

TRUST TERRITORY LAND PLANNING ACT 31 PNCA § 102

TITLE 31 LAND PLANNING

DIVISION 1 LAND PLANNING COMMISSIONS

Chapter 1 Trust Territory Land Planning Act

Subchapter I General Provisions

- § 101. Short title.
- § 102. Purpose.
- § 103. Definitions.

§ 101. Short title.

This chapter may be cited as the “Land Planning Act.”

Source

(P.L. No. 4C-76, § 1.) 51 TTC § 1, modified.

§ 102. Purpose.

It is hereby declared that the application of the power to regulate the use of lands in the Trust Territory and to regulate the quality and type of structures placed thereon is a prerogative of the Congress of Micronesia which may be delegated to the several districts to the extent which the Congress deems necessary and proper. It is the purpose of this chapter to enable the several districts to establish planning commissions, to develop comprehensive planning programs and to establish certain minimum regulations for the protection and promotion of the public health, safety and general welfare of the people within the district. The establishment of planning commissions and regulatory measures on the use of land by the several districts is deemed necessary by the Congress in order to encourage the most appropriate use of land, both public and private, to provide adequate open spaces about buildings for light and air, to prevent undue concentration of population, to conserve and protect the natural environment, and to assure adequate provision for community utilities and facilities such as water, housing, schools, parks, transportation and thoroughfares and other public requirements.

Source

(P.L. No. 4C-76, § 2.) 51 TTC § 2, modified.

§ 103. Definitions.

Unless the context clearly requires otherwise, the following definitions shall apply for the purposes of this chapter:

- (a) “Capital improvement program” means the Trust Territory government’s systematic program indicating priorities of expenditures for capital improvements, estimates of costs for capital improvements and source of funds for these expenditures over a period of several years.
- (b) “Capital improvements” means public improvements which are financed either in whole or in part by public funds, and which require the use of land, either public or private.
- (c) “Land use control laws” means zoning, subdivision, building, housing, official map and any other laws which control the use of land and improvements on the land.
- (d) “Master plan” means a body of text, maps, and descriptive, interpretative and analytical material, which constitutes a comprehensive plan for the development of land and physical resources and facilities of a district or an area of a district of the Trust Territory.
- (e) “Planning commission” means a planning commission established in a district or part thereof in accordance with the provisions of this chapter.

Source

(P.L. No. 4C-76, § 3.) 51 TTC § 3, terms put in alphabetical order and section modified.

**Subchapter II
Planning Commissions**

- § 111. Established.
- § 112. Master plan area.
- § 113. Conflicts between commissions.
- § 114. Commission organization.
- § 115. Existing planning commission.
- § 116. Powers, duties and responsibilities.

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§ 117. Staff and financing.

§ 118. Access to information.

§ 111. Established.

There may be established within the government of each administrative district of the Trust Territory one or more planning commissions. Each commission shall be established through the enactment of appropriate legislation providing for such commission or commissions by the district legislatures; provided that the provisions of the district law establishing such commission shall not be in conflict with the provisions of this chapter.

Source

(P.L. No. 4C-76, § 4.) 51 TTC § 4(1), modified.

§ 112. Master plan area.

Only one such commission shall be created for each geographical area designated by the district legislature as a master plan area. In determining the master plan area, the legislature shall give due regard to the size of the population, the geographical integrity and the need for master planning in the area. The master plan area need not be based on any political entity or subdivision within the district and may encompass the whole or part of urbanized areas within the district or the district as a whole. The district legislature shall make provision for the master planning of those areas of the district for which planning commissions have not been established.

Source

(P.L. No. 4C-76, § 4.) 51 TTC § 4(2), modified.

§ 113. Conflicts between commissions.

In the event there are planning conflicts between any two or more planning commissions established by the district legislature which cannot be resolved by agreement of the chairmen of the affected planning commissions, the chairman of each commission shall outline the nature of the conflict and promptly refer the matter to the district legislature for appropriate action as the legislature shall deem fit.

Source

(P.L. No. 4C-76, § 4.) 51 TTC § 4(3), modified.

§ 114. Commission organization.

Each planning commission established shall consist of an odd number of not more than nine nor less than three members. The district law establishing each commission shall provide for the number and qualifications of members, their method of appointment, term of office, compensation, reimbursement for necessary expenses, filling of vacancies, and other such organization or operational procedures as shall be deemed necessary, provided that any provisions for membership on a planning commission shall include a requirement that members be bona fide residents of the master plan area of said planning commission, and shall provide for fair and adequate representation on the planning commission for all segments of the population of the master plan area; and provided further, that no member of the Congress of Micronesia or the district legislature shall be appointed as a member of a planning commission.

Source

(P.L. No. 4C-76, § 4.) 51 TTC § 4(4), modified.

§ 115. Existing planning commission.

Upon the establishment of a commission by the district legislature in accordance with the provisions of this chapter, it shall have the powers, duties and responsibilities enumerated in this chapter. Any planning commission established by district law in an administrative district prior to the effective date of this chapter shall, upon the enactment of legislation pursuant to the provisions of this chapter by the district legislature, have the powers, duties and responsibilities enumerated in this chapter.

Source

(P.L. No. 4C-76, § 4.) 51 TTC § 4(5), modified.

§ 116. Powers, duties and responsibilities.

