

Chapter 2  
**ADMINISTRATION**

***Article 1. In General.***

- Sec. 2-1-1. Magisterial districts described.
- Sec. 2-1-2. Office of tie breaker abolished.
- Sec. 2-1-3. Assessment for construction, maintenance, etc., of courthouse and related facilities.
- Sec. 2-1-4. Assessment of costs in civil cases for law library.
- Sec. 2-1-5. Assessment of costs in certain criminal and traffic cases.

***Article 2. Election Districts.***

- Sec. 2-2-1. Created and established.
- Sec. 2-2-2. Magisterial districts unaffected by article; representation to be by election district.
- Sec. 2-2-3. Districts enumerated; populations and polling places; precincts.
- Sec. 2-2-4. District boundaries.
- Sec. 2-2-5. Supervisors elected biennially; terms.
- Sec. 2-2-6. One supervisor elected from each district.

***Article 3. Reserved.***

***Article 4. Planning Commission.***

- Sec. 2-4-1. Generally.
- Sec. 2-4-2. Power and duties.
- Sec. 2-4-3. Designated to supervise, etc., development of plan for water and sewer systems.
- Sec. 2-4-4. Designation as planning commission of the Town of Columbia.

***Article 5. Finance.***

- Sec. 2-5-1. Signatures on warrants for payment of money.
- Sec. 2-5-2. Authority of county treasurer to invest idle funds at higher interest than on ordinary deposits.
- Sec. 2-5-2.1. Establishment of County Finance Board.
- Sec. 2-5-3. Fee for returned checks.

***Article 6. Free Public Library.***

ADMINISTRATION

2-18-16

- Sec. 2-6-1. Continuation of free public library.
- Sec. 2-6-2. Management vested board of trustees; terms of trustees; powers of board.

***Article 7. Official County Seal.***

- Sec. 2-7-1. Adoption of County Seal.
- Sec. 2-7-2. Seal deemed property of the county; unauthorized use prohibited.
- Sec. 2-7-3. Violation and penalty.

***Article 8. Compensation of Employees, Officers, Agents.***

- Sec. 2-8-1. Compensation of county officers, employees and agents.

Chapter 2  
**ADMINISTRATION**

***Article 1. In General.***<sup>1</sup>

**Sec. 2-1-1. Magisterial districts described.**<sup>2</sup>

BY VIRTUE of certain commissions issued by Gilbert C. Walker, Governor of Virginia, on the 9th of April, 1870, in pursuance of authority in him vested by the Act of the General Assembly of Virginia entitled "An act to provide for dividing the several counties of the State into "Townships" approved April 2, 1870, we the undersigned commissioners named in said commissions thereby appointed to lay off into townships the County of Fluvanna in said State and to perform all other duties imposed and prescribed by said Act do respectfully report:

That we met at Palmyra in said County on the 19th day of April, 1870, and proceeded at once to divide and lay off the County of Fluvanna into four townships the number we deem necessary and as compact and as near equal in territory and population as practicable. The County is divided by the Rivanna River into nearly equal parts and James River is the Boundary line on the South. That part of the County lying between the said Rivers we have divided into two townships by a line commencing at the Middleton Mills on James River and extending along the road leading from that point to Central Plains and thence along the road leading by the residence of the late Capt. John Noel by Richardson's Shop and by Solitude Mills to the Palmyra Bridge over the Rivanna River and we make the public highways above designated the boundary line between said two townships. The township of Fork Union in the County of Fluvanna and it will embrace all the territory between the said dividing line and the said two rivers; The township lying west of said line we designate as the township of Cunningham in the County of Fluvanna and it will embrace all the balance of the territory of said county lying on the south side of the Rivanna. The section of the public highways, lying between the Middleton Mills and the residence of the late Capt. John Noel aforesaid shall belong to the Township of Fork Union and the balance of said highways to the Township of Cunningham.

That section of the county lying on the North side of the Rivanna we have divided into two Townships by a line commencing on the Rivanna at the mouth of Long Island Creek and

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<sup>1</sup> For Virginia Freedom of Information Act, see Code of Va., § 2.2-3700 et seq; as to counties, cities and towns, see Code of Va., Title 15.2; as to counties generally, see Code of Va., § 15.2-300 et seq.

