WEST VIRGINIA LEGISLATURE
REGULAR SESSION, 1965

ENROLLED

HOUSE BILL No. 831

(By Mr. Beinskey)

PASSED March 5, 1965
In Effect from Passage

FILED IN THE OFFICE OF
JOE F. BURBETT
SECRETARY OF STATE
THIS DATE 3-13-65
ENROLLED

House Bill No. 831
(By Mr. Boiarsky)

[Passed March 5, 1965; in effect from passage.]

AN ACT to amend and reenact section fourteen, article five, chapter eight of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to administrative powers and duties of planning commissions.

Be it enacted by the Legislature of West Virginia:

That section fourteen, article five, chapter eight of the code of West Virginia, one thousand nine hundred thirty-one, as amended, be amended and reenacted to read as follows:

Article 5. Urban and Rural Planning and Zoning.

Section 14. Administrative Powers and Duties.—To effectuate the purposes of this article, the commission shall have the power and duty to:
4 1. Exercise general supervision of and make regula-
5 tions for the administration of the affairs of the commis-
6 sion.

7 2. Prescribe uniform rules pertaining to its investi-
8 gations and hearings.

9 3. Supervise the fiscal affairs and responsibilities of
10 the commission.

11 4. Prescribe the qualifications of, appoint, remove, and
12 fix the compensation of the employees of the commission,
13 such compensation to be in conformity to and in com-
14 pliance with salaries and compensations theretofore fixed
15 by the governing body of a city or county court of such
16 cities or counties. Delegate to employees authority to
17 perform ministerial acts in all cases except where final
18 action of the commission is necessary.

19 5. Keep an accurate and complete record of all de-
20 partmental proceedings; record and file all bonds and
21 contracts and assume responsibility for the custody and
22 preservation of all papers and documents of the com-
23 mission.

24 6. Make recommendations and an annual report to
the governing body of a city or county court concerning
the operation of the commission and the status of planning
within its jurisdiction.

7. Prepare, publish and distribute reports, ordinances
and other material relating to the activities authorized
under this article.

8. Adopt a seal, and certify to all official acts.

9. Invoke any legal, equitable or special remedy for
the enforcement of the provisions of the article or ordi-
nance or its action taken thereunder.

10. Prepare and submit an annual budget in the same
manner as other departments of city and county govern-
ment and shall be limited in all expenditures to the pro-
visions made therefor by the governing body of such
city or the county court of such county.

11. If deemed advisable, establish an advisory com-
mittee or committees.

12. Delegate to a committee composed of one or more
members of the commission the power to hold any public
hearings or conferences required or permitted by this
article to be held by the commission. If the hearing or
conference is held by a committee, a written record of
the substance of the hearing or conference shall be made
and preserved with the records of the commission for
not less than five years. The committee shall have au-
thority only to conduct the hearing and report to the
commission.
The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

O. Roy Parker  
Chairman Senate Committee

James W. Roop  
Chairman House Committee

Originated in the House.

Takes effect from passage.

Lovern M. Hopkins  
Clerk of the Senate

I. H. Camerina  
Clerk of the House of Delegates

Robert P. Kelley  
President of the Senate

W. J. J. White  
Speaker House of Delegates

The within approved this the 13 day of March, 1965.

Hulte O. Smith  
Governor
Presented to Governor's Office
Mar. 10, 1965
11:18 a.m.