Fees for Variable Air Volume Boxes	\$16.04
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26. Welders

a.	Welders	\$12.83
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27. X-Ray Machines

a.	X- Ray Machines, each	\$12.83
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28. Low voltage Systems

a.	Per square foot for first 10,000 SF area to be wired	\$.0286
b.	Per square foot for each additional square foot over 10,000 SF of area to be wired	\$.0056

29. Electrical Demolition

a.	Electrical Demolition Fee	\$142.82
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C. INDUSTRIALIZED BUILDING AND MANUFACTURED HOMES:

1. Interiors of preapproved industrialized buildings or manufactured units shall not require a permit unless the structure is modified.
2. Other Electrical Fees shall be priced per the electrical schedule above.

IV. MECHANICAL FEES

All permits necessary under the provision of the Virginia Uniform Statewide Building Code shall be procured and paid for before initiation of the work covered by such permits. A separate electrical permit is required to install mechanical equipment in each dwelling unit, each structure or each area of the structure for which a separate building permit has been issued.

A. RESIDENTIAL – base fee applied see item 4.

1. Duct Work Only

a.	One Zone fee plus	\$176.90
b.	Each additional Zone	\$112.17
c.	1 zone system over 4 tons shall be charged as 2 zones	

2. A/C Equipment Replacement

a.	Indoor or Outdoor	\$86.28
b.	Both	\$127.99

3. Furnace Replacement

a.	Replacement Fee	\$86.28
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4. Wood Stoves, gas logs

a.	Stoves or Gas Log Installations or replacement	\$86.28
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5. Prefabricated Fireplaces

a.	This fee for wood burning stoves or prefabricated fireplaces is added to the other mechanical fees even if the same owner or contractor performs the work.	\$86.28
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6. Oil and L. P Tanks

a.	New or Removal, in or above ground	\$86.28
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7. Building Fire Suppression Systems

a.	Fire Suppression System Fee	\$86.28
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8. Ductwork only

a.	Additions and Finished Basements Fee	\$86.28
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B. NON-RESIDENTIAL MECHANICAL – base fee applies see Item 4.

1. Ductwork

a.	0 - 2,500 square feet fee per square feet, plus equipment schedule	\$.0805
b.	2,501 – 5,000 sq. ft. fee per sq. ft. plus above fee	\$.0516
c.	5,001 – 40,000 sq. ft. fee per sq. ft. plus above fee	\$.0345
d.	40,000 sq. ft. fee per sq. ft. plus above fee	\$.0191

2. Hoods

a.	Exhaust fans for hoods (fee per fan)	\$142.82
b.	Hood Fee – per sq. ft. of each hood area	\$6.42
c.	Hood Fire Suppression, per system	\$142.82

3. Chilled + Hot H2O, Steam Piping

a.	0 – 2,00 2,500 square feet fee per square feet, plus equipment schedule	\$.0422
b.	2,501 – 5,000 sq. ft. fee per sq. ft. plus above fee	\$.0345
c.	5,001 sq. ft. and above fee per sq. ft. plus above fee	\$.0262

4. Equipment schedule (new or replacement)

a.	Power boilers	
	i. Base fee plus	\$142.82
	ii. Fee Per H.P.	\$1.39
b.	Hot water boiler or steam boiler	
	i. Base fee plus	\$142.86
	ii. Fee for each 100,000 BTU/HR or fraction thereof over 200,000 BTU/HR	\$16.04
c.	Incinerators and crematory per 100/HR burning rate or fraction thereof:	\$56.15

d.		Furnaces (central heating, duct, oil and solid burning rate or fraction thereof:	
	i.	Up to 200 MBH input – base fee plus	\$142.82
	ii.	For each additional 100 MBH or fraction thereof:	\$14.46
e.		Refrigeration (product cooling)	
	i.	Base fee plus	\$142.82
	ii.	Fee for each ton over 5	\$9.63
f.		Heating and Air Conditioning (all units)	
	i.	Base fee plus	\$197.39
	ii.	Fee for each ton over 5	\$25.68
g.		Relocation of existing heating and air conditioning, fee for each relocated unit, to include relocation of ductwork	\$171.71
h.		Conversion of burner	\$142.82
i.		Air Compressors	\$142.82
j.		Auto lifts, each (or minimum fee)	\$28.90
k.		Auto Emissions System (in slab or above floor) includes the exhaust fan.	\$142.82
l.		Chiller/Cooling Tower	
	i.	Base fee plus	\$142.82
	ii.	Fee per ton	\$1.41
m.		Unit heaters, space heaters, through wall heat pump or A/C, exhaust fan (other than hood), dryer vents, VAV fans and fan coil units.	
	i.	Base fee each, for first 10	\$142.82
	ii.	Fee each additional thereof:	\$12.83
n.		Additional equipment not listed, to include generators; each type counted separately.	\$142.82

5. Smoke Evacuation System

a.		Volume of air is only to be calculated for the affected area, not additional areas not part of the zone	
	i.	Per cubic foot up to 25,000 cubic feet	\$.0073
	ii.	Per cubic foot 25,001 – 50,000 cubic feet plus above fees	\$.0040
	iii.	Per cubic foot 50,001 – 400,000 cubic feet plus above fees	\$.0030
	iv.	Per cubic foot 400,000 and above, plus above fees	\$.0015
b.		Smoke Removal Fan	
		If Smoke Removal Fan is an integral part of an HVAC system, fees are to be calculated based upon cubic footage.	\$142.82

6. Gas Piping

a.		LP or Natural gas – fee per meter plus	\$142.82
	i.	Regulators, up to 10	\$142.82
	ii.	Regulators, 11 or more	\$239.11
b.		Fee for each connected appliance per system	\$12.83
c.		Medical gas piping fee	\$142.82
	i.	Per manifold per type of gas	\$142.82

	ii.	Fee per outlet, up to 30 outlets	\$11.26
	iii.	Fee for each additional 10 outlets, or part of thereof:	\$4.83
d.		Residential which have gas piping systems to supply the furnace, hot water heater, stove or gas logs.	
	i.	Fee for first 10 units plus	\$142.82
	ii.	Each additional unit plus	\$11.26
	iii.	Fee for each appliance outlet	\$11.26