<sup>2</sup> *Editor's note* - The text of this section derives unchanged from the commissioners' report which is of record in the office of the clerk of the circuit court of the county in Deed Book 20 (Old Series) at pages 327 and 328.

extending up that creek as it meanders to the point on the Old Stage road public highway lying between Wilmington and the Rising Sun at which said creek intersects or crosses said road and thence along said road to the point at which the public road leading by White's Shop and thence by Holland's Old Mill and thence to the three chopped Road at Willis Parrish's residence leaves the road first named about 200 yards from the dwelling house now occupied by Holman Bragg and on the West thereof said House being about 200 yards west of the intersection of Long Island Creek with the road first named and we make the said Creek to the aforesaid point and the said public highways lying between said Townships. That part of said highways lying between the point of intersection with said Creek and the point at which a branch running out of the farm of Pleasant Howard crosses the road leading by Holland's Old Mill to Willis Parrish's shall belong to the Township of Columbia hereinafter named and the balance of said road to the Township of Palmyra hereinafter named. All the territory of said County lying on the East side boundary line will constitute one Township which we name the Township of Columbia in the County of Fluvanna and all lying on the West will constitute another Township which we name the Township of Palmyra in the County of Fluvanna. (Comp. 1974, ch. 2)

**Sec. 2-1-2. Office of tie breaker abolished.**

Pursuant to section 15.2-1421 of the Code of Virginia the office of tie breaker is hereby abolished. (Comp. 1974, ch. 2; Ord. 11-18-15)

**Sec. 2-1-3. Assessment for construction, maintenance, etc., of courthouse and related facilities.**

Pursuant to section 17.1-281 of the Code of Virginia, there is hereby assessed, as part of the fees taxed as costs in each civil, criminal or traffic case in the district and circuit courts of the county, the sum of two dollars.

Such assessment shall be collected by the clerk of the court in which the action is filed, and remitted to the treasurer of the county and held by such treasurer subject to disbursements by the board of supervisors for the construction, renovation or maintenance of the courthouse or jail and court-related facilities and to defray increases in the cost of heating, cooling, electricity and ordinary maintenance.

The assessment provided for in this section shall be in addition to any other fees prescribed by law.  
(Ord. 11-18-15)

**Sec. 2-1-4. Assessment of costs in civil cases for law library.**

Pursuant to section 42.1-70 of the Code of Virginia, there is hereby imposed and

levied an assessment of four dollars for each civil case filed in the courts of the county. Such assessment shall be paid as part of the costs incident to each such civil action.

The assessment levied by this section shall be collected by the respective clerks of the courts in which such actions are filed and shall be remitted to the treasurer of the county for the purposes set forth in section 42.1-70 of the Code of Virginia, subject to disbursement, from time to time, as the board of supervisors may direct in accordance with the aforesaid statute.

The assessment levied by this section shall be in addition to all other costs prescribed by law, but shall not apply to any action in which the commonwealth or any political subdivision thereof or the federal government is a party and in which the costs are assessed against the commonwealth, political subdivision thereof, or federal government.  
(Code 1996; Ord. 6-21-00; Ord. 11-18-15)

#### **Section 2-1-5. Assessment of costs in certain criminal and traffic cases.**

Pursuant to section 53.1-120 of the Code of Virginia, there is hereby assessed, as part of the costs in each criminal or traffic case in the district and circuit courts of the county in which the defendant is convicted of a violation of any statute or ordinance, the sum of ten dollars.

Such assessment shall be collected by the clerk of the court in which the case is heard, remitted to the treasurer of the county and held by such treasurer subject to appropriation by the governing body to the sheriff's office for the funding of courthouse security personnel.