Each planning commission established pursuant to this chapter shall have the following powers, duties and responsibilities:

- (a) It shall prepare and recommend for adoption by the district legislature a proposed master plan, to be known as the master plan, and subsequent amendments thereto;
- (b) It shall prepare and recommend for adoption by the district legislature such subsidiary plans and development programs as may be desirable for implementation of the master plan;
- (c) It shall prepare and recommend for adoption by the district legislature any land

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use control laws necessary and proper for implementation of the master plan, and amendments to those laws;

(d) It shall prepare and submit to the district administrator and the district legislature or an appropriate committee thereof recommendations concerning the capital improvements program for the master plan area, and the annual budget request for capital improvements for the master plan area;

(e) It shall conduct a review of any matter submitted to it by any public officer or authority under sections 171 through 174 of this chapter, and give its recommendation within 30 days of submission; provided that in the case of a matter submitted by the district legislature during a session, it shall give its recommendation within 10 days. The opinion of a planning commission on questions of compliance with its master plan or land use control laws in force in its master plan area shall be binding, subject to court appeals as hereafter provided, and on other matters shall be advisory only. If the recommendations of a planning commission are not received within the appropriate time period, then the commission's approval of the proposed action shall be presumed;

(f) It shall conduct an official review of the entire master plan and land use control laws at least once every two years, or at such shorter interval as the district legislature may fix, to determine if revision is in order. The commission shall formally advise the district legislature when the master plan and land use control laws have been reviewed and whether or not any amendments are proposed;

(g) It shall prepare reports of its activities and expenditures, and such reports shall be submitted to the district legislature and the district administrator;

(h) It shall ensure compliance by all persons with the provisions of this chapter and any district laws enacted pursuant thereto. It shall have the power to conduct investigations and hold hearings, and in connection with such investigations or hearings, a commission may subpoena witnesses, records, books, and documents;

(i) It shall advise the district administrator and the High Commissioner regarding the development of public lands within the master plan area;

(j) It shall recommend tracts of those lands to be designated by the High Commissioner for homesteading;

(k) It shall develop, formulate and recommend to the district administrator and the High Commissioner plans for the utilization of public lands in the master plan area;

(l) It shall advise the district administrator and the high commissioner relative to the use of lands in the district by noncitizens of the Trust Territory, foreign corporations, other organizations or associations in which a noncitizen of the Trust Territory owns an interest, or an agency of the United States government or any foreign government;

(m) It shall perform such other duties and responsibilities as may be assigned it by the laws of the Trust Territory or the district; provided that such district laws shall be consistent with the provisions of this act and other laws of the Trust Territory.

Source

(P.L. No. 4C-76, § 4.) 51 TTC § 4(6), modified.

§ 117. Staff and financing.

The district administrator will direct the district planning officer, assigned to the district by the Trust Territory government, to function as administrative and technical advisor to the planning commissions located in the district on planning and zoning matters. The district administrator shall also provide each commission with such additional technical, administrative and secretarial assistance as is required for it to effectively carry out its duties and responsibilities, and as is available in the district. The district planning officer may select his own staff in accordance with applicable Trust Territory personnel regulations. Each commission shall submit its staff and other administrative support requirements to the district administrator for inclusion in his Trust Territory budget request. In addition, requests for funds and staff may be submitted to the Congress of Micronesia, district legislature, or municipal governments. The commission shall also be empowered to receive gifts, grants-in-aid and other financial support from any appropriate source and to enter into contractual agreements pursuant to its responsibilities, subject to the availability of funds and with the approval of the district administrator.

Source

(P.L. No. 4C-76, § 4.) 51 TTC § 4(7), modified.

§ 118. Access to information.

All public officials, departments, boards, commissions and other governing or administrative bodies shall cooperate with each planning commission by furnishing such information as the commission may request to carry out its duties and responsibilities under sections 111 through 117.

Source

(P.L. No. 4C-76, § 4.) 51 TTC § 4(8), modified.

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Subchapter III Master Plans

§ 131. Preparation, adoption, and amendment.

§ 132. Scope and nature.

§ 131. Preparation, adoption, and amendment.

A master plan shall be prepared by each planning commission in consultation with the district administrator and his staff and with appropriate municipal governments, commissions and the public. The commission shall arrange for public hearings on the proposed master plan prior to approval of such master plan by the commission. Prominent public notice of such hearings shall be made at least 15 days prior to the date of the hearings. After approval by the commission, the proposed master plan shall be submitted simultaneously to the district administrator and to the district legislature. The district administrator shall transmit any comments to the district legislature within 30 days of receipt of the proposed master plan. The district legislature shall hold at least one public hearing on the proposed master plan which shall occur no earlier than 15 days after prominent public notice of the hearing. The district legislature may, no earlier than 30 days after submission of the proposed master plan by a commission, adopt, modify and adopt, or reject such proposed master plan. The district legislature may request resubmission of such proposed master plan in whole or in part after modification by the commission along guidelines indicated by the district legislature. The master plan or its various elements may be amended at any time, provided that at least one public hearing shall be held by the district legislature on the proposed amendment with the participation of the appropriate planning commission. This hearing shall occur no earlier than 15 days after prominent public notice of the hearing.

Source

(P.L. No. 4C-76, § 5.) 51 TTC § 5(1).

§ 132. Scope and nature.

