

1 VIRGINIA ACTS OF ASSEMBLY — CHAPTER

2 *An Act to amend and reenact § 15.2-2302 of the Code of Virginia, relating to conditional zoning; public*
3 *hearing.*

4 [S 1335]

5 Approved

6 **Be it enacted by the General Assembly of Virginia:**7 **1. That § 15.2-2302 of the Code of Virginia is amended and reenacted as follows:**

8 § 15.2-2302. Same; amendments and variations of conditions.

9 There shall be no amendment or variation of conditions created pursuant to the provisions of
10 § 15.2-2297 until after a public hearing before the governing body advertised pursuant to the provisions
11 of § 15.2-2204. *However, where an amendment to proffered conditions is requested by the profferror,*
12 *and where such amendment does not affect conditions of use or density, a local governing body may*
13 *waive the requirement for a public hearing (i) under this section and (ii) under any other statute,*
14 *ordinance, or proffer requiring a public hearing prior to amendment of conditions created pursuant to*
15 *§ 15.2-2298 or 15.2-2303. Once so amended, the proffered conditions shall continue to be an*
16 *amendment to the zoning ordinance and may be enforced by the zoning administrator pursuant to the*
17 *applicable provisions of this Chapter (§ 15.2-2200 et seq.).*

ENROLLED

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