

CAMPBELL COUNTY CODE OF 1988

CHAPTER 15

MOTOR VEHICLES AND TRAFFIC

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Article I. In General.

Sec. 15-1. Adoption of state law.

[THE 1982 AMENDMENT substituted “as in effect on July 1, 1982” for “as in force on July 1, 1977, and as amended in the future” preceding “except” in the first sentence.]

[THE 1987 AMENDMENT substituted “1986” for “1982” in the first sentence, divided third sentence into present third and fourth sentences, and inserted “said” twice.]

[THE MARCH 1989 AMENDMENT substituted “1988” for “1986” in the first sentence.]

[THE 1989 AMENDMENT substituted “as in effect on July 1, 1989, and thereafter” for “as in effect on July 1, 1988” in the first sentence and substituted Title 46.2 citations for Title 46.1 citations throughout the section.]

[THE 1990 AMENDMENT substituted “1990” for “1989” in the first sentence.]

[THE 1991 AMENDMENT inserted “appropriate” preceding “provisions and requirements,” in the first sentence and updated state code references in the last sentence.]

[THE 1992 AMENDMENT substituted “1992” for “1991” five times.]

[THE 1993 AMENDMENT inserted “as amended” preceding “thereafter” in first sentence.]

[THE FEBRUARY 2, 1998 AMENDMENT substituted “1997” for “1992” in first sentence.]

[THE MAY 17, 1999 AMENDMENT inserted “and VA. CODE ANN. §1-13.39:2 (Repl. Vol. 1995)” in the first paragraph and added the new last sentence in the first paragraph.]

[THE JUNE 5, 2006 AMENDMENT substituted “§1-220 (Repl. Vol. 2005” for “§1-13.39:2 (Repl. Vol. 2001)” in the first paragraph due to revision/redesignation of those provisions.]

Sec. 15-2. Reserved.

[None.]

Sec. 15-2.1. Reserved.

[None.]

Sec. 15-2.2. Reserved.

[None.]

Sec. 15-2.3. Reserved.

[None.]

Sec. 15-2.4. Disposition of unclaimed bicycles and mopeds.

[THE MARCH 2, 1987 ACT adopted this section, originally designated as §15-2.1.]

[THE 1988 AMENDMENT rewrote this section.]

[THE 1991 AMENDMENT added the second and third sentences in (d).]

[THE MARCH 17, 1997 AMENDMENT substituted “thirty (30) days” for “sixty (60) days” in the first sentence of (d).]

[THE DECEMBER 6, 2010 AMENDMENT substituted “sixty (60) days” for “thirty (30) days” in subsections (a) and (d).]

[THE DECEMBER 3, 2013 AMENDMENT inserted “electric personal assistive mobility device, electric power-assisted bicycle” four times in subsections (a), (b), (d) and (g), and substituted “property” for “bicycle or moped” in subsection (d).]

Sec. 15-3. Breaking, injuring, preventing the operation of vehicle, aircraft, or boat.

[THE 1982 AMENDMENT rewrote this section, deleting former provisions now substantially contained in §15-3.1 of this Code.]

[THE 1987 AMENDMENT at the end of the section substituted the language beginning “misdemeanor” and ending “either or both” for “Class One Misdemeanor.”]

[THE 1990 AMENDMENT substituted “\$2,500.00” for “\$1,000.00” near the end.]

Sec. 15-3.1. Entering or setting in motion, vehicle, aircraft, boat, locomotive or rolling stock of railroad; exceptions.

[THE 1982 AMENDMENT adopted this section, encompassing provisions of former §15-3 (b) of this Code.]

[THE 1987 AMENDMENT designated existing provisions as (a) and substituted “person in charge” for “persons in charge” and “misdemeanor” for “Class One Misdemeanor” and inserted “furtherance of” near of end of (a), and added (b).]

[THE 1990 AMENDMENT substituted “\$2,500.00” for “\$1,000.00” near the end of (b).]

Sec. 15-4. School buses – video monitoring system.

[THE DECEMBER 6, 2011 ACT adopted this section.]

Sec. 15-5. Yield Right-of-way signs.

[THE 1989 AMENDMENT deleted former provisions regarding yield signs.]

Sec. 15-6. Putting glass, etc., on highway or street prohibited.

[THE FEBRUARY 2, 1998 AMENDMENT added (e).]

[THE JUNE 17, 2002 AMENDMENT substituted “§2.2-1112 (Repl. Vol. 2001)” for “§2.1-446 (Repl. Vol. 1995)” in (e).]

Sec. 15-7. Obstruction of fire hydrants and fire lanes prohibited.

[THE 1987 AMENDMENT rewrote (c).]

[THE DECEMBER 6, 2004 AMENDMENT inserted “and fire lanes” in the section catchline, deleted “in any shopping center” preceding “or otherwise to” in (a), added subsections (d) through (f), and updated state code citations.]

[THE JULY 19, 2022 AMENDMENT added “the Campbell County Fire Marshal or his designee” in (b).]

Sec. 15-7.1. Obstruction of access to curb ramps prohibited.

[THE 1993 ACT adopted this section.]

[THE DECEMBER 6, 2004 AMENDMENT, in (b), inserted “committed on privately owned property which is open to the public” in the first sentence and added the second sentence; and added present subsections (c) through (e).]

Sec. 15-7.2. Parking in area designated as “No Parking” zone.

[THE DECEMBER 6, 2004 ACT adopted this section.]

Sec. 15-8. Compliance with chapter; penalty for violation of chapter.

[THE 1992 AMENDMENT substituted “two hundred dollars” for “one hundred dollars” in (b), which provisions were formerly designated as §15-8.3:3.]

[THE MARCH 17, 1997 AMENDMENT redesignated former (b) as (c) and added new (b).]

[THE AUGUST 7, 2000 AMENDMENT substituted “in fourteen point or larger type” for “in type at least one-half inch in height” in the last sentence in (b).]

[THE JULY 7, 2003 AMENDMENT, in (b), substituted “in all capital letters, bold face type, no smaller than the print type size used for the primary address on the envelope” for “in fourteen point or larger type” in the second sentence and added the third sentence.]

