

Guidelines for Administering the Regional Congestion Relief Fee (Grantor's Tax)

HB 3202 already specifies that NVTA's \$0.40/\$100 consideration Regional Congestion Relief Fee, or Grantor's tax, shall be collected in the same manner as the existing Grantor's tax under Va. Code, §58.1-802. This means that the Clerk of the Circuit Court for each jurisdiction embraced by the NVTA must collect this fee from the seller of real estate at the time of a deed's recordation.

Whereas the Clerk normally retains an administrative fee of up to 5% under existing law, HB 3202 specifically precludes this fee relative to NVTA's tax. The new law requires the Clerk to "*return all fees collected*" to NVTA "*as soon as practicable.*"

Below is confirmation from the Clerk's of the Circuit Court in the NVTA jurisdictions as to their understanding of the requirements under HB 3202.



EDWARD SEMONIAN
CLERK

Circuit Court
OF THE
City of Alexandria, Virginia



September 17, 2007

Christopher Zimmerman, Chairman
Northern Virginia Transportation Authority
c/o Northern Virginia Regional Commission
3060 Williams Drive, Suite 510
Fairfax, VA 22031

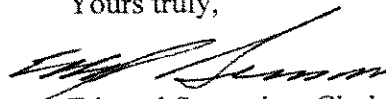
Dear Sir:

Effective January 1, 2008 pursuant to Virginia Code Section 58.01-802.1 the Clerk of the Alexandria Circuit Court will commence collecting the fees prescribed by this section.

This office will remit the funds collected to the NVTA electronically on a monthly basis.

If you have any questions or concerns please contact me.

Yours truly,



Edward Semonian, Clerk



DAVID A. BELL
CLERK, CIRCUIT COURT

ARLINGTON COUNTY, VIRGINIA
CLERK OF THE CIRCUIT COURT
1425 N. COURTHOUSE ROAD, SUITE 6700
ARLINGTON, VIRGINIA 22201

September 18, 2007

Hon. Christopher Zimmerman, Chairman
Northern Virginia Transportation Authority
C/o Northern Virginia Regional Commission
3600 Williams Drive #510
Fairfax, VA 22030

Dear Chris,

It is my understanding that instead of the original Memorandum of Understanding the Clerks of Court have been asked to send letters acknowledging our responsibilities as they pertain to the imposition of the "add-on Grantor's tax" pursuant to Section 58.1-802.1 of the Code of Virginia.

While some details are still being worked out, I do hereby acknowledge same on behalf of the Clerks office of the Circuit Court of Arlington County and the City of Falls Church.

As you are aware, these actions will actually be carried out by my successor, but rest assured that I will do my best to see to its compliance.

Sincerely,

David A. Bell, Clerk



JOHN T. FREY
Clerk of Circuit Court

COMMONWEALTH OF VIRGINIA

Fairfax Circuit Court

4110 Chain Bridge Road
Fairfax, Virginia 22030-4048

703-246-2770 TDD 703-352-4139

September 21, 2007



BARBARA A. KENNEY
Chief Deputy

Chris Zimmerman, Chairman
Northern Virginia Transportation Authority
c/o Northern Virginia Regional Committee
3060 Williams Drive, Suite 510
Fairfax, VA 22031


Dear Chairman Zimmerman:

This letter confirms that the Fairfax Circuit Court Clerk's Office will be collecting the new local grantor's tax for both Fairfax County and the City of Fairfax, pursuant to §5.8.1-802.1, beginning January 1, 2008. In addition, we are aware that the normal clerk's fee associated with this transaction is not applicable and that all fees associated with the new land grantor's tax shall be paid to the Northern Virginia Transportation Authority.

Currently, we are disbursing monies collected on behalf of the Commonwealth of Virginia two times per week. Unless some unforeseen issue arises, we will disburse all monies collected pursuant to §5.8.1-802.1 to the Northern Virginia Transportation Authority twice per week.

If you have any questions or need additional information, please contact me.

Sincerely,


John T. Frey
Clerk of the Court

JTF:skd



Wendy Jones
Clerk of the Court

**OFFICE OF THE CLERK
OF
CIRCUIT COURT**

Prince William County
Cities of Manassas and Manassas Park
Virginia



9311 Lee Avenue
Manassas, Virginia 20110
(703) 792-6015
FAX (703) 792-4721
www.pwcgov.org/ccourt

September 24, 2007

Christopher Zimmerman, Chairman
Northern Virginia Transportation Authority
c/o Northern Virginia Regional Commission
3060 Williams Drive, Suite 510
Fairfax, VA 22031

RE: NVTA Adoption of Regional Congestion Relief Fee

Dear Mr. Zimmerman:

Please let this letter serve as my notification to you that we have taken steps necessary to comply with legislation regarding the collection and reporting of the Regional Congestion Relief Fee.

We would like to be able to deposit these funds electronically, however there will be a fee associated with those transfers if you use a bank other than our bank, BB&T. There will need to be a billing process established to cover those fees. The alternative will be to mail them to your bank weekly. I will await the details from you and your staff.

Sincerely,



Wendy Jones

- c. Ross Horton, County Attorney, Prince William County
Robert Bendall, City Attorney, City of Manassas
Dean Crowhurst, City Attorney, City of Manassas Park



COMMONWEALTH OF VIRGINIA
COUNTY OF LOUDOUN
OFFICE OF THE CLERK OF CIRCUIT COURT



P.O. BOX 550
LEESBURG, VIRGINIA 20178
LOCAL 703-777-0270
www.loudoun.gov/clerk

Brenda S. Butler
Chief Deputy

Gary M. Clemens
Clerk

William L. Loy
Assistant Chief Deputy

December 6, 2007

Mr. Christopher Zimmerman, Chairman
Northern Virginia Transportation Authority
c/o Northern Virginia Regional Committee
3060 Williams Drive, Suite 510
Fairfax, Virginia 22031

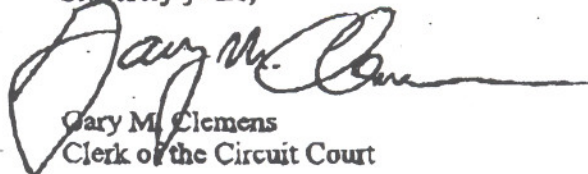
Dear Mr. Zimmerman:

This letter shall confirm that my office will be collecting the new local grantor's tax pursuant to VA. Code § 5.8.1-802.1 beginning January 1, 2008. It is my understanding that the normal clerk's fee associated with this transaction is not applicable and that all fees associated with the new grantor's tax shall be paid to the Northern Virginia Transportation Authority ("the Authority.")

At this time, my office will commit to remitting the funds associated with 5.8.1-802.1 to the Authority on a monthly basis by check. Since the collection and disbursement of this new tax will result in changes in our current accounting procedures, it is foreseeable that we may recommend a more efficient means of disbursing funds to the Authority. My office will need to coordinate any electronic transfer with our bank before making a firm commitment to disburse the funds electronically, however I am confident that we can achieve a mutually beneficial arrangement.

Please feel free to contact me if you have any questions or require additional information.

Sincerely yours,



Gary M. Clemens
Clerk of the Circuit Court