ENROLLED

HOUSE BILL No. 298

(By Mr. Bowles)

PASSED March 10, 1951

In Effect 90 days from Passage
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House Bill No. 298
(By Mr. Bowles)

[Passed March 10, 1951; in effect ninety days from passage.]

AN ACT to amend and reenact section one, article four-a, chapter eight of the code of West Virginia, one thousand nine hundred thirty-one, as last amended by chapter ninety, acts of the Legislature, regular session, one thousand nine hundred forty-five, relating to definitions, including the definition of municipal public works.

Be it enacted by the Legislature of West Virginia:

That section one, article four-a, chapter eight of the code of West Virginia, one thousand nine hundred thirty-one, as last amended by chapter ninety, acts of the Legislature, regular session, one thousand nine hundred forty-five, be amended and reenacted to read as follows:

Section 1. Definitions.—(a) The term “municipality,” as used in this article, shall be construed to mean any city or incorporated town in the state of West Virginia;

(b) the term “municipal authorities,” as used in this


article, shall be construed to mean the mayor and council, or similar governing body, board or commission of any city or incorporated town; (c) the term “municipal public works,” as used in this article, shall be construed to mean and include cemeteries, incinerator plants, land fill or other garbage disposal systems, hospitals, piers, docks, terminals, airports, drainage systems, flood control systems, public markets, automobile parking facilities (including parking lots, buildings, ramps, curb-line parking, meters and other facilities deemed necessary or incidental to the regulation, control and parking of automobiles), stadiums, public recreation parks, swimming pools, tennis courts, golf courses, polo grounds, public buildings, including libraries and museums, common jails, grading and/or paving, and/or repaving streets, avenues and alleys; where such works or projects will be made selfsupporting, and the construction and/or acquisition cost thereof, together with interest thereon, will be returned within a reasonable period, not exceeding thirty years, by means of tolls, fees, rents, special assessments or charges other than taxation, and shall mean and include
such system, building, plant or project in its entirety, and
all integral parts thereof, including all necessary appur-
tenances and equipment in connection with any one or
more of the above: Provided, That when such municipal
public works consist of grading and/or paving and/or re-
paving streets, avenues, and alleys the cost of which is to
be paid by special assessment against the abutting prop-
erty, represented by paving certificates which constitute a
lien upon such property and said paving certificates are
pledged by any municipality to retire revenue bonds
issued and sold to pay the cost of such construction, the
payor of such paving certificate shall have the right to
pay the same at any time before maturity, together with
interest thereon to date of payment, and upon the pay-
ment of such paving certificate the treasurer of such
municipality shall deliver to the payor a release for such
lien, and the funds received therefrom shall by said
treasurer be deposited in a special fund to be expended
only in the payment of such revenue bonds."
The Joint Committee on Enrolled Bills hereby certifies that
the foregoing bill is correctly enrolled.

Robert C. Byrd  
Chairman Senate Committee

James W. Loep  
Chairman House Committee

Originated in the House of Delegates

Takes effect ninety days from passage.

Howard Wiley  
Clerk of the Senate

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Clerk of the House of Delegates

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President of the Senate

Speaker House of Delegates

The within approved this the 16th day of March, 1951.

Chely L. Patton  
Governor

MAR 16 1951  
D. Pitt O'Brien,  
Secretary of State