A master plan shall be prepared in such a manner that all or individual elements of it may be adopted. A master plan shall include a statement of goals, standards, principles, and social, economic, and cultural considerations sought to be expressed in the development plan. A master plan shall take into account topography, climate, soil and subsoil conditions, water courses and bodies of water; trends in the economy and demography of the master plan area; the habits, environmental needs, customs and standards of life of the people of the master plan area; and the relation of land use in the master plan to the broader development of the

district and Micronesia. A master plan shall include the following elements:

- (a) a land use element showing the distribution, location and extent of existing and proposed uses of land for housing, business, industry, agriculture, recreation, education, public buildings and grounds, and other categories of public and private land use. The land use element shall include a statement of standards of population density and building intensity recommended for the area covered by the master plan;
- (b) a transportation, circulation, and communication element showing the location, character, and extent of existing and proposed roads, terminals, shipping routes, airports, harbors, any local public transportation and major communication facilities;
- (c) a conservation element planning for the conservation, development, utilization and protection of natural resources, including forests, soils, rivers and other waters, harbors, fisheries, wildlife, minerals and other natural resources. The conservation element may also cover reclamation of land and waters, flood control, prevention and control of the pollution of streams and other waters, prevention, control and correction of the erosion of soils, beaches and shores, and protection of watersheds;
- (d) a recreation element showing the location and proposed development of recreation sites such as natural preserves, parks, beaches, playgrounds, historical areas and areas of scenic importance;
- (e) a public services and utilities element showing general locations for sewage, refuse disposal, drainage and local utilities, water supply sources, electrical power sources, and rights-of-way, easements, and facilities for them;
- (f) a public facilities element showing locations and arrangements of civic and community centers, public schools, libraries, police and fire stations, and other public service facilities and areas;
- (g) a community design element consisting of standards and principles governing the subdivision of land, and showing recommended designs for community and neighborhood development, including schools, parks and playgrounds;
- (h) a housing element consisting of standards and plans for the improvement of housing and for provision of adequate sites for housing;
- (i) a safety element for the protection of the community from fire, rain, wind and earthquake damage, including such features as shelter areas, peak load water supply requirements, minimum road widths, clearances around structures and optimum

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dwelling design; and

(j) any additional elements dealing with other subjects relating to the physical development of the district.

Source

(P.L. No. 4C-76, § 5.) 51 TTC § 5(2).

**Subchapter IV
Zoning and Land Use Laws**

§ 151. Authorization.

§ 152. Preparation and enactment.

§ 153. Use zones.

§ 154. Nonconforming uses.

§ 151. Authorization.

In the implementation of the master plans, the district legislatures are hereby authorized to enact zoning and land use laws for the master plan areas. Zoning laws shall divide the master plan area, or portions of it as circumstances dictate, into zones as herein provided. Such laws shall be made to achieve the arrangement of land uses depicted in the master plan; to loosen congestion; to secure safety from fire, panic, and other dangers; to promote health and general welfare; to provide adequate light and air; to prevent overcrowding of land; to avoid undue concentration of population; to facilitate the adequate provision of transportation, water, sewage, schools, and parks; to provide for adequate parking; to protect real property value; and to safeguard and enhance the appearance of the master plan area. Such laws shall be made with reasonable regard for, among other things, the character of each zone and its peculiar suitability for particular uses, and with a view to conserving the value of buildings and encouraging the most appropriate use of land throughout the master plan area. Such laws shall further be made with reasonable regard for expansion and development of communities within the master plan area, so as to provide for the orderly growth and development of such communities.

Source

(P.L. No. 4C-76, § 6.) 51 TTC § 6(1).

§ 152. Preparation and enactment.

Each planning commission shall prepare and recommend for enactment by the district legislature a comprehensive zoning law. The zoning law shall conform to and shall implement the master plan adopted by the district legislature. It shall include maps delineating zone boundaries. The proposed zoning law shall be submitted simultaneously to the district administrator and to the district legislature. The district administrator shall transmit any comments to the district legislature within 15 days of receipt of the proposed zoning law. The district legislature shall hold at least one public hearing on the proposed zoning law which shall occur no earlier than 15 days after prominent public notice of the hearing. The district legislature may then adopt the zoning law, modify and adopt it, or reject it. The district legislature may request resubmission of the proposed zoning law in whole or in part after modification by the appropriate commission along guidelines indicated by the district legislature. Zoning and land use laws may be amended at any time, provided that at least one public hearing shall be held by the district legislature on the proposed amendment with the participation of the appropriate planning commission. This hearing shall occur no earlier than 15 days after prominent public notice of the hearing.

Source

(P.L. No. 4C-76, § 6.) 51 TTC § 6(2).

§ 153. Use zones.

No land shall be used contrary to zoning laws enacted pursuant to sections 151 through 154. The following classifications are hereby adopted as use zones and no other classification shall be adopted by the district legislature. The use zones are defined as follows:

- (a) Residential-1 (R-1): single-family residential - low density.
- (b) Residential-2 (R-2): single-family residential - medium density.
- (c) Residential-3 (R-3): multi-family residential.
- (d) Residential-commercial (RC): mixed residential and commercial-office.
- (e) Commercial (C): commercial-office with restriction on the size of warehouses.
- (f) Resort center (RV): visitors' facilities.
- (g) Transportation center (TC): transportation facilities.

