

As amended

TWENTY-THIRD LEGISLATURE OF THE VIRGIN ISLANDS
Territory of the Virgin Islands
REGULAR/SPECIAL SESSION 2000
ROLL CALL

Bill No. 23-0208

Date: 6/19/00

Short Title: To amend Act No. 6333, Section 29, relating to the Emergency Services Fund, the effective date for implementation of the surcharge and the fifteen-day remittance period, to repeal Act No. 6333, Section 30 and for other related purposes

LEGISLATIVE HISTORY

- (a) Introduced and sent to Committee on.....Date.....
- (b) Reported from Committee and sent to Rules on.....
- (c) Reported from Committee on Rules.....
- (d) Recalled from Committee by Special Order.....
- (e) Adopted on.....
- (f) Rejected on.....
- (g) Vetoed by Governor on.....
- (h) Reconsidered by Legislature and passed or rejected
over Governor's Veto on.....

MEMBERS	YEA	NAY	NOT VOTING	ABSENT
BENNERSON, Gregory A.	1			
BERRY, Lorraine L.	2			
BRYAN, Adelbert M.			1	
OLE, Donald "Ducks"	3			
DAVID, Roosevelt St. C.	4			
DONASTORG, Adlah "Foncie"	5			
GOLDEN, Violet Anne	6			
GOMEZ, Judy M.				1
GOODWIN, George E.	7			
HANSEN, Alicia "Chucky"	8			
JN. BAPTISTE, Norman	9			
JONES, David S.	10			
LIBURD, Almando "Rocky"	11			
PETRUS, Allie-Allison				2
RICHARDS Vargrave A.	12			

Certified true and correct

Glennia M. Otaile
CLERK

06/08/00 – REPORTED OUT TO THE FLOOR

05/09/00 – AMENDED AND REPORTED OUT TO THE COMMITTEE ON RULES

BILL NO. 23-0208

Twenty-Third Legislature of the Virgin Islands of the United States

MARCH 15, 2000

To amend Act No. 6333, Section 29, relating to the Emergency Services Fund, the effective date for implementation of the surcharge and the fifteen-day remittance period, to repeal Act No. 6333, Section 30 and for other related purposes

PROPOSED BY: Senator Vargrave A. Richards, by Request of the Governor

1 BE IT ENACTED by the Legislature of the Virgin Islands:

2

3 SECTION 1. Title 33, chapter 111, section Virgin Islands Code, as amended by Act

4 No. 6333 is amended in the following instances:

5 (a) Section 29, subsection (a) is amended by striking “January” and

6 inserting “April”, and by striking “within 15 days of collection”

7 and inserting “on a monthly basis in accordance with the billing

8 and collection procedures of the Virgin Islands Telephone

9 Corporation”; and

10

(b) Section 29, subsection (d), is amended in §____ (d) by inserting after
“911 emergency” and before “equipment”, the words, “services and”.

SECTION 2. Act No. 6333, Section 30 is repealed.

BILL SUMMARY

Section 1, subsection (a) of the bill changes the effective date of the \$1 surcharge from January 1, 2000, to April 1, 2000, to correspond to the actual date of implementation of surcharge assessment and collection. Subsection (b) of Section 1 expands the list of items for which monies from the Emergency services Fund may be expended. Under existing law, the Commissioners of Health and Police and the Director of the Fire Service may purchase, among other items listed, 911 emergency equipment. Subsection (b) authorizes the expenditure for 911 emergency equipment and services.

Section 2 repeals Section 30 of Act No. 6333. That section established the Youth Education and Training Endowment Fund. The Governor had line-item vetoed subsections (a) (2), which authorized the Commissioner of Education to expend monies from the Fund, and (b), which set forth the section's effective date, leaving only subsection (a) (1), which merely established the fund.

BR00-1282/ March 15, 2000/ :cdj
G23-0022

Question: Notwithstanding veto of the Governor
shall Section 5 of Act No. 635B become law.
Approved
9/18/2000

TWENTY-THIRD LEGISLATURE OF THE VIRGIN ISLANDS
Territory of the Virgin Islands
REGULAR/SPECIAL SESSION 20____
ROLL CALL

Bill No. 23-0208

Date: 9/18/2000

Short Title: _____

LEGISLATIVE HISTORY

- (a) Introduced and sent to Committee on.....Date.....
(b) Reported from Committee and sent to Rules on.....
(c) Reported from Committee on Rules.....
(d) Recalled from Committee by Special Order.....
(e) Adopted on.....
(f) Rejected on.....
(g) Vetoed by Governor on.....
(h) Reconsidered by Legislature and passed or rejected
over Governor's Veto on.....

MEMBERS	YEA	NAY	NOT VOTING	ABSENT
BENNERSON, Gregory A.	1			
BERRY, Lorraine L.	2			
BRYAN, Adelbert M.		1		
COLE, Donald "Ducks"	3			
DAVID, Roosevelt St. C.	4			
DONASTORG, Adlah "Foncie"	5			
GOLDEN, Violet Anne	6			
GOMEZ, Judy M.	7			
GOODWIN, George E.	8			
HANSEN, Alicia "Chucky"	9			
JN. BAPTISTE, Norman	10			
JONES, David S.	11			
LIBURD, Almando "Rocky"	12			
PETRUS, Allie-Allison	13			
RICHARDS Vargrave A.			1	

Certified true and correct

13
Corine B. Dodge
CLERK

Sen Liburd motion to reconsider
6353 Section 5

Recorded
Hansen

TWENTY-THIRD LEGISLATURE OF THE VIRGIN ISLANDS
Territory of the Virgin Islands
REGULAR/SPECIAL SESSION 20____
ROLL CALL

Bill No. 230208

Date: 9/18/2008

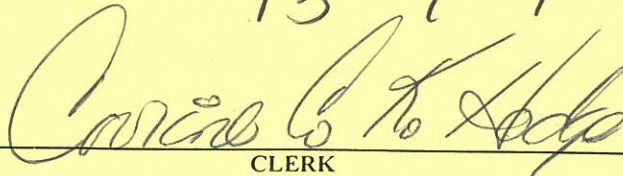
Short Title: _____

LEGISLATIVE HISTORY

- (a) Introduced and sent to Committee on.....Date.....
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over Governor's Veto on.....

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GOODWIN, George E.	8			
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JN. BAPTISTE, Norman	10			
JONES, David S.	11			
LIBURD, Almando "Rocky"	12			
PETRUS, Allie-Allison	13			
RICHARDS Vargrave A.			1	

Certified true and correct

13 1 1

CLERK

Liburd #23-542
amendment to
Bill No. 23-0208

TWENTY-THIRD LEGISLATURE OF THE VIRGIN ISLANDS
Territory of the Virgin Islands
REGULAR/SPECIAL SESSION 2000
ROLL CALL

Recorded
Darrell
Hession
Bryan

Date: 6/19/00

Short Title: _____

LEGISLATIVE HISTORY

- (a) Introduced and sent to Committee on.....Date.....
(b) Reported from Committee and sent to Rules on.....
(c) Reported from Committee on Rules.....
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(e) Adopted on.....
(f) Rejected on.....
(g) Vetoed by Governor on.....
(h) Reconsidered by Legislature and passed or rejected
over Governor's Veto on.....

Adopted
6/19/00

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BERRY, Lorraine L.	2			
BRYAN, Adelbert M.		1		
OLE, Donald "Ducks"			1	
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GOLDEN, Violet Anne	5			
GOMEZ, Judy M.				1
GOODWIN, George E.		2		
HANSEN, Alicia "Chucky"			2	
JN. BAPTISTE, Norman				2
JONES, David S.				3
LIBURD, Almando "Rocky"	6			
PETRUS, Allie-Allison				4
RICHARDS Vargrave A.		3		

Certified true and correct

Glennia M. Steele
CLERK

Drafted or Reviewed
By Legal Counsel
yet

AMENDMENT TO BILL NO. 23-____

Offered by Senator Almando "Rocky" Liburd

Bill No. 23-____ is amended by adding an appropriately numbered section to read as follows:

"SECTION __. Title 33, chapter 81, section 2304 Virgin Islands Code is amended by adding subsection (6) to read:

"(6) all property bordered and land-locked by property of the United States within in the boundaries of Virgin Islands National Park to which the landowner has no reasonable access. The exemption granted under this subsection shall remain in effect until the landowner obtains an easement, right of way or other reasonable access to his property."

Amendment No. 23-542/June 16, 2000/Drafted by YLT

Sr. Hansen - motion to consider override of Section 4 of 353: seconded by Sr. Hansen

TWENTY-THIRD LEGISLATURE OF THE VIRGIN ISLANDS
 Territory of the Virgin Islands
 REGULAR/SPECIAL SESSION 20____
 ROLL CALL

Bill No. 23-0208

Date: 9/18/2000

Short Title: _____

LEGISLATIVE HISTORY

- (a) Introduced and sent to Committee on.....Date.....
- (b) Reported from Committee and sent to Rules on.....
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over Governor's Veto on.....

