CODE OF ORDINANCES

OF THE

COUNTY OF CRAIG, VIRGINIA

Adopted: April 15, 2003

Published in 2003 by Order of the Board of Supervisors

Municipal Code Corporation • PO Box 2235 Tallahassee, FL 32316
info@municode.com • 800.262.2633
fax 850.575.8852 • www.municode.com

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CODE OF ORDINANCES

OF THE

COUNTY OF CRAIG, VIRGINIA

Adopted: April 15, 2003

Published by Order of the Board of Supervisors

MUNICIPAL CODE CORPORATION

Tallahassee, Florida 2003

ORDINANCE NO. 03-04

An Ordinance adopting and enacting a new code for the County of Craig, Virginia; 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.

Be it ordained by the Board of Supervisors of Craig County, Virginia:

Section 1: The Code entitled "Code of Ordinances of the County of Craig, Virginia," published by Municipal Code Corporation, consisting of chapters 1 through 58, each inclusive, is adopted.

Section 2: All ordinances of a general and permanent nature enacted on or before October 15, 2002, and not included in the Code or recognized and continued in force by reference therein, are repealed.

Section 3: The repeal provided for in section 2 hereof shall not be constructed to revive any ordinance or part thereof that has been repeated by a subsequent ordinance that is repealed by this ordinance.

Section 4: Unless another forfeiture is expressly provided, every person convicted of a violation of any provision of the Code or any ordinance, rule or regulation adopted or issued in pursuance thereof shall be punished by a fine as follows:

(a) Within this Code, misdemeanors are classified, for the purposes of punishment and sentencing, into four classes as follows:

(1) Class 1 misdemeanor.

(2) Class 2 misdemeanor.

(3) Class 3 misdemeanor.

(4) Class 4 misdemeanor.

(b) The authorized punishment for conviction of each class of misdemeanor is as follows:

(1) For a class 1 misdemeanor, confinement in jail for not more than 12 months and a fine of not more than $2,500.00, either or both.

(2) For a class 2 misdemeanor, confinement in jail for not more than six months and a fine of not more than $1,000.00, either or both.

(3) For a class 3 misdemeanor, a fine of not more than $500.00

(4) For a class 4 misdemeanor, a fine of not more than $250.00

(c) Unless otherwise provided, whenever in this Code or in any ordinance or resolution of the county, or any rule or regulation or order promulgated by any officer or agency of the county under authority duly vested in him or it, any act

is prohibited or is declared to be unlawful or an offense or misdemeanor or the doing of any act is required or the failure to do any act is declared to be unlawful or an offense or a misdemeanor, and no specific class of misdemeanor or penalty is provided for the violation thereof, the violation of such provision of this Code or of any such ordinance, resolution, rule, regulation or other shall be punished as a class 1 misdemeanor as defined in this section. However, such penalties shall not exceed those penalties prescribed by general law for like offenses.

Each act of violation and each day upon which any such violation shall continue or occur shall constitute a separate offense. The forfeiture provided by this section, unless another forfeiture is expressly provided, shall apply to the amendment of any Code section, whether or not such forfeiture 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, administrative adjudication and revocation of licenses or permits.

Section 5: Additions or amendments to the Code when passed in such form as to indicate the intention of the county the same a part of the Code shall be deemed to be incorporated in the Code, so that reference to the Code includes the additions and amendments.

Section 6: Ordinances adopted after October 15, 2002, that amend or refer to ordinances that have been codified in the Code shall be constructed as if they amend or refer to like provisions of the Code.

Section 7: This ordinance shall become effective:

Passed and adopted by the Board of Supervisors of Craig County, Virginia this 15th day of April, 2003.

By:

/s/ _____

Lyndell Keffer, Chair
Board of Supervisors

ATTEST:

/s/ _____

County Administrator

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PREFACE

This Code constitutes a codification of the general and permanent ordinances of the County of Craig, Virginia.

