

**CAMPBELL COUNTY CODE OF 1988**

**CHAPTER 11**

**FLOODPLAIN MANAGEMENT**

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## **Article I. General Provisions.**

### **Sec. 11-1. Definitions.**

[THE 1987 AMENDMENT inserted “or flood-prone areas” in the definition of “floodplain,” and, in the definition of “one hundred year flood,” inserted “of that level” and substituted “being equaled or exceeded in any given year at designated locations” for “occurring each year.”]

[THE 1988 AMENDMENT rewrote the definition of “Floodplain or flood-prone areas,” substituted “considered” for “consider” in the definition of “Lowest floor,” rewrote the definition of “Manufactured home” and, in the definition of “substantial improvements,” substituted “or (c) the” for “The.”]

[THE AUGUST 7, 2000 AMENDMENT inserted definitions of “Flood hazard area” and “Floodplain management regulations” and substituted “which on the average will have” for “that has” in definition of “One hundred year flood or hundred year flood.”]

[THE JULY 2, 2001 AMENDMENT substituted “manufactured homes” for “mobile homes” in “Development.”]

[THE AUGUST 18, 2008 AMENDMENT inserted definitions of “FIRM,” “Floodway,” “Historic Structure,” “Recreational vehicle,” and “Substantial damage.”]

### **Sec. 11-2. Purpose.**

[THE SEPTEMBER 18, 1978 ACT adopted this section.]

### **Sec. 11-3. Applicability.**

[THE SEPTEMBER 18, 1978 ACT adopted this section.]

### **Sec. 11-4. Compliance.**

[THE SEPTEMBER 18, 1978 ACT adopted this section.]

### **Sec. 11-5. County liability.**

[THE SEPTEMBER 18, 1978 ACT adopted this section.]

### **Sec. 11-6. Violations; penalties.**

[THE SEPTEMBER 18, 1978 ACT adopted this section.]

[THE AUGUST 18, 2008 AMENDMENT substituted “deemed to have violated this ordinance. Such violation shall be punished by a fine or imprisonment or by both such fine and imprisonment, not exceeding the penalty provided in general law of the Code of Virginia or in subsection (a) of this section for the violation of a Class 1 misdemeanor” for

“guilty of an offense and upon conviction, shall pay a fine to the County of not less than twenty-five dollars nor more than three hundred dollars, plus costs of prosecution. In default of such payment such person shall be imprisoned in the County prison for a period not to exceed ten days” and corrected a misspelling in the second last sentence.]

## **Article II. Establishment of Floodplain District.**

### **Sec. 11-7. Description of districts.**

[THE SEPTEMBER 18, 1978 ACT adopted this section.]

[THE 1984 AMENDMENT substituted “Federal Emergency Management Agency” for “U. S. Department of Housing and Urban Development, Federal Insurance Administration” and “April 17, 1984” for “April 1978” in the introductory paragraph, and substituted “in the Flood Insurance Study and accompanying maps” for “the flood boundary and floodway map” in (c).]

[THE AUGUST 18, 2008 AMENDMENT substituted “August 28, 2008” for “April 17, 1984” in the first paragraph, deleted “more than one foot at any point” after “elevation of that flood” in (a), and added subsection (d).]

### **Sec. 11-8. Official floodplain map.**

[THE SEPTEMBER 18, 1978 ACT adopted this section.]

[THE 1984 AMENDMENT substituted “in the Flood Insurance Study and accompanying maps which are” for “on the flood boundary and floodway map which is.”]

[THE 1987 AMENDMENT inserted “Rustburg, Virginia,” deleted “County in the” preceding “office,” and inserted “Campbell County.”]

[THE AUGUST 18, 2008 AMENDMENT substituted “County Office Building” for “Haberer Building” and “Community Development” for “the Campbell County Director of Public Works.”]

### **Sec. 11-9. District boundary changes.**

[THE SEPTEMBER 18, 1978 ACT adopted this section.]

[THE 1984 AMENDMENT substituted “Federal Emergency Management Agency” for “federal insurance administration” in the second sentence.]

### **Sec. 11-10. Interpretation of district boundaries.**

[THE SEPTEMBER 18, 1978 ACT adopted this section.]