7. Flammable and combustible liquid tanks

a.		Storage tank removal or abandonment (each tank)	\$184.54
b.		Storage tank installation and testing, each tank including piping.	\$439.71
c.		Piping only (each tank)	\$258.36
d.		Above or underground tanks up to 550 gallons, each (or minimum fee)	\$60.98

8. Elevator

a.		New Elevators and Escalators, each	\$142.82
b.		Miscellaneous: Sidewalk lifts, material lifts, cart lifts, stair lifts and porch lifts, per lift.	\$142.82

9. Building Fire Suppression

a.		Sprinkler Limited Areas	\$184.54
b.		Sprinkler Light Hazard Occupancy – minimum fee	\$335.40
	i.	1–100 heads (fee per head)	\$6.12
	ii.	101–300 heads fee per head	\$4.83
	iii.	301-500 heads fee per head	\$3.21
	iv.	501 and above sprinkler heads – fee per head	\$3.21
c.		Sprinkler Ordinary Hazard and Rack Storage –minimum fee	\$335.40
	i.	1–100 heads (fee per head)	\$6.12
	ii.	101–300 heads fee per head	\$4.83
	iii.	301-500 heads fee per head	\$3.21
	iv.	501 and above sprinkler heads – fee per head	\$3.21
d.		Sprinkler Extra Hazard – minimum fee	\$335.40
	i.	1–100 heads (fee per head)	\$6.12
	ii.	101–300 heads fee per head	\$4.83
	iii.	301-500 heads fee per head	\$3.21
	iv.	501 and above sprinkler heads – fee per head	\$3.21
e.		NFPA 13D Systems – fee per system	\$335.40
	i.	1–100 heads (fee per head)	\$6.12
	ii.	101–300 heads fee per head	\$4.83
	iii.	301-500 heads fee per head	\$3.21
	iv.	501 and above sprinkler heads – fee per head	\$3.21

f.		Dry Pipe System added on (per dry pipe valve)	\$142.82
g.		Sprinkler with stand pipe on (per standpipe riser)	\$96.69
h.		Stand Pipe System only – base fee plus	\$335.40
	i.	each additional riser after one	\$96.69
i.		Fire Pumps, per pump	\$335.40
j.		Underground fire line, per line	\$287.26
k.		Carbon Dioxide Extinguishing System (per system)	\$287.26
l.		Clean Agent Extinguishing System (per system)	\$142.82
m.		Dry chemical system (per system)	\$142.82
n.		Wet chemical system (per system)	\$142.82

10. Industrialized (modular) buildings require a mechanical permit when building arrives on job in more than one module requiring assembly.

a.		Base Fee plus	\$127.99
b.		Add all additional equipment with fees – see Mechanical Equipment under Item 4.	

11. Mechanical Demolition

a.		Mechanical demolition fee	\$142.82
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V. PLUMBING FEES

All permits necessary under the provision of the Virginia Uniform Statewide Building Code shall be procured and paid for before initiation of the work covered by such permits. A separate plumbing permit is required to install plumbing equipment in each dwelling unit, each structure or each area of the structure for which a separate building permit has been issued.

A. RESIDENTIAL - Single family dwellings (Does not include multi-family, multi-story and R-3)

1. New Residential

a.		Base Fee plus	\$86.28
b.		Each fixture and appliance, which includes floor drains, ice makers, hose Bibbs, potable water connections to boilers or other non-potable tanks or equipment, and roughed in fixtures. (no gas)	\$7.18

2. Additions/Remodeling (no gas)

a.		Base Fee plus	\$86.28
b.		Each fixture and appliance, which includes floor drains, ice makers, hose Bibbs, potable water connections to boilers or other non-potable tanks or equipment, and roughed in fixtures. (no gas)	\$7.18

3. Lawn Sprinklers

a.		(backflow prevention only)	\$86.28
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4. Water Service

a.		Per service when new, repaired or replaced.	\$86.28
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5. Building Sewer

a.		Per each 100 feet or portion thereof;	\$86.28
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6. Pressure Reducing Valve

a.		Each Valve	\$11.51
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7. Backwater valves for sewers

a.		Each Valve	#11.51
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8. Cross Connection Fee

a.		Per Device	\$11.51
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9. Natural Gas/L. P. Gas

a.		Base Fee	\$86.29
b.		Each Gas Appliance	\$7.18

10. Liquid Petroleum Storage Tanks

a.		New or removals, in or above ground (per permit)	\$86.29
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B. NON-RESIDENTIAL PLUMBING

1. New Structures, Additions and Alterations - Includes all R-3, multi-family and multi-story.

a.		Base Fee plus	\$190.96
b.		Each Fixture; includes floor drains, Hose Bibbs, potable water connections to boilers and other non-potable tanks or equipment and fixtures connected to potable water systems. (E.g. coffee makers, ice makers, etc.)	\$8.04
c.		Removal or capping off fixtures.	\$8.04

2. Appliances

a.		In addition to appliances normally associated with residential and non-residential structures, appliances include ejectors, dishwashers, sewage and garbage disposals, water heaters, water booster pumps, sump pumps, sand or grease interceptors and separators, trench drains and reclaim tanks.	\$30.47
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3. Storm Drains

a.		Per 50,000 square feet of roof, or portion thereof:	\$142.82
b.		Each roof drain and/or downspout tying into the storm drain.	\$30.47

4. Building Sewer and storm sewer, per lateral, for each 100 feet or portion thereof: New, repair, or replacement when inspected by Building Inspector.

a.		Sewer Tap if inspected by Building Department.	\$142.82
a.		Sewer line to building drain connection if separate permit	\$142.82