Source materials used in the preparation of the Code were ordinances adopted by the board of supervisors. The source of each section is included in the history note appearing in parentheses at the end thereof. The absence of such a note indicates that the section is new and was adopted for the first time with the adoption of the Code. By use of the comparative tables appearing in the back of this Code, the reader can locate any section of any ordinance included herein.

The chapters of the Code have been conveniently arranged in alphabetical order, and the various sections within each chapter have been catchlined to facilitate usage. Notes which tie related sections of the Code together and which refer to relevant state law have been included. A table listing the state law citations and setting forth their location within the Code is included at the back of this Code.

Chapter and Section Numbering System

The chapter and section numbering system used in this Code is the same system used in many state and local government codes. Each section number consists of two parts separated by a dash. The figure before the dash refers to the chapter number, and the figure after the dash refers to the position of the section within the chapter. Thus, the second section of chapter 1 is numbered 1-2, and the first section of chapter 6 is 6-1. Under this system, each section is identified with its chapter, and at the same time new sections can be inserted in their proper place by using the decimal system for amendments. For example, if new material consisting of one section that would logically come between sections 6-1 and 6-2 is desired to be added, such new section would be numbered 6-1.5. New articles and new divisions may be included in the same way or, in the case of articles, may be placed at the end of the chapter embracing the subject, and, in the case of divisions, may be placed at the end of the article embracing the subject. The next successive number shall be assigned to the new article or division. New chapters may be included by using one of the reserved chapter numbers. Care should be taken that the alphabetical arrangement of chapters is maintained when including new chapters.

Page Numbering System

The page numbering system used in this Code is a prefix system. The letters to the left of the colon are an abbreviation which represents a certain portion of the volume. The number to the right of the colon represents the number of the page in that portion. In the case of a chapter of the Code, the number to the

left of the colon indicates the number of the chapter. In the case of an appendix to the Code, the letter immediately to the left of the colon indicates the letter of the appendix. The following are typical parts of codes of ordinances, which may or may not appear in this Code at this time, and their corresponding prefixes:

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Indexes

The indexes have been prepared with the greatest of care. Each particular item has been placed under several headings, some of which are couched in lay phraseology, others in legal terminology, and still others in language generally used by local government officials and employees. There are numerous cross references within the indexes themselves which stand as guideposts to direct the user to the particular item in which the user is interested.

Looseleaf Supplements

A special feature of this publication is the looseleaf system of binding and supplemental servicing of the publication. With this system, the publication will be kept up-to-date. Subsequent amendatory legislation will be properly edited, and the affected page or pages will be reprinted. These new pages will be distributed to holders of copies of the publication, with instructions for the manner of inserting the new pages and deleting the obsolete pages.

Keeping this publication up-to-date at all times will depend largely upon the holder of the publication. As revised pages are received, it will then become the responsibility of the holder to have the amendments inserted according to the attached instructions. It is strongly recommended by the publisher that all such amendments be inserted immediately upon receipt to avoid misplacing them and, in addition, that all deleted pages be saved and filed for historical reference purposes.

Acknowledgments

This publication was under the direct supervision of Alyce A. Whitson, Senior Code Attorney, and Jim Thompson, Editor, of the Municipal Code

Corporation, Tallahassee, Florida. Credit is gratefully given to the other members of the publisher's staff for their sincere interest and able assistance throughout the project.

The publisher is most grateful to Michael Bedsual, County's Attorney, and Carol R. Vincent, former County Administrator, for their cooperation and assistance during the progress of the work on this publication. It is hoped that their efforts and those of the publisher have resulted in a Code of Ordinances which will make the active law of the county readily accessible to all citizens and which will be a valuable tool in the day-to-day administration of the county's affairs.

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All editorial enhancements of this Code are copyrighted by Municipal Code Corporation and the County of Craig, Virginia. Editorial enhancements include, but are not limited to: organization; table of contents; section catchlines; prechapter section analyses; editor's notes; cross references; state law references; numbering system; code comparative table; state law reference table; and index. Such material may not be used or reproduced for commercial purposes without the express written consent of Municipal Code Corporation and the County of Craig, Virginia.

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Checklist of Up-to-Date Pages

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