

AN ORDINANCE TO AMEND, REENACT AND RECODIFY SECTION 37. “VIOLATIONS AND PENALTIES” OF THE ARLINGTON COUNTY ZONING ORDINANCE TO MAKE IT UNLAWFUL FOR A FIRM, CORPORATION, OWNER, AGENT OR OCCUPANT TO VIOLATE SECTION 37.G, CRIMINAL PENALTIES, AND TO CLARIFY THAT A FIRM, CORPORATION, OWNER, AGENT OR OCCUPANT CAUSING OR, WITH KNOWLEDGE, PERMITTING VIOLATIONS OF SECTION 37.G CAN BE CITED AND HELD CRIMINALLY LIABLE FOR SUCH VIOLATIONS IN ORDER TO FACILITATE THE CREATION OF A CONVENIENT, ATTRACTIVE AND HARMONIOUS COMMUNITY AND FOR OTHER REASONS REQUIRED BY THE PUBLIC NECESSITY, CONVENIENCE AND GENERAL WELFARE AND GOOD ZONING PRACTICE.

Be it ordained that the County Board of Arlington County hereby resolves to amend, reenact and recodify Section 37.F, Violations and Penalties, of the Arlington County Zoning Ordinance. This amendment would amend, reenact and recodify the proposed zoning ordinance provisions in order to make it unlawful for a firm, corporation, owner, agent or occupant to violate section 37.G, criminal penalties, and to clarify that a firm, corporation, owner, agent or occupant causing or, with knowledge, permitting violations of Section 37.G can be cited and held criminally liable for such violations in order to facilitate the creation of a convenient, attractive and harmonious community and for other reasons required by the public necessity, convenience and general welfare and good zoning practice.

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SECTION 37. VIOLATIONS AND PENALTIES

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- F. *Criminal Penalties.* It shall be unlawful and constitute a misdemeanor for any person, firm, corporation, owner, agent or occupant to violate any of the provisions of this ordinance, referenced in subsection 37.G below. It shall furthermore, be unlawful for any person, firm, or corporation to cause or, with knowledge, permit such action to be taken upon such person’s, firm’s or corporation’s behalf. Any person, firm, corporation, owner, agent or occupant who is convicted of a violation of any of the provisions of this ordinance shall be punished by a fine of not less than ten dollars (\$10.00) nor more than one thousand dollars (\$1,000.00). If the violation is uncorrected at the time of conviction, the court shall order the violator to abate or remedy the violation in compliance with the Zoning Ordinance within a time period established by the court. Failure to remove or abate a zoning violation within the specified time period shall constitute a separate misdemeanor offense punishable by a fine of not less than ten dollars (\$10.00) nor more than one thousand dollars (\$1,000.00), and any such failure during any succeeding 10 day period shall constitute a separate misdemeanor offense for each 10 day period punishable by a

fine of not less than one hundred dollars (\$100.00) nor more than one thousand five hundred dollars (\$1,500).

(Ord. No. 97-16, 7-19-97; Ord. No. 98-12, 4-18-98; Ord. No. 99-23, 11-13-99; Ord. No. 09-02, 2-21-09)