[THE AUGUST 18, 2008 AMENDMENT substituted “Building Official and/or Environmental Manager” for “building inspector”.]

### **Article III. District Provisions.**

#### **Sec. 11-11. Generally.**

[THE SEPTEMBER 18, 1978 ACT adopted this section.]

[THE 1984 AMENDMENT inserted “Federal Insurance Administration” in the second paragraph.]

[THE FIRST 1987 AMENDMENT added the third and fourth paragraphs.]

[THE SECOND 1987 AMENDMENT substituted “the Department of Conservation and Historic Resources” for “the State Water Control Board” in the second paragraph.]

[THE MARCH 1989 AMENDMENT substituted “State Water Control Board” for “the Department of Conservation and Historic Resources” in the second paragraph, and in the third paragraph substituted “Section 621” for “Section 613.”]

[THE SECOND 1989 AMENDMENT rewrote the former second and third paragraphs as the present second, third and fourth paragraphs.]

[THE MARCH 17, 1997 AMENDMENT substituted “(Department of Conservation and Recreation)” for “(Department of Conservation and Historic Resources)” in the second paragraph.]

[THE AUGUST 18, 2008 AMENDMENT substituted “Floodplain Development Permit” for “building permit” and “Building Official and/or Environmental Manager” for “building inspector” in the first paragraph, substituted “Division of Dam Safety and Floodplain Management” for “Division of Soil and Water Conservation” in the second paragraph, and substituted “Floodplain Development Permits” for “special permits” in the third paragraph.]

#### **Sec. 11-11.1. Minimum standards for flood-prone areas.**

[THE AUGUST 18, 2008 ACT adopted this section.]

#### **Sec. 11-12. Floodway district.**

[THE SEPTEMBER 18, 1978 ACT adopted this section.]

[THE 1987 AMENDMENT deleted the former second paragraph which allowed placement of mobile homes in existing parks.]

[THE 1988 AMENDMENT, in paragraph (a) (2), substituted “hiking, horseback or riding trails” for “hiking horseback riding trails” and “wildlife” for “wildlife.”]

[THE 1993 AMENDMENT substituted “special exception” for “conditional use” twice in the introductory paragraph of subsection (b).]

[THE AUGUST 18, 2008 AMENDMENT added the second sentence to subsection (b)(1), requirements a-f in (b)(1), new (b)(2) and renumbered previous (b)(2) through (b)(7), added second sentence in new (b)(3), and inserted “hazardous” in new subsection (b)(7).]

**Sec. 11-12.1. Standards for the Special Floodplain District.**

[THE AUGUST 18, 2008 ACT adopted this section.]

**Sec. 11-13. Flood-fringe and approximated floodplain districts.**

[THE SEPTEMBER 18, 1978 ACT adopted this section.]

**Sec. 11-14. Design criteria for utilities and facilities.**

[THE SEPTEMBER 18, 1978 ACT adopted this section.]

[THE 1987 AMENDMENT revised the definition of “utilities” in subsection (d).]

[THE AUGUST 18, 2008 AMENDMENT added subsection (d) and renumbered previous subsection (d) and (e).]

**Article IV. Special Exceptions.**

**Sec. 11-15. Appeals.**

[THE SEPTEMBER 18, 1978 ACT adopted this section.]

[THE AUGUST 18, 2008 AMENDMENT substituted “Building Official/Environmental Manager” for “building inspector” throughout.]

**Sec. 11-16. Special exceptions—Factors for consideration.**

[THE SEPTEMBER 18, 1978 ACT adopted this section.]

[THE AUGUST 18, 2008 AMENDMENT added “and the type of those materials” at the end of subsection (b).]

**Sec. 11-17. Same—Application; criteria for granting; procedure upon granting.**

[THE SEPTEMBER 18, 1978 ACT adopted this section.]

[THE 1984 AMENDMENT substituted “Federal Emergency Management Agency” for “federal insurance administrator” in subsection (d).]

[THE AUGUST 18, 2008 AMENDMENT added the first sentence in (b).]

**Article V. Existing Structures in Floodplain Districts.**

**Sec. 11-18. Conditions for continuation of nonconforming structure or use.**

[THE SEPTEMBER 18, 1978 ACT adopted this section.]