

WEST VIRGINIA CODE: §5B-2A-8

§5B-2A-8. Determining and developing needed community assets.

- (a) The office shall determine the community assets that may be developed by the community, county, or region to foster its viability when surface mining operations are completed.
- (b) Community assets to be identified pursuant to subsection (a) of this section may include the following:
 - (1) Water and wastewater services;
 - (2) Developable land for housing, commercial development, or other community purposes;
 - (3) Recreation facilities and opportunities; and
 - (4) Education facilities and opportunities.
- (c) In determining the nature and extent of the needed community assets, the office shall consider at least the following:
 - (1) An evaluation of the future of the community once mining operations are completed;
 - (2) The prospects for the long-term viability of any asset developed under this section;
 - (3) The desirability of foregoing some or all of the asset development required by this section in lieu of the requirements of §5B-2A-9 of this code; and
 - (4) The extent to which the community, local, state, or the federal government may participate in the development of assets the community needs to assure its viability.