

# MUNICIPAL HOME RULE PROGRAM

## Town of Fayetteville

2022  
PROGRESS  
REPORT


West Virginia  
Municipal Home Rule Board  
P. O. Box 11360  
Charleston, WV 25339-1360  
[MunicipalHomeRule@wv.gov](mailto:MunicipalHomeRule@wv.gov)  
304.558.3356

**West Virginia State Code §8-1-5a (m) provides:**

“Commencing December 1, 2015, and each year thereafter, each participating municipality shall give a progress report to the Municipal Home Rule Board and commencing January 1, 2016, and each year thereafter, the Municipal Home Rule Board shall give a summary report of all the participating municipalities to the Joint Committee on Government and Finance.”

The Municipal Home Rule Board has developed this standard format for Home Rule Program participating municipalities to prepare and submit their respective Annual Progress Reports. The intent of this standard format is to gather and compile information in a consistent, easily understood, and efficient manner that will be used to develop a concise and practical summary report to the Joint Committee on Government and Finance.

Annual Progress Reports must be submitted electronically as an individual file in PDF format no later than the close of business on the first business day of December, by emailing to WV Municipal Home Rule Board at [MunicipalHomeRule@wv.gov](mailto:MunicipalHomeRule@wv.gov).

<b>A. General Information</b>		
Name of Municipality: Town of Fayetteville		
Certifying Official: Sharon Cruikshank	Title: Mayor	
Contact Person: Matt Diederich	Title: Town Superintendent	
Address: 125 N. Court St. (PO Box 298)		
City, State, Zip: Fayetteville, WV 25840		
Telephone Number: (304) 574-0101	Fax Number: (304) 574-3765	
E-Mail Address: town@fayettevillewv.gov		
2010 Census Population: 2,892		
<b>B. Municipal Classification</b>		
Class III		
<b>C. Attest</b>		
I hereby confirm that I am the authorized official for this municipality and certify that the information submitted herein and attached hereto is true and accurate and that this report addresses each and every initiative included in the original Home Rule Pilot Program Plan Application for this municipality and any subsequent amendments, if applicable.		
<b>Sharon Cruikshank</b>		<b>10/18/2022</b>
Type Name of Certifying Official	Signature of Certifying Official	Date

Please use this page to report progress on each **non-tax related initiative** included in your Home Rule Application and Amendment(s). Each non-tax related initiative must be listed on a separate page.

<b>Initiative: Sale of Municipal Property without an Auction</b>
Was this non-tax initiative a part of your original plan application? <b>YES</b>
Has the ordinance(s) needed to implement this initiative been enacted? <b>YES (Article 202)</b>
If yes, when was the ordinance enacted? <b>December 12, 2021</b>
If no, please describe challenges faced in enacting the related ordinance(s).
<p><b>SUCSESSES</b> – In the space below, please provide a brief narrative which highlights successes realized through the implementation of this initiative and any metrics used to track performance.</p> <p><b>The Town was able to sell three former school buildings by advertising online through a realtor website and by also advertising in several different newspapers both online and in-print. This helped the Town attract a developer that otherwise may not have attended the auction. Without this process the property could have potentially not sold, and the Town would still have it. We also feel like this will better equip the Town for future selling of property.</b></p>
<p><b>LESSONS LEARNED</b> – In the space below, please provide a brief narrative highlighting lessons learned during implementation of this revenue initiative that would benefit other municipalities.</p> <p><b>The Town previously auctioned off a former police department building and only one bidder attended because of that the property sold for the opening amount. Had we had the ability, at the time, been able to sale the property without auctioning we would have been able to get more out of it.</b></p>

<b>Initiative: On-the-Spot Citations</b>
Was this non-tax initiative a part of your original plan application? <b>YES</b>
Has the ordinance(s) needed to implement this initiative been enacted? <b>YES (Several)</b>
If yes, when was the ordinance enacted? <b>December 2, 2021</b>
If no, please describe challenges faced in enacting the related ordinance(s).
<p><b>SUCSESSES</b> – In the space below, please provide a brief narrative which highlights successes realized through the implementation of this initiative and any metrics used to track performance.</p> <p><b>This was put into effect to help with the handling of nuisances. While we have issued numerous notices for nuisances, we have not had to issue an on-the-spot citation, as of yet. We feel that by having the ability to issue citations, issues have been cleaned up.</b></p>
<p><b>LESSONS LEARNED</b> – In the space below, please provide a brief narrative highlighting lessons learned during implementation of this revenue initiative that would benefit other municipalities.</p> <p><b>Having the ability of on-the-spot citations has really helped with getting property owners to respond and correct their issue(s) in a timely manner.</b></p>

Please use this page to report progress on each **tax related initiative** included in your Home Rule Application. Each tax related initiative must be listed on a separate page.

<b>Initiative: Municipal Sales and Use Tax</b>
Was this tax initiative a part of your original plan application? <b>YES</b>
Has the ordinance(s) needed to implement this initiative been enacted? <b>YES (Article 777)</b>
If yes, when was the ordinance enacted? <b>December 2, 2021</b>
If no, please describe challenges faced in enacting the related ordinance(s).
<p><b>REVENUES</b> – In the space below, please provide a brief narrative highlighting revenue amounts and revenue categories realized; revenue amounts and revenue categories reduced; net revenue gain; and, any metrics used to track performance.</p> <p><b>Not applicable currently. Our Municipal Sales and Use Tax went into effect July 1, 2022, and we have not received any payments yet.</b></p> <p><b>We did reduce B&amp;O for Contracting, Retailers (up to \$250K/Quarter), and Water Utility. We also eliminated B&amp;O Taxes entirely for Amusements and Manufacturers.</b></p>
<p><b>SUCSESSES</b> – In the space below, please provide a brief narrative highlighting projects, improvements, programming, etc. realized through the implementation of this revenue initiative and any metrics used to track performance.</p> <p><b>NOT APPLICABLE</b></p> <p><b>We did however send out a letter to each individual business prior to July 1, 2022, alerting them to the upcoming tax. We also alerted WV American Water and they lowered the water utility tax on each customer’s bill.</b></p>
<p><b>LESSONS LEARNED</b> – In the space below, please provide a brief narrative highlighting lessons learned during implementation of this revenue initiative that would benefit other municipalities.</p> <p><b>Communication with the public and businesses about the implementation of the tax and what those funds, once received, would be used for in the community.</b></p>