

Ordinance No. 132

AT A REGULAR MEETING OF THE NEW MARKET TOWN COUNCIL, HELD ON TUESDAY, JUNE 17, 2024 AT 6:30 PM IN THE COUNCIL CHAMBERS OF THE ARTHUR L. HILDRETH, JR., MUNICIPAL BUILDING, NEW MARKET, VIRGINIA.

ORDINANCE to amend and supplement Article I, in General, of Chapter 58, Traffic and Vehicles of the Code of the Town of New Market, Virginia, as amended, by amending and re-ordaining Section 58-1, Adoption of State Law.

BE IT ORDAINED by the Town Council of the Town of New Market, Virginia, that Section 58-1, Adoption of State Law of Article 1, In General, of Chapter 58, Traffic and Vehicles, is hereby amended and is ordained to read and provide as follows:

Sec. 58-1 - Adoption of State Law

(a) Pursuant to that authority of the Code of Virginia Section 46.2-1313, all of the provisions and requirements of the laws of the Commonwealth contained in the Code of Virginia, Title 46.2, as amended, and in Code of Virginia Sections 18.2-266 – 18.2-273, as amended, except those provisions and requirements the violation of which constitutes a felony, and 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. References to the expression “highways of the Commonwealth” contained in such provisions and requirements hereby adopted shall be deemed to refer to the streets, highways and other public ways within the Town. Such provisions and requirements are hereby adopted, mutatis mutandis, and made a part of this chapter as fully as though set forth at length in this section. It shall be unlawful for any person within the Town to violate or fail, neglect, or refuse to comply with any provision of Code of Virginia, Title 46.2 or Code of Virginia Sections 18.2-266 – 18.2-273, which are adopted by this section; provided, however 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, Title 46.2 or under the Code of Virginia Sections 18.2-266 – 18.2-273.

(b) Ordinances adopted hereunder incorporating by reference appropriate provisions of State Law before the effective date of such a law become effective on the effective date of the law and not before.

(c) All other Commonwealth of Virginia statutes and regulations incorporated into the ordinances of the Town are reincorporated, and all Town Code provisions incorporating the Commonwealth provisions are readopted. This reincorporation extends to statutes which have been amended and to Commonwealth statutes which have been repealed and recodified.

(d) All Town ordinances incorporating or referring to Commonwealth statutes or regulations are readopted and, if necessary, the ordinances are amended to reflect any amendments to or recodifications of the statutes or regulations.

(e) 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.

This ordinance is effective on “the first day of July,” 2024, within the meaning of Article 4, Section 13 of the Virginia Constitution.

Ordained this 17th day of June, 2024.

CERTIFICATE

The undersigned Mayor and Clerk of the Town Council of the Town of New Market, Virginia hereby certify that the foregoing constitutes a true and correct copy of an Ordinance adopted by the Town Council at a meeting held on June 17, 2024. A record of the roll-call vote by the Town Council is as follows:

<u>NAME</u>	<u>AYE</u>	<u>NAY</u>	<u>ABSTAIN</u>	<u>ABSENT</u>
Larry Bompiani, Mayor*				
Peggy Harkness				
Janice Hannah				
Peter Hughes				
Bob King				
Daryl Watkins				
Scott Wymer				

*Mayor Bompiani votes in the event of a tie

Date: June 17th, 2024

[SEAL]

ATTEST: _____
Larry Bompiani, Mayor
Town of New Market, Virginia

Nathan Garrison, Clerk
Town of New Market, Virginia