

VIRGINIA ACTS OF ASSEMBLY -- 2005 SESSION

CHAPTER 493

An Act to amend and reenact § 4, as amended, of Chapter 46 of the Acts of Assembly of 1952, relating to the Peninsula Ports Authority.

[S 903]

Approved March 22, 2005

Be it enacted by the General Assembly of Virginia:

1. That § 4, as amended, of Chapter 46 of the Acts of Assembly of 1952 is amended and reenacted as follows:

§ 4. The Authority shall be governed by a commission composed of seven commissioners. All powers and duties of the Authority shall be exercised and performed by the commission. Each member of the commission shall be appointed for a term of one year and until his successor shall be duly appointed and qualified, except that the two incumbent members whose terms expire on February 29, 2000, shall not continue in office after February 29, 2000, and that any person appointed to fill a vacancy shall serve only for the unexpired term. Members of the commission may be appointed for no more than ten successive one-year terms. All members of the commission shall be residents of *or persons whose principal place of business is located in* the City of Hampton, the City of Newport News, the City of Poquoson, the City of Williamsburg, the County of Gloucester, the County of James City, or the County of York and shall be appointed by the council of the City of Newport News, and shall have been appointed to the executive committee of the Peninsula Alliance for Economic Development, ~~pursuant to its charter and bylaws as Peninsula representatives of the executive committee of the Hampton Roads Economic Development Alliance.~~ Any member who shall cease to reside *or no longer has a principal place of business* within such city or county or shall cease to be a member of the executive committee of the ~~Peninsula Alliance for Hampton Roads Economic Development Alliance~~ shall thereupon be disqualified from holding office as a member of the commission. Each member of the commission shall, before entering upon the discharge of his duties, take and subscribe the oath of office required by *Article II § 34 7* of the Constitution of Virginia.

A majority of members of the commission shall constitute a quorum and the affirmative vote of four members shall be necessary for any action taken by the commission. No vacancy in the membership of the commission shall impair the right of a quorum to exercise all the powers and perform all the duties of the commission.

2. That the provisions of this act shall not affect appointments to the commission of the Peninsula Ports Authority of Virginia made prior to July 1, 2005.