

Article 1. Introduction to the Chapter

Proposed Amendments

CORRECTION A

Section 18-103 ~~Jurisdiction~~ Jurisdiction

The provisions of this Zoning and Subdivision Ordinance shall apply to all property within the corporate limits of the Town of Vienna, Virginia, excepting those areas determined by law to be under the sovereign control of the United States of America, the Commonwealth of Virginia, or the County of Fairfax, Virginia.

CORRECTION B

Section 18-105 Severability

If any section, paragraph, subdivision, clause, phrase, or provision of this ~~Chapter~~ Chapter shall be adjudged invalid or held unconstitutional, the same shall not affect the validity of this Chapter as a whole or any part or provision thereof, other than the part so determined to be invalid or unconstitutional.

OR, any revisions as recommended by Town Council.

Section 18-101 Title

This chapter shall be known as the “Town of Vienna Zoning and Subdivision Ordinance” and may be cited as and referred to herein as the “Chapter.”

Section 18-102 Authority

This Zoning and Subdivision Ordinance is adopted pursuant to the powers granted and limitations imposed by §15.2-2280 et seq., of the Code of Virginia, 1950, as amended.

Section 18-103 Jurisdiction

The provisions of this Zoning and Subdivision Ordinance shall apply to all property within the corporate limits of the Town of Vienna, Virginia, excepting those areas determined by law to be under the sovereign control of the United States of America, the Commonwealth of Virginia, or the County of Fairfax, Virginia.

Section 18-104 Purpose

This Zoning and Subdivision Ordinance is adopted in order to protect the health, safety, and welfare of the Town of Vienna; to advance the objectives set out in §15.2-2200 of the Code of Virginia, 1950, as amended; and to implement the Vienna Comprehensive Plan.

Section 18-105 Severability

If any section, paragraph, subdivision, clause, phrase, or provision of this Chapter shall be adjudged invalid or held unconstitutional, the same shall not affect the validity of this Chapter as a whole or any part or provision thereof, other than the part so determined to be invalid or unconstitutional.

Section 18-106 Conflicting Provisions

1. **Repeal:** All Zoning Ordinances, maps or parts thereof in conflict with the provisions of this Zoning and Subdivision Ordinance are hereby repealed. Except as expressly provided in this Chapter, such repeal shall not affect or impair any act done, offense committed or right accrued, or liability, penalty, forfeiture or punishment incurred prior to the time such repeal takes effect; the same may be enjoyed, asserted, enforced, prosecuted or inflicted, as fully and to the same extent as if such repeal had not been affected.
2. **Conflict with state or federal regulations:** If the provisions of this chapter are inconsistent with those of the state or federal government, the more restrictive provision will control, to the extent permitted by law.
3. **Conflict with other Town regulations:** If the provisions of this Chapter are inconsistent with one another, or if they conflict with provisions found in other adopted ordinances, regulations of the Town, any proffers or conditions of approval, the more restrictive provision will control unless otherwise expressly stated.