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- (h) Industrial-1 (I-1): industrial, including warehousing and limited commercial.
- (i) Industrial-2 (I-2): offensive industrial uses, e.g., slaughterhouses, fish canneries, sewage treatment plants.
- (j) Public (P): public and quasi-public facilities.
- (k) Village (V): low density areas of limited size with multiple land uses.
- (l) Agriculture (A): all types of agriculture uses.
- (m) Conservation (C): public open spaces and recreation areas, wilderness and beach areas, land reserved for control of flooding and soil erosion, and other uses not detrimental to a multiple use conservation concept.
- (n) Watershed (W): area reserved to protect domestic water sources with no development allowed.
- (o) Historic preservation (HP): sites of historical, archaeological and biological interest.
- (p) Planned development (PD): relatively large residential, commercial and other use areas planned as integrated developments.
- (q) Floating zone (F): future nonconforming uses in the public interest, e.g., to allow future electrical substation in R zone.

Source

(P.L. No. 4C-76, § 6.) 51 TTC § 6(3).

§ 154. Nonconforming uses.

Any zoning law or amendment thereto enacted pursuant to the provisions of this act shall not apply to buildings or structures existing on the effective date of such legislation, nor to the existing use of any building, structure or land to the extent to which it is used on the effective date of such legislation; provided, that the zoning law shall apply to any change of use of a structure or land, to any alteration of a building or structure when the same would amount to reconstruction, extension, or structural change, to any erection of any building or structure and to any alteration of a building or structure to provide for its use for a different purpose or in a manner substantially different from the use to which it was put before alteration, or for

its use for the same purpose to a substantially greater extent; provided, further, that the district legislature upon the recommendation of the appropriate planning commission may enact such laws as are necessary and proper to eliminate a nonconforming use and to adequately compensate the owner of the use.

Source

(P.L. No. 4C-76, § 6.) 51 TTC § 6(4).

Subchapter V

Matters Requiring Mandatory Review by Planning Commissions

- § 171. Capital improvement program-planning and budgeting.
- § 172. Capital improvement projects.
- § 173. Matters affecting master plans or land use control laws.
- § 174. Procedure for review.

§ 171. Capital improvement program-planning and budgeting.

The district administrator shall submit the capital improvement program and the annual budget request for capital improvement projects in the master plan areas to the appropriate planning commission for its review and recommendation at the appropriate times in the budget and planning cycle.

Source

(P.L. No. 4C-76, § 7.) 51 TTC § 7(1).

§ 172. Capital improvement projects.

Any proposed capital improvement project, whether funded at the territorial, district or municipal level, which is to be constructed within an area for which a master plan has been officially adopted, shall be submitted by the appropriate official to the appropriate planning commission for its review and recommendation before the project is funded.

Source

(P.L. No. 4C-76, § 7.) 51 TTC § 7(2).

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§ 173. Matters affecting master plans or land use control laws.

Any administrative act or any proposed legislation which in any manner affects the master plans or land use control laws of the district shall be submitted by the appropriate official to the appropriate planning commission for its review and recommendation before such legislation is enacted or such act is initiated.

Source

(P.L. No. 4C-76, § 7.) 51 TTC § 7(3).

§ 174. Procedure for review.

In all cases where review by a planning commission is mandatory under the provisions of sections 171 through 174, the appropriate government official shall submit the matter to the appropriate planning commission, together with a request in writing for review and recommendation. The planning commission shall then consider the matter, and shall submit its written recommendations to the official within 15 days of receipt of each request, and if such written recommendation is not submitted by the planning commission within that period, its approval shall be presumed; provided that, in the case of a matter submitted by the district legislature during a session, the planning commission shall give its recommendation within 10 days.

Source

(P.L. No. 4C-76, § 7.) 51 TTC § 7(4).

Subchapter VI Enforcement and Penalties

§ 181. Compliance with master plan.

§ 182. Appeals.

§ 183. Civil and criminal enforcement penalties and remedies.

§ 184. Noncitizen use of land.

§ 181. Compliance with master plan.

No land, way, ground, open space, water resources, building, structure or contract right shall be acquired, developed, improved, constructed, used, leased or disposed of unless in conformity with the master plan and land use control laws.

Source

(P.L. No. 4C-76, § 8.) 51 TTC § 8.

§ 182. Appeals.

(a) The planning commission shall hear and decide appeals from any order, requirement, decision or determination made by an administrative official charged with enforcement of any provision of the master plan or land use control laws. An appeal must be filed with the planning commission, in writing, within 30 days of the effective date of the decision by the enforcing official. The planning commission shall meet upon notice of the chairman within 15 days of the filing of an appeal or at stated periodic intervals if warranted by the volume of work. All hearings shall be public and the appellant, his representative, the relevant officials and any other person whose interest may be affected by the matter on appeal shall be afforded an opportunity to give oral testimony.

(b) The planning commission shall affirm, modify or reverse the decision of the enforcing official by a majority vote of its total membership. Every decision shall be in writing and a certified copy shall be furnished without charge to the appellant and to the enforcing official. The enforcing official shall take immediate action to fully conform to the decision of the planning commission.

(c) Any person aggrieved by a decision of the planning commission on matters relating to an appeal may apply to the appropriate court to review questions of law.

(d) The provisions of this section shall supersede and control any conflicting provisions of law regarding administrative procedure, insofar as such conflict exists.

Source

(P.L. No. 4C-76, § 9.) 51 TTC § 9.

§ 183. Civil and criminal enforcement penalties and remedies.