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HANSEN, Alicia "Chucky"	6			
JN. BAPTISTE, Norman	7			
JONES, David S.		5		
LIBURD, Almando "Rocky"	8			
PETRUS, Allie-Allison		6		
RICHARDS Vargrave A.		7		

Certified true and correct

Carrie L. Hope
 CLERK

Question: Notwithstanding veto of Section 4 of Act
No. 6353, become Law

TWENTY-THIRD LEGISLATURE OF THE VIRGIN ISLANDS

Territory of the Virgin Islands
REGULAR/SPECIAL SESSION 20____
ROLL CALL

Bill No. 23-0208

Date: 9/18/2000

Short Title: _____

LEGISLATIVE HISTORY

- (a) Introduced and sent to Committee on.....Date.....
(b) Reported from Committee and sent to Rules on.....
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DONASTORG, Adlah "Foncie"	4			
GOLDEN, Violet Anne		3		
GOMEZ, Judy M.	5			
GOODWIN, George E.		4		
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JN. BAPTISTE, Norman	7			
JONES, David S.		5		
LIBURD, Almando "Rocky"	8			
PETRUS, Allie-Allison		6		
RICHARDS Vargrave A.		7		

Certified true and correct

Corrine C. K. Hodge
CLERK

ACT NO. 6353

BILL NO. 23-0208

TWENTY-THIRD LEGISLATURE OF THE VIRGIN ISLANDS OF THE UNITED STATES

Regular Session

2000

To amend Act No. 6333, Section 29, relating to the Emergency Services Fund, the effective date for implementation of the surcharge and the fifteen-day remittance period, to repeal Act No. 6333, Section 30 and for other purposes

---0---

BE IT ENACTED by the Legislature of the Virgin Islands:

SECTION 1. Act No. 6333 (Bill No. 23-0178), section 29, is amended in the following instances:

(a) Subsection (a) is amended by striking "January" and inserting "April", and by striking "within 15 days of collection" and inserting "on a monthly basis in accordance with the billing and collection procedures of the Virgin Islands Telephone Corporation"; and

(b) Subsection (d), is amended by inserting after "911 emergency" and before "equipment", the words, "services and".

SECTION 2. ~~Act No. 6333, Section 30, is repealed.~~

SECTION 3. (a) The Department of Education shall determine the funds needed to provide free bus transportation for students of public, private and parochial schools in the Territory, seek federal funding and provide a request for an appropriation to the Legislature of the Virgin Islands.

SECTION 4. ~~Title 3, section 96, subsection (a), paragraph (9) Virgin Islands Code, is repealed and the remaining paragraphs are renumbered accordingly.~~

SECTION 5. ~~Title 33, chapter 81, section 2304, Virgin Islands Code, is amended by adding subsection (6) to read:~~

~~"(6) all property bordered and land locked by property of the United States within the boundaries of the Virgin Islands National Park to which the landowner has no reasonable access. The exemption granted under this subsection shall remain in effect until the landowner obtains an easement, right of way or other reasonable access to his property."~~

SECTION 6. Title 12, chapter 17, Virgin Islands Code, is amended in the following instances:

(a) The chapter is amended by substituting "Department of Planning and Natural Resources" for "Department of Conservation and Cultural Affairs" wherever it appears; and

(b) Section 715, is amended as follows:

(1) Subsection (b) is re-designated as subsection (d); and

(2) At the end of subsection (2), paragraph (a), add new paragraphs (b) and (c) to read:

(b) The Department may take or cause a derelict vessel to be taken into custody immediately upon its discovery. Upon taking custody of a derelict vessel the Department shall concurrently:

(i) publish a notice of intended disposition once in a newspaper of general circulation;

(ii) when possible, post a notice of intended disposition on the vessel; and

(iii) serve a duplicate of the notice of intended disposition by certified mail, with a return receipt, on

(A) the registered owner of the vessel, if known, at the registered owner's last known address or the address on record with any department or the United States Coast Guard; and

(B) all lien holders who have filed a financing statement indexed in the name of the registered owner, or who are shown on the records of any department or the United States Coast Guard.

(c) (1) If the vessel is not repossessed within 30 days after the publication or mailing of the notice, whichever occurs later, the Commissioner may dispose of the vessel by negotiated sale; except that when two or more prospective purchasers indicate

an interest in purchasing the vessel, the Commissioner shall sell the vessel at public auction to the highest bidder in the manner as prescribed by rules and regulations promulgated hereunder.

(2) If no prospective purchaser indicates a desire to purchase the vessel, the vessel may be properly disposed of as junk, donated to a governmental agency, or destroyed."

SECTION 7. Title 29, chapter 14, section 915a, subsection (d) is amended in the fourth sentence by inserting after "place", "if the business has applied for assistance".

SECTION 8. Act No. 6254, Section 1, is amended by striking:

"opor. & Main. Coordinator	30,000"
"St. John Landfill Closure Re-analysis Study	40,000" and inserting in lieu thereof:
"Project Management	70,000"

SECTION 9. There is appropriated from the Indirect Cost Fund, established under title 33, section 3025, of the Virgin Islands Code, the sum of \$1,000,000 for the fiscal year ending September 30, 2000 to the Virgin Islands Water and Power Authority for the purpose of extending, repairing and maintaining the water lines in Estates Tutu, Anna's Retreat, and Smith Bay, St. Thomas.

SECTION 10. Title 3, section 713, subsection (a), Virgin Islands Code, is amended by inserting after the word "contributions" where it first appears the words "plus four percent (4%) interest".

SECTION 11. Title 3, section 584a, subsection (d), Virgin Islands Code, is amended by adding a comma and the following language after the words 'correction officer':

“, including any corrections officer employed by the Department of Human Services, firemen of the Virgin Islands Port Authority, probation officer of the Territorial Court.”

SECTION 12. There is appropriated for the fiscal year ending September 30, 2000, or as much as may be necessary but not more than \$250,000 from the Virgin Islands Public Accountancy Fund as established under title 27, section 231, Virgin Islands Code, to the Legislature of the Virgin Islands for the cost of obtaining an independent consultant to provide a detailed analysis of the proposal submitted by the Governor concerning the Virgin Islands Water and Power Authority and Southern Energy. Such sum shall remain available until expended, and any remaining or unexpended funds shall be redeposited into the Public Accountancy Fund.

SECTION 13. Pursuant to Title 29, chapter 3, section 238a, Virgin Islands Code, a use variance from R-4 (Residential-Medium Density) zoning designation is granted to Plot 12 Estate Profit, King Quarter, St. Croix, Virgin Islands which consists of approximately 0.222038 U.S. acres, as shown on P.W.D. Drawing No. 997, revised February 17, 1965, for the purpose of establishing a restaurant, tavern, barber shop and beauty salon. The use variance is granted subject to the following conditions:

1. The construction and development of the proposed business structure and activity shall not alter the residential context or character of the neighborhood;
2. Where the property abuts any residentially zoned lots, a buffer of fencing, trees, and/or shrubs, approximately 6'0"-7'0" high, shall be installed surrounding the property to protect and maintain the visual aesthetics and general safety of the area;
3. The applicant shall comply with the existing R-4 zoning designation, as prescribed in title 29, chapter 3, sections 229 and 230 of the Virgin Islands Code by providing adequate off-street parking and loading/unloading spaces; and
4. All other requirements of the R-4 (Residential Medium) zoning designation shall continue to apply to the subject property.

SECTION 14. Title 4, chapter 27, Virgin Islands Code, is amended in the following instances:

(a) Delete the section title and the first two paragraphs and insert in lieu thereof the following;

"§442. The Judicial Council Imprest Account

(a) Notwithstanding any other law, the Judicial Council of the Virgin Islands (the "Judicial Council") is authorized to establish a separate operating bank account to be known as the "Judicial Council Imprest Account". The account shall consist of all eligible federal funds, all donations, gifts and bequests, and other revenues designated to the Imprest Account. The Judicial Council and the Presiding Judge of the Territorial Court shall provide for the administration of the account and shall promulgate rules and regulations governing the expenditure of funds consistent with the provisions of this section.

(b) All monies received by the Judicial Council shall be deposited into the Imprest Account, provided however, that of the \$500.00 annual licensing fee required to be paid by each practicing attorney pursuant to title 27, section 302, of this Code, the sum of \$200.00 shall be made payable to the Judicial Council for deposit into the Imprest

Fund. The remaining \$300.00 of the licensing fee shall be covered into the General Fund of the Treasury of the Government of the Virgin Islands."

(b) The third paragraph is amended by designating it as subsection (c) and deleting in the first sentence thereof the words "Law Library Fund" and inserting in lieu thereof the words "Judicial Council Imprest Account."

SECTION 15. There is appropriated in the fiscal year ending September 30, 2000, from the General Fund Cost Center C-71061, Log Number 5014 of the Treasury of the Government of the Virgin Islands to the Virgin Islands Police Department all unexpended funds therein, \$150,000 of which shall be used for ongoing maintenance at the Leander Jorgen Command in Cruz Bay, St. John, and the balance thereof for the repair and upgrading of the St. John Vehicle Inspection Lane.

