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10 ADMINISTRATION PROVISIONS

10-A ADMINISTRATION AND ENFORCEMENT

- 10-A-1 This Ordinance shall be administered and enforced by an officer to be known as the Zoning Administrator who shall be appointed by the Council of the Town of Boyce, Virginia.
- 10-A-2 The Zoning Administrator shall have all necessary authority on behalf of the governing body to administer and enforce the Zoning Ordinance. This authority includes the ordering in writing of the remedying of any condition found in violation of this Ordinance and the bringing of legal action to insure compliance with the Ordinance, including injunction, abatement, or other appropriate action or proceeding.
- 10-A-3 The Zoning Administrator may request and shall receive the assistance and cooperation of appropriate officials of the Town of Boyce and Clarke County, including, but not limited to, the Health Officer, Sheriff, and Commonwealth's Attorney.

10-B ISSUANCE OF PERMITS AND LICENSES

- 10-B-1 All departments, officials, and public employees of the Town of Boyce who are vested with the duty or authority to issue permits or licenses shall, when issuing said permits or licenses, conform to the provisions of this Ordinance.
- 10-B-2 Permits for uses, buildings, or purposes shall only be issued when such uses, buildings, or purposes comply with the provisions of this Ordinance.
- 10-B-3 Any permit or license issued which is in conflict with the provisions of this Ordinance shall be null and void.

10-C VIOLATIONS AND PENALTIES

- 10-C-1 Violations
 - 10-C-1-a Any person, firm, or corporation, whether as owner, lessee, principal, agent, employee, or otherwise, who violates, causes a violation, or permits a violation of any or the provisions of this Ordinance, shall be guilty of a misdemeanor.
 - 10-C-1-b Each day upon which such violation continues shall constitute a separate offense.
 - 10-C-2 Penalties
- Upon conviction of a violation of this Ordinance, the person, firm, or corporation so convicted shall be fined and/or imprisoned in accordance with provisions of Section 15.2-2286, Code of Virginia.

- 10-E-1-b-(3) When a proposed amendment to the Zoning Ordinance involves a change in the zoning map classification of 500 or more parcels of land, written notice to the owners of each parcel of land is not required. Advertising is required as stated in Section 10-E-1-(a).
- 10-E-1-c At least fifteen days preceding the hearing, the applicant shall erect on the involved parcel or parcels, a sign or signs indicating the nature of the request and the body reviewing the request. If the public hearing concerns more than five parcels, the Zoning Administrator shall determine the number and location of signs to be posted. The Zoning Administrator may require a reasonable deposit for each sign furnished to the applicant. The sign shall be erected by the applicant within ten feet of whatever boundary line of such land abuts a public road and shall be so placed as to be clearly visible from the road with the bottom of the sign not less than one foot above the ground. Such sign shall not be erected on the public right-of-way. If more than one such road abuts the subject parcel or parcels, or if no public road abuts thereon, then the Zoning Administrator shall determine the number and location of signs. Any sign erected as required by this Section shall be maintained at all times by the applicant up to the time of the hearing. It shall be unlawful for any person, except the applicant or the Zoning Administrator, or authorized agent of either, to remove or tamper with any required sign during the period it is required to be maintained under this Section. The applicant shall remove all signs erected under this Section within fifteen days following the public hearing for which it was erected. Failure to return the undamaged sign or signs within the prescribed time period will result in the forfeiture of the sign deposit.
- 10-E-1-d At the hearing, the applicant shall submit an affidavit that he/she has fully complied with the requirements of this Section as to provision of written notice and posting of the property.
- 10-E-1-e If any hearing is continued to an unspecified date, written notice shall be remailed for notification of the date of continuation to those parties that received notice of the previous hearing, in accordance with Sections 10-E-1-(b) and 10-E-1-(d) of this Ordinance.

10-F FEES

Fees for permits, applications, petitions, and other action under the provisions of this Ordinance shall be payable to "Treasurer, Clarke County", in such amount as shall from time to time be set by resolution of the Town Council.

10-G SEVERABILITY

Should any section or provision of this Ordinance be held by a court of competent jurisdiction to be unconstitutional or invalid, such decision shall not affect the validity of the Ordinance as a whole, or any part thereof other than the part so held to be unconstitutional or invalid.

10-H CONFLICT WITH STATUTES, LOCAL ORDINANCES OR REGULATIONS

Whenever the regulations made under authority of this article require a greater width or size of yards, courts or other open spaces, require a lower height of building or less number of stories, require a greater percentage of lot to be left unoccupied or impose other higher standards than are required in any other statute or local ordinance or regulation, the provisions of the regulations made under authority of this article shall govern. Whenever the provisions of any other statute or local ordinance or regulation require a greater width or size of yards, courts or other open spaces, require a lower height of building or a less number of stories, require a greater percentage of lot to be left unoccupied or impose other higher standards than are required by the regulations made under authority of this article, the provisions of such statute or local ordinance or regulation shall govern.

10-I REPEAL OF CONFLICTING ORDINANCES

Any Zoning Ordinances of the Town of Boyce previously adopted are hereby repealed as of the effective date of this Ordinance. All other ordinances or parts thereof, which conflict with the provisions of this Ordinance, are hereby repealed as of the effective date of this Ordinance.

10-J EFFECTIVE DATE

This Zoning Ordinance shall be effective at and after 12:01 A.M. the 5th of May 2000.