(a) The planning commission, district administrator, district attorney or any aggrieved person may bring suit for an injunction or any other civil remedy against any person or agency which violates a provision of the master plan or land use control laws.

(b) Any person who wilfully and knowingly violates a land use control law shall be guilty of a misdemeanor, and upon conviction thereof shall be fined up to \$50.00, or imprisoned for not longer than one month, or both, for each day the violation

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continues. Complaints against a violator may be filed by the planning commission, district administrator, district attorney, or any person having knowledge of the violation.

Source

(P.L. No. 4C-76, § 10.) 51 TTC § 10.

§ 184. Noncitizen use of land.

No agreement for use of land, either public or private, within the master plan area may be granted or approved by the High Commissioner to any noncitizen of the Trust Territory, foreign corporation, other organization or association in which a noncitizen of the Trust Territory owns an interest, or any agency of the United States government or any foreign government until the advice and opinion of the planning commission for the master plan area which would thereby be affected is first obtained. In such cases the commission shall give its advice and opinion within 30 days after receipt of a request for such advice from the district administrator or the High Commissioner; provided, that the High Commissioner may extend the 30 day period either upon his own initiative or at the request of the commission. If the advice and opinion of the commission is not dispatched within the appropriate time period, then the commission's approval of the proposed action shall be presumed.

Source

(P.L. No. 4C-76, § 11.) 51 TTC § 11.

Chapter 2
Palau Planning Commission

- § 201. Establishment.
- § 202. Membership; officers; meetings.
- § 203. Functions and duties.
- § 204. Administrative support.
- § 205. Report to the Olbiil Era Kelulau.

§ 201. Establishment.

There is hereby established a commission of the Republic to be called the Palau Planning Commission for the purpose of implementing the master plan as approved and submitted by the High Commissioner.

Source
PDC § 702-A(a), modified.

§ 202. Membership; officers; meetings.

The Commission shall consist of nine voting members, who shall be appointed by the President with the advice and consent of the Olbiil Era Kelulau, and two ex officio nonvoting members, the Palau Land Title Officer, who shall serve as the executive secretary, and the Palau Director of Public Works or his officially designated representative. The voting members shall serve for a term of two years, except that any appointment to fill a vacancy which may occur on the Commission shall be for the remainder of the unexpired term only. Members of the Commission may be entitled to such compensation or allowance in lieu of subsistence as is established by law. Any member may be removed from office by the President for inefficiency, neglect of duty or misconduct in office after a hearing before the President. The Commission shall hold annual elections for the positions of chairman and vice-chairman. The Commission shall hold meetings as often as necessary to carry out its functions and duties. The Commission shall establish such bylaws or internal rules of procedure governing its internal organization or functioning as it deems necessary to carry out the functions and duties which are assigned to it by law.

Source
PDC § 702-A(b), modified.

§ 203. Functions and duties.

The functions and duties of the Commission shall include, but not be limited to, further study, revision and development of the master plan to insure that the actual implementation of the master plan and its requirements is in accordance with the desires and wishes of the people of Palau in general, and the welfare of the people immediately affected in particular.

Source

PDC § 702-A(c), modified.

§ 204. Administrative support.

The Office of the President shall make available printing facilities, supplies and other printing services as may be necessary to carry out the functions of the Commission.

Source

PDC § 702-A(d), modified.

§ 205. Report to the Olbiil Era Kelulau.

The Commission shall submit semiannual reports to the Olbiil Era Kelulau at its January and July regular sessions, summarizing the Commission's activities since the previous report, and recommending any proposed legislation which it deems necessary for the implementation of the master plan.

Source

PDC § 702-A(e), modified.

Chapter 3
Aimeliik Planning Commission

- § 301. Declaration and creation.
- § 302. Membership; vacancies; compensation.
- § 303. Functions and duties.
- § 304. Administrative support.
- § 305. Annual report.

§ 301. Declaration and creation.

Aimeliik State is hereby designated and declared to be a master plan area in accordance with the Trust Territory Land Planning Act, chapter 1 of this title. There is hereby created a commission for the Aimeliik master plan area, which shall be called the Aimeliik Planning Commission, for the purpose of reviewing, preparing, and implementing the master plan and land use requirements pursuant to the Trust Territory Land Planning Act.

Source

PL 6-5-6 § 1, modified.

§ 302. Membership; vacancies; compensation.

The Commission shall consist of five voting members from the Aimeliik master plan area appointed by the legislature of Aimeliik State. Such appointments shall provide for fair and adequate representation of all segments of the population of the area and shall otherwise be in accordance with the provisions of the Trust Territory Land Planning Act. No member shall be appointed who is not a bona fide resident actually residing in the master plan area, and no member of the state legislature shall serve on the Commission. Members shall serve for a term of three years, except that two of the initial appointments shall be for a term of two years as designated by the state legislature. Appointments to fill a vacancy shall be made in the manner of the original appointment, and such appointments shall be only for the remainder of the unexpired portion of the term. Members of the Commission shall be entitled to such compensation or allowance in lieu of subsistence as is established by law. Any member may be removed from office by the state legislature for inefficiency, misconduct or neglect of duty. Members shall select a chairman from among their membership, and the chairman shall call such meetings as are necessary to carry out the functions and duties of the Commission. The Commission shall establish such bylaws and rules of procedure governing its internal organization and functions as it deems necessary to carry out the functions and duties assigned to it by law. The President shall call the first meeting of the Commission and

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shall set the date and time for such first meeting.