The assessment provided for in this section shall be in addition to any other fees prescribed by law.  
(Ord. 6-19-02; Ord. 2-20-08)

### ***Article 2. Election Districts.***<sup>3</sup>

#### **Sec. 2-2-1. Created and established.**

Pursuant to authority contained in Title 24.2, Ch. 3, Article 2.1, Sections 24.2-304.1, *ff.*, and Title 24.2, Ch. 3, Article 3, Sections 24.2-305, *ff.*, of the Code of Virginia, the election districts and their respective polling places for the county are hereby created and established

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<sup>3</sup> 2011 Redistricting amendment and reenactment of Sections 2-2-3, 2-2-4 and 2-2-6 was adopted 7-6-11; federal preclearance was obtained 8-11-11.

as set forth in this article. (Min. Bk. 6, pp. 482-484; Comp. 1974, ch. 2; Ord. 7-1-81; Ord. 5-15-91; Ord. 5-16-01)

**Sec. 2-2-2. Magisterial districts unaffected by article; representation to be by election district.**

The magisterial districts of the county, with boundary lines and names thereof respectively as constituted and known on the day before the ordinance from which this article derives took effect, shall remain the same, but representation on the governing body shall be by election districts described in this article. (Min. Bk. 6, pp. 482-484; Comp. 1974, ch. 2; Ord. 7-1-81; Ord. 5-15-91; Ord. 5-16-01)

**Sec. 2-2-3. Districts enumerated; populations and polling places; precincts.<sup>4</sup>**

(A) The election districts, with populations and polling places set forth, are as follows:

<i>Name</i>	<i>Population</i>	<i>Polling Place</i>
Palmyra	5355	Palmyra Fire House <sup>5</sup>
Columbia	5187	Kents Store Agricultural Recreation Center <sup>6</sup>
Fork Union	4650	Fluvanna County Community Center
Cunningham	5229	Antioch Baptist Church <sup>7</sup>
Rivanna	5270	Lake Monticello Firehouse, Maple Room <sup>8</sup>

Precincts shall be known by their respective polling places and shall be coterminous with the respective electoral districts.

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<sup>4</sup> For state law as to central absentee voter precinct, see Code of Va., § 24.2-712.

<sup>5</sup> Change in Palmyra polling place was adopted 11-15-06; federal preclearance was obtained 1-29-07.

<sup>6</sup> Change in Columbia polling place was adopted 6-15-05; federal preclearance was obtained 9-2-05.

<sup>7</sup> Change in Cunningham polling place was adopted 7-18-07; federal preclearance was obtained 9-5-07.

<sup>8</sup> Change in Rivanna polling place was adopted 1-6-16.

(B) In addition to the foregoing precincts, there is hereby established a central absentee voting precinct, which shall be in the Historic Courthouse<sup>9</sup>, Palmyra, Virginia. The central absentee voting precinct shall be used for all elections.

(Min. Bk. 6, pp. 482-484; Comp. 1974, ch. 2; Ord. 7-1-81; Ord. 5-15-91; Ord. 1-18-95; Ord. 5-16-01; Ord. 3-20-02; Ord. 11-15-06; Ord. 7-18-07; Ord. 2-18-09; Ord. 7-6-11; Ord. 1-6-16)

**Sec. 2-2-4. District boundaries.**

The boundaries of the respective election districts are as set forth below:

*Palmyra Election District - Number 1.*

Beginning at the intersection of the Fluvanna-Albemarle County line and Route 53 (Thomas Jefferson Parkway) and following Route 53 (Thomas Jefferson Parkway) in an easterly direction to its intersection with Route 618 (Lake Monticello Road), thence in a northerly direction with Route 618 (Lake Monticello Road) approximately 2400 feet to its intersection with the eastern property line of 557 Jefferson Drive (Tax Map Parcel 18A-5-235), thence in a southeasterly direction with the property line of 557 Jefferson Drive (Tax Map Parcel 18A-5-235) to the intersection of Jefferson Drive and Lafayette Drive,<sup>10</sup> thence in an easterly direction with Jefferson Drive to its intersection with Slice Road, thence in an easterly direction with Slice Road to its intersection with Route 600 (South Boston Road) and following Route 600 (South Boston Road) in a southerly direction to its intersection with the northern edge of census block 1067, thence in an easterly direction with the northern edge of census block 1067 to its intersection with Burke Creek, a tributary of the Rivanna River, and following Burke Creek in an easterly direction to its intersection with the Rivanna River, thence in a southeasterly direction with the Rivanna River to its intersection with Route 15 (James Madison Highway) and following Route 15 (James Madison Highway) in a northerly direction to its intersection with Route 644 (Salem Church Road), thence in a northerly direction with Route 644 (Salem Church Road) to its intersection with Route 616 (Union Mills Road), thence in an easterly direction with Route 616 (Union Mills Road) to its

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<sup>9</sup> Change in central absentee voting precinct was adopted 2-18-09; federal preclearance was obtained 5-5-09.

