

WEST VIRGINIA LEGISLATURE  
REGULAR SESSION, 1974



ENROLLED

HOUSE BILL No. 797

(By Mr. Colindine)



PASSED January 31 1974

In Effect From Passage



797

FILED IN THE OFFICE  
RODAN E. CRICHTON III  
SECRETARY OF STATE  
THIS DATE 2-1-74

**ENROLLED**

**H. B. 797**

(By MR. CALENDINE)

[Passed January 31, 1974; in effect from passage]

AN ACT to amend and reenact section nine, article twenty-nine-a, chapter eight of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to county airport authorities; their powers and authority generally; their authority to issue evidences of indebtedness and give security therefor.

*Be it enacted by the Legislature of West Virginia:*

That section nine, article twenty-nine-a, 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 29A. COUNTY AIRPORT AUTHORITIES.**

**§8-29A-9. Powers of authorities generally.**

1 A county airport authority is hereby given power and  
2 authority as follows:

3 (1) To make and adopt all necessary bylaws, rules and  
4 regulations for its organization and operations not incon-  
5 sistent with law;

6 (2) To elect its own officers, to appoint committees and  
7 to employ and fix the compensation for personnel including  
8 attorneys necessary for its operation;

9 (3) To enter into contracts with any person, governmental  
10 department, firm or corporation, and generally to do any and  
11 all things necessary or convenient for the purpose of acquiring,

12 equipping, constructing, maintaining, improving, extending,  
13 financing and operating a public airport, including the develop-  
14 ment of an industrial park in the same general area;

15 (4) To delegate any authority given to it by law to any  
16 of its officers, committees, agents or employees;

17 (5) To apply for, receive and use grants-in-aid, donations  
18 and contributions from any source or sources, including but  
19 not limited to the federal government and any agency thereof,  
20 and the State of West Virginia, and to accept and use bequests,  
21 devises, gifts and donations from any person, firm or cor-  
22 poration;

23 (6) To acquire lands and hold title thereto in its own name;

24 (7) To purchase, own, hold, sell and dispose of personal  
25 property and to sell, lease or otherwise dispose of any real  
26 estate which it may own;

27 (8) To borrow money and execute and deliver negotiable  
28 notes, mortgage bonds, revenue bonds, other bonds, deben-  
29 tures and other evidences of indebtedness therefor, and give  
30 such security therefor as shall be requisite, including giving a  
31 mortgage or deed of trust on its airport properties and facil-  
32 ities or assigning or pledging the gross or net revenues there-  
33 from;

34 (9) To raise funds by the issuance and sale of revenue  
35 bonds or refunding bonds in the manner provided by the appli-  
36 cable provisions of article sixteen of this chapter, it being here-  
37 by expressly provided that, for that purpose, a county airport  
38 authority shall be treated as a municipality or board as those  
39 terms are used in said article sixteen;

40 (10) To acquire, construct, establish, equip, maintain and  
41 operate, within a reasonable distance of the airport, a water-  
42 works, a sewerage system or a combined waterworks and  
43 sewerage system for its own use and for the use of any person,  
44 and to finance the same by the issuance of revenue bonds as  
45 provided in this article: *Provided, however,* That no existing  
46 waterworks or sewage system, or any part thereof, may be  
47 acquired without the prior consent and approval of the public  
48 service commission;

49 (11) To establish, charge and collect reasonable fees and  
50 charges for services or for the use of any part of its property  
51 or facilities, or for both services and such use; and

52 (12) To expend its funds in the execution of the powers  
53 and authority herein given.

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

H. Daniel Darby  
Chairman Senate Committee

Lawrence C. Johnston Jr  
Chairman House Committee

Originated in the House.

Takes effect from passage.

Howard W. Brown  
Clerk of the Senate

C. A. Blankenship  
Clerk of the House of Delegates

H. J. Goodenough Jr  
President of the Senate

Lewis R. McManus  
Speaker House of Delegates

The within approved this the 1<sup>st</sup>  
day of February, 1974.

And A. Phares Jr.  
Governor

PRESENTED TO THE  
GOVERNOR

Date 2/1/74

Time 12:05 p.m.