Source
PL 6-5-6 § 2, modified.

§ 303. Functions and duties.

The Commission shall have such functions and duties as are assigned to it by the Trust Territory Land Planning Act and as are otherwise delegated or assigned to it by law.

Source
PL 6-5-6 § 3, modified.

§ 304. Administrative support.

The Office of the President shall make available to the Commission such facilities, services, supplies and materials as may be necessary to carry out the functions and duties of the Commission and the purposes of this chapter and the Trust Territory Land Planning Act.

Source
PL 6-5-6 § 4, modified.

§ 305. Annual report.

The Commission shall make annual reports to the Olbiil Era Kelulau at its October regular session and to the President about its activities and accomplishments during the past year, and shall make such recommendations for legislation as it deems necessary to carry out its functions and duties.

Source
PL 6-5-6 § 5, modified.

Chapter 4
Angaur Planning Commission

- § 401. Declaration and creation.
- § 402. Membership; vacancies; compensation.
- § 403. Functions and duties.
- § 404. Administrative support.
- § 405. Annual report.

§ 401. Declaration and creation.

Angaur State is hereby designated and declared to be a master plan area in accordance with the Trust Territory Land Planning Act, chapter 1 of this title. There is hereby created a commission for the Angaur master plan area, which shall be called the Angaur Planning Commission, for the purpose of preparing, reviewing and implementing a master plan and land use requirements for Angaur State pursuant to the Trust Territory Land Planning Act.

Source
PL 5-2-46 § 1, modified.

§ 402. Membership; vacancies; compensation.

The Commission shall consist of five voting members from the Angaur master plan area appointed by the legislature of Angaur State. Such appointments shall provide for fair and adequate representation of all segments of the population of the area, and shall otherwise be in accordance with the provisions of the Trust Territory Land Planning Act. No member shall be appointed who is not a bona fide resident actually residing in the master plan area, and no member of the state legislature shall serve on the Commission. Members shall serve a term of three years, except that two of the initial appointments shall be for a term of two years as designated by the state legislature. Appointments to fill a vacancy shall be made in the manner of the original appointment, and such appointments shall be only for the remainder of the unexpired portion of the term. Members of the Commission shall be entitled to such compensation or allowance in lieu of subsistence as is established by law. Any member may be removed from office by the President for inefficiency, misconduct or neglect of duty. Members shall select a chairman and a vice-chairman from among their membership, and the chairman shall call such meetings as are necessary to carry out the functions and duties assigned to it by law.

Source

PL 5-2-46 § 2, modified.

§ 403. Functions and duties.

The Commission shall have such functions and duties as are assigned to it by the Trust Territory Land Planning Act and as are otherwise delegated or assigned to it by law.

Source

PL 5-2-46 § 3, modified.

§ 404. Administrative support.

The Office of the President shall make available to the Commission such facilities, services, supplies and materials as may be necessary to carry out the functions and duties of the Commission and the purposes of this chapter and the Trust Territory Land Planning Act.

Source

PL 5-2-46 § 4, modified.

§ 405. Annual reports.

The Commission shall make annual reports to the Olbiil Era Kelulau at its October regular session and to the President about its activities and accomplishments during the past year, and shall make such recommendations for legislation as it deems necessary to carry out its functions and duties.

Source

PL 5-2-46 § 5, modified.

Chapter 5
Koror Planning Commission

- § 501. Declaration and creation.
- § 502. Membership; vacancies; compensation.
- § 503. Functions and duties.
- § 504. Administrative support.
- § 505. Annual report.

§ 501. Declaration and creation.

Koror State is hereby designated and declared to be a master plan area in accordance with the Trust Territory Land Planning Act, chapter 1 of this title. There is hereby created a commission for the Koror master plan area, which shall be called the Koror Planning Commission, for the purpose of reviewing, preparing and implementing the master plan and for developing land use requirements pursuant to the Trust Territory Land Planning Act.

Source
PL 5-2-47 § 1, modified.

§ 502. Membership; vacancies; compensation.

The Commission shall consist of nine voting members from the Koror master plan area appointed by the Governor of Koror State with the approval of the Koror State Legislature. Such appointments shall provide for fair and adequate representation of all segments of the population of the area, and shall otherwise be in accordance with the provisions of the Trust Territory Land Planning Act. No member shall be appointed who is not a bona fide resident actually residing in the master plan area, and no member of the state legislature shall serve on the Commission. Members shall serve a term of three years, except that three of the initial appointments shall be for a term of two years and another three of the initial appointments shall be for a term of one year as designated by the state legislature. Appointments to fill a vacancy shall be made in the manner of the original appointment, and such appointments shall be only for the remainder of the unexpired portion of the term. Members of the Commission shall be entitled to such compensation or allowance in lieu of subsistence as is established by law. Any member may be removed from office by the Governor for inefficiency, misconduct or neglect of duty. Members shall select a chairman and a vice-chairman from among their membership, and the chairman shall call such meetings as are necessary to carry out the functions and duties of the Commission. The Commission shall establish such bylaws and rules of procedure governing its internal

KOROR PLANNING COMMISSION 31 PNCA § 505

organization and functions as it deems necessary to carry out the functions and duties assigned to it by law.

Source

PL 5-2-47 § 2, modified. Amended in its entirety by RPPL 8-48 § 1, modified.

