WEST VIRGINIA LEGISLATURE
REGULAR SESSION, 1975

ENROLLED
SENATE BILL NO. 536

(By Mr. [Signature], Mr. President, and Mr. [Signature])

PASSED [Signature] 1975
In Effect ninety days from Passage
ENROLLED

Senate Bill No. 326
(By Mr. Brotherton, Mr. President, and Mr. Rogerson)

[Passed March 8, 1975; in effect ninety days from passage.]

AN ACT to amend article eighteen, chapter sixteen of the code of West Virginia, one thousand nine hundred thirty-one, as amended, by adding thereto a new section, designated section eight-a, relating to the readjustment, removal, relocation, change in or alteration of a public utility line or facility to accommodate an urban redevelopment or slum clearance project; providing that the cost thereof shall be borne by the urban renewal authority or other public body causing the same; specifying the elements of cost thereof to be included in determining the cost to be borne by such urban renewal authority or other public body; and providing that such cost shall be considered to be a cost of a federal-aid urban redevelopment or slum clearance project.

Be it enacted by the Legislature of West Virginia:

That article eighteen, chapter sixteen of the code of West Virginia, one thousand nine hundred thirty-one, as amended, be amended by adding thereto a new section, designated section eight-a, to read as follows:

ARTICLE 18. SLUM CLEARANCE.

§16-18-8a. Relocation of public utility lines or facilities to accommodate urban redevelopment or slum clearance projects.

1 In the event any urban renewal authority or other public body shall determine that any public utility line or facility located upon, across or under any portion of a street, avenue, highway, road or other public place or way shall be temporarily or permanently readjusted,
removed, relocated, changed in grade or otherwise altered (each and all hereinafter for convenience referred to as "relocation") in order to accommodate any urban redevelopment or slum clearance project undertaken pursuant to the provisions of this article, the cost of such relocation shall be borne by the urban renewal authority or other public body making the same necessary.

For purposes of this section, the term "cost of relocation" shall include the entire amount paid by such utility, exclusive of any right-of-way costs incurred by such utility, properly attributable to such relocation after deducting therefrom any increase in the value of the new line or facility and salvage derived from the old line or facility.

The cost of relocating utility lines or facilities, as defined herein, in connection with any federal-aid urban redevelopment or slum clearance project is hereby declared to be a cost of such project.
The Joint Committee on Enrolled Bills hereby certifies that
the foregoing bill is correctly enrolled.

James L. Hans
Chairman Senate Committee

Clarence T. Christians
Chairman House Committee

Originated in the Senate.

In effect ninety days from passage.

J. Chiles, Jr.
Clerk of the Senate

J. W. Kerr
Clerk of the House of Delegates

W. B. Hunter
President of the Senate

Lewis F. R. Mann
Speaker House of Delegates

The within [disappeared] this the 24th

day of March, 1975.

Andy A. Rhoads
Governor