

AN ORDINANCE READOPTING PORTIONS OF THE CODE OF VIRGINIA

WHEREAS, the Council of the Town of Luray, Virginia (the “Council”), wishes to reincorporate certain sections of the Code of Virginia to ensure that any amendments to the incorporated statutes are incorporated into the Town Code; and

WHEREAS, the Council further wishes to adopt any future changes to the incorporated statutes.

NOW, THEREFORE, be it ordained by the Council of the Town of Luray, Virginia, as follows:

1. Chapter 82, Article II, Section 82-3(a) of the Town Code is amended and readopted as follows:

- (a) *Generally*. Pursuant to the authority of § 46.2-1313 of the Code of Virginia, all of the provisions of Title 46.2, and of Article 9 of Chapter 11 of Title 16.1 (§ 16.1-278 *et seq.*), and of Article 2 of Chapter 7 of Title 18.2 (§ 18.2-266 *et seq.*) of the Code of Virginia, 1950, as amended, except those provisions and requirements which, by their very nature, can have no application to or within the town, are hereby adopted and incorporated in this chapter by reference and made applicable within the town. Reference to "Highways of the State" shall be deemed to refer to the streets, highways and other public ways within the town. The mention of specific state law provisions does not preclude the incorporation of unmentioned provisions. Such provisions and requirements are hereby adopted, *mutatis mutandis*, and made a part of this chapter as fully as if set forth at length herein; provided that in no event shall the penalty imposed for the violation of any provision or requirement hereby adopted exceed the penalty imposed for a similar offense under the Code of Virginia. To the extent that § 15.2-1429 of the Code of Virginia prohibits the Town from incorporating those provisions of § 18.2-270 which provide for penalties greater than those for a class one misdemeanor, such provisions are not incorporated.

2. All other state statutes and regulations incorporated into Town ordinances are reincorporated; all other state statutes and regulations adopted by Town ordinances are readopted. All Town ordinances incorporating or adopting state statutes or regulations are reenacted. This paragraph extends to state statutes and regulations which have been amended, recodified or repealed.

3. All future amendments and recodifications of statutes and regulations incorporated into the ordinances of the Town are also incorporated in accordance with § 1-220 of the Code of Virginia.

4. This ordinance shall take effect on “the first day of July,” 2018, within the meaning of Article 4, Section 13 of the Virginia Constitution.

Adopted: _____

Mayor

CERTIFICATE

I certify that I am the Clerk of the Town of Luray, Virginia, and that the foregoing is a true copy of an Ordinance adopted by the Council of the Town of Luray, Virginia, on June 11, 2018, upon the following vote:

| NAME | AYE | NAY | ABSTAIN | ABSENT |
|-------------------------------|-----|-----|---------|--------|
| Mayor Presgraves ¹ | | | | |
| Ronald "Ron" Vickers | | | | |
| Jerry Dofflemyer | | | | |
| Jerry Schiro | | | | |
| Leroy Lancaster | | | | |
| Joey Sours | | | | |
| Leah Pence | | | | |

Date: _____

[SEAL]

ATTEST: _____

Clerk, Town Council of
Town of Luray, Virginia

¹ Votes only in the event of a tie.