

BOARD OF SUPERVISORS
COUNTY OF NEW KENT
VIRGINIA

O-1-02

At the regular meeting of the Board of Supervisors of the County of New Kent in the Board Room of the County Office Building in New Kent, Virginia, on the 14th day of January, 2002:

Present:	Vote:
Rebecca M. Ringley	Aye
James H. Burrell	Aye
Dean E. Raynes	Absent
W. R. "Ray" Davis Jr.	Aye
Julian T. Lipscomb	Aye

Motion was made by Julian T. Lipscomb, which carried 4:0, to adopt the following Ordinance:

**AN ORDINANCE ADOPTING AND ENACTING A NEW CODE
FOR THE COUNTY OF NEW KENT, VIRGINIA, IN ACCORDANCE
WITH SECTION 15.2-1433 OF THE CODE OF VIRGINIA, 1950, AS AMENDED;
PROVIDING FOR THE REPEAL OF CERTAIN ORDINANCES
NOT INCLUDED THEREIN; PROVIDING A PENALTY
FOR THE VIOLATION THEREOF; PROVIDING FOR THE MANNER
OF AMENDING SUCH CODE; AND PROVIDING WHEN SUCH CODE
AND THIS ORDINANCE SHALL BECOME EFFECTIVE**

PURSUANT TO SECTION 15.2-1433 OF THE CODE OF VIRGINIA, 1950, AS AMENDED, BE IT ORDAINED BY THE BOARD OF SUPERVISORS OF NEW KENT COUNTY, VIRGINIA AS FOLLOWS:

BE IT ORDAINED, the Code entitled "The Code of the County of New Kent, Virginia," published by the Municipal Code Corporation, consisting of Chapters 1 through 98, each inclusive, is adopted; and,

BE IT FURTHER ORDAINED, all ordinances of a general and permanent nature enacted on or before February 12, 2001, and not included in the Code or recognized and continued in force by reference therein, are repealed; and,

BE IT FURTHER ORDAINED, the repeal provided for above shall not be construed to revive any ordinance or part thereof that has been repealed by a subsequent ordinance that is repealed by this Ordinance; and,

BE IT FURTHER ORDAINED, that after due advertisement and public hearing before the Planning Commission of New Kent County and recommendation therefrom on November 19, 2001, the Board of Supervisors hereby finds that public necessity, convenience, general welfare and good zoning practices requires that the changes, alterations, amendments, deletions, or additions made to the County's zoning and subdivision ordinances by virtue of this recodification of the County's existing code, which are described on the attached "Exhibit A," be adopted and the same are hereby adopted; and,

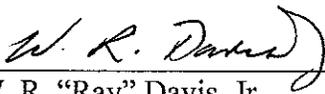
BE IT FURTHER ORDAINED, unless another penalty is expressly provided by the Code, every person who violates any provision of the Code or any ordinance of the County, or any rule or regulation adopted or issued by an officer or agency of the County, under authority vested in such officer or agency, shall be guilty of a class 1 misdemeanor. Each act of violation and each day upon which any such violation shall occur shall constitute a separate offense. The penalty provided herein, unless another penalty is expressly provided, shall apply to the amendment of any Code section, whether or not such penalty is reenacted in the amendatory ordinance. In addition to the penalty prescribed above, the County may pursue other remedies such as abatement of nuisances, injunctive relief and revocation of licenses or permits. No provision contained herein shall be construed as imposing a penalty in excess of any penalty prescribed by special or general law. The penalties prescribed by special or general law, where applicable to violations of the Code, shall apply; and,

BE IT FURTHER ORDAINED, additions or amendments to the Code when passed in such form as to indicate the intention of the Board of Supervisors to make the same a part of the Code shall be deemed to be incorporated into the Code, so that reference to the Code includes the additions and amendments; and,

BE IT FURTHER ORDAINED, ordinances adopted after February 12, 2001, that amend or refer to ordinances that have been codified in the Code shall be construed as if they amend or refer to like provisions of the Code. Furthermore, all ordinances adopted after February 12, 2001, shall remain in force and effect; and,

BE IT FURTHER ORDAINED, this Ordinance shall become effective upon adoption. Furthermore, upon adoption, at least three (3) copies of the Code and any subsequent supplements thereto shall be kept in the Office of the County Administrator and shall be available for public inspection during normal business hours.


Richard Ellyson
Interim County Administrator


W. R. "Ray" Davis, Jr.
Chairman