[THE DECEMBER 6, 2004 AMENDMENT deleted former subsection (b) which had set forth the notice required prior to issuance of a summons for a violation of a County ordinance regulating parking, which provisions are now set forth at subsections (e) and (f) of §15-8.3:2 of this Code; and substituted “minimum fine of one hundred dollars (\$100.00)” for “fine of not more than one hundred dollars.” in (c).]

Sec. 15-8.1. Parking in spaces reserved for persons with disabilities - Requirements and regulations.

[THE 1987 ACT adopted this section.]

[THE 1988 AMENDMENT, in (a), added “open to the public” following “parking areas.”]

[THE 1989 AMENDMENT substituted “§46.2-731, §46.2-739 or §46.2-1238” for “§46.1-104.1, §46.1-149.1 or §46.1-254.2” in (a) and added “Parking” at the beginning of (d).]

[THE 1990 AMENDMENT substituted “\$250.00” for “\$100.00” in (b), inserted “or parking ticket” in (c), and added (e).]

[THE 1992 AMENDMENT substituted “in accordance with the provisions of VA. CODE ANN. §36-99.11 (Cum. Supp. 1992)” for “by above-grade signs” in (d).]

[THE MARCH 17, 1997 AMENDMENT redesignated (a) as first sentence of (a)(1), and substituted “disabled parking license plates issued under subsection B of VA. CODE ANN. §46.2-739” for “a license plate, decal or special parking permit, issued under VA. CODE ANN. §46.2-731, §46.2-739 or §46.2-1238,” and substituted “persons with disabilities that limit or impair their ability to walk” for “the handicapped on public property or at privately-owned parking areas open to the public;” added second sentence in (a)(1); inserted new paragraph (2) in (a); rewrote (b); substituted “law-enforcement” for “police” and “the private” for “such private” in (c); substituted “persons with disabilities that limit or impair their ability to walk” for “the handicapped” in (d); redesignated (e) as (g); and added new (e), (f), and (h).]

[THE FEBRUARY 2, 1998 AMENDMENT rewrote some provisions of (a)(1), added “In accordance with VA. CODE ANN. §46.2-1241 E. (Cum. Supp. 1997)” at the beginning of (a)(2); substituted “be punishable” for “constitute a traffic infraction punishable,” “not less than \$100.00 nor more than \$500.00” for “no more than \$250.00,” and deleted “notwithstanding any other provision of law” preceding “which fine” in (b); substituted “All parking” for “Parking” and inserted “the use of” in (d); redesignated former (e) as present (i) and added “In accordance with VA. CODE ANN. §46.2-1258 (Cum. Supp. 1997)” at the beginning thereof; inserted new (e); added “In accordance with VA. CODE ANN. §46.2-1246 (Cum. Supp. 1997)” in subsection (f); redesignated provisions of subsection (g) as paragraph (1) thereof, substituted “prima facie evidence” for “in evidence a prima facie presumption” therein, and added new paragraph (2) thereof; redesignated provisions of (h) as present paragraphs (2) and (3) of subsection (h), adding provisions

permitting the required notice of conviction to DMV to be transmitted by electronic means; and added new paragraph (1) of (h).]

[THE JULY 7, 2003 AMENDMENT add the last sentence in (h)(1).]

[THE DECEMBER 6, 2004 AMENDMENT inserted “or that create a concern for their safety while walking” in (a)(1), inserted “or that creates a concern for his safety while walking” in (h)(3); added the last three sentences in (c); and updated state citations.]

[THE DECEMBER 1, 2008 AMENDMENT added the last sentence in (b).]

[THE DECEMBER 4, 2012 AMENDMENT added “or designated portion thereof” in the second sentence of (e)(3).]

Sec. 15-8.1:1. Parking in spaces reserved for persons with disabilities – Payment of fine in uncontested cases; other penalties.

[THE DECEMBER 6, 2004 ACT adopted this section.]

Sec. 15-8.2. Riding upon or operating mopeds; penalty.

[THE 1989 ACT adopted this section.]

[THE DECEMBER 3, 2013 AMENDMENT substituted “section” for “ordinance” in (b).]

Sec. 15-8.3. Regulation of parking on County-owned or leased property; penalties.

[THE MARCH 17, 1997 AMENDMENT added (e), formerly §15-8.3:1(a).]

[THE AUGUST 7, 2000 AMENDMENT redesignated existing provisions of (a) as paragraph (1) therein and added paragraph (2) thereafter.]

[THE DECEMBER 6, 2004 AMENDMENT redesignated former (e) as present (g), and added present subsections (e) and (f).]

Sec. 15-8.3:1. Removal or immobilization of motor vehicles against which there are outstanding parking violations.

[THE 1990 ACT adopted this section.]

[THE 1991 AMENDMENT reorganized (b), added “or the vehicle may be immobilized...” at end of first sentence in first paragraph of (b), inserted “or immobilization,” “or immobilizing,” and “or immobilized” in (b), and inserted new second paragraph in (b).]

[THE 1992 AMENDMENT substituted “Sec. 15-8.3” for “Sec. 15-8.2” in (a).]

[THE MARCH 17, 1997 AMENDMENT deleted former (a) [provisions now found at (e) in §15-8.3], redesignated former three paragraphs of (b) as present (a) to (d), deleted “In

addition to the foregoing fines” in (a), inserted “or in an adjacent locality” in first sentence thereof and “or under the direction of” in second sentence thereof, inserted “or immobilizing” once and “or immobilized” three times in (b) and added “and in □ §15-33 of this Code” in (d).]

[THE DECEMBER 4, 2012 AMENDMENT substituted “motor vehicle, vehicle, or trailer” for “vehicle” throughout the section.]

[THE DECEMBER 3, 2019 AMENDMENT substituted “that” for “which” and added “lawful” in the first sentence of (a).]

Sec. 15-8.3:2. Procedure for violations of County parking ordinances; payment of fine prior trial; conditions precedent to issuance of summons for violation of parking ordinances; other penalties.

