KSPL NO.: K8-194-2008

Bill No.: 08-41, LD1

AN ACT

To amend the Koror Zoning Law and the Koror Subdivision Law adopted by the Koror State Government in K6-88-98 to establish the Koror Planning Commission as having exclusive administration and enforcement authority, and to repeal of K1-13-85 section 3B (5)(d)(1) and section 3B (5)(e).

THE PEOPLE OF THE STATE OF KOROR REPRESENTED IN THE STATE LEGISLATURE DO ENACT AS FOLLOWS:

1	SECTION 1. FINDINGS. The Koror State Zoning Law and the Koror State
2	Subdivision Law were originally national government laws codified in Title 31 of the Palau
3	National Code. The national government enacted a law (RPPL 3-5) that would repeal said
4	laws as national laws if the laws were adopted by Koror State. In 1998 the Sixth Koror State
5	Legislature adopted said laws in K6-88-98 which included a change regarding enforcement.
6	The Eighth Koror State Legislature finds that assure consistent administration and
7	enforcement of the Koror Zoning Law and Koror Subdivision Law, the authority must be
8	assigned to the Koror State Planning Commission as specified in the national government
9	Koror State Subdivision Law.
10	SECTION 2. AMENDMENT OF K6-88-98 SECTION 2B. Section 2B of K6-88-98
11	is hereby amended to read as follows:
12	"B. The Koror Zoning Law and the Koror Subdivision Law shall be administered and
13	enforced by the Koror Planning Commission. Any administration and enforcement
14	authority assigned to the "Building and Zoning Official" in the original national law
15	shall be within or under or subject to the administration and enforcement authority of
16	the Koror Planning Commission.
17	(I) The Commission shall appoint an executive officer to administer matters of
18	the Commission under the supervision of the Commission. The executive
19	officer shall not have the right to vote. The executive officer shall be given the
20	necessary authority and be held responsible for the administration of the
21	Commission in all its activities, subject only to such policies as may be
22	Page 1 of 3 adopted and such order a [sic] may be issued by the Commission.

EIGHT KOROR STATE LEGISLATURE

FIFTH REGULAR SESSION

CERTIFIED BY:

Speaker

/s/ Timothy "Tero" Uehara KSPL NO.: <u>K8-194-2008</u>
Bill No.: <u>08-41, LD1</u>

ATTESTED TO BY:

Rena Iluches

Clerk

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2	(ii) The executive officer shall be assisted in his or her duties by a support
3	staff.
4	(iii) The Commission shall establish rules and regulations, in accordance
5	with applicable law and procedure, for the conduct of its business, operation
6	and programs.
7	(iv) The Commission may employ staff as may be required, to manage the
8	normal operational and administrative affairs of the Commission and to
9	perform such other duties as may from time to time be directed by the
10	Commission."
11	SECTION 3. REPEAL OF K1-13-85 SECTION 3B(5)(d)(1) AND 3B (5)(e). The
12	Planning Resources and Development shall no longer have the authority "for administering
13	and enforcing the building and zoning laws of the former P.L. 6-3S-19 and elsewhere."
14	Section 3B(5)(d)(1) and 3B(5)(e) of K1-13-85 is hereby repealed.
15	SECTION 4. SEVERABILITY. In the event that a court of competent jurisdiction
16	determines that any part or portion of this law is invalid, then the offending portion or portions
17	may be stricken, and the remaining portions shall continue in full force effect.
18	SECTION 5. EFFECTIVE DATE. This act shall become effective upon its approval
19	pursuant to the Koror State Constitution.
	DACCED ON. HINE OF 2000
	PASSED ON: JUNE 05, 2008

APPROVED ON THIS DAY <u>10th</u> day OF <u>June</u>, 2008.

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/s/
Yositaka Adachi
Governor
Koror State