5. Water Service: Per service (new, repair, or replacement) from well or public supply system (including swimming pools). The number of water service connections to a building will be determined by the number of meters or the number of lines entering the building.

a.		Water supply to building if inspected by Building Department.	\$142.82
b.		Water main tap if inspected by the Building Department	\$142.82
c.		Water Service to building if separate permit.	\$142.82

6. Cross Connection Devices (no fee for building maintenance code issues)

a.		Minimum Fee per building	\$142.82
b.		Maximum Fee per building	\$861.78

7. Water Softeners, filter systems

a.		Fee per each device	\$96.29
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8. Building Drain

a.		Without any fixtures (Base fee)	\$190.96
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9. Ground Work

		May be assessed through a Site Plan Fee	
a.		Base fee	\$190.96
b.		Each Fixture	\$8.04

10. Trap Primer

a.		Each Trap	\$12.83
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11. Pressure Reducing Valve

a.		Each Reducing Valve	\$12.83
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12. Backwater Valve

a.		Each Backwater Valve	\$12.83
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13. Mixing Valves

a.		Each Mixing Valve	\$12.83
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14. Recirculating Pumps

a.		Each Mixing Valve	\$12.83
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15. Sauna or Steam Baths

a.		Each	\$142.82
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16. Plumbing Demolition

a.		Demolition Fee	\$142.82
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17. Gas Demolition

a.		Demolition Fee	\$142.82
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C. INDUSTRIALIZED BUILDING AND MANUFACTURED HOMES

1. Residential Plumbing

a.		Base Fee for water and sewer connections	\$127.99
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2. Residential Gas

a.		Base Fee for Gas connections	\$86.28
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3. Non-residential

a.		Base fee for Non-residential sewer and water connection	\$171.14
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Conditional Use Permit Categories

Category A

Bicycle sales and repair, contractors where all services are performed offsite and where there is no storage of supplies or equipment outside the building, garages and public parking, household appliance sale and service store, horse stable, locksmith, museum, off premise sale of beer and wine, pet shops including boarding kennels, video sales and rental, bed and breakfast inn, dog grooming without any kennel facilities, up to 2 residential units located above ground floor commercial.

Category B

Amusement Parlors, child care or adult daycare center, commercial radio or television broadcasting station studio or offices, cultural art and entertainment center, drug store with drive through window, hotel or motel, miniature golf course and driving range, public maintenance and storage facilities, shooting range indoor, veterinary hospital with boarding kennels.

Category C

Convenience stores and service establishments such as but not limited to automatic self-service laundries, banks and financial institutions with a drive-through, uses with a drive through window, places of worship, equestrian facility, furniture store with retail floor area under 20,000 square feet, laundry cleaning and dyeing in which no combustible solvent is used, live theaters, live entertainment centers, model car racetracks, movie theaters, assembly halls, philanthropic and charitable institutions, private clubs and lodges, rental of tools/appliances/machinery and similar equipment to the general public where the rental items are stored and/or repaired within the building, 3 or more residential units located above ground floor commercial, school k-9, wholesale business with parking in the rear, stand-alone car wash, trade or convention center.

Category D

Fast Food restaurants with a drive through window, automobile sales and services, automobile rental agencies, electric equipment and component manufacturing, funeral homes without crematories and live animal slaughter, gasoline filling stations, heliport or helipad, horse racetrack, marina, metal fabrication, mobile home sales, processing and manufacturing establishments that are objectionable when processing or manufacturing that is incidental to a retail business conducted on premises and more than 10 employees employed on the premises engaged in processing or manufacturing activities.

AT A MEETING OF THE DUMFRIES TOWN COUNCIL HELD ON TUESDAY, APRIL 21, 2020 IN COUNCIL CHAMBERS, 17739 MAIN STREET, SUITE 200, DUMFRIES, VIRGINIA: ON A MOTION DULY MADE BY _____, AND SECONDED BY _____, THE FOLLOWING ORDINANCE WAS ADOPTED BY THE FOLLOWING VOTE:

Charles C. Brewer, ;
Brian K. Fields,;
Selonia B. Miles,;
Cydney A. Neville,;
Monaé S. Nickerson,;
Melva P. Willis,;
Derrick R. Wood,;

RESOLUTION TO ADOPT THE FY2021-2025 CAPITAL IMPROVEMENT PLAN

WHEREAS, the Town Manager presented the FY2021-2025 Capital Improvement Plan (CIP); and

WHEREAS, on April 21st the Town Council held a duly advertised public hearing, as required by law on the General Fund Budget for Fiscal Year 2021, which includes appropriations to support the Capital Improvement Plan; and

WHEREAS, the FY2021-2025 Capital Improvement Plan (CIP) serves the purpose of implementing the goals of the Town Council and the Town's Comprehensive Plan; and

NOW, THEREFORE BE IT RESOLVED, by the Council of the Town of Dumfries, on this 21st day of April, 2020 does hereby adopt the FY2021-2025 Capital Improvement Plan (CIP).

This Resolution shall be effective July 1, 2020.

By Order of Council:

Derrick R. Wood, Mayor

ATTEST:

Dawn Leander, Town Clerk

AT A MEETING OF THE DUMFRIES TOWN COUNCIL HELD ON TUESDAY, APRIL 21, 2020 IN COUNCIL CHAMBERS, 17739 MAIN STREET, SUITE 200, DUMFRIES, VIRGINIA: ON A MOTION DULY MADE BY _____, AND SECONDED BY _____, THE FOLLOWING ORDINANCE WAS ADOPTED BY THE FOLLOWING VOTE:

Charles C. Brewer, ;
Brian K. Fields,;
Selonia B. Miles,;
Cydny A. Neville,;
Monaé S. Nickerson,;
Melva P. Willis,;
Derrick R. Wood,;

RESOLUTION AUTHORIZING THE ISSUANCE OF UP TO \$2,750,000 PRINCIPAL AMOUNT OF GENERAL OBLIGATION REFUNDING BOND OR BONDS OF THE TOWN OF DUMFRIES, VIRGINIA, FOR THE PURPOSE OF REFUNDING