[THE MARCH 17, 1997 AMENDMENT added the second paragraph in (c).]

[THE DECEMBER 6, 2004 AMENDMENT revised the section catchline, rewrote and expanded the provisions of the entire section, and designated the former last paragraph as present subsection (i).]

[THE FEBRUARY 7, 2005 AMENDMENT, in subsection (b)(2) in the schedule of prepayable fines for certain uncontested violations, increased the prepayable fine in item (i) for “Parking within 15 feet of fire hydrant or otherwise obstructing access to any fire hydrant” from \$20 to \$50, and increased the prepayable fine in item (ii) for “Parking in designated fire lane” from \$20 to \$50.]

Sec. 15-8.3:2.1. Parking tickets; penalty.

[THE SEPTEMBER 19, 2005 ACT adopted this section, which contains some provisions previously set forth in former §15-18 of this Code.]

[THE DECEMBER 7, 2009 AMENDMENT moved this section within the chapter and renumbered it from Section 15-18.1 to 15-8.3:2.1.]

Sec. 15-8.3:3. Display, parking, selling, advertising sale of certain used motor vehicles prohibited.

[THE DECEMBER 1, 2008 ACT adopted this section.]

[THE DECEMBER 4, 2018 AMENDMENT numbered and re-ordered paragraphs of the former section, substituted “five or more used vehicles per property” for “more than five used motor vehicles” in subsection (a)(1), inserted “pursuant to VA CODE ANN. § 46.2-1516 (Repl. Vol. 2017)” at the end of subsection (b), added subsection (e), and made related stylistic changes.]

Sec. 15-8.3:4. Designation of certain private roads as “highways” for law-enforcement purposes.

[THE FEBRUARY 2, 1998 ACT adopted this section.]

[THE DECEMBER 3, 2007 AMENDMENT added “or residential dwelling units” after “lots”.]

Article II. County Vehicle Licenses.

Sec. 15-9. Vehicles required to be licensed--Situs; student owners; exemptions.

[THE 1982 AMENDMENT substituted “decalcomania sticker” for “tag” in (a).]

[THE 1987 AMENDMENT added (c).]

[THE 1988 AMENDMENT added (d), containing provisions of former §15-21(e).]

[THE 1991 AMENDMENT inserted “or if the owner is a student attending an institution of higher education” in (c).]

[THE MARCH 17, 1997 AMENDMENT deleted “or if the owner is a student attending an institution of higher education” preceding “the situs” in (c) and added the new second sentence therein; and added (e) and (f).]

[THE FEBRUARY 2, 1998 AMENDMENT added new (g)].

[THE AUGUST 7, 2000 AMENDMENT rewrote the first sentence in (c), deleted former (e) which had exempted certain vehicles stored on private property for 60 days or less for purposes of removing parts, and rewrote (f) to clarify exemption for members of armed forces on active duty. and, also in (f), to eliminate exemption for certain stored vehicles.]

[THE OCTOBER 2, 2000 AMENDMENT inserted “or lease” in (a), “or lessees” and “or lease” in (d), and “or leased” in (f).]

[THE SEPTEMBER 19, 2005 AMENDMENT substituted “pay an annual County license fee” for “purchase a County license decalcomania sticker” in (a); deleted former (b) and (d) concerning grace periods for new residents and for new purchasers/lessees; substituted “fee” for “tax” and clarified and expanded the exemption for vehicles owned or leased by members of the armed services on active duty in (f); and, in (g), substituted “Campbell County” for “No county, city, or town” and “license fee” for “license tax or license fee or the requirement of a license tag, sticker, or decal.”]

[THE DECEMBER 1, 2008 AMENDMENT added the last two sentences in (f)]

[THE DECEMBER 7, 2009 AMENDMENT reorganized this section, renumbered the subsections, deleted former subsection (g), and moved new subsection (b) from Sec. 15-11.]

[THE DECEMBER 4, 2012 AMENDMENT inserted the clause (i) designator and clauses (ii) through (iv) and substituted “that such person is” for “they are” in (c).]

[THE DECEMBER 1, 2020 AMENDMENT inserted “in effect on January 1, 2020” in (b).]

Sec. 15-10. Assessment of license fee.

[THE 1987 AMENDMENT deleted “through the fire or rescue squad commissioner as appropriate” following “County” in the third sentence.]

[THE 1990 AMENDMENT, in (c), inserted “who regularly respond to calls or perform other duties for the department or squad and” in the first sentence, inserted “and” preceding “the identification” in the second sentence, rewrote the fourth sentence, and added the fifth sentence therein.]

[THE MARCH 17, 1997 AMENDMENT inserted “volunteer” before “emergency” in (c).]

[THE FEBRUARY 2, 1998 AMENDMENT inserted “owned or leased by such active member and to be” in the second sentence of (c).]

[THE SEPTEMBER 19, 2005 AMENDMENT rewrote (a) to provide for assessment of County motor vehicle license fee on owned or leased motor vehicles normally garaged, stored or parked in County on January 1 of each year; deleted former (b) concerning application for license and issuance of decal by Treasurer; and, in (c), substituted “an exemption certificate” for “the indicia of license” in the next-to-last sentence and “an exemption certificate for more than one vehicle” for “more than one such license” in the last sentence.]

[THE DECEMBER 3, 2007 AMENDMENT added new language at (b).]

[THE DECEMBER 7, 2009 AMENDMENT deleted former subsection (c) and moved it to Sec. 15-13(h), and added a new subsection (c) that was moved from Sec. 15-13.]

Sec. 15-11. Amount of fee.

[THE 1987 AMENDMENT inserted “with or without a sidecar.”]

[THE MARCH 1989 AMENDMENT, effective April 15, 1989, substituted “fifteen dollars” for “ten dollars” and “five dollars” for “three dollars.”]

[THE JUNE 1992 AMENDMENT, effective March 1, 1993, substituted “twenty dollars” for “fifteen dollars” and “ten dollars” for “five dollars.”]

[THE 1993 AMENDMENT added subsection (b).]

