

2009 SESSION

INTRODUCED

092033668

SENATE BILL NO. 1335

Offered January 14, 2009

Prefiled January 14, 2009

A BILL to amend and reenact § 15.2-2302 of the Code of Virginia, relating to conditional zoning; public hearing.

Patron—Stuart

Referred to Committee on Local Government

Be it enacted by the General Assembly of Virginia:

1. That § 15.2-2302 of the Code of Virginia is amended and reenacted as follows:

§ 15.2-2302. Same; amendments and variations of conditions.

There shall be no amendment or variation of conditions created pursuant to the provisions of § 15.2-2297 until after a public hearing before the governing body advertised pursuant to the provisions of § 15.2-2204. *However, where an amendment to proffered conditions is requested by the profferror, and where such amendment does not affect conditions of use or density, a local governing body may waive the requirement for a public hearing (i) under this section and (ii) under any other statute, ordinance, proffer, or local custom requiring a public hearing prior to amendment of conditions created pursuant to § 15.2-2298 or 15.2-2303.*

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SB1335