<sup>10</sup> Editor's Note – the original contained an incorrect statement of the written description of the boundaries of the Palmyra Election District regarding a portion of the boundary between the Palmyra and Rivanna Election Districts. The editor has deleted the following to correct this clerical error: “thence in a southeasterly direction with Lafayette Drive to its intersection with Northwood Road, thence in a southerly direction with Northwood Road to its intersection with Jefferson Drive”.

intersection with Route 15 (James Madison Highway),<sup>11</sup> thence in a northerly direction with Route 15 (James Madison Highway) to its intersection with Route 631 (Troy Road), thence in a westerly direction with Route 631 (Troy Road) to its intersection with Wounded Knee Lane, thence in a northerly direction with Wounded Knee Lane to its intersection with Ghost Dance Lane and following Ghost Dance Lane in a northerly direction to its intersection with Route 631 (Troy Road), thence in a northerly direction with Route 631 (Troy Road) to its intersection with Route 250 (Richmond Road), thence in a westerly direction with Route 250 (Richmond Road) to its intersection with Prison Lane, thence in a southerly direction with Prison Lane to its intersection with census block 2059 and following census block 2059 to its intersection with Prison Lane, thence in a northerly direction with Prison Lane to its intersection with Route 250 (Richmond Road) and following Route 250 (Richmond Road) in a westerly direction to its intersection with Route 627 (Zion Road), thence in a northeasterly direction with Route 627 (Zion Road) to its intersection with Edd Ridge Lane, thence in a northerly direction with Edd Ridge Lane to its intersection with Cedar Ridge Road, thence in a northerly direction with Cedar Ridge Road to its intersection with the Fluvanna-Louisa County line, thence in a westerly direction with the Fluvanna-Louisa County line, to its intersection with the Fluvanna-Albemarle County line, thence in a southerly direction with the Fluvanna-Albemarle County line to its intersection with Route 53 (Thomas Jefferson Parkway), the point of beginning.

*Columbia Election District - Number 2.*

Beginning at the intersection of Route 15 (James Madison Highway) and Route 601 (Courthouse Road) near Palmyra and following Route 15 (James Madison Highway) in a northerly direction to its intersection with Route 644 (Salem Church Road), thence in a northerly direction with Route 644 (Salem Church Road) to its intersection with Route 616 (Union Mills Road), thence in an easterly direction with Route 616 (Union Mills Road) to its intersection with Route 15 (James Madison Highway), thence in a northerly direction with Route 15 (James Madison Highway) to its intersection with Route 631 (Troy Road), thence in a westerly direction with Route 631 (Troy Road) to its intersection with Wounded Knee Lane, thence in a northerly direction with Wounded Knee Lane to its intersection with Ghost Dance Lane and following Ghost Dance Lane in a northerly direction to its intersection with Route 631 (Troy Road), thence in a northerly direction with Route 631 (Troy Road) to its intersection with Route 250 (Richmond Road), thence in a westerly direction with Route 250 (Richmond Road) to its intersection with Prison Lane, thence in a southerly direction with

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<sup>11</sup> Editor's Note – the original omitted a portion of the boundary between the Palmyra and Columbia Election Districts from the written description of the boundaries of the Palmyra Election District. The editor has inserted the following to correct this clerical error: "Route 644 (Salem Church Road), thence in a northerly direction with Route 644 (Salem Church Road) to its intersection with Route 616 (Union Mills Road), thence in an easterly direction with Route 616 (Union Mills Road) to its intersection with Route 15 (James Madison Highway)".