[THE 1994 AMENDMENT, effective March 1, 1995, substituted “twenty-five dollars” for “twenty dollars,” “fifteen dollars” for “ten dollars,” and “1995” for “1993.”]

[THE JUNE 17, 2002 AMENDMENT, effective July 1, 2002, substituted “twenty-seven” for “twenty-five” and “seventeen” for “fifteen” in the first sentence in subsection (a) and deleted the former second sentence concerning the effective date of the 1994 fee changes.]

[THE SEPTEMBER 19, 2005 AMENDMENT substituted “fee” for “tax” throughout the section and inserted (c) containing transitional provisions effective for 2006 license year only, which provisions will automatically expire on or before December 5, 2006.]

[THE DECEMBER 4, 2006 AMENDMENT deleted subsection (c) which had contained transitional provisions applicable only to the 2006 license year.]

[THE DECEMBER 3, 2007 AMENDMENT substituted “annual or one-year” for “amount of the license” in subsection (b).]

[THE DECEMBER 7, 2009 AMENDMENT combined this section with former Sec. 15-12, renamed the section, renumbered all subsections, and moved one subsection to Sec. 15-9.]

Sec. 15-12. Reserved.

[None.]

Sec. 15-13. Limitations on imposition of motor vehicle license taxes and fees; exemptions and reductions.

[THE NOVEMBER 1982 AMENDMENT deleted “which constitutes a separate school district approved for operation” in (b).]

[THE DECEMBER 1982 AMENDMENT added subsection (g).]

[THE 1987 AMENDMENT substituted “or license fee upon” for “on” in introductory language of (a), “nonresident of Campbell County” for “resident of another county, city or town” in paragraph (2) thereof, “nonresident” for “non-resident” in paragraph (3), and “Commonwealth” for “State” in paragraphs (4) and (6), deleted former (c), redesignated provisions of former (e), (f) and (g) as present (g), (h) and (i), and rewrote provisions of former (d) as present (c), (d), (e) and (f), and added (j).]

[THE MARCH 1989 AMENDMENT added “of this Code” in (g) and added new (k).]

[THE 1989 AMENDMENT substituted “solely for governmental” for “purely for state, county or municipal” and language beginning “VA. CODE ANN. §46.2-750 (Repl. Vol. 1989) shall be liable” and ending “by the state under VA. CODE ANN. §46.2-750 (Repl. Vol. 1989)” for “VA. CODE ANN. §46.1-49 (Repl. Vol. 1986) shall be exempt from payment of the tax or license fee imposed by this article” in (c), deleted former (d) concerning an exemption for certain consular or diplomatic officials, and substituted references to Title 46.2 throughout.]

[THE 1990 AMENDMENT inserted “or other vehicles” in (e), added “and VA. CODE ANN. §46.2-752A “ in (e) and (f), and inserted “volunteer” preceding “emergency” in (g).]

[THE 1993 AMENDMENT inserted new (d) and added new (1).]

[THE MARCH 17, 1997 AMENDMENT, in (c), substituted “political subdivisions” for “a county, city, or town”, inserted “solely,” inserted “shall display license plates or decalcomania inscribed either ‘Official State Use Only’ or ‘Official Local Government Use Only,’ respectively, and,” substituted “either by the Commonwealth or by the County, respectively,” for “by the County,” inserted “County fee,” and added the last clause beginning “such licensing requirements...;” in (d), inserted “or one motor vehicle owned and used personally by the unremarried surviving spouse of such Medal of Honor recipient;” in (h), inserted “or one motor vehicle owned and used personally by the unremarried surviving spouse of such disabled veteran;” in (i), inserted “or one motor vehicle owned and used personally by the unremarried surviving spouse of a person eligible to receive such special license plates;” and in (k), substituted “the National Guard” for the Virginia National Guard;” and, in (l), substituted “exempt” for “partially exempt” in introductory paragraph, deleted former second and third sentences therein detailing amount of former partial exemption, its due date, and duration, and deleted “partial” in the introductory language of paragraph (1) and in first sentence of paragraph (2).]

[THE FEBRUARY 2, 1998 AMENDMENT, in (g), substituted “owned or leased, and used personally” for “used” and, in (j), substituted “vehicles, as defined in VA. CODE ANN. §58.1-2401 (Repl. Vol. 1997)” for “passenger cars” and added “and shall also be exempt from the requirement of a license tag, sticker, or decal from the County.”]

[THE AUGUST 7, 2000 AMENDMENT, in (f), inserted the language beginning “provided any such vehicle is used exclusively...” to “and no charge is made by the organization for the use of the vehicle, and rewrote subsection (1) by adding “provided that other conditions prescribed herein are met” at end of the first paragraph, deleted paragraph designation “(1)” and rewrote the paragraph, added “and for occasional pleasure driving not exceeding 250 miles from the residence of the owner” at the end of item (ii) and deleted former paragraph (2) which had stated that antique motor vehicles used for general transportation purposes are not eligible for exemption.]

[THE JULY 2, 2001 AMENDMENT rewrote part of (e) without substantive change.]

[THE DECEMBER 6, 2004 AMENDMENT substituted “political subdivisions of the Commonwealth, and regional jail authorities created pursuant to VA. CODE ANN. §53.1-95.2 *et seq.*” for “or political subdivisions thereof” near the beginning of (c); in (l), inserted “and antique trailers, as defined in VA. CODE ANN. §46.2-100 (Cum. Supp. 2004)” in the first paragraph and “and antique trailer” in the second paragraph; and updated state code citations throughout the section.]

[THE SEPTEMBER 19, 2005 AMENDMENT substituted “license fee” for “tax or license fee” or “license tax” throughout the section; and deleted “and shall also be exempt from the requirement of a license tag, sticker, or decal from the County” at the end of (j) regarding daily rental vehicles.]

[THE DECEMBER 3, 2007 AMENDMENT added subsection (a)(6A).]