WHEREAS, the Dumfries Town Council authorizes the issuance of up to \$2,750,000 principal amount of General Obligation refunding bond or bonds of the Town of Dumfries, Virginia, for the purpose of refunding certain General Obligation bonds of the Town and providing for the form, details and payment, and;

NOW, THEREFORE BE IT RESOLVED, by the Council of the Town of Dumfries, on this 21st day of April, 2020 in detail as follows:

Section 1 — Definitions

Unless the context shall clearly indicate some other meaning, the following words and terms shall for all purposes of this Resolution and of any certificate, resolution or other instrument amendatory thereof or supplemental thereto for all purposes of any opinion or instrument or other documents therein or herein mentioned, have the following meanings:

“Act” shall mean the Public Finance Act, Chapter 26, Title 15.2 of the Code of Virginia of 1950, as amended.

“Bond Counsel” shall mean Sands Anderson PC or another attorney or firm of attorneys nationally recognized on the subject of municipal bonds selected by the Town.

“Bondholders,” “Holders of the Series 2020 Bond” or “Holders” shall mean the registered owners of the Series 2020 Bond.

“Bond Purchase Agreement” shall mean the Bond Purchase Agreement between the Town and the Purchaser setting forth the terms of the loan represented by the Bond.

“Business Day” shall mean any Monday, Tuesday, Wednesday, Thursday or Friday on which commercial banks generally are open for business in the Commonwealth of Virginia.

“Clerk” shall mean the Town Clerk or the Deputy Town Clerk.

“Closing Date” shall mean the date on which the Series 2020 Bond is issued and delivered to the Purchaser.

“Code” shall mean the Internal Revenue Code of 1986, as amended, and applicable regulations, procedures and rulings thereunder.

“Commonwealth” shall mean the Commonwealth of Virginia.

“Council” shall mean the Town Council of the Town of Dumfries, Virginia.

“Maturity Date” shall mean February 1, 2041, or such earlier dates for one or more designations of Series 2020 Bonds as may be selected by the Town Representative in accordance with Section 3 hereof.

“Mayor” shall mean the Mayor or Vice Mayor of the Town.

“Outstanding” when used in reference to the Series 2020 Bond shall mean, as of a particular date, the Series 2020 Bond authenticated and delivered under this Resolution except as to portions (i) canceled by the Town at or before such date, (ii) for the redemption or purchase of which cash or noncallable direct obligations of the United States of America, equal to the redemption or purchase price thereof to the redemption or purchase date, shall have been deposited with the Paying Agent, for which notice of redemption or purchase shall have been given in accordance with the Resolution or (iii) which is defeased as provided for in the Bond Purchase Agreement, except that such Series 2020 Bond shall be considered Outstanding until the maturity or redemption date thereof only for the purposes of actually being paid.

“Paying Agent” shall mean the Treasurer of the Town acting as Paying Agent hereunder as designated and authorized under Section 3 or the successors or assigns serving as such hereunder.

“Payment Date” shall have the meaning set forth in the Bond Purchase Agreement.

“Purchaser” shall mean Sterling National Bank.

“Registrar” shall mean the Paying Agent, or the successors or assigns serving as such hereunder.

“Series 2020 Bond” shall mean the Town’s General Obligation Refunding Bond, Series 2020, which may be issued in one or more series, in an aggregate principal amount not to exceed \$2,750,000 authorized to be issued hereunder.

“Town” shall mean the Town of Dumfries, Virginia.

“**Town Manager**” shall mean the Town Manager of the Town, or any acting Town Manager designated by Council.

“**Town Charter**” shall mean the Town Charter of the Town of Dumfries, as amended.

Section 2 — Findings and Determinations

The Council has received a plan of refinancing from the Town’s Financial Advisor, Davenport & Company LLC (the “**Financial Advisor**”) and determined under such plan to issue its refunding bond to currently refund the Town’s General Obligation Bond, Series 2010B, (the “**Refunded Bond**”) and to pay costs incurred refunding the Refunded Bond and in issuing such refunding bond. The Council has determined that the refunding of the Refunded Bond will provide debt service savings which will benefit the Town and its citizens.

The Council has determined that (i) the Town is in need of funds to be used by the Town for refunding the Refunded Bond and paying certain costs of issuance of the Series 2020 Bond, (ii) the obtaining of such funds will be for municipal purposes of the Town for the welfare of citizens of the Town for purposes which will serve the Town and its citizens, (iii) the most effective, efficient and expedient manner in which to provide such funds to refund the Refunded Bond is by the issuance of the Series 2020 Bond in the maximum principal amount of up to \$2,750,000, the issuance of such Series 2020 Bond being within the power of the Town to contract debts, borrow money and make and issue evidence of indebtedness, and (iv) the issuance of the Series 2020 Bond is in the best interests of the Town and its citizens.

Pursuant to Section 15.2-2643 *et seq.* of the Act, the Town is authorized to issue refunding bonds under the provisions of the Act. The Council elects to issue the Series 2020 Bond pursuant to the Act.

Section 3 — Authorization, Form and Details of the Series 2020 Bond

Pursuant to the Constitution and statutes of the Commonwealth of Virginia, the Series 2020 Bond shall be issued and sold to provide funds to (a) refund the Refunded Bond and (b) pay the costs of refunding the Refunded Bond and of issuing the Series 2020 Bond.

