19105516D

1   **SENATE BILL NO. 1553**
2   AMENDMENT IN THE NATURE OF A SUBSTITUTE
3   (Proposed by the Senate Committee on Local Government
4   on January 29, 2019)
5   (Patron Prior to Substitute—Senator Surovell)

6 *A BILL to amend the Code of Virginia by adding a section numbered 15.2-815.1, relating to urban*
7   *county executive form of government; abandoned shopping carts.*
8   **Be it enacted by the General Assembly of Virginia:**
9 **1. That the Code of Virginia is amended by adding a section numbered 15.2-815.1 as follows:**
10   *§ 15.2-815.1. Disposition of abandoned shopping cart; penalties.*
11   *A. Any county that has adopted the urban county executive form of government may, by ordinance,*
12 *provide that it shall be unlawful for any person to place, leave, or abandon on any real property in the*
13 *county, or within specified districts within the county, any shopping cart as defined in § 18.2-102.1. The*
14 *ordinance shall provide that any such shopping cart that remains on real property outside of the*
15 *premises defined in 18.2-102.1 after a notice of violation is given to the owner of such shopping cart*
16 *shall be presumed to be abandoned and subject to being removed from the real property by the county*
17 *or its agents without further notice.*
18   *B. A notice of violation sent by registered or certified mail to the last known address of the shopping*
19 *cart's owner or its registered agent reflected in state or county public records shall satisfy the notice*
20 *requirement of this section. In the event that any such shopping cart is so removed, the cost of removal,*
21 *including the cost of disposal, shall be charged to the owner of the shopping cart. Any such charge that*
22 *is not paid within 30 days of the date on which it is billed to the owner shall constitute a lien upon the*
23 *shopping cart and may be collected in any manner provided by law for the collection of taxes.*
24   *C. In addition to any other remedy provided herein, the county or its designee may institute legal*
25 *action to enjoin the continuing violating of this section.*