[THE DECEMBER 7, 2009 AMENDMENT renamed the section, moved former subsection (h) to (b) and former subsection (j) to (c) and renumbered all other subsections, deleted “No license fee shall be assessed by the County upon vehicles of owners who are residents of any town located in the County when such vehicles are already subject to town license taxes” and moved that language to Sec. 15-10, and added the second paragraph of (h) which was moved from Sec. 15-10.]

[THE DECEMBER 6, 2011 AMENDMENT substituted “Commissioner of Revenue” twice for “Treasurer” in (h).]

[THE DECEMBER 4, 2012 AMENDMENT deleted the provisions formerly found at (c).]

[THE JULY 7, 2015 AMENDMENT added subsection (l), retroactively effective for the tax year beginning January 1, 2015.]

[THE DECEMBER 1, 2015 AMENDMENT added “or as a TNC partner vehicle as defined in VA. CODE ANN. §46.2-2000 (Cum. Supp. 2015)” to (a)(2) and substituted “emergency medical services agencies” for “rescue squads” and “emergency medical services vehicle” for “ambulance” throughout.]

[THE DECEMBER 5, 2017 AMENDMENT added (a)(8) and renumbered all subsections under (a).]

[THE DECEMBER 7, 2021 AMENDMENT added, at (e), motor vehicle fee exemption for one vehicle with Purple Heart plates.]

Sec. 15-14. Reserved.

Editor’s note: The September 19, 2005 amendment deleted this section which had contained provisions pertaining to proration of the license tax.]

Sec. 15-15. License fees--Disposition.

[THE SEPTEMBER 19, 2005 AMENDMENT substituted “fees” for “taxes.”]

Sec. 15-16. Payment of personal property taxes prerequisite.

[THE 1987 AMENDMENT rewrote this section.]

[THE 1990 AMENDMENT designated existing provisions as (a) and added new (b).]

[THE 1992 AMENDMENT inserted “and” preceding “owned by the taxpayer” in (b).]

[THE MAY 17, 1999 AMENDMENT added (c).]

[THE SEPTEMBER 19, 2005 AMENDMENT, in (a), substituted “licensed by the Department of Motor Vehicles until such” for “locally licensed until the,” “paid” for “produced before the Treasurer or his agent, satisfactory evidence that,” inserted “and the license fee assessed hereunder,” substituted “and until the Department of Motor Vehicles has been provided” for “have been paid and,” inserted “by the Treasurer of Campbell County,” substituted “or license fees” for “owing have been paid,” and added “have been paid” at the end; in (b), substituted “Virginia Department of Motor Vehicles” for “County”; and in (c), substituted “Virginia Department of Motor Vehicles to an owner of a motor vehicle as to which a fee is required to be paid pursuant to this article,” for “County of Campbell to an applicant otherwise,” “hereof to a waiver of that fee” for “of this article to receive a County motor vehicle license free of charge,” inserted “or registration from the Department of Motor Vehicles” and “Campbell County,” deleted “to be” preceding “licensed have been paid” and “have been paid” preceding “which have been properly assessed,” and substituted “owner have been paid” for “applicant by the County.”]

[THE DECEMBER 7, 2009 AMENDMENT rewrote this section for clarity.]

Sec. 15-17. License year.

[THE SEPTEMBER 19, 2005 AMENDMENT deleted the former provisions what had set a license year commencing on April 15th and expiring on April 15th of the following year, and adopted the current provisions.]

[THE DECEMBER 4, 2006 AMENDMENT deleted “of the next ensuing year” at the end of the section.]

[THE DECEMBER 7, 2021 AMENDMENT substituted “June 5” for “December 5” as to due date for payment.]

Sec. 15-18. Failure to pay license fee, personal property tax, etc.; penalty.

[THE 1982 AMENDMENT deleted language pertaining to metal plates.]

[THE 1987 AMENDMENT designated the first and third sentences as (a) and (b), and rewrote the former second sentence, designating it as (c).]

[THE 1988 AMENDMENT inserted “not exceeding twenty dollars (\$20.00)” in (c).]

[THE 1989 AMENDMENT added (d).]

[THE FIRST 1993 AMENDMENT, in (c), inserted “or operator,” substituted “the local license required by any ordinance of the county, city or town in which the vehicle is registered” for “any such required license” and “such local” for “license of this County or a town herein” and, in (d), inserted “by the registered owner of the vehicle.”]

[THE SECOND 1993 AMENDMENT added the last sentence in (c).]

[THE MARCH 17, 1997 AMENDMENT inserted “Class 4” and substituted “\$250.00” for “twenty dollars (\$20.00)” in (c).]

[THE DECEMBER 2, 2002 AMENDMENT substituted “of one hundred dollars (\$100.00)” for “not exceeding \$250.00” in the second sentence in (c).]

[THE JULY 7, 2003 AMENDMENT redesignated former (d) as present (f), inserting “by prepayment of a fine or” and substituting “a fine imposed by the court” for “such fine” therein; redesignated the former second sentence in (c) as present (e) and added the new last sentence in (c); and added new (d), with paragraphs (1) through (5).]

[THE DECEMBER 6, 2004 AMENDMENT, in (d), inserted “the person (i)” and deleted “the person” preceding “appears in person” and added the clause beginning “or (ii) voluntarily . . . issued” in the second sentence of paragraph (1) and added third sentence therein; redesignated former paragraphs (2) through (5) as present paragraphs (3) through (6); inserted new paragraph (2); and corrected internal references.]

[THE SEPTEMBER 19, 2005 AMENDMENT deleted the former provisions of subsection (a) which had required display of County motor vehicle license decal; in (b), deleted the former first sentence concerning decals and added the current provisions of (b) concerning required payment of license fee and personal property taxes upon vehicle; in (c), in the first sentence, substituted “owner” for “owner or operator,” “pay the” for “obtain and display the,” and “fee or personal property taxes assessed with respect to each motor vehicle, trailer or semi-trailer after December 5 of each year” for “required by any ordinance of the county, city or town in which the vehicle is registered or to display upon such motor vehicle, trailer or semitrailer any such local license after its expiration date,” and deleted the former second and third sentences of (c), concerning authority to issue citations, summonses, etc. for violations; deleted former (d) concerning procedures regarding issuance of citations or parking tickets, provisions similar to which are now set forth in new §15-18.1; and redesignated former subsections (e) and (f) as present (d) and (e).]

