

ROBERT RUDZIK

SOUTHAMPTON COUNTY



26022 Administration Center Drive
P. O. Box 400
Courtland, Virginia 23837

757-653-3015
Fax: 757-653-0227

January 17, 2012

Mr. Robert S. Rudzik
25482 Blackhead Signpost Road
Courtland, VA 23837

Dear Mr. Rudzik:

I am pleased to acknowledge receipt of your letter earlier today requesting time at the next Board of Supervisors meeting to discuss landowner rights related to the hunting of deer.

The meeting will begin promptly at 7:00 p.m. on Monday, January 23, 2012 in the Board of Supervisors Meeting Room, Southampton County Office Center, 26022 Administration Center Drive, Courtland. This matter will appear as agenda item #7B.

Chairman Jones will call for your comments at the appropriate time.

With kind regards, I remain

Sincerely,

A handwritten signature in black ink, appearing to read 'Michael W. Johnson', written over a horizontal line.

Michael W. Johnson
County Administrator

1/17/2012

Robert S. Rudzik

25482 Blackhead Signpost Road

Courtland, VA 23837

(757) 839-4326

To The Office of:

Michael W. Johnson

Southampton County Administrator

P.O. Box 400

Courtland, VA 23837

Mr. Johnson,

I am requesting the opportunity to address the County Board of Supervisors at the January 23rd, 2012 meeting. I believe that the previous Boards have not been following the State Law and regulations in regards to Landowner rights concerning the hunting of deer. I am asking the new County Board of Supervisors to come into compliance with the State requirements and to notify the VDIGF prior to the April deadline so that the 2012 hunting season will be conducted properly.

I will have a prepared statement to read that should take between 10 and 15 minutes. I am grateful for the opportunity to address this issue that eats at the very souls of many taxpaying landowners in Southampton County.

Regards,



Robert S. Rudzik

ENABLING LEGISLATION

§ 29.1-528. Board to develop model ordinances for hunting with firearms; counties or cities may adopt. — A. The Board shall promulgate regulations establishing model ordinances for hunting with firearms that may be adopted by counties or cities. Such model ordinances developed by the Board shall address such items as, but are not limited to, firearm caliber, type of firearm (e.g., rifle, shotgun, muzzleloader), and type of ammunition. The governing body of any county or city may, by ordinance, prohibit hunting in such county or city with a shotgun loaded with slugs, or with a rifle of a caliber larger than .22 rimfire. However, such ordinance may permit the hunting of groundhogs with a rifle of a caliber larger than .22 rimfire between March 1 and August 31. Such ordinance may also permit the use of muzzle-loading rifles during the prescribed open seasons for the hunting of game species. Any such ordinance may also specify permissible type of ammunition to be used for such hunting.

B. No such ordinance shall be enforceable unless the governing body notifies the Director by registered mail prior to May 1 of the year in which the ordinance is to take effect.

C. In adopting an ordinance pursuant to the provisions of this section the governing body of any county or city may provide that any person who violates the provisions of the ordinance shall be guilty of a Class 3 misdemeanor. (1976, c. 443, § 29-144.6; 1977, cc. 20, 377; 1978, c. 303; 1986, c. 342; 1987, c. 488; 1989, c. 421; 2007, c. 642.)

SOUTHAMPTON COUNTY CODE

Sec. 10-26. - Hunting weapons restricted.

(a) It shall be unlawful to hunt with a rifle larger than twenty-two one hundredths of an inch (.22) caliber rim fire except rifles of a larger caliber may be used for hunting groundhogs between March 1 and August 31;

(b) It shall be unlawful to hunt with a muzzle-loading rifle at anytime;

(c) It shall be unlawful to hunt with a muzzle-loading shotgun loaded with slugs or sabot slugs; and

(d) Any person violating the provisions of this section, upon conviction, shall be guilty of a Class 3 Misdemeanor and shall be punished accordingly.

(Code 1976, § 11-36.1; Ord. of 3-24-03(2))

State law reference— Authority for above section, Code of Virginia, §§ 29.1-100, 29.1-519, and 29.1-528; prohibiting hunting with certain firearms, Code of Virginia, § 29.1-528.



COMMONWEALTH of VIRGINIA

W. Tayloe Murphy, Jr.
Secretary of Natural Resources

Department of Game and Inland Fisheries

William L. Woodfin, Jr.
Director

April 3, 2003

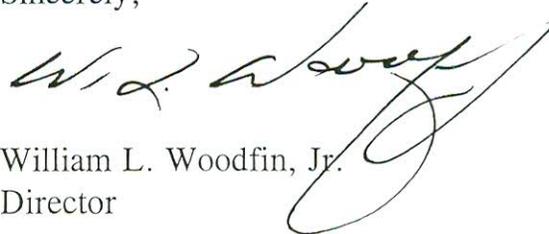
Mr. Michael W. Johnson
Southampton County Administrator
26022 Administration Center Drive
P. O. Box 400
Courtland, Virginia 23837

Dear Mr. Johnson:

Thank you for sharing a copy of your Board of Supervisors revised firearms ordinance. This information is being shared with staff for inclusion in our 2003-2004 hunting laws digest.

