



**Amherst County Board of Supervisors
County Ordinance No. 2023-10**

AN ORDINANCE, NO. 2023-10

An uncodified ordinance Declaring 4512 South Amherst Highway Spot Blighted
and Adopting a Spot Blight Abatement Plan.

Approved as to form and legality by the County Attorney

**FIRST READING: Board of Supervisors, December 5, 2023
PUBLIC HEARING: Board of Supervisors, December 19, 2023**

THE COUNTY OF AMHERST HEREBY ORDAINS:

An uncodified ordinance declaring 4512 South Amherst Highway Spot Blighted and Adopting a Spot Blight Abatement Plan, as follows:

WHEREAS, there exists within Amherst County, Virginia, a certain parcel of land known as 4512 South Amherst Highway, Madison Heights, Virginia, Amherst County Tax Map Parcel No. 155-A-130 (the "Property"); and

WHEREAS, pursuant to Sections 36-3 and 36-49.1:1 of the Code of Virginia, 1950, as amended, the County Administrator, as chief executive officer of the County, has made a preliminary determination that the Property is spot blighted, because it and the structures affixed to it endanger the public health, safety, and general welfare because it is dilapidated, deteriorated, and violates minimum health and safety standards; and

WHEREAS, the record owner of the Property was notified of the preliminary determination and the reasons therefor by letter dated September 3, 2019, such letter being sent by certified mail to the owner of record at the owner's last known address, as indicated in the County's real estate tax assessment records; and

WHEREAS, the Owner has not, as required by law, abated the blighting conditions in accordance with the spot blight abatement plan ("Rehabilitation Agreement") entered into and effective as of November 4, 2019; and

WHEREAS, the Owner was notified of its material breach of the Rehabilitation Agreement and the reasons therefor by letter dated September ____, 2023, such letter being sent by certified mail to the owner of record; and

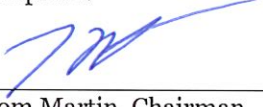
WHEREAS, this Ordinance has been advertised and submitted to public hearing, as required by law, pursuant to Section 15.2-1427 of the Code of Virginia, 1950, as amended.

NOW THEREFORE, BE IT ORDAINED BY THE BOARD OF SUPERVISORS OF AMHERST COUNTY, VIRGINIA, THAT:

1. The real property known as 4512 South Amherst Highway, Madison Heights, Virginia, Amherst County Tax Map Parcel No. 155-A-130, is hereby declared a blighted property and a public nuisance; and

2. The Board hereby adopts the following Blight Abatement Plan:
 - a. The County Administrator shall forward this Ordinance to the Amherst County Commissioner of the Revenue at his earliest convenience, and request the Commissioner to initiate proceedings to revoke the business license for the hotel/motel business operating on the Property, to the extent any remain; and
 - b. The County Administrator shall, not sooner than 30 days following the effective date of this Ordinance nor later than 60 days thereafter, let a contract for demolition of the blighted structure on the Property and apply for a demolition permit; and
 - c. Upon issuance of the demolition permit, the County Administrator, through his contractor, shall cause all blighted structures on the Property to be demolished, and shall grade and stabilize the site to the satisfaction of the County Department of Community Development, or shall enter an Agreement, satisfactory to him, authorizing the Property's owner to do so; and
 - d. The County Attorney shall place a lien for the amount of the actual costs of the demolition and stabilization of the site, together with other costs of spot blight abatement if there are any not collected, on the Property, and record the lien in the real estate records of Amherst County, Virginia, and in conjunction with the Amherst County Treasurer, take reasonable steps to collect the amount of said lien.
3. The Clerk of the Board shall forward true copies of this Ordinance to the Amherst County Sheriff, the Virginia Department of Health, the Amherst County Department of Social Services, and the Amherst County Commonwealth's Attorney; and
4. The County Administrator and County Attorney are hereby authorized to take such other administrative actions, consistent with law, as may be necessary to accomplish final abatement of the blighting conditions on the Property as set forth in the County Administrator's September 3, 2019, preliminary determination letter as soon as practicable; and
5. This Ordinance is effective upon adoption.

Adopted this 19th day of December, 2023.




 Tom Martin, Chairman
 Amherst County Board of Supervisors


Member

Tom Martin, Chair
 Drew Wade, Vice-Chair
 Claudia D. Tucker
 David W. Pugh Jr.

Vote



ATTEST:



 Jeremy S. Bryant, Clerk
 Amherst County Board of Supervisors