[THE DECEMBER 4, 2018 AMENDMENT added subsection (f).]

[THE DECEMBER 7, 2021 AMENDMENT changed the due dates from December 5 to June 5 and deleted the last sentence of (b), which read, “In the event of payment of that vehicle license fee and/or delinquent personal property taxes, the County Treasurer shall provide to the vehicle owner/co-owner an approved numbered receipt that clearly indicates that the vehicle owner/co-owner has paid in full all outstanding local vehicle fees and delinquent taxes to the locality, together with the penalty, interests and administrative fee hereinabove set forth.”]

Sec. 15-19. Reserved.

Editor’s note: The September 19, 2005 amendment deleted this section which had contained provisions pertaining to transfer of indicia of license (decal).]

Sec. 15-20. Reserved.

Editor's note: The September 19, 2005 amendment deleted this section which had contained provisions pertaining to obtaining duplicate indicia of license (decal).]

Sec. 15-21. Reserved.

[None.]

Sec. 15-22. Reserved.

[None.]

Article III. Abandoned Vehicles.

Sec. 15-23. Definitions.

[THE 1989 ACT adopted this section.]

[THE FEBRUARY 2, 1998 AMENDMENT, in (a), inserted “other than an interstate highway or primary highway” in paragraph 1, and added paragraphs 4. and 5.]

[THE MAY 17, 1999 AMENDMENT substituted “article” for “chapter.”]

[THE DECEMBER 7, 2009 AMENDMENT wholly rewrote the definition of “Abandoned motor vehicle,” deleted the definition of “Inoperable abandoned motor vehicle,” and added the definitions of “Garage”, “Garage keeper,” “Scrap metal processor” and “Vehicle removal certificate.”]

[THE DECEMBER 6, 2011 AMENDMENT deleted subdivisions 4 and 5 of the definition of “Abandoned motor vehicle” which concerned unclaimed motor vehicles in garages and self-service storage units, and deleted the definitions of “Garage” and “Garage keeper.”]

[THE DECEMBER 1, 2020 AMENDMENT added new subdivision 1 and redesignated former subdivisions 1 through 3 as subdivisions 2(i) through 2(iii).]

Sec. 15-23.1. Abandoning motor vehicles prohibited; presumptions; penalty.

[THE 1990 ACT adopted this section.]

[THE DECEMBER 1, 2020 AMENDMENT deleted “If any person fails to pay any such penalty, his privilege to drive a motor vehicle on the highways of the Commonwealth shall be suspended as provided in VA. CODE ANN. §46.2-395 (Repl. Vol. 2017)” from (d).]

Sec. 15-24. Authority of County.

[THE 1989 ACT adopted this section.]

[THE FEBRUARY 2, 1998 AMENDMENT, in (b), substituted “that may be” for “who may be” and “storing, and selling at public auction” for “and storing.”]

Sec. 15-25. Search for owner and secured party; notice.

[THE 1989 ACT adopted this section.]

[THE FEBRUARY 2, 1998 AMENDMENT, in (a), inserted “or its authorized agent” following “by the County” and substituted “the County or its authorized agent” for “the County through its authorized agent” in the first sentence, and inserted “and” following clause (ii) in the second sentence.]

[THE DECEMBER 7, 2009 AMENDMENT rewrote the section in conformance with changes to the state code, renamed it and eliminated requirement for notice of publication.]

[THE DECEMBER 7, 2021 AMENDMENT, effective January 1, 2022, added “either through a search of its own records or those of another jurisdiction” in (b), and rewrote (c), adding the last sentence.

Sec. 15-25.1 Vehicle Removal Certificates.

[THE DECEMBER 7, 2009 ACT adopted this section.]

[THE DECEMBER 7, 2021 AMENDMENT, effective January 1, 2022, deleted “motor” in the first sentence, substituted “If the Department finds no record of the vehicle, the vehicle may then be sold or transferred to a licensee or a scrap metal processor” for “The vehicle may be sold or transferred to a licensee or a scrap metal processor,” added the last sentence, and deleted the former last two paragraphs.]

Sec. 15-26. Sale of vehicle at public auction; disposition of proceeds.

[THE 1989 ACT adopted this section.]

[THE DECEMBER 6, 2004 AMENDMENT added the proviso language beginning “however, such demolisher . . .” at the end of the third sentence and inserted “(90)” in the last sentence.]

[THE DECEMBER 3, 2013 AMENDMENT added the second sentence, substituted “from the sale” for “at the auction” in the third sentence, and “60 days” for “90 days” in the last sentence.]

[THE DECEMBER 7, 2021 AMENDMENT, effective January 1, 2022, deleted “motor” preceding “vehicle” throughout the section, substituted “vehicle in the possession of a locality or an authorized agent” for “motor vehicle” in the first sentence, inserted “upon submission of the sales receipt, the completed Vehicle Removal Certificate, and the receipt produced by the Department pursuant to VA. CODE ANN. §46.2-1202 (Cum. Supp. 2021)” in the third sentence, and substituted “costs, if any” for “notice and publication costs” in the fifth sentence.]

Sec. 15-27. Reserved.

[None.]

Sec. 15-28. Disposition of inoperable abandoned vehicles.

[THE 1989 ACT adopted this section.]

[THE DECEMBER 2, 2014 AMENDMENT added subsection (a) and the subsection (b) designation, and in subsection (b) added the second sentence.]

Sec. 15-29. Surrender of certificate of title, etc., where motor vehicle acquired for demolition; records to be kept by demolisher or scrap metal processor.

[THE 1989 ACT adopted this section.]

[THE DECEMBER 7, 2009 AMENDMENT rewrote the first two paragraphs to add scrap metal processors, and added the last three paragraphs.]

