

**AN ORDINANCE REQUIRING THOSE PERSONS
CONVICTED OF AN OFFENSE FOR THE MANUFACTURE
OF METHAMPHETAMINE TO PAY THE EXPENSE
OF CLEANUP OF METHAMPHETAMINE LABORATORIES**

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

WHEREAS, pursuant to Section 15.2-1716.2 of the Code of Virginia, 1950, as amended, the County of Middlesex may require those persons convicted of an offense for the manufacture of methamphetamine pursuant to Section 18.2-248 or 18.2-248.03 of the Code of Virginia to be liable at the time of sentencing or in a separate civil action to the County or to any law enforcement entity for the expense in cleaning up any methamphetamine laboratory located in Middlesex County related to the conviction; and,

WHEREAS, upon public hearing, duly advertised, the Board of Supervisors has determined to impose such clean-up costs as provided by Section 15.2-1716.2 of the Code of Virginia.

NOW THEREFORE BE IT ORDAINED that any person who is convicted of an offense for manufacture of methamphetamine pursuant to Section 18.2-248 or 18.2-248.03 of the Code of Virginia, 1950, as amended shall be liable at the time of sentencing or in a separate civil action to Middlesex County or to any law-enforcement entity for the expense in cleaning up any methamphetamine laboratory located in Middlesex County, Virginia, related to the conviction. The amount charged shall not exceed the actual expenses associated with cleanup, removal or repair of the affected property and/or the replacement cost of personal protective equipment used.

NOW THEREFORE BE IT FURTHER ORDAINED that copy of this Ordinance shall be distributed to: the Clerk of the Circuit Court of Middlesex County, Virginia; the Clerk of the General District of Middlesex County, Virginia; the Sheriff of Middlesex County; the Commonwealth's Attorney for Middlesex County; and the Office of Probation and Parole serving the Court of Middlesex County.

Adopted by the Board of Supervisors of Middlesex County, Virginia, on the 2nd day of April, 2013, as follows:

| | YES | NO |
|----------------------|--------------|-------|
| WAYNE H. JESSIE, SR. | <u> X </u> | _____ |
| CARLTON S. REVERE | <u> X </u> | _____ |
| PETER W. MANSFIELD | <u> X </u> | _____ |
| JOHN D. MILLER, JR. | <u> X </u> | _____ |
| ELIZABETH HURD | <u> X </u> | _____ |

Authorized pursuant to Section 33.1-346 of the Code of Virginia, 1950, as amended