~~**SECTION 16.** There is appropriated from the Indirect Cost Fund, established under title 33, section 3025, Virgin Islands Code, the sum of \$1,000,000 for the fiscal year ending September 30, 2000 to the Department of Public Works for the purpose of rehiring and hiring additional bus drivers and drivers for the handicapped for public transportation to remain available until expended and for such purposes only.~~

SECTION 17. Title 3, chapter 27, Virgin Islands Code, is amended in the following instances:

(a) In section 705, subsection (d) insert "and probation officer" after "marshall"; and

(b) Section 718, subsection (b) is amended by inserting "and probation officer" after "marshall" "and probation officer".

Thus passed by the Legislature of the Virgin Islands on June 19, 2000.

Witness our Hands and the Seal of the Legislature of the Virgin Islands this
26th Day of June, A. D., 2000.



Vargrave Richards
VARGRAVE A. RICHARDS
President

Roosevelt St. C. David
ROOSEVELT ST. C. DAVID
Legislative Secretary

Sen Bryan - motion to override Section 16 of Act No 6353. Seconded by Sen. Hansen. *lost*

TWENTY-THIRD LEGISLATURE OF THE VIRGIN ISLANDS
 Territory of the Virgin Islands
 REGULAR/SPECIAL SESSION 20____
 ROLL CALL

Bill No. _____

Date: 9/18/00

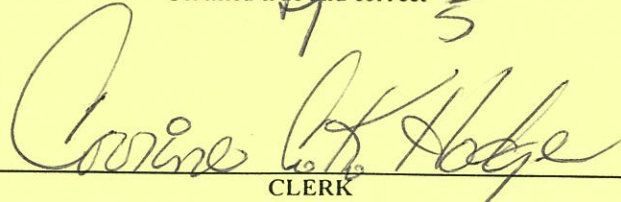
Short Title: _____

LEGISLATIVE HISTORY

- (a) Introduced and sent to Committee on.....Date.....
- (b) Reported from Committee and sent to Rules on.....
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- (e) Adopted on.....
- (f) Rejected on.....
- (g) Vetoed by Governor on.....
- (h) Reconsidered by Legislature and passed or rejected over Governor's Veto on.....

MEMBERS	YEA	NAY	NOT VOTING	ABSENT
BENNERSON, Gregory A.	1			
BERRY, Lorraine L.		1		
BRYAN, Adelbert M.	2			
COLE, Donald "Ducks"	3			
DAVID, Roosevelt St. C.				1
DONASTORG, Adlah "Foncie"	4			
GOLDEN, Violet Anne		2		
GOMEZ, Judy M.	5			
GOODWIN, George E.		3		
HANSEN, Alicia "Chucky"	6			
JN. BAPTISTE, Norman				2
JONES, David S.				3
LIBURD, Almando "Rocky"	7			
PETRUS, Allie-Allison		4		
RICHARDS Vargrave A.		5		

Certified true and correct


 CLERK

3

Handwritten: #23-124
TWENTY-THIRD LEGISLATURE OF THE VIRGIN ISLANDS
 Territory of the Virgin Islands
 REGULAR/SPECIAL SESSION 20⁰⁰
 ROLL CALL

Bill No. 23-0208

Date: 6/19/00

Short Title: _____

LEGISLATIVE HISTORY

- (a) Introduced and sent to Committee on.....Date.....
- (b) Reported from Committee and sent to Rules on.....
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- (h) Reconsidered by Legislature and passed or rejected
 over Governor's Veto on.....

Adopted
6/19/00

MEMBERS	YEA	NAY	NOT VOTING	ABSENT
BENNERSON, Gregory A.	1			
BERRY, Lorraine L.	2			
BRYAN, Adelbert M.	3			
DLE, Donald "Ducks"	4			
DAVID, Roosevelt St. C.	13			+ 92
DONASTORG, Adlah "Foncie"	5			
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GOMEZ, Judy M.				92 1
GOODWIN, George E.	7			
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JN. BAPTISTE, Norman	9			
JONES, David S.	10			
LIBURD, Almando "Rocky"	11			
PETRUS, Allie-Allison				92 2
RICHARDS Vargrave A.	12			

Certified true and correct

13

2

 CLERK

AMENDMENT TO BILL NO 23-

offered by Senator Adelbert M. Bryah

Bill NO. 23- is amended by adding an appropriately numbered section to read as follows:

"SECTION ____ Title 29, chapter 14, section 915g subsection (d) is amended in the fourth sentence by inserting after "place", if ~~such~~^{the} business has applied for assistance"

Floor Amendment No ~~23~~ 124/June 19/2000/ YLT

Hansen
Amendment to Bennerson

(Handwritten)
F23-127
TWENTY-THIRD LEGISLATURE OF THE VIRGIN ISLANDS
Territory of the Virgin Islands
REGULAR/SPECIAL SESSION 2000
ROLL CALL

Recorded
Bennerson
Injection

Bill No. 23-0208

Date: 6/19/00 No

Short Title:

LEGISLATIVE HISTORY

- (a) Introduced and sent to Committee on.....Date.....
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No
objections

MEMBERS	YEA	NAY	NOT VOTING	ABSENT
BENNERSON, Gregory A.				
BERRY, Lorraine L.				
BRYAN, Adelbert M.				
OLE, Donald "Ducks"				
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GOODWIN, George E.				
HANSEN, Alicia "Chucky"				
JN. BAPTISTE, Norman				
JONES, David S.				
LIBURD, Almando "Rocky"				
PETRUS, Allie-Allison				
RICHARDS Vargrave A.				

Certified true and correct

Hansen in Clerk
CLERK

AMERICAN¹⁰ PROSECUTION¹⁰
No 13-127

Amendment No. 13-127 is
amended by inserting after
"Human Services," insert "firemen
of the Virgin Islands Port Authority
probation officers of the Territorial
Court."

duly connectee disability

Bill No.

Short Title:

THIRD LEGISLATURE OF THE VIRGIN ISLANDS
Territory of the Virgin Islands
REGULAR/SPECIAL SESSION 2000
ROLL CALL

Date:

LEGISLATIVE HISTORY

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JONES, David S.	7			
LIBURD, Almando "Rocky"	8			
PETRUS, Allie-Allison				2
RICHARDS Vargrave A.	9			

Certified true and correct

CLERK

Drafted or Reviewed
By Legal Counsel

**AMENDMENT TO BILL NO. 23-
OFFERED BY SENATOR DAVID S. JONES**

Bill No. 23- _____ is amended by adding a new section numbered
appropriately to read as follows:

"SECTION _____. There is appropriated for the fiscal year ending
September 30, 2000, as much as may be necessary but not more than \$250,000
from the Virgin Islands Public Accountancy Fund as established under title 27,
section 231, Virgin Islands Code, to the Legislature of the Virgin Islands for the
cost of obtaining an independent consultant to provide a detailed analysis of the
proposal submitted by the Governor concerning the Virgin Islands Water and
Power Authority and Southern Energy. Such sum shall remain available until
expended and any remaining or unexpended funds shall be deposited back into
the Public Accountancy Fund.

Amendment No. 23-541/ June 19, 2000/ CEK

23-537

TWENTY-THIRD LEGISLATURE OF THE VIRGIN ISLANDS
Territory of the Virgin Islands
REGULAR/SPECIAL SESSION 2000
ROLL CALL

Donastorg
Amend ment

Bill No. 23-0208

Date: 6/19/00

Recorded
Hansen
objection
Bryan

Short Title: _____

LEGISLATIVE HISTORY

- (a) Introduced and sent to Committee on _____ Date _____
- (b) Reported from Committee and sent to Rules on _____
- (c) Reported from Committee on Rules _____
- (d) Recalled from Committee by Special Order _____
- (e) Adopted on _____
- (f) Rejected on _____
- (g) Vetoed by Governor on _____
- (h) Reconsidered by Legislature and passed or rejected
over Governor's Veto on _____

Adopted
6/19/00

MEMBERS	YEA	NAY	NOT VOTING	ABSENT
BENNERSON, Gregory A.	1	192		
BERRY, Lorraine L.	2			
BRYAN, Adelbert M.	3			
OLE, Donald "Ducks"	4			
DAVID, Roosevelt St. C.	5			
DONASTORG, Adlah "Foncie"	6			
GOLDEN, Violet Anne	7			
GOMEZ, Judy M.				1
GOODWIN, George E.	8			
HANSEN, Alicia "Chucky"	9			
JN. BAPTISTE, Norman	13			2 92
JONES, David S.	10			
LIBURD, Almando "Rocky"	11			
PETRUS, Allie-Allison				2 93
RICHARDS Vargrave A.	12			

Certified true and correct

13

2

Messia M Steele
CLERK

Drafted or Reviewed
By Legal Counsel
get

AMENDMENT TO BILL 23-____
Offered by Senator Adlah "Foncie" Donastorg

Bill No. 23- ____ is amended by adding an appropriately numbered section to read as follows:

"SECTION ____ Title 12, chapter 17 is amended in the following instances:

(a) The chapter is amended by substituting "Department of Planning and Natural Resources" for "Department of Conservation and Cultural Affairs" wherever it appears; and

(b) Section 715, is amended as follows:

(1) Subsection (b) is re-designated as subsection (d);

(2) At the end subsection (2), paragraph (a), subparagraphs (i) through (iii) and new subsections (b) and (c) are added to read:

"The Department may take or cause a derelict vessel to be taken into custody immediately upon their discovery. Upon taking custody of a derelict vessel the Department shall concurrently

(i) publish a notice of intended disposition once in a newspaper of general circulation;

(ii) when possible, post a notice of intended disposition on the vessel; and

(iii) serve a duplicate of the notice of intended disposition by certified mail, with a return receipt, on

(A) the registered owner of the vessel, if known, at the registered owner's last known address or the address on record with any department or the United States Coast Guard; and

(B) all lien holders who have filed a financing statement indexed in the name of the registered owner, or who are shown on the records of any department or the United States Coast Guard.

