

WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1965



ENROLLED

HOUSE BILL No. 735

(By Mr. Neal and Mr. Stewart)



PASSED February 19, 1965

In Effect per Passage



FILED IN THE OFFICE OF
JOE F. BURDETT
SECRETARY OF STATE
THIS DATE 2-27-65

735

ENROLLED
House Bill No. 735
(By MR. NEAL and MR. STEWART)

[Passed February 19, 1965; in effect from passage.]

AN ACT to establish a park and recreation board for the county of Clay and to authorize the expenditure of moneys received by such board from county funds and from private grants and donations.

Be it enacted by the Legislature of West Virginia:

Section 1. Clay County Court Authorized to Create
2 **a Park and Recreation Board.**—The county court of Clay
3 county is hereby authorized and empowered to, by order
4 entered of record, create and establish a park and recre-
5 ation board, for the county of Clay, West Virginia.

Sec. 2. Board a Body Corporate; Perpetual Existence;
2 **Right to Receive and Expend Moneys.**—The board as

3 created by the county court of Clay county shall be a
4 public corporate board, with perpetual existence and a
5 corporate seal. It shall have the power to receive moneys
6 from said county court out of general or special county
7 funds, and to expend the same for the purposes herein-
8 after enumerated. It shall additionally have the power
9 to receive and expend for said purposes any gift, grant,
10 donation, bequest or devise from sources other than the
11 public funds of Clay county.

Sec. 3. Members; Appointment; Term; Residence;

2 **Vacancy.**—The board shall consist of five members who
3 shall be appointed by the county court of Clay county.
4 The term of office of each member of the board shall be
5 for four years and until their successors have been ap-
6 pointed and qualified, and said county court shall by
7 order fix the date on which the term of office of board
8 membership shall commence. No one shall be appointed
9 a member of said board who is not a bona fide resident
10 of Clay county. Any member of the board who shall
11 cease to be a bona fide resident of said county shall there-
12 by be disqualified and his office shall become vacant.

13 When a vacancy occurs on said board by reason of the
14 change of residence, resignation, or death of a member
15 thereof, said county court shall appoint a successor who
16 shall fill out the unexpired term of such member.

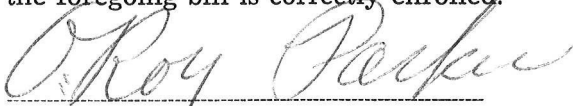
Sec. 4. Oath of Members; Election of Officers; Quorum;

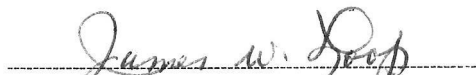
2 **Place of Business.**—After appointment the members of
3 the board shall qualify by taking and filing with the clerk
4 of the county court of Clay county the oath prescribed
5 by law for public officials. One of the members of the
6 board shall be elected as president, another as vice-
7 president, and another as secretary. A majority of the
8 board shall constitute a quorum for the transaction of
9 business. The board shall maintain an office at any place
10 in said county which it may designate.

Sec. 5. Contracts; Legal Actions; General Powers;

2 **Rules and Regulations.**—The board shall have the right to
3 enter into contracts; to bring any and all necessary legal
4 actions; to exercise all the necessary powers and authority
5 to manage and control park and recreation areas in Clay
6 county, including the right to make rules and regulations
7 concerning the management and control of such parks
8 and recreation areas and to enforce any such rules and
9 regulations so promulgated.

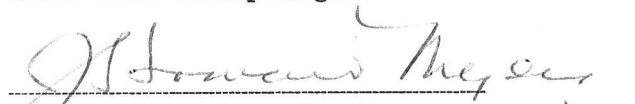
The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

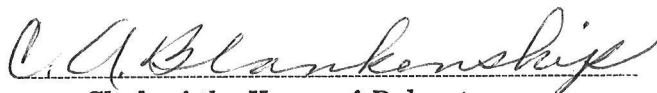

Chairman Senate Committee

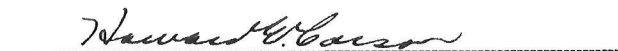

Chairman House Committee

Originated in the House.

Takes effect from passage.


Clerk of the Senate


Clerk of the House of Delegates


President of the Senate


Speaker House of Delegates

The within approved this the 27
day of February, 1965.


Governor



Presented to the Governor's Office

Feb. 24, 1965

1:15 p.m.