Prison Lane to its intersection with census block 2059 and following census block 2059 to its intersection with Prison Lane, thence in a northerly direction with Prison Lane to its intersection with Route 250 (Richmond Road), thence in a westerly direction with Route 250 (Richmond Road) to its intersection with Route 627 (Zion Road), thence in a northeasterly direction with Route 627 (Zion Road) to its intersection with Edd Ridge Lane and following Edd Ridge Lane in a northerly direction to its intersection with Cedar Ridge Road, thence in a northerly direction with Cedar Ridge Road to its intersection with the Fluvanna-Louisa County line and following the Fluvanna-Louisa County line in an easterly direction to its intersection with the Fluvanna-Goochland County line, thence in a southerly direction with the Fluvanna-Goochland County line to its intersection with the James River and following the James River in a westerly direction to its intersection with the Rivanna River, thence in a northwesterly direction with the Rivanna River for approximately one and one-half miles to a northeasterly bend in the Rivanna River, thence around the bend and continuing in a northeasterly direction for approximately 4,200 feet to the intersection with the boundary line dividing Tax Map Parcel 54-11-Y and Tax Map Parcel 54-11-X, also known as the northern edge of the Columbia growth area as set forth in the Fluvanna County Comprehensive Plan Future Land Use Map, thence in a southeasterly direction with the boundary line dividing Tax Map Parcel 54-11-Y and Tax Map Parcel 54-11-X to its intersection with the power line right-of-way, thence in a northeasterly direction with the power line right-of-way to its intersection with Route 659 (Stage Junction Road), thence in a northerly direction with Route 659 (Stage Junction Road) to its intersection with Route 608 (Wilmington Road), thence in a westerly direction with Route 608 (Wilmington Road) to its intersection with Route 601 (Courthouse Road) and following Route 601 (Courthouse Road) in a westerly direction to its intersection with Route 15 (James Madison Highway) near Palmyra, the point of beginning.

*Fork Union Election District - Number 3.*

Beginning at the intersection of Route 15 (James Madison Highway) and the Rivanna River near Palmyra and following the Rivanna River in a northwesterly direction to its intersection with Burke Creek near Pleasant Grove, thence in a westerly direction with Burke Creek to its intersection with the northern edge of census block 1067 and following the northern edge of census block 1067 in a westerly direction to its intersection with Route 600 (South Boston Road), thence in a southerly direction with Route 600 (South Boston Road) to its intersection with Route 53 (Thomas Jefferson Parkway), thence in an easterly direction with Route 53 (Thomas Jefferson Parkway) to its intersection with Route 619 (Ruritan Lake Road) and following Route 619 (Ruritan Lake Road) in a westerly direction to its intersection with the Cunningham Creek, thence in a westerly direction with Cunningham Creek to its intersection with the power line right-of-way and following the power line right-of-way in a southeasterly direction to its intersection with Route 693 (Bell Farms Lane), thence in a southwesterly direction with Route 693 (Bells Farm Lane) to its intersection with Route 639 (Long Acre Road) and following Route 639 (Long Acre Road) in a southeasterly direction to its intersection with Haislip Lane, thence in a southwesterly direction with Haislip Lane to its intersection with Route 620 (Rolling Road) and following Route 620 (Rolling Road) in a

westerly direction to its intersection with Route 669 (Kidds Dairy Road), thence in a southerly direction with Route 669 (Kidds Dairy Road) to its intersection with Windy Ridge Lane and following Windy Ridge Lane in a southerly direction to its intersection with the Hardware River, thence in a southerly direction with the Hardware River to its intersection with the James River and following the James River in an easterly direction to its intersection with the Rivanna River, thence in a northwesterly direction with the Rivanna River for approximately one and one-half miles to a northeasterly bend in the Rivanna River, thence around the bend and continuing in a northeasterly direction for approximately 4,200 feet to the intersection with the boundary line dividing Tax Map Parcel 54-11-Y and Tax Map Parcel 54-11-X, also known as the northern edge of the Columbia growth area as set forth in the Fluvanna County Comprehensive Plan Future Land Use Map, thence in a southeasterly direction with the boundary line dividing Tax Map Parcel 54-11-Y and Tax Map Parcel 54-11-X to its intersection with the power line right-of-way, thence in a northeasterly direction with the power line right-of-way to its intersection with Route 659 (Stage Junction Road), thence in a northerly direction with Route 659 (Stage Junction Road) to its intersection with Route 608 (Wilmington Road), thence in a westerly direction with Route 608 (Wilmington Road) to its intersection with Route 601 (Courthouse Road), thence in a westerly direction with Route 601 (Courthouse Road) to its intersection with Route 15 (James Madison Highway) and following Route 15 (James Madison Highway) in a southerly direction to its intersection with the Rivanna River near Palmyra, the point of beginning.