(c) (1) If the vessel is not repossessed within 30 days after the publication or mailing of the notice, whichever occurs later, the Commissioner may dispose of the vessel by negotiated sale; except that when two or more prospective purchasers indicate an interest in purchasing the vessel, the Commissioner shall sell the vessel at public auction to the highest bidder in the manner as prescribed by rules and regulations promulgated hereunder.

(2) If no prospective purchaser indicates a desire to purchase the vessel, the vessel may be properly disposed of as junk, donated to a governmental agency, or destroyed."

BILL SUMMARY

This measure authorizes the Department of Planning and Natural Resources to sell or otherwise dispose of wrecked and derelict vessels. Existing law designates the Department of Planning and Natural Resources as the agency of the territory authorized to remove derelict vessels from public waters. Existing law, nonetheless, does not authorize the Government to such vessels.

Amendment No. 23-537/June 15, 2000/Drafted by YLT

Bryan
Amendment to Handwritten
F23-129

No Second
Objection

TWENTY-THIRD LEGISLATURE OF THE VIRGIN ISLANDS
Territory of the Virgin Islands
REGULAR/SPECIAL SESSION 2000
ROLL CALL

Bill No. 23-0208

Date: 6/19/00

Short Title: _____

LEGISLATIVE HISTORY

- (a) Introduced and sent to Committee on.....Date.....
(b) Reported from Committee and sent to Rules on.....
(c) Reported from Committee on Rules.....
(d) Recalled from Committee by Special Order.....
(e) Adopted on.....
(f) Rejected on.....
(g) Vetoed by Governor on.....
(h) Reconsidered by Legislature and passed or rejected
over Governor's Veto on.....

No Second

MEMBERS	YEA	NAY	NOT VOTING	ABSENT
BENNERSON, Gregory A.				
BERRY, Lorraine L.				
BRYAN, Adelbert M.				
COLE, Donald "Ducks"				
DAVID, Roosevelt St. C.				
DONASTORG, Adlah "Foncie"				
GOLDEN, Violet Anne				
GOMEZ, Judy M.				
GOODWIN, George E.				
HANSEN, Alicia "Chucky"				
JN. BAPTISTE, Norman				
JONES, David S.				
LIBURD, Almando "Rocky"				
PETRUS, Allie-Allison				
RICHARDS Vargrave A.				

Certified true and correct

Glennia de Pute
CLERK

Amendment to Bill No. 23 -
Offered by Senator Bryan

Bill No. 23- is amended by
adding a new appropriately numbered
section to read as follows;

“SECTION . Notwithstanding any other
law, Official Zoning Map No. SCZ-
for the island of St. Croix is amended
by changing the zoning designation
for Parcel No. 76-H Estate Whim,
West End Quarter, St. Croix,
consisting of approximately 0.292 U.S.
acres as more adequately described
on ~~P.W.D.~~ P.W.D. Drawing Map No. 4573,
dated August 17, 1989 from the
R-2 (Residential-Low Density, One and Two
Family) to B-3 (Business-Scattered).
F23-129 / June 19, 2000 / C67

Liburd Amendment #23-095

TWENTY-THIRD LEGISLATURE OF THE VIRGIN ISLANDS
Territory of the Virgin Islands
REGULAR/SPECIAL SESSION 2000
ROLL CALL

No Recorded objection
6/19/00

Bill No. 23-0208

Date: 6/19/00

Short Title: _____

LEGISLATIVE HISTORY

- (a) Introduced and sent to Committee on.....Date.....
(b) Reported from Committee and sent to Rules on.....
(c) Reported from Committee on Rules.....
(d) Recalled from Committee by Special Order.....
(e) Adopted on.....
(f) Rejected on.....
(g) Vetoed by Governor on.....
(h) Reconsidered by Legislature and passed or rejected
over Governor's Veto on.....
- No Second*

MEMBERS	YEA	NAY	NOT VOTING	ABSENT
BENNERSON, Gregory A.				
BERRY, Lorraine L.				
BRYAN, Adelbert M.				
COLE, Donald "Ducks"				
DAVID, Roosevelt St. C.				
DONASTORG, Adlah "Foncie"				
GOLDEN, Violet Anne				
GOMEZ, Judy M.				
GOODWIN, George E.				
HANSEN, Alicia "Chucky"				
JN. BAPTISTE, Norman				
JONES, David S.				
LIBURD, Almando "Rocky"				
PETRUS, Allie-Allison				
RICHARDS Vargrave A.				

Certified true and correct

Glencia M. P. Stuts
CLERK

Offered by SENATORS Bryan and ...

F23-095

Bill No. 23- is amended by adding a new appropriately numbered section to read as follows;

"SECTION . Title 18, section 301, subsection (a), Virgin Islands Code, is amended by inserting proviso clause to read as follows;

"However, any political party or political body that has been recognized as a political party under the provisions of this subsection for at least ten (10) consecutive ~~ten (10)~~ years shall be exempted from the provisions of this subsection

F23-095 / March 2, 2000 / CEK

Bayan
Amendment to # 23-534
23-0208

TWENTY-THIRD LEGISLATURE OF THE VIRGIN ISLANDS
Territory of the Virgin Islands
REGULAR/SPECIAL SESSION 2000
ROLL CALL

Recorded
In Baptiste
objection

Bill No. _____

Date: 6/19/00

Short Title: _____

LEGISLATIVE HISTORY

- (a) Introduced and sent to Committee on _____ Date _____
(b) Reported from Committee and sent to Rules on _____
(c) Reported from Committee on Rules _____
(d) Recalled from Committee by Special Order _____
(e) Adopted on _____
(f) Rejected on _____
(g) Vetoed by Governor on _____
(h) Reconsidered by Legislature and passed or rejected
over Governor's Veto on _____

No

objection

MEMBERS	YEA	NAY	NOT VOTING	ABSENT
BENNERSON, Gregory A.				
BERRY, Lorraine L.				
BRYAN, Adelbert M.				
OLE, Donald "Ducks"				
DAVID, Roosevelt St. C.				
DONASTORG, Adlah "Foncie"				
GOLDEN, Violet Anne				
GOMEZ, Judy M.				
GOODWIN, George E.				
HANSEN, Alicia "Chucky"				
JN. BAPTISTE, Norman				
JONES, David S.				
LIBURD, Almando "Rocky"				
PETRUS, Allie-Allison				
RICHARDS Vargrave A.				

Certified true and correct

Glencia M. Otey
CLERK

Amendment to Bill No. 23-
Offered by Senator Bryan

Bill No. 23- is amended by
adding a new appropriately numbered section
to read as follows;

"SECTION . There is appropriated
from the Indirect Cost Fund, established
under title 33, section 3025, Virgin Islands Code,
the sum of \$1,000,000 for the fiscal year ending
September 30, 2000 to the Department of Public
Works for the purpose of rehiring and hiring
additional bus drivers and DRIVERS FOR
THE HANDICAPPED ~~BUS DRIVERS~~ FOR
PUBLIC TRANSPORTATION AND TO REMAIN UNTIL
EXPENDED FOR SUCH PURPOSES ONLY."

F23-127
 TWENTY-THIRD LEGISLATURE OF THE VIRGIN ISLANDS
 Territory of the Virgin Islands
 REGULAR/SPECIAL SESSION 2000
 ROLL CALL

Bill No. 23-0208

Date: 6/19/00

*Recorded
 Hansen
 objection
 (Super)*

Short Title: _____

LEGISLATIVE HISTORY

- (a) Introduced and sent to Committee on.....Date.....
- (b) Reported from Committee and sent to Rules on.....
- (c) Reported from Committee on Rules.....
- (d) Recalled from Committee by Special Order.....
- (e) Adopted on.....
- (f) Rejected on.....
- (g) Vetoed by Governor on.....
- (h) Reconsidered by Legislature and passed or rejected
 over Governor's Veto on.....

