



NORFOLK

Office of the City Attorney

BERNARD A. PISHKO
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April 23, 2019

To the Honorable Council
City of Norfolk, Virginia

Re: Tax Overpayment
Piedmont Hawthorne Aviation, L.L.C.

C-8

Dear Ladies and Gentlemen:

Attached please find an ordinance directing the City Treasurer to issue a refund to Piedmont Hawthorne Aviation, L.L.C. in the amount of \$28,801.47 based upon the overpayment of its 2018 Business Personal Property Tax, resulting in a refund due of \$28,801.47, plus interest.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "B. Pishko".

Bernard A. Pishko
City Attorney

Recommendation: Adopt Ordinance

3/29/2019 MR
Form and Correctness Approved

By [Signature]
Office of the City Attorney

Contents Approved:

By [Signature]
Commissioner of the Revenue

Pursuant to Section 72 of the City Charter, I hereby certify that the money required for this item is in the city treasury to the credit of the fund from which it is drawn and not appropriated for any other purpose.

\$ 28,801.47 10001050204023

\$ 1,914.91 10001060204024
Refund Account
Interest Account

[Signature] 4/1/19
Director of Finance Date

NORFOLK, VIRGINIA

ORDINANCE No.

AN ORDINANCE DIRECTING THE CITY TREASURER TO ISSUE A REFUND TO PIEDMONT HAWTHORNE AVIATION, L.L.C. BASED UPON THE OVERPAYMENT OF ITS 2018 BUSINESS PERSONAL PROPERTY TAX.

- - -

WHEREAS, the Commissioner of the Revenue has determined that the 2018 business personal property tax was overpaid by Piedmont Hawthorne Aviation, L.L.C. and has corrected this assessment in accordance with Virginia Code §58.1-3981;

WHEREAS, the Commissioner of the Revenue has certified with the consent of the City Attorney that the aforementioned taxpayer paid all taxes due and is entitled to a refund of business personal property taxes paid in the amount of \$28,801.47, plus interest; now, therefore

BE IT ORDAINED by the Council of the City of Norfolk:

Section 1:- That \$28,801.47, plus interest at the rate established by applicable law, is hereby appropriated for a refund to Piedmont Hawthorne Aviation, L.L.C. for the overpayment of its 2018 business personal property tax.

Section 2:- That the Treasurer of the City of

Norfolk is hereby directed to issue a refund to Piedmont Hawthorne Aviation, L.L.C. in the amount specified above as soon as practicable upon passage of this ordinance.

Section 3:- That this ordinance shall be in effect from and after its adoption.

Norfolk Commissioner of the Revenue
Certification and Request for the Refund
Of Previously Paid Tax to:

Piedmont Hawthorne Aviation LLC

Account Number
92547/005843

March 27, 2019

Overview:

Leasehold Improvements were included in the 2018 Business Tangible Personal Property assessment. The overpayment is being refunded.

In compliance with Norfolk Code § 24-7, the Commissioner of the Revenue's files pertaining to this request are available for inspection by the City Attorney.

Fiscal Impact:

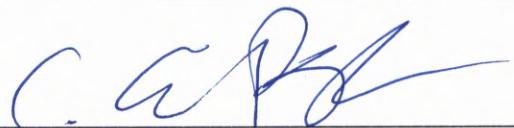
This refund reduces business personal property tax revenue by **\$28,801.47** for the 2019 fiscal year.

Conclusion:

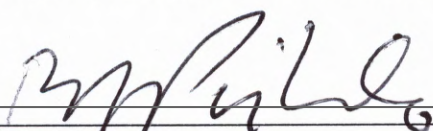
It is recommended that the City Attorney consent to the issue of the refund and call for City Council to direct the City Treasurer to refund the business personal property overpayment of **\$28,801.47**

Certification

I, C. Evans Poston Jr., Commissioner of the Revenue for the City of Norfolk, certify that the above-named company is due a refund in the amount of **\$28,801.47** as specified by Virginia Code §58.1-3981 due to the overpayment of Business Personal Property Taxes.



C. Evans Poston Jr., Commissioner of the Revenue Date 3/28/2019



Bernard Pishko, City Attorney Date 3/28/19

Piedmont Hawthorne Aviation LLC (92547/005843)

Interest is calculated at 8% per annum for 2018 or .66666% per month.

Year	Overpayment Amount	Number of Months	Interest Rate	Interest Refund
2015	\$ -	0	0.00000%	\$ -
2016	\$ -	0	0.83330%	\$ -
2017	\$ -	0	0.83330%	\$ -
2018	\$ 28,801.47	10	0.66660%	\$ 1,919.91
Total:	<u>\$ 28,801.47</u>			<u>\$ 1,919.91</u>
Total Combined Refund:	<u>\$ 30,721.38</u>			

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