*Cunningham Election District - Number 4.*

Beginning at the intersection of the Fluvanna-Albemarle County line and Route 53 (Thomas Jefferson Parkway) and following Route 53 (Thomas Jefferson Parkway) in an easterly direction to its intersection with Route 618 (Lake Monticello Road), thence in a northerly direction with Route 618 (Lake Monticello Road) approximately 2,400 feet to its intersection with the eastern property line of 557 Jefferson Drive (Tax Map Parcel 18A-5-235), thence in a southeasterly direction with the eastern property line of 557 Jefferson Drive (Tax Map Parcel 18A-5-235) to the intersection of Jefferson Drive and Lafayette Drive, thence in a southeasterly direction with Lafayette Drive to its intersection with Northwood Road, thence in a southerly direction with Northwood Road to its intersection with Jefferson Drive, thence in an easterly direction with Jefferson Drive to its intersection with Slice Road, thence in an easterly direction with Slice Road to its intersection with Route 600 (South Boston Road) and following Route 600 (South Boston Road) in a southerly direction its intersection with Route 53 (Thomas Jefferson Parkway), thence in an easterly direction with Route 53 (Thomas Jefferson Parkway) to its intersection with Route 619 (Ruritan Lake Road) and following Route 619 (Ruritan Lake Road) in a westerly direction to its intersection with Cunningham Creek, thence in a westerly direction with Cunningham Creek to its intersection with the power line right-of-way and following the power line right-of-way in a southeasterly direction to its intersection with Route 693 (Bell Farms Lane), thence in a westerly direction with Route 693 (Bell Farms Lane) to its intersection with Route 639 (Long Acre Road) and following Route 639 (Long Acre Road) in a southerly direction to its intersection with Haislip

Lane, thence in a southwesterly direction with Haislip Lane to its intersection with Route 620 (Rolling Road) and following Route 620 (Rolling Road) in a westerly direction to its intersection with Route 669 (Kidds Dairy Road), thence in a southerly direction along Route 669 (Kidds Dairy Road) to its intersection with Windy Ridge Lane and following Windy Ridge Lane in a southerly direction to its intersection with the Hardware River, thence in a southerly direction with the Hardware River to its intersection with the James River, thence in a westerly direction with the James River to its intersection with the Fluvanna-Albemarle County line, thence in a northerly direction with the Fluvanna-Albemarle County line to its intersection with Route 53 (Thomas Jefferson Parkway), the point of beginning.

*Rivanna Election District - Number 5.*

Beginning at the intersection of Jefferson Drive and Lafayette Drive<sup>12</sup> and following Jefferson Drive in an easterly (clockwise) direction around Lake Monticello to its intersection with Northwood Road, thence in a northerly direction with Northwood Road to its intersection with Lafayette Drive, thence in a westerly direction with Lafayette Drive to its intersection with Jefferson Drive, the point of beginning.  
(Min. Bk. 6, pp. 482-484; Comp. 1974, ch. 2; Ord. 7-1-81; Ord. 5-15-91; Ord. 5-16-01; Ord. 7-6-11)

**Sec. 2-2-5. Supervisors elected biennially; terms.**

The members of the county board of supervisors shall be elected biennially for four-year terms. (Comp. 1974, ch. 2; Ord. 5-16-01)

**Sec. 2-2-6. One supervisor elected from each district.**

One supervisor shall be elected from each election district established by this article.  
(Min. Bk. 6, pp. 482-484; Comp. 1974, ch. 2; Ord. 7-1-81; Ord. 5-15-91; Ord. 5-16-01; Ord. 7-6-11)

***Article 3. Reserved.***

***Article 4. Planning Commission.***<sup>13</sup>

**Sec. 2-4-1. Generally.**

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<sup>12</sup> Editor's Note – The original incorrectly stated Lafayette *Road*, when the proper name is in fact Lafayette *Drive*. The editor has corrected this clerical error.