§ 503. Functions and duties.

The Commission shall have such functions and duties as are assigned to it by the Trust Territory Land Planning Act and as are otherwise delegated or assigned to it by law.

Source

PL 5-2-47 § 3, modified.

§ 504. Administrative support.

The Office of the President shall make available to the Commission such facilities, services, supplies and materials as may be necessary to carry out the functions and duties of the Commission and the purposes of this chapter and the Trust Territory Land Planning Act.

Source

PL 5-2-47 § 4, modified.

§ 505. Annual report.

The Commission shall make annual reports to the Olbiil Era Kelulau at its October regular session and to the President about its activities and accomplishments during the past year, and shall make such recommendations for legislation as it deems necessary to carry out its functions and duties.

Source

PL 5-2-47 § 5, modified.

Chapter 6
Melekeok Planning Commission

- § 601. Declaration and creation.
- § 602. Membership; vacancies; compensation.
- § 603. Functions and duties.
- § 604. Administrative support.
- § 605. Annual report.

§ 601. Declaration and creation.

Melekeok State is hereby designated and declared to be a master plan area in accordance with the Trust Territory Land Planning Act, chapter 1 of this title. There is hereby created a commission for the Melekeok master plan area, which shall be called the Melekeok Planning Commission, for the purpose of reviewing, preparing and implementing the master plan and land use requirements pursuant to the Trust Territory Land Planning Act.

Source
PL 6-6-21 § 1, modified.

§ 602. Membership; vacancies; compensation.

The Commission shall consist of five voting members from the Melekeok master plan area appointed by the legislature of Melekeok State. Such appointments shall provide for fair and adequate representation of all segments of the population of the area, and shall otherwise be in accordance with the provisions of the Trust Territory Land Planning Act. No member shall be appointed who is not a bona fide resident actually residing in the master plan area, and no member of the state legislature shall serve on the Commission. Members shall serve for a term of two years as designated by the state legislature. Appointments to fill a vacancy shall be made in the manner of the original appointment, and such appointments shall be only for the remainder of the unexpired portion of the term. Members shall receive five dollars (\$5) compensation per day while attending any Commission meeting and such per diem rate at the national government rate, and shall be reimbursed for necessary expenses while on the business of the Commission. Any member may be removed from office by the President in consultation with the state legislature for inefficiency, misconduct or neglect of duty. No member of the Olbiil Era Kelulau shall be eligible to be appointed to the Commission, any provision of this chapter to the contrary notwithstanding. Within thirty (30) days after the appointments have been made, the President shall call the first meeting of the Commission, at which time the members shall elect a chairman and other officers as they may wish to have.

MELEKEOK PLANNING COMMISSION 31 PNCA § 605

The President shall designate and specify the time and place for such meeting. Thereafter, meetings may be called by either the chairman, the President, or by petition of four members. The Commission shall promulgate its own rules of procedure. A quorum of the Commission shall be four members.

Source

PL 6-6-21 § 2, modified.

§ 603. Functions and duties.

The Commission shall have such functions and duties as are assigned to it by the Trust Territory Land Planning Act and as are otherwise delegated or assigned to it by law.

Source

PL 6-6-21 § 3, modified.

§ 604. Administrative support.

The Office of the President shall make available to the Commission such facilities, services, supplies and materials as may be necessary to carry out the functions and duties of the Commission and the purposes of this chapter and the Trust Territory Land Planning Act.

Source

PL 6-6-21 § 4, modified.

§ 605. Annual report.

The Commission shall make annual reports to the Olbiil Era Kelulau at its October regular session and to the President about its activities and accomplishments during the past year, and shall make such recommendations for legislation as it deems necessary to carry out its functions and duties.

Source

PL 6-6-21 § 5, modified.

Chapter 7
Ngaraard Planning Commission

- § 701. Declaration and creation.
- § 702. Membership; vacancies; compensation.
- § 703. Functions and duties.
- § 704. Administrative support.
- § 705. Annual report.

§ 701. Declaration and creation.

Ngaraard State is hereby designated and declared to be a master plan area in accordance with the Trust Territory Land Planning Act, chapter 1 of this title. There is hereby created a commission for the Ngaraard master plan area, which shall be called the Ngaraard Planning Commission, for the purpose of reviewing, preparing and implementing the master plan and land use requirements pursuant to the Trust Territory Land Planning Act.

Source
PL 6-6-23 § 1, modified.

§ 702. Membership; vacancies; compensation.

The Commission shall consist of nine voting members from the Ngaraard master plan area appointed by the legislature of Ngaraard State. Such appointments shall provide for fair and adequate representation of all segments of the population of the area, and shall otherwise be in accordance with the provisions of the Trust Territory Land Planning Act. No member shall be appointed who is not a bona fide resident actually residing in the master plan area, and no member of the state legislature shall serve on the Commission. Members shall serve for a term of two years as designated by the state legislature. Appointments to fill a vacancy shall be made in the manner of the original appointment, and such appointments shall be only for the remainder of the unexpired portion of the term. Members shall receive \$5.00 compensation per day while attending any Commission meeting and such per diem rate at the national government rate, and shall be reimbursed for necessary expenses while on the business of the Commission. Any member may be removed from office by the President in consultation with the state legislature for inefficiency, misconduct or neglect of duty. No member of the Olbiil Era Kelulau shall be eligible to be appointed to the Commission, any provision of this chapter to the contrary notwithstanding. Within 30 days after the appointments have been made, the President shall call the first meeting of the Commission, at which time the members shall elect a chairman and other officers as they may wish to have.

