

1 VIRGINIA ACTS OF ASSEMBLY — CHAPTER

2 *An Act to amend the Code of Virginia by adding a section numbered 10.1-603.14:1, relating to*
3 *enforcement authority for MS4 localities; penalties.*

4 [H 392]

5 Approved

6 **Be it enacted by the General Assembly of Virginia:**7 **1. That the Code of Virginia is amended by adding a section numbered 10.1-603.14:1 as follows:**8 *§ 10.1-603.14:1. Enforcement authority of MS4 localities.*

9 *A. Any locality may adopt a stormwater ordinance pursuant to the conditions of a MS4 permit and*
10 *may utilize the civil penalty provisions in subsection A of 10.1-603.14, the injunctive authority as*
11 *provided for in subdivision D 1 of § 10.1-603.14, and the civil charges as authorized in subdivision D 2*
12 *of § 10.1-603.14, to enforce the ordinance. At the request of another MS4, the locality may apply the*
13 *penalties provided for in this section to direct or indirect discharges to any MS4 located within its*
14 *jurisdiction.*

15 *B. Any person who willfully and knowingly violates any provision of such an ordinance is guilty of a*
16 *Class 1 misdemeanor.*

17 *C. The local ordinance authorized by this section shall remain in full force and effect until the*
18 *locality has been delegated the authority to administer a local stormwater management program,*
19 *whereupon the locality shall adopt an ordinance that is consistent with Article 1.1 (§ 10.1-603.1 et seq.)*
20 *of Chapter 6 of this title.*

ENROLLED

HB392ER