*Adopted
 6/19/00*

MEMBERS	YEA	NAY	NOT VOTING	ABSENT
BENNERSON, Gregory A.	1			
BERRY, Lorraine L.	2			
BRYAN, Adelbert M.	3			
OLE, Donald "Ducks"	4			
DAVID, Roosevelt St. C.	5			
DONASTORG, Adlah "Foncie"	6			
GOLDEN, Violet Anne	7			
GOMEZ, Judy M.				1
GOODWIN, George E.	8			
HANSEN, Alicia "Chucky"	9			
JN. BAPTISTE, Norman	10			
JONES, David S.	11			
LIBURD, Almando "Rocky"	12			
PETRUS, Allie-Allison				2
RICHARDS Vargrave A.	13			

Certified true and correct

Glencia M. Steele
 CLERK

AMENDMENT TO BILL NO. 23-_____

OFFERED BY SENATOR GREGORY A. BENNERSON

Bill No. 23-_____ is amended by adding the following appropriately numbered section:

"SECTION ____. Title 3, Section 584a, Subsection (d), Virgin Islands Code,
is amended by adding the following language after the words 'correction officer':

, including correction officers employed by the Department of Human Services,

Amendment No. ^F23- 127 /June 19, 2000
Reviewed by:

BERRY Amendment to 23-540
 TWENTY-THIRD LEGISLATURE OF THE VIRGIN ISLANDS
 Territory of the Virgin Islands
 REGULAR/SPECIAL SESSION 2000
 ROLL CALL

Recorded
 Davidial
 objection
 Bryan

Bill No. 23-0208

Date: 6/19/00

Short Title: _____

LEGISLATIVE HISTORY

- (a) Introduced and sent to Committee on.....Date.....
- (b) Reported from Committee and sent to Rules on.....
- (c) Reported from Committee on Rules.....
- (d) Recalled from Committee by Special Order.....
- (e) Adopted on.....
- (f) Rejected on.....
- (g) Vetoed by Governor on.....
- (h) Reconsidered by Legislature and passed or rejected
over Governor's Veto on.....

Adopted
 6/19/00

MEMBERS	YEA	NAY	NOT VOTING	ABSENT
BENNERSON, Gregory A.	1			
BERRY, Lorraine L.	2			
BRYAN, Adelbert M.		1		
DALE, Donald "Ducks"			1	
DAVID, Roosevelt St. C.	3			
DONASTORG, Adlah "Foncie"	4			
GOLDEN, Violet Anne	✓			
GOMEZ, Judy M.				1
GOODWIN, George E.	6			
HANSEN, Alicia "Chucky"	7			
JN. BAPTISTE, Norman	8			
JONES, David S.	9			
LIBURD, Almando "Rocky"	10			
PETRUS, Allie-Allison				2
RICHARDS Vargrave A.	11			

Certified true and correct

CLERK

Drafted or Reviewed
By Legal Counsel
yet

AMENDMENT TO BILL NO. 23-____

Offered by Senator Lorraine L. Berry

Bill No. 23-____ is amended by adding an appropriately numbered section to read as follows:

"SECTION ____ . SECTION 1. Act No. 6254, Section 1 is amended by striking
"opor. & Main. Coordinator 30,000"
"St. John Landfill Closure Re analysis Study 40,000" and inserting in lieu thereof:
"Project Management 70,000"

EXPLANATION

The Department of Public Works has requested the reprogramming of the \$70,000 appropriated from the Indirect Cost Fund. The appropriation is needed to fund territory-wide improvements to its Engineering Division. This measure will also assist the Department in providing training to all architect and engineering professionals and project inspectors, thereby enhancing the professional and technical capabilities of the Department's engineering and management services. Moreover, it will reduce the government's dependence on outside contractual architectural/engineering services, and will lead to the early identification of impediments to project completion.

Amendment No. 23-540/June 16, 2000/Drafted by YLT

JONES
 Amend ment to # 23-530
 TWENTY-THIRD LEGISLATURE OF THE VIRGIN ISLANDS
 Territory of the Virgin Islands
 REGULAR/SPECIAL SESSION 2000
 ROLL CALL

Recorded
 Bennerson
 objection
 David

Bill No. 23-0208

Date: 6/19/00

Short Title: _____

LEGISLATIVE HISTORY

- (a) Introduced and sent to Committee on.....Date.....
- (b) Reported from Committee and sent to Rules on.....
- (c) Reported from Committee on Rules.....
- (d) Recalled from Committee by Special Order.....
- (e) Adopted on.....
- (f) Rejected on.....
- (g) Vetoed by Governor on.....
- (h) Reconsidered by Legislature and passed or rejected
over Governor's Veto on.....

adopted
 6/19/00

MEMBERS	YEA	NAY	NOT VOTING	ABSENT
BENNERSON, Gregory A.	1			
BERRY, Lorraine L.	2			
BRYAN, Adelbert M.		1		
OLE, Donald "Ducks"	3			
DAVID, Roosevelt St. C.	4			
DONASTORG, Adlah "Foncie"	5			
GOLDEN, Violet Anne	6			
GOMEZ, Judy M.				1
GOODWIN, George E.	7			
HANSEN, Alicia "Chucky"	8			
JN. BAPTISTE, Norman	9			
JONES, David S.	10			
LIBURD, Almando "Rocky"	11			
PETRUS, Allie-Allison				2
RICHARDS Vargrave A.	12			

Certified true and correct


 CLERK

Drafted or Reviewed
By Legal Counsel

**AMENDMENT TO BILL NO. 23-
OFFERED BY SENATOR VARGRAVE RICHARDS**

Bill No. 23- _____ is amended by adding a new section numbered appropriately to read as follows:

"SECTION _____. Title 4, chapter 27, Virgin Islands Code, is amended in the following instances:

(a) Delete the section title and the first two paragraphs and insert in lieu thereof the following;

"§442. The Judicial Council Imprest Account

(a) Notwithstanding any other law, the Judicial Council of the Virgin Islands (the "Judicial Council") is authorized to establish a separate operating bank account to be known as the "Judicial Council Imprest Account" (the "Imprest Account"). The Account shall consist of all eligible federal funds, all donations, gifts and bequests, and other revenues designated to the Imprest Account. The Judicial Council and the Presiding Judge of the Territorial Court shall provide for the administration of the account and shall promulgate rules and regulations governing the expenditure of funds consistent with the provisions of this section.

(b) All monies received by the Judicial Council shall be deposited into the Imprest Account, provided however, that of the \$500.00 annual licensing fee required to be paid by each practicing attorney pursuant to title 27, section 302, of this Code, the sum of \$200.00 shall be made payable to the Judicial Council for deposit into the Imprest Fund. The remaining \$300.00 of the licensing fee shall be covered into the General Fund of the Treasury of the Government of the Virgin Islands.

(b) The third paragraph is amended by designating it as subsection (c) and deleting in the first sentence thereof the words "Law Library Fund" and inserting in lieu thereof the words Judicial Council Imprest Account."

Amendment No. 23-530 / June 19, 2000/ CEK

amendment to #23-510

Recorded

Objection Bryan

Bill No. 23-0208

DATE: 6/19/00

TWENTY-THIRD LEGISLATURE OF THE VIRGIN ISLANDS
Territory of the Virgin Islands
REGULAR/SPECIAL SESSION 2000
ROLL CALL

Short Title: _____

LEGISLATIVE HISTORY

- (a) Introduced and sent to Committee on.....Date.....
- (b) Reported from Committee and sent to Rules on.....
- (c) Reported from Committee on Rules.....
- (d) Recalled from Committee by Special Order.....
- (e) Adopted on.....
- (f) Rejected on.....
- (g) Vetoed by Governor on.....
- (h) Reconsidered by Legislature and passed or rejected
over Governor's Veto on.....
- Adopted 6/19/00

MEMBERS	YEA	NAY	NOT VOTING	ABSENT
BENNERSON, Gregory A.	1			
BERRY, Lorraine L.	2			
BRYAN, Adelbert M.		1		
OLE, Donald "Ducks"	3			
DAVID, Roosevelt St. C.	4			
DONASTORG, Adlah "Foncie"	12			+ 92
GOLDEN, Violet Anne	5			
GOMEZ, Judy M.				92 1
GOODWIN, George E.	6			
HANSEN, Alicia "Chucky"	7			
JN. BAPTISTE, Norman	8			
JONES, David S.	9			
LIBURD, Almando "Rocky"	10			
PETRUS, Allie-Allison				92 2
RICHARDS Vargrave A.	11			

Certified true and correct

12 1 2

Melania M. Steele

CLERK

*Offered or Referred
By Legal Counsel*

**AMENDMENT TO BILL No. 23-
OFFERED BY SENATOR VARGRAVE RICHARDS**

Bill No. 23- _____ is amended by adding a new section numbered appropriately to read as follows:

SECTION _____. Pursuant to Title 29, chapter, section 238a, Virgin Islands Code, a use variance from the R-4 (Residential-Medium Density) zoning designation is granted to Plot 12 Estate Profit, King Quarter, St. Croix, Virgin Islands which consists of approximately 0.222038 U.S. acres, as shown on P. W. D. Drawing No. 997, revised February 17, 1965 for the purpose of establishing a restaurant, tavern, barber shop and beauty salon. The use variance is granted subject to the following conditions:

- (a) The construction and development of the proposed business structure and activity shall not alter the residential context or character of the neighborhood;
- (b) Where the property abuts any residentially zoned lots, a buffer of fencing, trees, and/or shrubs, approximately 6'0"-7'0" high, shall be installed surrounding the property to protect and maintain the visual aesthetics and general safety of the area;
- (c) The applicant shall comply with the existing R-4 zoning distinct, as prescribed in Title 29, chapter 3, sections 229 and 230, Virgin Islands Code by providing adequate off-street parking and loading/unloading spaces; and
- (d) All other requirements of the R-4 (Residential Medium Density) zoning designation shall continue to the subject property.