The Series 2020 Bond shall be designated as the Town's General Obligation Refunding Bond, Series 2020 or such other designations (including letter designations for each maturity if appropriate) as may be determined by the Town Manager, any acting Town Manager designated by Council or the Town Treasurer/Finance Director (**hereinafter the Town Manager, acting Town Manager or Town Treasurer/Finance Director shall be referred to as the "Town Representative"**). The Series 2020 Bond[s] shall be issuable as a fully registered bond or bonds, without coupons, shall be dated as of the Closing Date, shall be numbered R-1 (with letter designations as appropriate) and shall bear interest payable on the applicable Payment Dates at a rate not to exceed 3.73% per annum (subject to conversion upon a Conversion Date as described below to 2.80% per annum (the “**Conversion Rate**”) and thereafter subject to any provisions in the Bond Purchase Agreement relating to adverse change in tax status of interest payments on the Series 2020 Bond, if any). Principal of the Series 2020 Bond shall be paid in full on or before the

Maturity Date. Prepayment of the Series 2020 Bond shall be permitted in whole or in part after February 1, 2027.

On or after November 1, 2020, the interest rate on the Series 2020 Bond may be converted to the Conversion Rate upon delivery of an opinion of Bond Counsel that the Series 2020 Bond may be treated as tax-exempt for federal income tax purposes as of such date (**the “Conversion Date”**).

The Series 2020 Bond is hereby authorized to be issued under the Act. The Series 2020 Bond shall bear interest from the date on which it is authenticated. Interest on the Series 2020 Bond shall be computed on the basis of 30-day months and a 360-day year.

Principal of, and interest on, the Series 2020 Bond shall be payable in lawful money of the United States of America. Principal of and interest on the Series 2020 Bond shall be payable at the principal office of the Paying Agent upon presentation and surrender of the Bond on its Maturity Date, provided that presentation and surrender shall not be required in connection with scheduled payments of principal except with respect to the final payment of principal.

The Series 2020 Bond shall be printed, lithographed or typewritten and shall be substantially in the form set forth below, with such appropriate variations, omissions and insertions as are permitted or required by this Resolution.

If any principal of, or interest on, the Series 2020 Bond is not paid when due (whether at maturity, by acceleration or call for redemption, or otherwise), then, to the extent permitted by law, the overdue installments of principal shall bear interest until paid at the same rate as set forth in the Series 2020 Bond.

The Series 2020 Bond shall be signed by the facsimile or manual signature of the Mayor or Vice-Mayor. The facsimile of the Town seal shall be printed thereon or manually impressed thereon and attested by the facsimile or manual signature of the Clerk. In case any officer whose signature or facsimile of whose signature shall appear on the Series 2020 Bond shall cease to be such officer before delivery of the Series 2020 Bond, such signature or facsimile shall nevertheless be valid and sufficient for all purposes, the same as if he or she remained in office until such delivery. The Series 2020 Bond may bear the facsimile signature of or may be signed by such persons as at the actual time of the execution thereof shall be the proper officers to sign the Series 2020 Bond although on the date of delivery of the Series 2020 Bond such persons may not have been such officers.

The Series 2020 Bond shall bear a certificate of authentication, in the form set forth in the “Form of Bond” attached as Exhibit A hereto, duly executed by the Registrar. The Registrar shall authenticate the Series 2020 Bond with the signature of an authorized officer of the Registrar. Only the authenticated Series 2020 Bond shall be entitled to any right or benefit under this Resolution, and such certificate on the Series 2020 Bond issued hereunder shall be conclusive evidence that the Series 2020 Bond has been duly issued and is secured by the provisions hereof. Upon a Conversion Date, the Purchaser may request, and the Town and the Registrar shall deliver upon such request a revised form of Series 2020 Bond reflecting the Conversion Rate.

The Paying Agent shall act as Registrar and shall maintain registration books for the registration and the registration of transfer of the Series 2020 Bond. The Town Treasurer is hereby designated and authorized to act as Paying Agent and Registrar hereunder. The transfer of the Series 2020 Bond may be registered only on the books kept for the registration and registration of transfer of the Series 2020 Bond (or any interest therein) upon surrender thereof to the Registrar together with an assignment duly executed by the registered holder in person or by his or her duly authorized attorney or legal representative in such form as shall be satisfactory to the Registrar. Upon any such transfer, the Town shall execute and the Registrar shall authenticate and deliver, in exchange of the Series 2020 Bond, a new Series 2020 Bond or new Series 2020 Bonds, registered in the name of the transferee or transferees, of the same series, maturity and interest rate as the Series 2020 Bond so exchanged, in any denomination or denominations authorized by this Resolution. Notwithstanding anything herein to the contrary, the Series 2020 Bond may only be transferred to affiliates of the then current Bondholder or to banks, insurance companies or other financial institutions and their affiliates (including participation arrangements with such entities) and shall only be transferred in denominations equal to or greater than \$250,000.

The Registrar shall not be required to make any such registration or registration of transfer during the fifteen (15) days immediately preceding any Payment Date, the Maturity Date or a redemption date.

Prior to due presentment for registration of transfer for the Series 2020 Bond, the Registrar shall treat the registered holder as the person exclusively entitled to payment of principal of, premium, if any, and interest on, the Series 2020 Bond and the exercise of all other rights and powers of the Holder.

If the Series 2020 Bond has been mutilated, lost or destroyed, the Town shall execute and the Registrar shall authenticate and deliver a new Series 2020 Bond of like date and tenor in exchange or substitution for, and upon cancellation of, such mutilated Series 2020 Bond or in lieu of and in substitution for such lost or destroyed Series 2020 Bond; provided, however, that the Town and the Registrar shall execute, authenticate and deliver such Series 2020 Bond only if the Holder has paid the reasonable expenses and charges of the Town and the Registrar in connection therewith and, in the case of a lost or destroyed Series 2020 Bond, has furnished to the Town and the Registrar (a) evidence satisfactory to them that such Series 2020 Bond was lost or destroyed and the Holder was the owner thereof and (b) indemnity satisfactory to them. If the Series 2020 Bond has matured, instead of issuing a new Series 2020 Bond, the Registrar may pay the same without surrender thereof upon receipt of the aforesaid evidence and indemnity.

