

**ORDINANCE OF THE COUNTY OF MIDDLESEX AUTHORIZING THE TOWN OF URBANNA TO
APPLY ITS MASTER PLAN TO CERTAIN PORTIONS OF MIDDLESEX COUNTY DURING OYSTER
FESTIVAL WEEKEND**

BE IT ORDAINED BY THE BOARD OF SUPERVISORS OF MIDDLESEX COUNTY, VIRGINIA THAT THE FOLLOWING ORDINANCE IS HEREBY ADOPTED:

Section 1 Intent

It is the intent of the Board of Supervisors of Middlesex County to provide a healthy and safe environment for patrons and visitors at the Urbanna Oyster Festival.

Section 2 Area

It is hereby determined and ordained that the Urbanna Oyster Festival Master Plan (Town's Master Plan) shall apply to the following areas of Middlesex County:

- From the boundary of the Town of Urbanna west along State Route 602 to State Route 684;
- From the boundary of the Town of Urbanna south along State Route 227 to its intersection with Ivy Shore Road;
- Town Bridge Road to headwaters of Urbanna Creek; and
- Those areas behind Middlesex Volunteer Fire Department (which involve State Routes 1010, 1023, 1024 and Laurel Hill Drive)

Section 3 Application

Middlesex County landowners in the stated "Area" are governed by the "Policies" of the Town's Master Plan as follows:

1. Landowners selling their own goods:

Non-food – must comply with the Town's Master Plan policies and procedures, including making application and Service Mark compliance. All Town and Foundation fees are waived for landowners.

Food – same as above, including compliance with Health Department temporary restaurant permitting procedures. Landowners must pay related Health Department fee(s).

2. Landowners leasing space to non-owner vendors, with or without compensation – vendors must comply with Town's Master Plan policies and procedures, including payment of all Town, Foundation and Health Department fees.

Section 4 Duration

This ordinance shall be in affect during the 2011 through 2016 Urbanna Oyster Festivals from 8:30 a.m. on Friday until 6:00 p.m. on Saturday.

Section 5 Exclusions

Provisions of this ordinance do not apply to parking.

Section 6 Enforcement

This ordinance may be enforced by the Town or County Sheriff or deputies, State Police or any authorized official of the Oyster Festival.

Section 7 Violation

A violation of this ordinance shall be a class III misdemeanor and shall be punishable by a fine of up to Five Hundred Dollars (\$500.00). Each day's violation shall constitute a separate offense.

Section 8 Severability

Should any provision or portion of this ordinance be determined by a court of competent jurisdiction to be unenforceable or held invalid, such portion or provision shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portions hereof.

Adopted this 16th day of August, 2011.

This ordinance shall be in effect upon adoption.

John D. Miller, Jr.	aye
Wayne H. Jessie, Sr.	absent
Fred S. Crittenden	aye
Peter W. Mansfield	aye
Carlton S. Revere	absent

A Copy Teste
Charles M. Culley, Jr., Clerk