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**HOUSE BILL NO. 1649**

Offered January 11, 2017

Prefiled January 4, 2017

*A BILL to amend and reenact §§ 1.2 and 3.1, as amended, of Chapter 646 of the Acts of Assembly of 1968, which provided a charter for the Town of Herndon, relating to boundaries.*

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Patron—Boysko

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Referred to Committee on Counties, Cities and Towns

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**Be it enacted by the General Assembly of Virginia:**

**1. That §§ 1.2 and 3.1, as amended, of Chapter 646 of the Acts of Assembly of 1968 are amended and reenacted as follows:**

**§ 1.2. Boundaries.**

The territory embraced within the Town of Herndon is that territory in the County of Fairfax, Virginia, established in chapter 376 of the Acts of Assembly of 1938, as amended by order entered in a voluntary boundary line adjustment case by the Circuit Court of Fairfax County, Virginia, on December 20, 1988, in "Board of Supervisors of Fairfax County and Town Council of Herndon," Law 85815, recorded in the Clerk's Office of the Circuit Court of Fairfax County, Virginia, on November 6, 1997, as instrument number 97-151937, Deed Book 10166, Page 1311, and as further amended by order entered affirming a voluntary settlement agreement in a boundary line adjustment case by the Special Court sitting in the Circuit Court of Loudoun County, Virginia, on August 21, 2015, in "Town of Herndon, Virginia and the County of Loudoun, Virginia," recorded in the Clerk's Office of the Circuit Court of Loudoun County, Virginia, on October 7, 2015, as instrument number 20151007-0067932 *and as further amended by order entered affirming a voluntary boundary line adjustment by the Circuit Court of Fairfax County, Virginia, on February 1, 2016, recorded in the Clerk's Office of the Circuit Court of Fairfax County, Virginia, on February 19, 2016, as instrument number 2016008713.002.*

**§ 3.1. Election, qualification and term of office of council members and mayor.**

(a) The Town of Herndon shall be governed by a town council composed of six council members and a mayor, all of whom shall be qualified voters of the town. Candidates for town offices shall not be identified on the ballot by political affiliation. In order to have their names placed on the ballot, all candidates shall be nominated only by petition as provided by general law pursuant to § 24.2-506 of the *Code of Virginia*.

(b) The mayor and council members shall be elected on the ~~first~~ Tuesday ~~in May~~ after the first Monday in November of each even-numbered year. The mayor and council members elected under this section shall enter upon the duties of their offices on the first day of ~~July~~ January following the election. *The mayor and council members shall continue to discharge the duties of their respective offices until their successors have qualified.*

INTRODUCED

HB1649