If the Series 2020 Bond has been paid (whether at maturity, by acceleration or otherwise) or delivered to the Paying Agent for cancellation, the Series 2020 Bond shall not be reissued and the Registrar shall, unless otherwise directed by the Town, cremate, shred or otherwise dispose of the Series 2020 Bond. The Registrar shall deliver to the Town a certificate of any such cremation, shredding or other disposition of the Series 2020 Bond.

Notice of redemption shall be sent by registered or certified mail by the Registrar to the registered Holder of the Series 2020 Bond to be redeemed at his or her address as it appears on the registration books, provided that failure to give such notice, or any defect therein, shall not affect the validity of any proceedings for the redemption of the Series 2020 Bond with respect to which no such failure has occurred.

The Series 2020 Bond shall be substantially in the form set forth on Exhibit A attached hereto, with such appropriate variations, omissions or insertions as may be approved by the Mayor or Vice-Mayor, either of whom may act, whose approval thereof shall be conclusively evidenced by the execution, delivery or acceptance of such Series 2020 Bond by the Mayor or Vice-Mayor, either of whom may act, with such variations, omissions or insertions, and may have endorsed thereon such legend or text as may be necessary or appropriate to conform to any applicable rules and regulations of any governmental authority or any usage or requirement of law with respect thereto.

Section 4 — Proceeds

Proceeds received from the sale of the Series 2020 Bond shall be expended to (a) refund the Refunded Bond, which refunding is expected to occur on the Closing Date but in all events is to be accomplished within 90 days of the Closing Date, and (b) pay certain costs of issuance of the Series 2020 Bond, in accordance with a closing memorandum prepared by Davenport & Company, LLC as financial advisor to the Town.

Section 5 — General Obligation

The Council, in accordance with Section 15.2-2624 of the Act, is hereafter authorized and required to levy and collect annually, at the same time and in the same manner as other taxes of the Town are assessed, levied and collected, a tax upon all taxable property within the Town, over and above all other taxes, authorized or limited by law and without limitation as to rate or amount, sufficient to pay when due the principal of and premium, if any and interest on the Series 2020 Bond, to the extent other funds of the Town are not lawfully available and appropriated for such purpose.

Section 6 — Event of Default

Each of the following shall constitute an event of default hereunder:

- (a) Failure to pay the principal of the Series 2020 Bond when due;
- (b) Failure to pay interest on the Series 2020 Bond when due;
- (c) Failure of the Town to perform any other covenant or agreement contained in this Resolution or the Bond Purchase Agreement, if any, which failure shall have continued for 60 days after the notice thereof from the Holder of the Series 2020 Bond; provided, however, that if any such failure shall be such that it cannot be cured or corrected within a 60-day period but is, in fact, susceptible of cure or correction, it shall not constitute an event of default if curative or

corrective action is instituted within said period and diligently pursued until the failure of performance is cured or corrected;

(d) The instituting of any proceeding with the consent of the Town for the purpose of effecting composition between the Town and its creditors or for the purpose of adjusting the claims of creditors pursuant to any federal or state statute; or

(e) If the Town for any reason shall be rendered incapable of fulfilling its obligations under this Resolution or the Bond Purchase Agreement.

Section 7 — Enforcement by Bondholder

The Holder of the Series 2020 Bond may by mandamus or other appropriate proceeding at law or in equity in any court of competent jurisdiction, enforce and compel performance of this Resolution and every provision and covenant thereof, including without limiting the generality of the foregoing, the enforcement of the performance of all obligations and duties and requirements to be done or performed by the Town by the Resolution or by the applicable laws of the Commonwealth.

Section 8 — Modification of Bond Resolution

The Town may, without the consent of the Bondholder, make any modification or amendment of this Resolution required to cure any ambiguity or error herein contained or to make any amendments hereto or to grant to the Bondholder additional rights.

The Holder of the Series 2020 Bond shall have the power to authorize any modifications to this Resolution proposed by the Town other than as permitted above.

Section 9 — No Arbitrage Covenant and Covenants and Designations as to the Code

The Town hereby covenants that it will not use or invest, or permit the use or investment of any proceeds of the Series 2020 Bond, in a manner that would cause the Series 2020 Bond to be subjected to treatment under Section 148 of the Code and the regulations adopted thereunder as “arbitrage bonds,” and to that end the Town shall comply with applicable regulations adopted under said Section 148 of the Code.

The Town covenants to comply with the Code provisions requiring that any issuance of “governmental bonds,” as defined therein, be subject to certain requirements as to rebate and timing and type of payments to be paid for from the proceeds of such bonds, as well as other additional requirements. In order to assure compliance with such Code provisions, the Town will enter into a Nonarbitrage and Tax Certificate to comply with such requirements and will covenant that it will not breach the terms thereof.

Section 10 — Further Actions Authorized

The form of the Bond Purchase Agreement presented to this meeting is hereby approved, and the Mayor, Vice Mayor and Town Manager, or any of them, are authorized and directed to consent to the terms of the sale of the Series 2020 Bond and to execute and deliver the Bond Purchase Agreement, with such changes and amendments as the officer executing the same shall approve, such approval to be conclusively evidenced by his execution and delivery thereof. The Mayor, Vice Mayor, Town Clerk, Town Manager, Town Treasurer/Finance Director, Town Attorney, Bond Counsel and all other officers, employees and agents of the Town are hereby authorized and directed to take any and all such further action as shall be deemed necessary or desirable in order to effectuate delivery of, and payment for, the Series 2020 Bond, all in accordance with the Resolution, including, but not limited to, the execution and delivery of any escrow agreement or other documentation necessary in connection with the refunding of any obligations issued to finance the acquisition of the Refunded Bond. The signature of such officers or employees shall be conclusive evidence of the approval of any such action by the Council.

Section 11 — Invalidity of Sections

If any section, paragraph, clause or provision of this Resolution shall be held invalid or unenforceable for any reason, the invalidity or unenforceability of such section, paragraph, clause or provision shall not affect any of the remaining portions of this Resolution.