GOVERNMENT OF THE VIRGIN ISLANDS OF THE UNITED STATES

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DEPARTMENT OF PLANNING AND NATURAL RESOURCES

6003 Anna's Hope
Christiansted, St. Croix, V.I. 00820-4433

Telephone: (809) 773-1082
FAX: (809) 773-1716
TDD (809) 777-8413

REPORT ON PROPOSED AMENDMENT TO OFFICIAL
ZONING MAP NO. SCZ 12

Application No. ZAC-99-12
March 10, 2000

Petition to rezone Plot No. 12 Estate Profit, King Quarter, from R-4 (Residential Medium Density) to B-3 (Business Scattered) in order to establish a bar and restaurant.

FINDINGS:

Acreage: Plot No. 12 Estate Profit consist of approximately 0.22038 U.S. Acres, as more fully shown on Public Works Drawing No. 997, revised February 17, 1965.

Ownership: The owners of the record are Edwin Ortiz and Carmen Villegas as per recorded Quit Claim Deed No. 4037/1999, dated September 10, 1999.

Present Use: There are currently several structures on the lot, one of which serves as the main residence of Ortiz and Villegas, another serves as residence for a family member, another serves as storage, and the last serves as an area for cooking.

Surrounding Uses: The subject lot is located in a predominantly residential area (north, east and west) with few business activities in the general area. To the east is a vacant lot which is being proposed for customer parking by the applicant.

Public Response: At DPNR's February 3, 2000 public hearing, Mr. Ortiz spoke on his and his wife's behalf regarding the petition for the proposed rezoning. There were three area residents present and they all expressed support for the petition. Support for the petition was also expressed by the other petitioners for zoning amendments whose applications were heard at the hearing. There were no verbal or written opposition to the petition.

Analysis: Mr. Ortiz and Ms. Villegas appeared at the February 3, 2000 public hearing, and Mr. Ortiz testified that it is their intent to operate a restaurant and tavern on the subject lot. Occasionally the premise is utilized for fund raising activities for a baseball team. The applicant indicated that when he purchased the property, he was under the assumption that it was pre-existing, nonconforming since businesses had previously been

Application No. ZAC-99-12
Page Two
March 10, 2000

operated from the lot. When Mr. Ortiz learned the property was not grandfathered, he then proceeded to petition for a rezoning.

In addition to the proposed uses mentioned in the petition, the applicants are also contemplating utilizing the property for a barber shop and beauty salon. These businesses are intended to serve area residents, employees of HOVENSA and VIALCO, and the general public.

The subject lot is located along a very busy public road which transverses to and from the Melvin H. Evans Highway. In DPNR's analysis of the subject lot, it was noted that on-site parking is limited, and only two (2) to three (3) vehicles can be accommodated on the lot at one time. Being that the B-3 zone which has been requested requires off-street parking, the applicant was asked to explain how this issue would be addressed. Mr. Ortiz informed and presented supporting documentation that shows he has been granted permission from an adjacent property owner to utilize Plot 13 Estate Profit for off-street parking for patrons of the businesses. The applicant also indicated that he has been given verbal approval from HOVENSA to utilize a lot across the street from his lot for parking. DPNR requested documentation of both agreements, but to date, only the documentation from Mr. Nasario Navarro, Sr., owner of Plot 13 Estate Profit, has been received.

The requested B-3 designation allows a total of one hundred and forty-three (143) uses as a matter of right. The district was primarily established to allow single businesses which provide convenient shopping and services for the neighborhood within which it is located. Consequently, uses of the district range from low intensive, uses such as general and professional offices, art galleries, and retailers, to higher intensive uses such as automobile service stations and repair shops, and drive-through banks and restaurants.

Due to the surrounding residential character of the area, the subject lot should be restricted from high intensity uses. The Department does not oppose the uses proposed by the applicants. The Department, however does oppose the requested B-3 zoning district, which permits as matter of right an extensive range of uses, several of which are not compatible or consistent with the characteristics of the area.

Conclusion: The Department concludes that a Use Variance should be granted to the property, in order to protect the residential character of the neighborhood. In rendering its conclusion, the Department analyzed the following facts of the application: (1) the uses which the applicant has proposed, (2) the character of the immediate area, and (3) the occupancy of the lot. Based on the foregoing, the Department concludes that a **use variance** be granted to the property to specifically allow the restaurant, tavern, barber shop and beauty salon.

Application No. ZAC-99-12

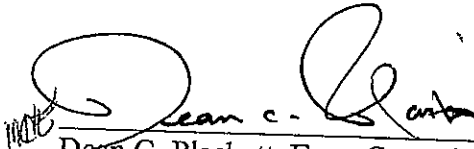
Page Three

March 10, 2000

In conjunction with the variance, the applicant would be required to meet the setback, off-street parking, and loading and unloading requirements of the R-4 zone, as well as provide buffering to prevent or mitigate any adverse visual impacts to adjacent residential properties.

Recommendation: The Department of Planning and Natural Resources recommends that Plot 12 Estate Profit, St. Croix, U.S. Virgin Islands be granted a **Use Variance** for the purpose of operating a restaurant, tavern, barber shop and beauty salon with the condition that all provisions of R-4 district retain their applicability to the property. The Department further recommends the following conditions:

1. The construction and development of the proposed business structure and activity shall not cause to alter the residential context or character of the neighborhood;
2. Where the property abuts any residentially zoned lots, a buffer of fencing, trees, and/or shrubs, approximately 6'0"-7'0" high, be installed surrounding the property to protect and maintain the visual aesthetics and general safety of the area and;
3. The applicant shall comply with the existing R-4 zoning district, as prescribed in V.I.C. Title 29 Subsections 229 and 230 by providing adequate off-street parking and loading/unloading spaces.



Dean C. Plaskett, Esq., Commissioner
Department of Planning and Natural Resources

4/28/00
Date

David
Amendment

#23-534

TWENTY-THIRD LEGISLATURE OF THE VIRGIN ISLANDS
Territory of the Virgin Islands
REGULAR/SPECIAL SESSION 2000
ROLL CALL

Recorded
Liburd
Bryan

Bill No. 23-0208

Date: 6/19/00

Short Title:

LEGISLATIVE HISTORY

- (a) Introduced and sent to Committee on.....Date.....
(b) Reported from Committee and sent to Rules on.....
(c) Reported from Committee on Rules.....
(d) Recalled from Committee by Special Order.....
(e) Adopted on.....
(f) Rejected on.....
(g) Vetoed by Governor on.....
(h) Reconsidered by Legislature and passed or rejected
over Governor's Veto on.....

Adopted
6/19/00

MEMBERS	YEA	NAY	NOT VOTING	ABSENT
BENNERSON, Gregory A.	1			
BERRY, Lorraine L.		2		+ (P)
BRYAN, Adelbert M.	2			
OLE, Donald "Ducks"	3			
DAVID, Roosevelt St. C.	4			
DONASTORG, Adlah "Foncie"	5			
GOLDEN, Violet Anne	6			
GOMEZ, Judy M.				(P) 1
GOODWIN, George E.		1		
HANSEN, Alicia "Chucky"	7			
JN. BAPTISTE, Norman	8			
JONES, David S.	9			
LIBURD, Almando "Rocky"	10			
PETRUS, Allie-Allison				(P) 2
RICHARDS Vargrave A.	11			

Certified true and correct

11 2

CLERK

Drafted or Reviewed
By Legal Counsel
YLT

322
150
172

AMENDMENT TO BILL NO. 23-____
Offered by Senator Roosevelt St. C. David

Bill No. 23- ____ is amended by adding an appropriately numbered section to read

as follows:

"SECTION ____ There is appropriated in the fiscal year ending September 30, 2000, from the General Fund Cost Center C-71061, Log Number 5014 of the Treasury of the Virgin Islands to the Virgin Islands Police Department all unexpended funds therein, \$150,000 of which shall be used for ongoing maintenance at the Leander Jurgen Command in Cruz Bay, St. John, and the balance thereof for the repair and upgrading of the St. John Vehicle Inspection Lane."

