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HOUSE BILL NO. 2297

House Amendments in [] — February 6, 2017

A BILL to amend and reenact § 28.2-606 of the Code of Virginia, relating to oyster planting grounds; notice of application.

Patron Prior to Engrossment—Delegate Miyares

Referred to Committee on Agriculture, Chesapeake and Natural Resources

Be it enacted by the General Assembly of Virginia:

1. That § 28.2-606 of the Code of Virginia is amended and reenacted as follows:

§ 28.2-606. Notice of application.

A. Notice of the application shall be (i) posted by the Commission for not less than sixty 30 days at the courthouse on its website. The Commission shall provide by registered or certified mail written notice of its receipt of the application to (i) [~~the manager or administrator~~ of the county or city in which the ground applied for lies,] and in at least two or more prominent places in the vicinity of the ground and [(ii)] published the mailing address of the holder of a current lease for any oyster planting ground that is contiguous to the ground applied for, and [~~(iii)~~ (ii)] the last known address, as shown on the current real estate tax assessment book or records, of the owner of any riparian property located within 200 feet of the ground applied for. The provision of notice to a common interest community as defined in § 55-528 shall be deemed adequate to notify all associated unit owners or lot owners.

B. The Commission shall publish notice of the application at least once a week for ~~four~~ two consecutive weeks in a newspaper of general circulation in ~~that county or city~~ the area in which the ground applied for lies.

C. Notice provided pursuant to this section shall invite and provide information about the submission of written comments on the application. The cost of the notice required by this section shall be borne by the applicant.

ENGROSSED

HB2297E