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9 EFFECTUAL CLAUSES

9-A VIOLATIONS AND PENALTIES

- 9-A-1 All departments, officials, and public employees of the Town of Boyce vested with the duty or authority to issue permits or licenses shall conform to the provisions of this Ordinance. They shall issue no such permit or license for uses, structures, or purposes that would be in conflict with the provisions of this Ordinance. Any such permit or license, if issued in conflict with the provisions of this Ordinance, shall be null and void.
- 9-A-2 It shall constitute a violation of this Ordinance for any person, firm, corporation, owner, or agent to disobey, neglect, or refuse to comply with, or resist the enforcement of, any of the provisions of this Ordinance.
- 9-A-3 Any person who knowingly and intentionally makes any false statement relating to a material fact for the purpose of complying with the requirements of this Ordinance shall be guilty of a misdemeanor. Upon conviction, he/she shall be punished by a fine of not more than \$1,000 and/or 30 days in jail.
- 9-A-4 Any person subdividing, transferring, or selling lots or parcels in violation of this Ordinance shall be subject to a fine of not more than One Thousand Dollars (\$1,000) for each lot or parcel of land so subdivided, transferred, or sold. The description of such lot or parcel by metes and bounds in the instrument of transfer or other document used in the process of selling or transferring shall not exempt the transaction from such penalties or from the remedies herein provided. Purchasers who purchase lots that are in violation of this Ordinance shall not be entitled to building permits or other permits authorizing construction upon or improvements to such lots, and the conveyance of the lot or lots to the purchaser shall be voidable at the option of the purchaser. Any person who otherwise violates the provisions of this Ordinance shall be subject to a fine or not more than \$1,000.
- 9-A-5 The Planning Commission, in addition to other remedies, may institute any appropriate action or proceedings to prevent a violation or attempted violation of this Ordinance; to restrain, correct, or abate such violation; or to prevent any act, which would constitute such a violation.

9-B APPEALS

Any subdivider aggrieved by an interpretation, administration, or enforcement of this Ordinance may appeal to the Circuit Court of Clarke County provided by law.

9-C VALIDITY

If any section, subsection, sentence, clause, phrase, or word of this Ordinance is, for any reason, held by a court of competent jurisdiction to be invalid, such decision shall not

affect the validity of the remaining portions of the Ordinance.

9-D AMENDMENTS

This Ordinance may be amended in whole or in part by the Town Council, provided that any such amendment shall either originate with or be submitted before amendment to the Planning Commission for its recommendation, such recommendation to be made within 63 days of receipt. No such amendment may be adopted unless it is in conformity with the provisions of Title 15.2, Chapter 22, Article 6 of the Code of Virginia (1950), as amended.

9-E VACATION OF PLAT

Any plat of record may be vacated in accordance with the provisions of the Virginia Land Subdivision Act, Title 15.2, Chapter 22, Article 6, Sections 2271 and 2272.

9-F FEES

To compensate the County for costs incurred for administration, examining plats, making investigations, advertising, travel, and other work incidental to the review of plats, a fee shall be payable to "Treasurer, Clarke County" in such amount as shall from time to time be set by schedule adopted by resolution of the Town Council.

9-G EFFECTIVE DATE

This Subdivision Ordinance shall be effective at and after 9:01 a.m., the 5th day of May, 2000.