

ORDINANCE NO. 131A-2

AN ORDINANCE TO AMEND AND REORDAIN CHAPTER 7, GARBAGE AND REFUSE OF THE CODE OF THE COUNTY OF JAMES CITY BY ADDING SECTIONS 7-6, PRESUMPTIONS, AND 7-7, PENALTY.

BE IT ORDAINED by the Board of Supervisors of James City County that Chapter 7, Garbage and Refuse, of the Code of the County of James City be and the same is, hereby, amended and reordained by adding the following sections, Section 7-6, Presumptions and Section 7-7, Penalty.

CHAPTER 7

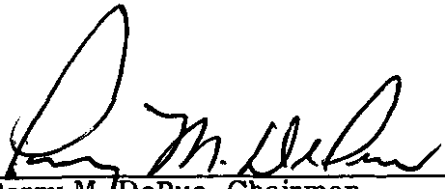
GARBAGE AND REFUSE

Section 7-6, Presumptions.

When a violation of the provisions of this Chapter has been observed by any person, and the matter dumped or disposed of on the highway, right-of-way, property adjacent to such highway or right-of-way, or private property has been ejected from a motor vehicle, the owner or operator of such motor vehicle shall be presumed to be the person ejecting such trash, garbage, refuse, litter or other unsightly matter; provided, however, that such presumption shall be rebuttable by competent evidence.


Section 7-7, Penalty.

Any person convicted of a violation of this Chapter shall be guilty of a misdemeanor and upon conviction thereof shall be punished by fine not exceeding \$1,000.00 or by confinement in jail for a period not exceeding 12 months, either or both; provided, however, that the Court may suspend the imposition of any sentence on condition that the defendant volunteer his services for such period of time as the Court may designate to remove litter from the highway.



Perry M. DePue, Chairman
Board of Supervisors

ATTEST:



James B. Oliver, Jr.
Clerk to the Board

Adopted by the Board of Supervisors, James City County, Virginia, this 8th day
of August, 1983.

FMM/bkh
/FMM5