[THE DECEMBER 4, 2012 AMENDMENT deleted “and, if applicable, the license number issued to the towing company by the Virginia Board for Towing and Recovery Operators” from subsection 1, added subdivision 4, and deleted the first sentence of (c).]

Sec. 15-30. Certification of disposal; reimbursement of County by Commissioner of Department of Motor Vehicles.

[THE 1989 ACT adopted this section.]

[THE 1990 AMENDMENT deleted “an abandoned vehicle fund which shall consist of” following “reimbursements shall be made from” and “to the fund” preceding “in the state general appropriations act” in the last sentence of (a).]

[THE JULY 2, 2007 AMENDMENT, in the first sentence in (a), inserted “or that an inoperable motor vehicle has been removed from the vehicle owner’s property and disposed of by the County or its authorized agent” and substituted “such” for “inoperable abandoned.”]

Sec. 15-31. Reserved.

[None.]

Article IV. Immobilized and Unattended Vehicles.

Sec. 15-32. Temporary removal and disposition of vehicles involved in accidents.

[THE 1989 ACT adopted this section.]

[THE 1992 AMENDMENT inserted the designation “(i)” and added clause (ii) in the first sentence and added the second sentence.]

[THE DECEMBER 4, 2012 AMENDMENT added “or other uniformed employee of the Sheriff who specifically is authorized to do so by the Sheriff or his designee” in the first sentence.]

Sec. 15-33. Removal and disposition of unattended or immobile vehicles.

[THE 1989 ACT adopted this section, substantially similar to former §15-2.]

[THE DECEMBER 4, 2012 AMENDMENT substituted “or other uniformed employee of the Sheriff who specifically is authorized to do so by the Sheriff or his designee” for “or his duly authorized deputies” in the first sentence of (b).]

Sec. 15-34. Sale of personal property found in unattended or abandoned vehicles.

[THE 1989 ACT adopted this section, substantially similar to former §15-2.1.]

Sec. 15-35. Leaving vehicles on private property prohibited; authority of County to provide for removal and disposition; notice of removal.

[THE 1989 ACT adopted this section.]

[THE DECEMBER 4, 2012 AMENDMENT added “or other uniformed employee of the Sheriff who specifically is authorized to do so by the Sheriff or his designee” to the second sentence of (a).]

Article V. Unlicensed Motor Vehicle Fee.

Sec. 15-36. Unlicensed motor vehicle fee--Purpose; fee imposed; amount; license year; due date.

[THE MARCH 17, 1997 ACT adopted this section, incorporating some provisions of former §15-21, rewrote former (a) and part of (b) and increased the license tax from twenty dollars to twenty-five dollars.]

[THE SEPTEMBER 19, 2005 AMENDMENT substituted “fee” for “tax” throughout the section; in (a), substituted “twenty-seven dollars (\$27.00)” for “twenty-five dollars (\$25.00)” in the first sentence and added the second and third sentences; substituted “December 5” for “April 15” in (b), deleted former (c) concerning the display of license decal, and inserted (e) containing transitional provisions effective for 2006 license year only, which provisions will automatically expire on or before December 5, 2006.]

[THE DECEMBER 4, 2006 AMENDMENT deleted subsection (e) which had contained transitional provisions applicable only to the 2006 license year.]

[THE DECEMBER 7, 2021 AMENDMENT substituted fee due date of June 5 for December 5 in (b).]

Sec. 15-37. Same—Exemptions.

[THE MARCH 17, 1997 ACT adopted this section, incorporating in (a) all of the exemptions from former §15-21(a) as well as those exemptions previously set out in (a) and (c) of former §15-22, added subsection (a)(10), added subsection (b), and deleted former (d), which provisions are now found at §15-36(d).]

[THE SEPTEMBER 19, 2005 AMENDMENT substituted “fee” for “tax” throughout the section, and in (a)(8), substituted “personally owned or leased, in whole or in part” for “owned” and “armed services of the United States” for “armed forces” in the first sentence, and added the second sentence.]

[THE DECEMBER 3, 2007 AMENDMENT added subsection (a)(9A).]

[THE DECEMBER 3, 2013 AMENDMENT deleted “for a period not in excess of sixty (60) days” and added “restoration or repair or for” in (a)(6).]

Sec. 15-38. Reserved.

Editor’s note: The September 19, 2005 amendment deleted this section which had provided a grace period for purchasers of new or used vehicles and certain resident owners of vehicles registered in other state or country.

Sec. 15-39. Penalty for violations.

[THE MARCH 17, 1997 ACT adopted this section.]

[THE SEPTEMBER 19, 2005 AMENDMENT, in (a), substituted “pay the license fee” for “obtain and display the license” following “fail to” and deleted “or to display upon such motor vehicle such license after its expiration date” at the end of the subsection; and, in (c), substituted “fee has been paid” for “has been obtained.”]

Article VI. Regulations Restricting the Keeping of Inoperable Motor Vehicles.

Sec. 15-40. Purpose of article; definitions.

[THE MARCH 17, 1997 ACT adopted this section, incorporating provisions of former §15-2.2(b) as present (b)(1) herein, rewriting the provisions of items (iii) and (iv) therein, and added new (a) and new paragraphs (2) and (3) in (b).]

[THE MAY 17, 1999, AMENDMENT substituted “inoperable” for “inoperative.”]

[THE JULY 6, 2004 AMENDMENT, in (b)(1), substituted “on which there are displayed neither valid license plates nor a valid inspection decal” for “does not display valid license plates” in (iii) [combining provisions of former (iii) and (iv)], and deleted clause (iv) which had provided “does not display an inspection decal that is valid or does display an

inspection decal that has been expired for more than sixty (60) days,” and in last paragraph substituted “(i) through (iii)” for “(i) through (iv)”; in (b)(2), added “As used in this article, notwithstanding any other provision of law, general or special” at beginning and substituted “not visible by someone standing . . . is located” for “hidden from sight by natural objects, plantings, fences, covers, or other appropriate means so as not to be visible by adjoining landowners or from the main traveled way of a public highway, street, or road, or otherwise removed from sight” at the end.]

Sec. 15-41. Restrictions.