Again, thank you for your letter. Please do not hesitate to contact me anytime I may be of assistance.

Sincerely,

A handwritten signature in black ink, appearing to read "W. L. Woodfin, Jr.", written over a large, stylized flourish.

William L. Woodfin, Jr.
Director

WLW,Jr./h

xc: Charlie Sledd
Carol Kushlak
Law Enforcement Division

SOUTHAMPTON COUNTY

26022 Administration Ctr. Dr.
Box 400
Martland, Virginia 23837



757-653-3015
1-800-229-3160
Fax: 757-653-0227

April 1, 2003

REGISTERED MAIL - RETURN RECEIPT REQUESTED

Mr. William L. Woodfin, Jr., Director
Commonwealth of Virginia
Department of Game and Inland Fisheries
Post Office Box 11104
Richmond, VA 23230-1104

RE: Firearms ordinance revision

Dear Mr. Woodfin:

Pursuant to § 29.1-528 (B), *Code of Virginia*, 1950, as amended, please be advised that the attached ordinance was duly adopted by the Board of Supervisors of Southampton County, Virginia in regular session on March 24, 2003.

Thank you in advance for seeing to it that these changes are accurately reflected in your agency's digest of hunting regulations for the hunting year beginning on July 1, 2003.

With kind regards, I remain

Sincerely,

Michael W. Johnson
County Administrator

enclosure

cc: Richard E. Railey, Jr., County Attorney



Registered Mail Receipt

RR 814 791 487 US

Postage 1.37 Return Receipt 1.75

Registered Fee 7.50 Restricted Delivery

Handling Charge Special Delivery

Total Postage and Fees \$ 9.62

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FROM: (Name, no., street, ste./apt. no., city, state, ZIP + 4)
 South. Ct. Adm.
 P.O. Box 400
 Courthouse Va-23837

TO: (Name, no., street, ste./apt. no., city, state, ZIP + 4)
 William L. Woodfin, Jr. Director
 P.O. Box 11104
 Richmond, Va. 23230

PS Form 3806, June 2000 1-Customer 2 - Post Office

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:
 Mr. William L. Woodfin, Jr., Director
 Commonwealth of Virginia
 Dept. of Game and Inland Fisheries
 P.O. Box 11104
 Richmond, VA 23230-1104

COMPLETE THIS SECTION ON DELIVERY

A. Received by (Please Print Clearly) B. Date of Del.
 4-3-03

C. Signature Agent Addressee

D. Is delivery address different from item 1? Yes No
 If YES, enter delivery address below:

3. Service Type
 Certified Mail Express Mail
 Registered Return Receipt for Merchandise
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4. Restricted Delivery? (Extra Fee) Yes No

2. Article Number (Copy from service label) RR 814 791 487 US

Domestic Return Receipt

PS Form 3811, July 1999 102595-00-M-0952

AN ORDINANCE TO AMEND SEC. 10-26 OF THE SOUTHAMPTON COUNTY CODE
IN RESPONSE TO CHANGES IN STATE ENABLING LEGISLATION
THAT SPECIFICALLY DEFINE A NUMBER OF WEAPONS USED FOR HUNTING

BE IT ORDAINED by the Board of Supervisors of Southampton County, Virginia that the Southampton County Code be, and hereby is, amended revising Sec. 10-26 to read as follows:

1 Sec. 10-26. Hunting weapons restricted.
2

3 (a) It shall be unlawful for any person to hunt in the county with a rifle of a caliber larger than twenty=
4 ~~two one hundredths of an inch (.22); provided, however, that this section shall not be construed to: to hunt~~
5 ~~with a rifle larger than .22 caliber rim fire except rifles of a larger caliber may be used for hunting~~
6 ~~groundhogs between March 1 and August 31;~~
7

8 ~~(1) Prohibit any person from shooting groundhogs with a larger caliber rifle between March 1 and~~
9 ~~August 31.~~

10 ~~(2) Prohibit hunting for small game animals with muzzle-loading rifles except during the general open~~
11 ~~season for the hunting of deer and turkey with firearms; and provided, further, the caliber of ball~~
12 ~~used in such muzzle-loaded rifle shall not exceed forty-five one hundredths of an inch (.45).~~

15 (b) Any person violating the provisions of this section, upon conviction, shall be punished by a fine of
16 ~~not more than five hundred dollars (\$500.00). It shall be unlawful to hunt with a muzzleloading rifle at~~
17 ~~anytime;~~
18

19 (c) *It shall be unlawful to hunt with a muzzleloading shotgun loaded with slugs or sabot slugs; and*

20
21 (d) *Any person violating the provisions of this section, upon conviction, shall be guilty of a Class 3*
22 *Misdemeanor and shall be punished accordingly.*
23

24
25 This ordinance shall be effective at 12:00 midnight March 24, 2003.

26
27 For state law authority, please see §§ 29.1-100, 29.1-519, and 29.1-528 of the 1950 Code of Virginia,
28 as amended.

A copy teste: , Clerk
Southampton County Board of Supervisors
Adopted : March 24, 2003