

CHAPTER 51

AN ORDINANCE PROVIDING FOR A RECREATIONAL PLANNING COMMITTEE FOR THE COMMUNITY CENTER OF THE TOWN OF LUMBERPORT, WEST VIRGINIA: PROVIDING FOR THE COMPOSITION, POWERS, DUTIES, AUTHORITY, AND PROCEDURES OF THE COMMUNITY CENTER RECREATIONAL PLANNING COMMITTEE: PROVIDING FOR THE FEE TO BE EXACTED OF CERTAIN GROUPS USING THE COMMUNITY CENTER. BY AUTHORITY OF THE COMMUNITY CENTER RECREATIONAL PLANNING COMMITTEE: PROVIDING FOR THE LUMBERPORT COMMUNITY CENTER FUND.

BE IT ORDAINED BY THE COUNCIL OF THE TOWN OF LUMBERPORT, THAT:

SECTION 1. LEGISLATIVE INTENT AND FINDINGS OF THE FACT.

The governing Body of the Town of Lumberport hereby finds and declares that the needs, interest and welfare of the citizens of Lumberport require the establishment of a Community Center Recreational Planning Committee to establish, supervise, and direct the general recreational activities and to control the use of the said Towns Community Center, used for the recreation, entertainment, and enjoyment of and by the citizens of the Town of Lumberport

SECTION 2. COMMUNITY CENTER RECREATIONAL, PLANNING COMMITTEE ESTABLISHED

The Town of Lumberport does hereby establish the Community Center Recreational Planning Committee, herein after referred to as the Committee".

SECTION 3. COMPOSITION OF THE COMMITTEE.

See Amendment
The Committee shall be composed of five (5) members, two (2) from the elected officials of the Town of Lumberport . The remaining three (3) members of the Committee shall be residence of the said Town, but shall not be, at the same time of service on the Committee, hold elective office in said Town .

SECTION 4. APPOINTMENT OF COMMITTEE MEMBERS: CHAIRMAN

All committee members shall be appointed, for specified terms of service, by the governing body of the Town of Lumberport .

Any member of the governing body may nominate persons for service on the Committee, and the appointment of such persons shall be effected by a majority of those voting. Nomination and appointments shall be made at regular meetings of the governing body. A Chairman of the Committee shall be elected by and from the members of the Committee by a majority vote thereof, on a year to year basis.

SECTION 5. TERMS OF SERVICE OF COMMITTEE MEMBERS

All members of the Committee shall be appointed to service for a term of two (2) years each. The terms of all members shall be on a fiscal year basis, commencing on the first day of July of each election year.

SECTION 6. PROCEDURES, POWERS, DUTIES, AND AUTHORITY OF THE COMMITTEE.

(a). The Committee shall direct and control the use and maintenance of the Town Community Center used and available for recreational purposes. The Committee shall meet once each month, more often when necessary, at such time and place as is convenient to its members.

(b). The Committee shall require persons, individuals or groups, desiring to hold activities in or on the grounds of the Town Community Center to submit a written application, at least fifteen (15) days in advance of the date of use, where practical. Such application shall include statement of; the name of the person or group making same, the nature of any charge admission, donation, or other gratuity to be exacted of those attending, and the name of the person who will sign for the use of the facility, on a register to be kept by the Committee.

SECTION (7). FEE TO USE THE TOWN COMMUNITY CENTER: LUMBERPORT COMMUNITY CENTER FUND ESTABLISHMENT

(a). Persons, individual or groups, who desire to use the Community Center located off George Street of the Town of Lumberport, shall be charged a fee for the use thereof as determined by a schedule of fees to be established by the governing body of the Town of Lumberport. The fee shall be a deposit and a rent fee. The deposit shall be refunded if there is no damages from the use of the Community Center. The rent fee shall be set aside in the fund.

(b). There is an exception from subsection (a) of this section (7), those non-profit organization who use of said Community Center is for the civic purpose benefiting the Town of Lumberport in general. The Committee shall have the exclusive authority to determine where or not to waive the fee on each particular case.

(c). The fees as specified in subsection (a) of this section (7) shall be set aside in the fund which is hereby established to be known as the Lumberport Community Center fund, and the money therein contained shall be used by the Committee to promote recreational activities, events, and Community Center facility for the benefit of the Town of Lumberport as a whole. Any such proposed use of money in the Community Center Fund must be first submitted to and approved by the Governing Body of the Town of Lumberport, prior to use.

(d). All fees as set out in subsection (a) of this section (7) must be tendered to the Chairman of Community Center Recreation Planning Committee at least five (5) days in advance of the date of the event scheduled. Failure to comply with this subsection (d) may result in the loss of the reservation for the

Community Center, if the Committee deems it proper, and so rules by majority vote of its members.

SECTION 8. SEVERABILITY OF PROVISIONS

The provisions of this ordinance are severable and if any shall be held unenforceable, the remaining provisions shall not thereby be affected or impaired. It is hereby declared as legislative intent that this ordinance would not have been adopted if such unenforceable provision had not been included therein .

SECTION 9. EFFECTIVE DATE

This ordinance shall become effective on the second final reading.

PASSED BY THE COUNCIL OF THE TOWN OF LUMBERPOR ON THE FIRST READING.

THIS THE 21st DAY OF March, 1994

PASSED BY THE COUNCIL OF THE TOWN OF LUMBERPORT ON THE SECOND READING.

THIS THE 4th DAY OF April, 1994

David C. Winkler
Mayor, David C. Winkler

Shelby Pill
RECORDER, Shelby Pill

IN TOWN RESIDENCE RENTAL RATES ARE FOR CITIZENS LIVING WITH IN TOWN CORPORATE LIMITS, THE COMMUNITY CENTER CAN NOT BE RENTED TO OUT OF TOWN CITIZENS FOR THE IN_TOWN RATES.

RATES PASSED AND APPROVED BY THE TOWN COUNCIL ON THE FIRST READING THIS 21st DAY OF March, 1994

RATES PASSED AND APPROVED BY TOWN COUNCIL ON THE SECOND READING, THIS THE 4th DAY OF April, 1994

Shelby Pill
RECORDER Shelby Pill

David C. Winkler
MAYOR, David C. Winkler

CHAPTER 51

AN ORDINANCE TO AMEND CHAPTER 51 THE ORDINANCE PROVIDING FOR A RECREATIONAL PLANNING COMMITTEE FOR THE COMMUNITY CENTER OF THE TOWN OF LUMBERPORT, WEST VIRGINIA BY REPEALING SECTION 3 OF THE SAID ORDINANCE BY ADDING THERETO A NEW A NEW SECTION OF SAID ORDINANCE TO BE DESIGNATED AS SECTION 3A.

Be it ordained by the Town Council of the Town of Lumberport, West Virginia, modifying that ordinance.

SECTION 3A COMPOSITION OF THE COMMITTEE

The Committee shall be composed of five (5) members. The five (5) members of the Committee shall be residents of the said Town.

PASSED BY THE COUNCIL OF THE TOWN OF LUMBERPORT ON THE FIRST READING.
THIS THE 14th DAY OF February, 1995

PASSED BY THE COUNCIL OF THE TOWN OF LUMBERPORT ON THE SECOND READING.
THIS THE 6th DAY OF March, 1995

David P. White
MAYOR

Sherry J. Pile
RECORDER