Section 12 — Headings of Sections, Table of Contents

The headings of the sections of this Resolution and the Table of Contents appended hereto or to copies hereof shall be solely for convenience of reference and shall not affect the meaning, construction, interpretation or effect of such sections of this Resolution.

Section 13 — Effectiveness and Filing of Resolution

This Resolution shall take effect immediately. A certified copy of this Resolution shall be filed by the Clerk with the Clerk of the Circuit Court of the County of Prince William, Virginia. The filing of this Resolution with the Clerk of the Circuit Court of the County of Prince William, Virginia shall be deemed to be the filing of an initial resolution or Resolution with such Court for all purposes of the Act. Any Resolutions or resolutions inconsistent herewith previously adopted by the Town Council are amended to be consistent with this Resolution. Pursuant to Section 15.2-2643 of the Act, no approval of the authorization, sale, or exchange of the Series 2020 Bond shall be required by any official, court, board, or body and no publication of any notice, order, resolution, or proceeding relating to the issuance of the Series 2020 Bond shall be necessary.

The Members of the Town Council voted as follows:

Ayes

Nays

Absent

Abstentions

Adopted this 21st day of April, 2020.

The undersigned Clerk of the Town Council of the Town of Dumfries, Virginia hereby certifies that the foregoing constitutes a true and correct extract from the minutes of a meeting of the Town Council held on April 21, 2020, and of the whole thereof so far as applicable to the matters referred to in such extract. I hereby further certify that such meeting was a regularly called meeting and that, during the consideration of the foregoing resolution, a quorum was present and action was taken in an open meeting.

Dated this ____ day of April, 2020.

Clerk, Town Council of the
Town of Dumfries, Virginia

EXHIBIT A

“FORM OF BOND”

No. R-____

\$ _____

**UNITED STATES OF AMERICA
COMMONWEALTH OF VIRGINIA, TOWN OF DUMFRIES**

**GENERAL OBLIGATION REFUNDING BOND
SERIES 2020**

Dated: _____, 2020

**Registered Holder: _____
2035**

Maturity Date: February 1,

Principal Sum: \$ _____

Interest Rate: ___%

KNOW ALL PERSONS BY THESE PRESENTS, that the Town of Dumfries, Virginia (**hereinafter sometimes referred to as the “Town”**), a Town of the Commonwealth of Virginia, for value received hereby promises to pay to the registered holder (named above), or assigns or legal representative, in installments and on the Maturity Date (specified above), subject to prepayment or prior redemption as described herein, the Principal Sum (specified above) to the registered holder in the amounts and on the payment dates set forth on Schedule A attached hereto, and to pay interest on said Principal Sum at the annual rate stated above (subject to adjustment to the Conversion Rate upon the Conversion Date as described below) in the amounts and on the payment dates set forth on Schedule A attached hereto.

On or after November 1, 2020, the interest rate on this Bond may be converted to 2.80% per annum (**the “Conversion Rate”**) upon delivery of an opinion of Sands Anderson PC as bond counsel to the Town dated as of such date (**the “Conversion Date”**) that, as of such date, the Bond qualifies as tax-exempt for federal income tax purposes. This Bond shall not be subject to redemption or prepayment on such Conversion Date. The holder hereof may request the Town deliver and the Registrar authenticate a new Bond reflecting the Conversion Rate upon surrender of this Bond to the Registrar.

After a Conversion Date, upon a Determination of Taxability (as defined below), the interest rate on this Bond shall be automatically adjusted to the original taxable rate hereof of 3.73% (**the “Taxable Rate”**) from the Date of Taxability (as defined below). For purposes of this Bond, the following terms have the following meanings:

“Date of Taxability” means the earliest date after a Conversion Date as of which interest on this Bond shall have been determined to be includable in the gross income of the Bondholder pursuant to a Determination of Taxability.

“Determination of Taxability” means and shall be deemed to have occurred on the first to occur of the following:

(i) on that date when the Town files any statement, supplemental statement or other tax schedule, return or document which discloses that an Event of Taxability shall have in fact occurred;

(ii) on the date when the Bondholder notifies the Town that it has received a written opinion by an attorney or firm of attorneys of recognized standing on the subject of tax-exempt municipal finance to the effect that an Event of Taxability (as defined below) has occurred unless, within 180 days after receipt by the Town of such notification from such Bondholder, the Town shall deliver to the Bondholder (A) a ruling or determination letter issued to or on behalf of the Authority by the Commissioner or any District Director of Internal Revenue (or any other governmental official exercising the same or a substantially similar function from time to time) or (B) a written opinion by an attorney or firm of attorneys of recognized standing on the subject of tax-exempt municipal finance to the effect that, after taking into consideration such facts as form

the basis for the opinion that an Event of Taxability has occurred, an Event of Taxability shall not have occurred;

(iii) on the date when the Town shall be advised in writing by the Commissioner or any District Director of Internal Revenue (or any other government official or agent exercising the same or a substantially similar function from time to time) that, based upon filings by the Town, or upon any review or audit of the Town or upon any other ground whatsoever, an Event of Taxability shall have occurred; or

(iv) on that date when the Town shall receive notice from the Bondholder that the Internal Revenue Service (or any other government official or agency exercising the same or a substantially similar function from time to time) has assessed as includable in the gross income of such Bondholder the interest on this Bond due to the occurrence of an Event of Taxability;

provided, however, no Determination of Taxability shall occur under subparagraph (iii) or (iv) above unless the Town has been afforded the opportunity, at the sole expense of the Town, to contest any such assessment, and, further, no Determination of Taxability shall occur until such contest, if made, has been finally determined; provided further, however, that upon demand from the Bondholder, the Town shall immediately reimburse such Bondholder for any payments such Bondholder shall be obligated to make as a result of the Determination of Taxability during any such contest.

“Event of Taxability” means, after the Conversion Date, the taking of any action by the Town, or the failure to take any action by the Town, or the making by the Town of any misrepresentation herein or in any certificate required to be given in connection with the issuance, sale or delivery of this Bond which has the effect of causing interest paid or payable on this Bond to become includable, in whole or in part, in the gross income of the Bondholder for federal income tax purposes.

