

1 VIRGINIA ACTS OF ASSEMBLY — CHAPTER

2 *An Act to amend the Code of Virginia by adding a section numbered 15.1-11.2:2, relating to authority*
3 *of certain local governments to remove or repair the defacement of certain public or private real*
4 *property.*

5 [H 2209]

6 Approved

7 **Be it enacted by the General Assembly of Virginia:**8 **1. That the Code of Virginia is amended by adding a section numbered 15.1-11.2:2 as follows:**9 *§ 15.1-11.2:2. Authority of certain cities to remove or repair the defacement of buildings, walls,*
10 *fences and other structures.*

11 *The governing body of every city having a population of 350,000 or more, by ordinance, may*
12 *undertake or contract for the removal or repair of the defacement of any public building, wall, fence or*
13 *other structure or any private building, wall, fence or other structure where such defacement is visible*
14 *from any public right-of-way. Prior to such removal, the governing body shall seek the written*
15 *permission of the property owner; should the property owner fail to provide such permission within ten*
16 *days, the city may maintain a public nuisance action against the property owner in order to compel the*
17 *property owner to allow removal or repair of the defacement. After receiving the written permission or*
18 *the appropriate court order, the governing body may undertake the removal or repair of the defacement.*
19 *All such removal or repair shall be at the expense of the city.*

ENROLLED

HB2209ER