



SPONSOR: Rep. Gray & Sen. Hocker

HOUSE OF REPRESENTATIVES
149th GENERAL ASSEMBLY

HOUSE BILL NO. 313

AN ACT TO AMEND CHAPTER 399, VOLUME 77, LAWS OF DELAWARE, ENTITLED AN ACT TO REINCORPORATE THE TOWN OF OCEAN VIEW.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF DELAWARE (Two-thirds of all members elected to each house thereof concurring therein):

Section 1. Amend Chapter 399, Volume 77, Laws of Delaware, being entitled “An Act to Reincorporate the Town of Ocean View”, by making deletions as shown by strikethrough and insertions as shown by underline as follows:

Section 3.112 – Revenues.

(A) Assessments

~~1. Assessments. In the manner provided by law, the Town shall value and assess all property liable to assessment every five (5) years. All property that has increased in value because of additions, new buildings and improvements shall be assessed annually. The Town shall also in the annual assessment revise the assessment with respect to all real estate which has been sold or transferred during the year and keep current the assessment valuation of all other assessable property within the Town. The Town shall notify property owners by letter when their assessment has changed.~~

1. Assessments. In the manner provided by law or ordinance, the Town shall assess all property liable to assessment and taxation as follows.

(a) The Town may value and assess all property in the municipality liable to assessment every five (5) years. All property that has increased in value because of additions, new buildings and improvements shall be assessed annually. The Town shall also in the annual assessment revise the assessment with respect to all real estate which has been sold or transferred during the year and keep current the assessment valuation of all other assessable property within the Town. The Town shall notify property owners by letter when their assessment has changed and this valuation and assessment shall be subject to the provisions of paragraphs 2. through 5., set out hereafter; or

(b) The Town may by ordinance elect to use the assessments and supplementary assessments for property in the municipality as established annually or quarterly by Sussex County, as the assessment roll for municipal taxation, subject to statutory judicial appeals.

SYNOPSIS

This amendment to the Ocean View charter confirms the authority of the Town Council to elect to assess and value property pursuant to 22 Del.C. § 1101, et seq., as an alternate to the previously required procedure.