

**AMENDMENT NO. 1 TO ORDINANCE NO. 91-1
AIRPORT SAFETY ZONING ORDINANCE
OF
WYTHE COUNTY, VIRGINIA**

A public hearing was held on the 9th day of October, 2001, at 7:15 p.m. in the Board Room of the Wythe County Office Building, 275 South Fourth Street, Wytheville, Virginia, to consider amending Ordinance No. 91-1 entitled, "Airport Safety Zoning Ordinance of Wythe County, Virginia", as follows:

Amend ARTICLE I to read as follows:

1.2 Authority. This ordinance is adopted pursuant to the authority conferred by ~~Title 15.1-427 through 15.1-503~~ Section 15.2-2294 of the Code of Virginia 1950, as amended.

Amend ARTICLE VII to read as follows:

ARTICLE VII - Airport Safety Zone Height Limitations

- 7.1 Except as otherwise provided in this ordinance, in any zone created by this ordinance no structure shall be erected, altered, or maintained, and no vegetation shall be allowed to grow to a height so as to penetrate ~~and~~ any referenced surface, ~~known~~ known as the floor, of any zone provided for in Article ~~6~~ VI of this ordinance at any point.
- 7.2 The height restrictions, or floors, for the individual zones shall be those planes delineated as surfaces in Part 77.25, Subchapter E (Airspace), of Title 14 of the Code of Federal Regulations, or in successor federal regulations. A copy of these standards is found in Appendix A of this ordinance.

ADD to ARTICLE VIII a new subsection as follows:

8.1-7 All towers or other structures erected or existing within Wythe County which exceed fifty (50) feet in height and/or protrude above the tree line or provide an aviation hazard as declared by the Smyth/Wythe Airport Commission must have warning lights installed and must be operating at all times.

Supervisor Dix made a motion to approve this amendment. The motion was seconded by Supervisor Porter and the roll call vote is as follows:

| <u>NAME</u> | <u>FOR</u> | <u>AGAINST</u> | <u>ABSENT</u> |
|------------------------|------------|----------------|---------------|
| Charles S. Dix | X | | |
| Wythe B. Sharitz | X | | |
| R. Daniel Porter | X | | |
| Danny C. McDaniel | X | | |
| Howard W. Manley | X | | |
| Anne B. Crockett-Stark | X | | |
| Susan R. Crigger | X | | |

This amendment shall be effective on and after 12:01 a.m. on the 10th day of October, 2001.

I certify that this is a true and correct copy taken from the October 9, 2001 minutes of the Wythe County Board of Supervisors meeting.

R. Cellell Dalton, Clerk