Amendment No. 23-534/June 16, 2000/Drafted by YLT

Hansen
Consentment #23-546

Recorded
Donastorg
No objection

TWENTY-THIRD LEGISLATURE OF THE VIRGIN ISLANDS
Territory of the Virgin Islands
REGULAR/SPECIAL SESSION 2020
ROLL CALL

Bill No. 23-00208

Date: 6/19/00

Short Title: _____

LEGISLATIVE HISTORY

- (a) Introduced and sent to Committee on.....Date.....
- (b) Reported from Committee and sent to Rules on.....
- (c) Reported from Committee on Rules.....
- (d) Recalled from Committee by Special Order.....
- (e) Adopted on.....
- (f) Rejected on.....
- (g) Vetoed by Governor on.....
- (h) Reconsidered by Legislature and passed or rejected over Governor's Veto on.....

Adopted
6/19/00

MEMBERS	YEA	NAY	NOT VOTING	ABSENT
BENNERSON, Gregory A.	10		+ (92)	
BERRY, Lorraine L.	1			
BRYAN, Adelbert M.				1
OLE, Donald "Ducks"	2			
DAVID, Roosevelt St. C.	3			
DONASTORG, Adlah "Foncie"	4			
GOLDEN, Violet Anne	5			
GOMEZ, Judy M.				2
GOODWIN, George E.	6			
HANSEN, Alicia "Chucky"	7			
JN. BAPTISTE, Norman				3
JONES, David S.				4
LIBURD, Almando "Rocky"	8			
PETRUS, Allie-Allison				5
RICHARDS Vargrave A.	9			

Certified true and correct

Glennia M. O'Brien
CLERK

**Drafted or Reviewed
By Legal Counsel**

**AMENDMENT TO BILL NO. 23-
OFFERED BY SENATOR ALICIA 'CHUCKY' HANSEN**

Bill No. 23- _____ is amended by adding a new section numbered
appropriately to read as follows:

"SECTION ____.(a) The Department of Education shall determine the funds needed to provide free bus transportation for students of public, private and parochial schools in the Territory, seek federal funding and provide a request for an appropriation to the Legislature of the Virgin Islands.

(b) Title 3, section 96, subsection (a), item (9) Virgin Islands Code, is repealed and the remaining items are renumbered accordingly."

Amendment No. 23-546/ June 19, 2000/ CEK

David
Amendment

#23-535

TWENTY-THIRD LEGISLATURE OF THE VIRGIN ISLANDS
Territory of the Virgin Islands
REGULAR ~~SPECIAL~~ SESSION 2000
ROLL CALL

Recorded
Jones
objection
Bryan

Bill No. 23-0208

Date: 6/19/00

Short Title: _____

LEGISLATIVE HISTORY

- (a) Introduced and sent to Committee on.....Date.....
(b) Reported from Committee and sent to Rules on.....
(c) Reported from Committee on Rules.....
(d) Recalled from Committee by Special Order.....
(e) Adopted on.....
(f) Rejected on.....
(g) Vetoed by Governor on.....
(h) Reconsidered by Legislature and passed or rejected
over Governor's Veto on.....

Adopted
6/19/00

MEMBERS	YEA	NAY	NOT VOTING	ABSENT
BENNERSON, Gregory A.	1			
BERRY, Lorraine L.	2			
BRYAN, Adelbert M.		1		
OLE, Donald "Ducks"	3			
DAVID, Roosevelt St. C.	4			
DONASTORG, Adlah "Foncie"	5			
GOLDEN, Violet Anne		2		
GOMEZ, Judy M.				1
GOODWIN, George E.	9	3		
HANSEN, Alicia "Chucky"				2 (P)
JN. BAPTISTE, Norman		4		
JONES, David S.	6			
LIBURD, Almando "Rocky"	7			
PETRUS, Allie-Allison				2 (P)
RICHARDS Vargrave A.	8			

Certified true and correct

CLERK

Glennia M. O'Neil

Drafted or Reviewed
By Legal Counsel
jet

AMENDMENT TO BILL NO. 23- 0208

Offered by Senator Roosevelt St. C David

Bill No. 23-____ is amended by adding an appropriately numbered section to read as follows:

"SECTION _____. There is appropriated from the Indirect Cost Fund, established under title 33, section 3025 of the Virgin islands Code, the sum of \$1,000,000 for the fiscal year ending September 30, 2000 to the Virgin Islands Water and Power Authority for the purpose of ^{extending,} repairing and maintaining the water lines in Estates Tutu, Anna's Retreat, and Smith Bay, St. Thomas.

Amendment No. 23-535/ revised June 15, 2000/YLT

More Previous Question
 TWENTY-THIRD LEGISLATURE OF THE VIRGIN ISLANDS
 Territory of the Virgin Islands
 REGULAR/SPECIAL SESSION 20____
 ROLL CALL

Bill No. 23-0208

Date: _____ *Recorded Golden Objecting*

Short Title: _____

LEGISLATIVE HISTORY

- (a) Introduced and sent to Committee on.....Date.....
- (b) Reported from Committee and sent to Rules on.....
- (c) Reported from Committee on Rules.....
- (d) Recalled from Committee by Special Order.....
- (e) Adopted on.....
- (f) Rejected on.....
- (g) Vetoed by Governor on.....
- (h) Reconsidered by Legislature and passed or rejected over Governor's Veto on.....

Adopted 6/19/00

MEMBERS	YEA	NAY	NOT VOTING	ABSENT
BENNERSON, Gregory A.	1			
BERRY, Lorraine L.	2			
BRYAN, Adelbert M.		1		
COLE, Donald "Ducks"	3			
DAVID, Roosevelt St. C.	4			
DONASTORG, Adlah "Foncie"	5			
GOLDEN, Violet Anne	6			
GOMEZ, Judy M.				1
GOODWIN, George E.	7			
HANSEN, Alicia "Chucky"	8			
JN. BAPTISTE, Norman	9			
JONES, David S.	10			
LIBURD, Almando "Rocky"	11			
PETRUS, Allie-Allison				2
RICHARDS Vargrave A.	12			

Certified true and correct

12

1

2

Mencia M. O'Neil
 CLERK

Donastorg
Remindment #23-544
Bill No. 23-0208

TWENTY-THIRD LEGISLATURE OF THE VIRGIN ISLANDS
Territory of the Virgin Islands
REGULAR/SPECIAL SESSION 2000
ROLL CALL

Date: 6/19/00

Recorded
Jones
objection
Bryan

Short Title:

LEGISLATIVE HISTORY

- (a) Introduced and sent to Committee on.....Date.....
(b) Reported from Committee and sent to Rules on.....
(c) Reported from Committee on Rules.....
(d) Recalled from Committee by Special Order.....
(e) Adopted on.....
(f) Rejected on.....
(g) Vetoed by Governor on.....
(h) Reconsidered by Legislature and passed or rejected
over Governor's Veto on.....

Adopted
6/19/00

MEMBERS	YEA	NAY	NOT VOTING	ABSENT
BENNERSON, Gregory A.		1		
BERRY, Lorraine L.		2		
BRYAN, Adelbert M.	1			
COLE, Donald "Ducks"	2			
DAVID, Roosevelt St. C.				1
DONASTORG, Adlah "Foncie"	3			
GOLDEN, Violet Anne				2
GOMEZ, Judy M.				3
GOODWIN, George E.		3		
HANSEN, Alicia "Chucky"	4			
JN. BAPTISTE, Norman	5			
JONES, David S.	6			
LIBURD, Almando "Rocky"	7			
PETRUS, Allie-Allison				4
RICHARDS Vargrave A.			1	

Certified true and correct

Glennia M. Pate
CLERK

**AMENDMENT TO BILL NO. 23-
OFFERED BY SENATOR ADLAH 'FONCIE' DONASTORG**

Bill No. 23- _____ is amended by adding a new section numbered
appropriately to read as follows:

"SECTION _____. Title 3, section 713, subsection (a), Virgin Islands Code,
is amended by inserting after the word "contributions" where it first appears the
words "plus four percent (4%) interest"."

Amendment No. 23-544/ June 19, 2000/ CEK

Golden Amendment
Bill No. 23-0208

F23-131

TWENTY-THIRD LEGISLATURE OF THE VIRGIN ISLANDS
Territory of the Virgin Islands
REGULAR/SPECIAL SESSION 2000
ROLL CALL

George Hansen
Objected
Bryan

Date: 6/19/00

Short Title: _____

LEGISLATIVE HISTORY

- (a) Introduced and sent to Committee on.....Date.....
- (b) Reported from Committee and sent to Rules on.....
- (c) Reported from Committee on Rules.....
- (d) Recalled from Committee by Special Order.....
- (e) Adopted on.....
- (f) Rejected on.....
- (g) Vetoed by Governor on.....
- (h) Reconsidered by Legislature and passed or rejected over Governor's Veto on.....

Adopted
6/19/00

MEMBERS	YEA	NAY	NOT VOTING	ABSENT
BENNERSON, Gregory A.	1			
BERRY, Lorraine L.	2			
BRYAN, Adelbert M.	3			
OLE, Donald "Ducks"	4			
DAVID, Roosevelt St. C.	5			
DONASTORG, Adlah "Foncie"	6			
GOLDEN, Violet Anne	7			
GOMEZ, Judy M.				1
GOODWIN, George E.	8			
HANSEN, Alicia "Chucky"	9			
JN. BAPTISTE, Norman	10			
JONES, David S.	11			
LIBURD, Almando "Rocky"	12			
PETRUS, Allie-Allison				2
RICHARDS Vargrave A.	13			

Certified true and correct

Glennia M. Steele
CLERK

AMENDMENT TO BILL NO 23-0208

Offered by Senator Violet Anne Golden.

