RECEIVED

1994 NAR 30 PM 3: 03

OFFICE OF MEST VIRGINIA
SECRETARY OF STATE

WEST VIRGINIA LEGISLATURE

REGULAR SESSION. 1994

ENROLLED

Com. Sul. For HOUSE BILL No. 4614

(By Delegate & McKinley, L White and

Passed March 1, 1994
In Effect Passage

® GCIU 360-C

ENROLLED

COMMITTEE SUBSTITUTE

FOR

H. B. 4614

(By Delegates McKinley, L. White and Houvouras)

[Passed March 11, 1994; in effect from passage.]

AN ACT to amend and reenact section one, article fifteen, chapter sixteen of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to public health; state housing law; definitions; and the definition of "mayor."

Be it enacted by the Legislature of West Virginia:

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

ARTICLE 15. STATE HOUSING LAW.

§16-15-1. Definitions.

- 1 The following terms, wherever used or referred to in
- 2 this article, shall have the following respective mean-
- 3 ings, unless in any case a different meaning clearly
- 4 appears from the context:
- 5 (a) "Authority" or "housing authority" shall mean a
- 6 corporate body organized in accordance with the
- 7 provisions of this article for the purposes, with the
- 8 powers, and subject to the restrictions hereinafter set
- 9 forth.
- 10 (b) "Mayor" shall mean the chief executive of the city,

22 23

24

25

28

29 30

31

32

33

34

35

36

37

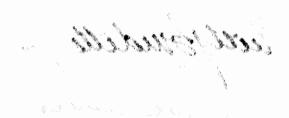
 $\frac{38}{39}$

40

- 11 whether the official designation of his office be mayor,
- 12 city manager or otherwise: Provided, That the term
- 13 "mayor" may also be the chief elected officer of the
- 14 municipality regardless of whether or not the corporate
- 15 charter provides for a city manager appointed by the
- 16 city council who is the chief executive officer.
- 17 (c) "Council" shall mean the chief legislative body of the city.
- 19 (d) "Commissioner" shall mean one of the members of 20 an authority appointed in accordance with the provi-21 sions of this article.
 - (e) "Government" shall include the state and federal governments and any subdivisions, agency or instrumentality, corporate or otherwise, of either of them.
 - (f) The "state" shall mean the state of West Virginia.
- 26 (g) "City" shall mean any incorporated city, town or village.
 - (h) "Slum clearance" shall include the removal of housing conditions which shall be considered by the housing authority of the city in which such conditions exist to be unsanitary or substandard or a menace to public health.
 - (i) "Low-cost housing" shall include any housing accommodations which are or are to be rented at not in excess of a maximum rate per room, or maximum average rate per room, which shall be specified or provided by the housing authority of the city in which such housing accommodations are or are to be located, or the Legislature, or a duly constituted agency of the state, or of the United States of America.
- (j) "Project" shall include all lands, buildings and 41 improvements, acquired, owned, leased, managed or 42 43 operated by a housing authority, and all buildings and improvements constructed, reconstructed or repaired by 44 a housing authority, designed to provide housing 45 46 accommodations, or stores, offices and community 47facilities appurtenant thereto, which are planned as a 48 unit, whether or not acquired or constructed at one time,

and which ordinarily are contiguous or adjacent to one another. The term "project" may also be applied to the planning of buildings and improvements, the acquisition of property, the demolition of existing structures, the clearing of land, the construction, reconstruction and repair of improvements and all other work in connection therewith.

(k) "Community facilities" shall include lands, buildings and equipment of recreation or social assembly, for educational, health or welfare activities and other necessary utilities primarily for use and benefit of the occupants of housing accommodations to be constructed and operated hereunder.



The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled
Market 1
Chairman Senate Committee
Enest C. More Chairman House Committee
Originating in the House.
Takes effect from passage. Clerk of the Senate
Donald J. Kopy
Clerk of the House of Delegates
11 May dott
President of the Sehate
Caul aders
$Speaker\ of\ the\ House\ of\ Delegates$
The within in approved this the 30th
day of March Moston approve
Governor

PRESENTED TO THE

GOVERNOR

Date

ime 9:3