

1 VIRGINIA ACTS OF ASSEMBLY — CHAPTER

2 *An Act to amend and reenact § 15.2-2295 of the Code of Virginia, relating to airport noise zones.*

3 [S 1160]

4 Approved

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6 **Be it enacted by the General Assembly of Virginia:**7 **1. That § 15.2-2295 of the Code of Virginia is amended and reenacted as follows:**

8 § 15.2-2295. Aircraft noise attenuation features in buildings and structures within airport noise zones.

9 Any locality in whose jurisdiction, or adjacent jurisdiction, is located a licensed airport or United
10 States government or military air facility, may enforce building regulations relating to the provision or
11 installation of acoustical treatment measures in residential buildings and structures, or portions thereof,
12 other than farm structures, for which building permits are issued after January 1, 2003, in areas affected
13 by above average noise levels from aircraft due to their proximity to flight operations at nearby airports.
14 *Any locality in whose jurisdiction a United States Master Jet Base is located or any adjacent locality*
15 *may, in addition, adopt and enforce building regulations relating to the provision or installation of*
16 *acoustical treatment measures applicable to buildings and structures, or portions thereof, in Assembly,*
17 *Business, Educational, Institutional, and Mercantile groups, as defined in the International Building*
18 *Code.*19 In establishing the regulations, the locality may adopt one or more noise overlay zones as an
20 amendment to its zoning map and may establish different measures to be provided or installed within
21 each zone, taking into account the severity of the impact of aircraft noise upon buildings and structures
22 within each zone. Any such regulations or amendments to a zoning map shall provide a process for
23 reasonable notice to affected property owners. Any regulations or amendments to a zoning map shall be
24 adopted in accordance with this chapter. A statement shall be placed on all recorded surveys, subdivision
25 plats and all final site plans approved after January 1, 2003, giving notice that a parcel of real property
26 either partially or wholly lies within an airport noise overlay zone. No existing use of property which is
27 affected by the adoption of such regulations or amendments to a zoning map shall be considered a
28 nonconforming use solely because of the regulations or amendments. The provisions of this section shall
29 not affect any local aircraft noise attenuation regulations or ordinances adopted prior to the effective date
30 of this act, and such regulations and ordinances may be amended provided the amendments shall not
31 alter building materials, construction methods, plan submission requirements or inspection practices
32 specified in the Virginia Uniform Statewide Building Code.

ENROLLED

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