

VIRGINIA ACTS OF ASSEMBLY -- 1996 SESSION

CHAPTER 572

An Act to amend and reenact § 15.1-1032.2 of the Code of Virginia, relating to restriction on annexation.

[S 515]

Approved April 4, 1996

Be it enacted by the General Assembly of Virginia:

1. That § 15.1-1032.2 of the Code of Virginia is amended and reenacted as follows:

§ 15.1-1032.2. Temporary restrictions on granting of city charters, filing annexation notices, institutions of annexation proceedings and county immunity proceedings.

Beginning January 1, 1987, and terminating July 1, ~~1997~~ 2000, no city shall file against any county an annexation notice with the Commission on Local Government pursuant to § 15.1-945.7 and no city shall institute an annexation court action against any county except any city that filed an annexation notice before the Commission on Local Government prior to January 1, 1987; and during the same period, with the exception of a charter for a proposed consolidated city, no city charter shall be granted or come into force and no suit or notice shall be filed to secure a city charter. However, the foregoing shall not prohibit the institution of nor require the stay of an annexation proceeding or the filing of an annexation notice for the purpose of implementing an annexation agreement, the extent, terms and conditions of which have been agreed upon by a county and city; nor shall the foregoing prohibit the institution of or require the stay of an annexation proceeding by a city which, prior to January 1, 1987, commenced a proceeding before the Commission on Local Government to review a proposed voluntary settlement pursuant to § 15.1-1167.1; nor shall the foregoing prohibit the institution of or require the stay of any annexation proceeding commenced by a majority of the owners of real estate and a majority of the qualified voters of the territory pursuant to § 15.1-945.7 or § 15.1-1034.

Beginning January 1, 1988, and terminating July 1, ~~1997~~ 2000, no county shall file a notice or petition pursuant to the provisions of Chapter 19.1 (§ 15.1-945.1 et seq.) or Chapter 21.2 (§ 15.1-977.19:1 et seq.) of this title requesting total or partial immunity from city-initiated annexation and from the incorporation of new cities within its boundaries. However, the foregoing shall not prohibit the institution of nor require the stay of an immunity proceeding or the filing of an immunity notice for the purpose of implementing an immunity agreement, the extent, terms and conditions of which have been agreed upon by a county and city.