Bill NO 23-0208 is amended by adding an appropriately numbered section to read:

"SECTION - Title 3, chapter 27 is amended in the following instances:

(a) In Section 70⁷⁰⁵~~5~~, subsection (d) insert "and probation officer" after "marshall". ~~ends after "hospital"~~
~~"separation worker who recalls"~~
~~refuse~~

(b) Section 718, subsection (b) is amended by inserting "probation officer" after "~~case~~ marshall" and ~~correct~~ probation officer".

Amendment NO F-23-131 / June 19/0000/YE

As Amended

TWENTY-THIRD LEGISLATURE OF THE VIRGIN ISLANDS
Territory of the Virgin Islands
REGULAR/SPECIAL SESSION 2000
ROLL CALL

Bill No. 23-0208

Date: 6/19/00

Short Title: To amend Act No. 6333, Section 29, relating to the Emergency Services Fund, the effective date for implementation of the surcharge and the fifteen-day remittance period, to repeal Act No. 6333, Section 30 and for other related purposes

LEGISLATIVE HISTORY

- (a) Introduced and sent to Committee on.....Date.....
(b) Reported from Committee and sent to Rules on.....
(c) Reported from Committee on Rules.....
(d) Recalled from Committee by Special Order.....
(e) Adopted on.....
(f) Rejected on.....
(g) Vetoed by Governor on.....
(h) Reconsidered by Legislature and passed or rejected
over Governor's Veto on.....

MEMBERS	YEA	NAY	NOT VOTING	ABSENT
BENNERSON, Gregory A.	1			
BERRY, Lorraine L.	2			
BRYAN, Adelbert M.			1	
OLE, Donald "Ducks"	3			
DAVID, Roosevelt St. C.	4			
DONASTORG, Adlah "Foncie"	5			
GOLDEN, Violet Anne	6			
GOMEZ, Judy M.				1
GOODWIN, George E.	7			
HANSEN, Alicia "Chucky"	8			
JN. BAPTISTE, Norman	9			
JONES, David S.	10			
LIBURD, Almando "Rocky"	11			
PETRUS, Allie-Allison				2
RICHARDS Vargrave A.	12			

Certified true and correct


CLERK

06/08/00 – REPORTED OUT TO THE FLOOR
05/09/00 – AMENDED AND REPORTED OUT TO THE COMMITTEE ON RULES

BILL NO. 23-0208

Twenty-Third Legislature of the Virgin Islands of the United States

MARCH 15, 2000

To amend Act No. 6333, Section 29, relating to the Emergency Services Fund, the effective date for implementation of the surcharge and the fifteen-day remittance period, to repeal Act No. 6333, Section 30 and for other related purposes

PROPOSED BY: Senator Vargrave A. Richards, by Request of the Governor

1
2 BE IT ENACTED by the Legislature of the Virgin Islands:

3 SECTION 1. Title 33, chapter 111, section Virgin Islands Code, as amended by Act
4 No. 6333 is amended in the following instances:

5 (a) Section 29, subsection (a) is amended by striking "January" and
6 inserting "April", and by striking "within 15 days of collection"
7 and inserting "on a monthly basis in accordance with the billing
8 and collection procedures of the Virgin Islands Telephone
9 Corporation"; and
10

(b) Section 29, subsection (d), is amended in § ____ (d) by inserting after "911 emergency" and before "equipment", the words, "services and".

SECTION 2. Act No. 6333, Section 30 is repealed.

BILL SUMMARY

Section 1, subsection (a) of the bill changes the effective date of the \$1 surcharge from January 1, 2000, to April 1, 2000, to correspond to the actual date of implementation of surcharge assessment and collection. Subsection (b) of Section 1 expands the list of items for which monies from the Emergency services Fund may be expended. Under existing law, the Commissioners of Health and Police and the Director of the Fire Service may purchase, among other items listed, 911 emergency equipment. Subsection (b) authorizes the expenditure for 911 emergency equipment and services.

Section 2 repeals Section 30 of Act No. 6333. That section established the Youth Education and Training Endowment Fund. The Governor had line-item vetoed subsections (a) (2), which authorized the Commissioner of Education to expend monies from the Fund, and (b), which set forth the section's effective date, leaving only subsection (a) (1), which merely established the fund.

BR00-1282/ March 15, 2000/ :cdj
G23-0022

ACT NO. 6353

BILL NO. 23-0208

TWENTY-THIRD LEGISLATURE OF THE VIRGIN ISLANDS OF THE UNITED STATES

Regular Session

2000

To amend Act No. 6333, Section 29, relating to the Emergency Services Fund, the effective date for implementation of the surcharge and the fifteen-day remittance period, to repeal Act No. 6333, Section 30 and for other purposes

--0--

BE IT ENACTED by the Legislature of the Virgin Islands:

SECTION 1. Act No. 6333 (Bill No. 23-0178), section 29, is amended in the following instances:

(a) Subsection (a) is amended by striking "January" and inserting "April", and by striking "within 15 days of collection" and inserting "on a monthly basis in accordance with the billing and collection procedures of the Virgin Islands Telephone Corporation"; and

(b) Subsection (d), is amended by inserting after "911 emergency" and before "equipment", the words, "services and".

SECTION 2. ~~Act No. 6333, Section 30, is repealed.~~

SECTION 3. (a) The Department of Education shall determine the funds needed to provide free bus transportation for students of public, private and parochial schools in the Territory, seek federal funding and provide a request for an appropriation to the Legislature of the Virgin Islands.

SECTION 4. ~~Title 3, section 96, subsection (a), paragraph (9) Virgin Islands Code, is repealed and the remaining paragraphs are renumbered accordingly.~~

SECTION 5. ~~Title 33, chapter 81, section 2304, Virgin Islands Code, is amended by adding subsection (6) to read:~~

Fund. The remaining \$300.00 of the licensing fee shall be covered into the General Fund of the Treasury of the Government of the Virgin Islands."

(b) The third paragraph is amended by designating it as subsection (c) and deleting in the first sentence thereof the words "Law Library Fund" and inserting in lieu thereof the words "Judicial Council Imprest Account."

SECTION 15. There is appropriated in the fiscal year ending September 30, 2000, from the General Fund Cost Center C-71061, Log Number 5014 of the Treasury of the Government of the Virgin Islands to the Virgin Islands Police Department all unexpended funds therein, \$150,000 of which shall be used for ongoing maintenance at the Leander Jurgen Command in Cruz Bay, St. John, and the balance thereof for the repair and upgrading of the St. John Vehicle Inspection Lane.

~~**SECTION 16.** There is appropriated from the Indirect Cost Fund, established under title 33, section 3025, Virgin Islands Code, the sum of \$1,000,000 for the fiscal year ending September 30, 2000 to the Department of Public Works for the purpose of rehiring and hiring additional bus drivers and drivers for the handicapped for public transportation to remain available until expended and for such purposes only.~~

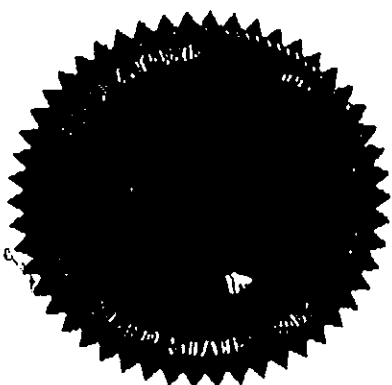
SECTION 17. Title 3, chapter 27, Virgin Islands Code, is amended in the following instances:

(a) In section 705, subsection (d) insert "and probation officer" after "marshall"; and

(b) Section 718, subsection (b) is amended by inserting "and probation officer" after "marshall" "and probation officer".

Thus passed by the Legislature of the Virgin Islands on June 19, 2000.

26th Witness our Hands and the Seal of the Legislature of the Virgin Islands this Day of June, A. D., 2000.

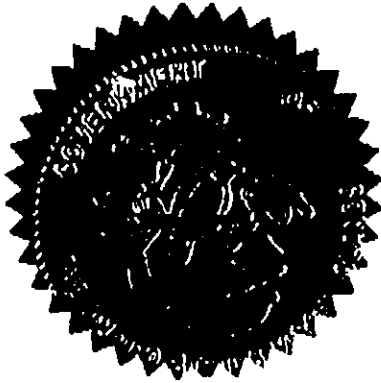


Vargrave Richards
VARGRAVE A. RICHARDS
President

Roosevelt St. C. David
ROOSEVELT ST. C. DAVID
Legislative Secretary

- 2 -

Witness my hand and the Seal of the Government of the
United States Virgin Islands at Charlotte Amalie, St. Thomas,
Virgin Islands, this 30th day of June, A.D., 2000.



Charles W. Turnbull
Charles W. Turnbull
Governor