<sup>13</sup> For state law as to local planning commissions, see Code of Va., § 15.2-2210 et seq.

The county planning commission shall consist of five members, appointed by the board of supervisors, all of whom shall be residents of the county and of the election district from which they are appointed, qualified by knowledge and experience to make decisions on questions of community growth and development; provided, that at least one-half of the members so appointed shall be owners of real property. One member shall be appointed from each of the county's election districts. In addition, there shall be one member of the commission appointed by the board of supervisors from among its members, whose term as such member of the commission shall be coterminous with the term of such member as a member of the board of supervisors or such lesser term as the board of supervisors shall determine, who shall serve as liaison and who shall not be entitled to vote on matters before the commission. The remaining members of the commission first appointed shall serve respectively for terms of one year, two years, three years, and four years, divided equally or as nearly equal as possible between the membership. Subsequent appointments shall be for terms of four years each. Removal of residence from the district from which a member is appointed shall automatically vacate the office of such member. Vacancies shall be filled by appointment for the unexpired term only. Members may be removed for malfeasance in office. Each member of the commission shall receive compensation for his services as shall be established by resolution of the board of supervisors from time to time.

The foregoing notwithstanding, for so long as the terms of any of the members of the commission shall be unexpired as of the date of adoption of this amendment, such current members shall continue in office in all respects as members in good standing until their respective unexpired terms expire or otherwise terminate.

(9-4-96; Ord. 1-15-97; Ord. 11-17-04; Ord. 3-21-12)

**Sec. 2-4-2. Power and duties.**<sup>14</sup>

The county planning commission shall have all the functions, powers and duties which are prescribed by law. (Min. Bk. 5, pp. 500 - 501; Comp. 1974, ch. 2; Ord. 11-18-15)

**Sec. 2-4-3. Designated to supervise, etc., development of plan for water and sewer systems.**

The board of supervisors hereby designates the county planning commission to supervise and coordinate the development of a comprehensive area plan for the orderly development of water and sewer systems in the county. (Min. Bk. 6, p. 211; Comp. 1974, ch. 10)

**Sec. 2-4-4. Designation as planning commission of the Town of Columbia.**

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<sup>14</sup> For state law reference, see Code of Va., § 15.2-2210 et seq.

In accordance with the provisions of Virginia Code section 15.2-2218, the governing body of the County hereby consents to the designation of the county planning commission as the planning commission of the Town of Columbia. (Ord. 3-20-13)

### **Article 5. Finance.**

#### **Sec. 2-5-1. Signatures on warrants for payment of money.<sup>15</sup>**

All warrants issued by the board of supervisors, or by its authority, for the payment of money, shall be signed by the chairman of the board and county administrator and by the county treasurer, each in his official capacity. (Comp. 1974, ch. 7; Ord. 11-18-15)

#### **Sec. 2-5-2. Authority of county treasurer to invest idle funds at higher interest than on ordinary deposits.<sup>16</sup>**

The county treasurer, upon determining that county funds in any given amount would otherwise lie idle and draw a lesser rate of interest for a period of time not less than sixty days, may place such funds in such amount upon time deposit in any one or more of the duly designated county depositories at such rate of interest and upon such conditions of withdrawal as he may determine, or he may invest such funds in such amount as provided in section 2.2-4501 of the Code of Virginia. (Comp. 1974, ch. 7; Ord. 11-18-15)

#### **Sec. 2-5-2.1. Establishment of County Finance Board.**

There is hereby established a County Finance Board pursuant to Virginia Code Sec. 58.1-3151. The membership, powers, duties, compensation, organization and procedures of the Board shall be as provided in Virginia Code Sec. 58.1-3151, *et seq.*, or any successor statutes which concern substantially the same subject matter. The initial board shall be composed of the chairman of the governing body of the County, the treasurer of the County and a citizen of the County of proven integrity and business ability appointed by the circuit court of the County. The term of the citizen member shall be for four years, except as otherwise provided by law. (Ord. 3-19-08)

#### **Sec. 2-5-3. Fee for returned checks.<sup>17</sup>**

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<sup>15</sup> For state law as to payment of warrants and signatures required thereon generally, see Code of Va., §§ 15.2-1203, 15.2-1243, 15.2-1410, 15.2-1539.