Both principal of and interest on this Bond are payable in any coin or currency of the United States of America which at the time of payment is legal tender for public and private debts.

It is hereby certified, recited and declared that all acts, conditions and things required to have happened, to exist and to have been performed precedent to and in the issuance of this Bond do exist, have happened and have been performed in regular and due time, form and manner as required by law; that this Bond does not exceed any constitutional, statutory or charter limitation of indebtedness; and that provision has been made for the payment of the principal of, and interest on, this Bond, as provided in the Resolution (as defined below).

No registration, transfer or exchange of this Bond shall be permitted within fifteen (15) days of any Payment Date, the Maturity Date or the date of redemption of this Bond.

This Bond is in an original principal amount of \$_____, and is issued under, pursuant to and in compliance with the Constitution and laws of the Commonwealth of Virginia, including the Town Charter of the Town of Dumfries, Virginia and Chapter 26, Title 15.2 of the Code of Virginia of 1950, as amended, the same being the Public Finance Act, and the Resolution duly adopted under said Chapter by the Council on April 21, 2020 (**the “Resolution”**) to refund the

Town's General Obligation Bond, Series 2010B (the "Refunded Bond") and to pay costs incurred refunding the Refunded Bond and in issuing this Bond.

This Bond (or any interest thereof) is transferable only upon the registration books kept at the office of the Registrar by the registered holder hereof, or by his or her duly authorized attorney, upon surrender of this Bond (together with a written instrument of transfer, satisfactory in form to the Registrar, duly executed by the registered holder or his or her duly authorized attorney, which may be the form endorsed hereon) and subject to the limitations on transfer and assignment and upon payment of the charges, if any, as provided in the Resolution, and thereupon as provided in the Resolution a new Bond or new Bonds, in the aggregate principal amount and of the same series, interest rate and maturity as the Bond surrendered, shall be issued in exchange therefor. The Town and the Registrar shall deem and treat the person in whose name this Bond is registered as the absolute owner hereof for the purpose of receiving payment of, or on account of, the principal hereof and interest due hereon and for all other purposes whatsoever.

This Bond is subject to prepayment in full or in part prior to maturity at the option of the Town Council at any time on or after February 1, 2027 at a price equal to 100% of the outstanding principal balance of the Bond, plus interest accrued to the redemption date. This Bond is not subject to prepayment before February 1, 2027.

Notice of redemption shall be sent by registered or certified mail by the Registrar to the registered Holder of the Bond not less than thirty (30) days before the redemption date, to be redeemed at his or her address as it appears on the registration books, provided that failure to give such notice, or any defect therein, shall not affect the validity of any proceedings for the redemption of the Bond with respect to which no such failure has occurred.

THIS BOND IS A GENERAL OBLIGATION OF THE TOWN, FOR THE PAYMENT OF WHICH THE TOWN'S FULL FAITH AND CREDIT ARE IRREVOCABLY PLEDGED. THE COUNCIL IS AUTHORIZED AND REQUIRED TO LEVY AND COLLECT, ANNUALLY AT THE SAME TIME AND IN THE SAME MANNER AS OTHER TAXES OF THE TOWN ARE ASSESSED, LEVIED AND COLLECTED, A TAX UPON ALL TAXABLE PROPERTY WITHIN THE TOWN, OVER AND ABOVE ALL OTHER TAXES AUTHORIZED OR LIMITED BY LAW AND WITHOUT LIMITATION AS TO RATE OR AMOUNT, SUFFICIENT TO PAY WHEN DUE THE PRINCIPAL OF AND PREMIUM, IF ANY, AND INTEREST ON THIS BOND, TO THE EXTENT OTHER FUNDS OF THE TOWN ARE NOT LAWFULLY AVAILABLE AND APPROPRIATED FOR SUCH PURPOSE.

Reference is hereby made to the Resolution and to all of the provisions thereof to which any Holder of this Bond, by his or her acceptance hereof hereby assents, for definitions of terms; the description of and nature and extent of the security for this Bond; the conditions upon which the Resolution may be amended or supplemented without the consent of the Holder of this Bond and upon which it may be amended only with the consent of the Holder of this Bond affected

thereby; the rights and remedies of the holder hereof with respect hereto; the rights, duties and obligations of the Town; the provisions discharging the Resolution as to this Bond and for the other terms and provisions of the Resolution.

This Bond shall not be valid or obligatory for any purpose unless the certificate of authentication hereon has been duly executed by the Registrar and the date of authentication inserted hereon.

IN WITNESS WHEREOF, the Town of Dumfries, Virginia, by its Council has caused this Bond to be signed by the Mayor and attested by the Clerk of said Town, by their manual or facsimile signatures, and its seal to be impressed or imprinted hereon, and this Bond to be dated as set forth above.

Mayor, Town of Dumfries, Virginia

(SEAL)

Attest:

Town Clerk
Town of Dumfries, Virginia

CERTIFICATE OF AUTHENTICATION

This Bond is the Series 2020 Bond described in the within-mentioned Resolution.

REGISTRAR

By: _____
Treasurer, Town of Dumfries, Virginia

DATE OF AUTHENTICATION:

_____, 2020

[FORM OF ASSIGNMENT]

For value received, the undersigned hereby sells, assigns, and transfers unto

Please insert social security number or other tax identification number of assignee:
[_____]

Name and address of assignee, including zip code: _____ the within-

mentioned Bond and hereby irrevocably constitutes and appoints _____
attorney-in-fact, to transfer the same on the registration books thereof maintained in the
office of the within-mentioned Registrar with the full power of substitution in the
premises.

PRINCIPAL AMOUNT ASSIGNED: _____

DATED: _____

BOND: The signature to this assignment must correspond with the name of the registered holder
that is written on the face of the within Bond in every particular, without alteration or
enlargement or any change whatsoever.

Signature Guaranteed
