

VIRGINIA ACTS OF ASSEMBLY -- 1998 SESSION

CHAPTER 110

An Act to amend and reenact § 29.1-744.2 of the Code of Virginia, relating to local regulation of motorboat distance.

[H 535]

Approved March 13, 1998

Be it enacted by the General Assembly of Virginia:

1. That § 29.1-744.2 of the Code of Virginia is amended and reenacted as follows:

§ 29.1-744.2. Local regulation of motorboat distance; penalty.

A. Any county, city, or town which is adjacent to an inland lake *wholly located within the Commonwealth* that (i) is more than 500 feet above sea level and ~~(ii) of 20,000 acres or more and wholly located within the Commonwealth in size or~~ (ii) lies adjacent to any county with a population between 57,300 and 57,450; any county with a population between 21,000 and 21,500; and any county with a population between 20,000 and 20,600, may, by ordinance, require motorboats equipped with engines above twenty horsepower to remain below planing speed while within 50 feet or less of the shore or docks attached to the shore, provided that the maximum restricted distance from any shore shall not exceed 75 feet. Any such ordinance shall not become effective until all counties, cities, or towns adjacent to the inland lake have adopted the identical ordinance. For the purpose of this section, motorboat shall be defined as in § 29.1-700.

B. Any such ordinance adopted by a county, city, or town may provide for penalties not exceeding those applicable to Class 4 misdemeanors.

C. Any such ordinance adopted by a locality shall be enforced by the Department of Game and Inland Fisheries or other state and local law-enforcement agencies or departments.