

VIRGINIA ACTS OF ASSEMBLY -- 2005 SESSION

CHAPTER 36

An Act to amend and reenact § 15.2-1646 of the Code of Virginia, relating to relocation of courthouse.

[S 1012]

Approved March 20, 2005

Be it enacted by the General Assembly of Virginia:

1. That § 15.2-1646 of the Code of Virginia is amended and reenacted as follows:

§ 15.2-1646. Certification of result to board of supervisors; procuring land and buildings; relocation to contiguous land.

If it appears from the returns that a majority of the votes cast at the election specified in § 15.2-1644 are for the removal of the courthouse to one of the places specified in the petition or resolution, the results shall be certified to the board of supervisors of the county, with the amount authorized to be expended for land, if not donated, and for necessary buildings and improvements. If the vote is for removal, the board of supervisors shall at once proceed to acquire the necessary land at the new location, if the same has not been donated, and to erect the necessary buildings and improvements.

The relocation of a courthouse to land contiguous with its present location, *including contiguous property directly across a public right-of-way*, and within the same county is not such a removal as to require authorization by the electorate.

The provisions of these sections requiring authorization by the electorate shall not apply, in the case of a joint court system, between a county with a population between 65,000 and 70,000 and a city with a population between 40,000 and 50,000 or between a county with a population between 34,500 and 39,500 and a city with a population between 11,100 and 11,900 or between a county with a population between 39,600 and 45,600 and a city with a population between 10,000 and 11,500 or between a county with a population between 8,800 and 9,100 and a city with a population between 5,000 and 6,000 Albemarle County and the City of Charlottesville, James City County and the City of Williamsburg, York County and the City of Poquoson, and Greensville County and the City of Emporia, to the relocation of the courthouse to other land within the localities which it serves, from its present location, if the governing bodies find by concurrent resolutions that the existing courthouse is inadequate and that renovation or expansion of the existing courthouse is not feasible.