<sup>16</sup> For state law as to interest on a fund belonging to the fund and to investment of funds pursuant to state treasurer's guidelines, see Code of Va., § 2.2-4500 *et seq.*

<sup>17</sup> For state law reference, see Code of Va., § 15.2-106.

Any person uttering, publishing or passing any check or draft to the county for payment of taxes or any other sums due, which check or draft is subsequently returned for (1) insufficient funds, (2) because there is no account, or (3) because the account has been closed, shall be liable to the county for a fee in the sum of fifty (\$50) dollars to cover the county's administrative costs in processing or collecting such check or draft. (Comp. 1974, ch. 7; Ord. 6-4-84; Ord. 11-18-15)

### ***Article 6. Free Public Library.***

#### **Sec. 2-6-1. Continuation of free public library.<sup>18</sup>**

The Fluvanna County Public Library, heretofore established as a free public library by resolution of the board of supervisors adopted May 20, 1998, effective July 1, 1998, is hereby continued. (Ord. 11-18-15)

#### **Sec. 2-6-2. Management vested in board of trustees; terms of trustees; powers of board.**

The management and control of the Fluvanna County Library shall be vested in a board of seven members or trustees, in accordance with the provisions of Virginia Code Section 42.1-35. They shall be appointed by the board of supervisors, chosen from the citizens at large with reference to their fitness for such office. However, one board member or trustee may be a member or an employee of the board of supervisors. Initially members shall be appointed as follows: one member for a term of one year, one member for a term of two years, one member for a term of three years, and the remaining members for terms of four years; thereafter all members shall be appointed for terms of four years. Vacancies shall be filled for unexpired terms as soon as possible in the manner in which members of the board are regularly chosen. A member shall not receive a salary or other compensation for services as a member but necessary expenses actually incurred shall be paid from the library fund. A member of a library board may be removed for misconduct or neglect of duty by the board of supervisors. The members shall adopt such bylaws, rules and regulations for their own guidance and for the government of the free public library system as may be expedient. They shall have control of the expenditures of all moneys credited to the library fund. The board shall have the right to accept donations and bequests of money, personal property, or real estate for the establishment and maintenance of such free public library systems or endowments for same. (Ord. 6-17-98)

### ***Article 7. Official County Seal.***

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<sup>18</sup> For state law as to authority of county to establish a free public library, see Code of Va., § 42.1-33 et seq.

**Sec. 2-7-1. Adoption of County Seal.**

The seal of Fluvanna County is hereby adopted to be the seal currently in use by the County. The seal consists of a picture of the historic former Point of Fork Arsenal showing the Fluvanna River in the background with a branch from a persimmon tree above it in a circle, surrounded by the words "FLUVANNA COUNTY VIRGINIA—1777". The seal shall still constitute the seal whether in black and white, color or other hue or tone combination and regardless of the size, character or medium in which the same shall be depicted. (Ord. 9-15-10)

**Sec. 2-7-2. Seal deemed property of the County; unauthorized use prohibited.**

The seal of Fluvanna County shall be deemed the property of the County; and no persons shall exhibit, display, or in any manner utilize the seal or any facsimile or representation of the seal of Fluvanna County for nongovernmental purposes unless such use is specifically authorized by law. (Ord. 9-15-10; Ord. 2-16-11)

**Sec. 2-7-3. Violation and penalty.**

Any person violating the provisions of this section shall be punished by a fine of not more than \$100, or by imprisonment for not more than 30 days or both. (Ord. 9-15-10; Ord. 2-16-11)

***Article 8. Compensation of Employees, Officers, Agents.*****Sec. 2-8-1. Compensation of employees, officers, agents.**

Except as otherwise provided by law, all officers, employees and agents of the County shall receive as compensation for their services such sums as may be appropriated therefor in the annual budget as the same may be amended from time to time, in accordance with the terms of the pay plan as in effect or with the terms of any contract in the case of persons serving under contract with the County. In addition to such compensation, monetary bonuses to County officers and employees are authorized and may be paid, from time to time, as authorized by the board of supervisors. (Ord. 7-6-11)