[THE MARCH 17, 1997 ACT adopted this section, incorporating former §15-2.2(a).]

[THE MAY 17, 1999 AMENDMENT deleted “firm or corporation” following “person” and substituted “inoperable” for “inoperative.”]

Sec. 15-42. Reserved.

[None.]

Sec. 15-43. Exemptions from regulation under this article.

[THE MARCH 17, 1997 ACT adopted this section, incorporating former §15-2.2(c) as present (a) hereof, and added (b).]

[THE MAY 17, 1999 AMENDMENT deleted “firm, or corporation” following “person” in (b).]

[THE JULY 5, 2005 AMENDMENT added the last clause at the end of (b).]

Sec. 15-44. Inoperable motor vehicles subject to license fee under either §15-36 or §15-9 of this Code.

[THE MARCH 17, 1997 ACT adopted this section.]

[THE MAY 17, 1999 AMENDMENT substituted “inoperable” for “inoperative.”]

[THE AUGUST 7, 2000 AMENDMENT added “unless otherwise exempted by state or local law” at the end of the section.]

[THE JUNE 5, 2006 AMENDMENT substituted “fee” for “tax” twice.]

Sec. 15-45. Penalty for violation.

[THE MARCH 17, 1997 ACT adopted this section, incorporating provisions of former §15-2.2(d), and inserted “upon conviction thereof” in (a) and added (b) and (c).]

[THE MAY 17, 1999 AMENDMENT substituted “inoperable” for “inoperative” in (b).]

[THE JUNE 5, 2006 AMENDMENT substituted “a County license fee under either §15-36 or §15-9 of this Code has been paid on such vehicle” for “vehicle bears a County license issued” in (a)].

Sec. 15-46. Removal of inoperable motor vehicles kept in violation of article; recovery of costs; creation of lien; exemption for certain vehicles being actively restored or repaired.

[THE MARCH 17, 1997 ACT adopted this section, incorporating provisions of former §15-2.3, substituted “business, industrial, or” for “or commercial, or” in (a) hereof .]

[THE MAY 17, 1999 AMENDMENT substituted “inoperable” for “inoperative,” deleted “and levies” following “taxes” in (b)(3), and substituted “§15.2-904 (Repl. Vol. 1997)” for “§15.1-11.1 (Repl. Vol. 1989)” in (b)(4).]

[THE JULY 6, 2004 AMENDMENT added subsection (c).]

[THE JULY 5, 2005 AMENDMENT inserted “that is shielded or screened from view and” in (c).]

Sec. 15-47. Reserved.

[None.]

Article VII. Automobile Graveyards and Junkyards.

Sec. 15-48. Purpose of article; definitions.

[THE MARCH 17, 1997 ACT adopted this section, incorporating provisions of former §14-17, added (a), and designated existing provisions as (b), added therein “excluding hazardous, infectious or toxic materials” at the end of paragraph 2, deleted “and the term shall include garbage dumps and sanitary fills” at the end of paragraph 3, deleted former paragraphs 4, 5, and 6, which defined “Interstate system,” “Primary highway” and “Visible,” and added present paragraph 4.]

[THE JULY 5, 2005 AMENDMENT, in (b) 1., inserted “that are” preceding “**incapable**” in the first sentence and added the second and third sentences; and added the definition of “Visible” in (b) 5.]

Sec. 15-49. License required.

[THE MARCH 17, 1997 ACT adopted this section, which supersedes permit requirements formerly found at §14-19 of this Code.]

[THE MAY 17, 1999 AMENDMENT deleted “firm or corporation” following “any person.”]

Sec. 15-50. Special use permit prerequisite to issuance of license; renewal of license; nonconforming uses.

[THE MARCH 17, 1997 ACT adopted this section.]

[THE JULY 2, 2001 AMENDMENT, in (c), substituted “two (2) years or less” for “less than twelve (12) consecutive months” and deleted “(thus constituting a non-conforming use under §22-7 and §22-8 of this Code)” in the first sentence, and substituted “§22-7 through §22-8” for “§22-7 and §22-8” in the third sentence.]

[THE JULY 5, 2005 AMENDMENT added the last sentence in (c) and the last clause in (d), beginning “and furthermore.”]

Sec. 15-50.1. Screening required; limited exception where impractical due to topography.

[THE JULY 5, 2005 ACT adopted this section.]

Sec. 15-51. License application; due date; information required.

[THE MARCH 17, 1997 ACT adopted this section, incorporating some provisions of former §14-17.1 and §14-19.]

[THE MAY 17, 1999 AMENDMENT deleted “firm, or corporation” following “person” in (a).]

[THE DECEMBER 7, 2009 AMENDMENT substituted “May” for “March” in (a), to be effective January 1, 2010.]

Sec. 15-52. License tax imposed.

[THE MARCH 17, 1997 ACT adopted this section, incorporating provisions of former §14-17.1, imposing same license tax, but making it payable, along with license application, to the Commissioner of the Revenue, rather than to the Treasurer; and changed the due date of the license application and license tax from January 31 to March 1 for a license renewal or prior to beginning business for an initial license.]

[THE MAY 17, 1999 AMENDMENT deleted “firm, or corporation” following “any person” in (a).]

Sec. 15-53. Penalty for violation of article.

[THE MARCH 17, 1997 ACT adopted this section.]

[THE MAY 17, 1999 AMENDMENT deleted “firm or corporation” following “Any person” at the beginning of (a).]

Article VIII. Regulation of Cruising.

Sec. 15-54. Cruising prohibited; posting of signs; designation of prohibited areas; exceptions; penalty.

[THE 1990 ACT adopted this section.]

[THE 1993 AMENDMENT added the paragraph designation (1) in (d) and therein substituted “charge such violation on the uniform traffic summons form” for “issue a citation for such violation subjecting the violator to a twenty-five dollar civil penalty” in the first sentence, deleted the former second sentence which provided for a delinquency charge of \$25.00 that was recoverable in a civil action and added a new second sentence in paragraph (1) and added paragraph (2) in (d).]