NGARAARD PLANNING COMMISSION 31 PNCA § 705

The President shall designate and specify the time and place for such meeting. Thereafter, meetings may be called by either the chairman, the President, or by petition of four members. The Commission shall promulgate its own rules of procedure. A quorum of the Commission shall be seven members.

Source

PL 6-6-23 § 2, modified.

§ 703. Functions and duties.

The Commission shall have such functions and duties as are assigned to it by the Trust Territory Land Planning Act and as are otherwise delegated or assigned to it by law.

Source

PL 6-6-23 § 3, modified.

§ 704. Administrative support.

The Office of the President shall make available to the Commission such facilities, services, supplies and materials as may be necessary to carry out the functions and duties of the Commission and the purposes of this chapter and the Trust Territory Land Planning Act.

Source

PL 6-6-23 § 4, modified.

§ 705. Annual report.

The Commission shall make annual reports to the Olbiil Era Kelulau at its October regular session and to the President about its activities and accomplishments during the past year, and shall make such recommendations for legislation as it deems necessary to carry out its functions and duties.

Source

PL 6-6-23 § 5, modified.

Chapter 8
Ngardmau Planning Commission

- § 801. Declaration and creation.
- § 802. Membership; vacancies; compensation.
- § 803. Functions and duties.
- § 804. Administrative support.
- § 805. Annual report.

§ 801. Declaration and creation.

Ngardmau State is hereby designated and declared to be a master plan area in accordance with the Trust Territory Land Planning Act, chapter 1 of this title. There is hereby created a commission for the Ngardmau master plan area, which shall be called the Ngardmau Planning Commission, for the purpose of reviewing, preparing and implementing the master plan and land use requirements pursuant to the Trust Territory Land Planning Act.

Source

PL 6-6-17 § 1, modified.

§ 802. Membership; vacancies; compensation.

The Commission shall consist of five voting members from the Ngardmau master plan area appointed by the legislature of Ngardmau State. Such appointments shall provide for fair and adequate representation of all segments of the population of the area, and shall otherwise be in accordance with the provisions of the Trust Territory Land Planning Act. No member shall be appointed who is not a bona fide resident actually residing in the master plan area, and no member of the state legislature shall serve on the Commission. Members shall serve for a term of two years as designated by the state legislature. Appointments to fill a vacancy shall be made in the manner of the original appointment, and such appointments shall be only for the remainder of the unexpired portion of the term. Members shall receive \$5.00 compensation per day while attending any Commission meeting and such per diem rate at the national government rate, and shall be reimbursed for necessary expenses while on the business of the Commission. Any member may be removed from office by the President in consultation with the state legislature for inefficiency, misconduct or neglect of duty. No member of the Olbiil Era Kelulau shall be eligible to be appointed to the Commission, any provision of this chapter to the contrary notwithstanding. Within 30 days after the appointments have been made, the President shall call the first meeting of the Commission, at which time the members shall elect a chairman and other officers as they may wish to have.

NGARDMAU PLANNING COMMISSION 31 PNCA § 805

The President shall designate and specify the time and place for such meeting. Thereafter, meetings may be called by either the chairman, the President, or by petition of four members. The Commission shall promulgate its own rules of procedure. A quorum of the Commission shall be four members.

Source

PL 6-6-17 § 2, modified.

§ 803. Functions and duties.

The Commission shall have such functions and duties as are assigned to it by the Trust Territory Land Planning Act and as are otherwise delegated or assigned to it by law.

Source

PL 6-6-17 § 3, modified.

§ 804. Administrative support.

The Office of the President shall make available to the Commission such facilities, services, supplies and materials as may be necessary to carry out the functions and duties of the Commission and the purposes of this chapter and the Trust Territory Land Planning Act.

Source

RPPL 6-6-17 § 4, modified.

§ 805. Annual report.

The Commission shall make annual reports to the Olbiil Era Kelulau at its October regular session and to the President about its activities and accomplishments during the past year, and shall make such recommendations for legislation as it deems necessary to carry out its functions and duties.

Source

PL 6-6-17 § 5, modified.

Chapter 9
Ngerchelongs Planning Commission

- § 901. Declaration and creation.
- § 902. Membership; vacancies; compensation.
- § 903. Functions and duties.
- § 904. Administrative support.
- § 905. Annual report.

§ 901. Declaration and creation.

Ngerchelongs State is hereby designated and declared to be a master plan area in accordance with the Trust Territory Land Planning Act, chapter 1 of this title. There is hereby created a commission for the Ngerchelongs master plan area, which shall be called the Ngerchelongs Planning Commission, for the purpose of reviewing, preparing and implementing the master plan and land use requirements pursuant to the Trust Territory Land Planning Act.

Source
PL 6-6-22 § 1, modified.

§ 902. Membership; vacancies; compensation.

The Commission shall consist of seven voting members from the Ngerchelongs master plan area appointed by the legislature of Ngerchelongs State. Such appointments shall provide for fair and adequate representation of all segments of the population of the area, and shall otherwise be in accordance with the provisions of the Trust Territory Land Planning Act. No member shall be appointed who is not a bona fide resident actually residing in the master plan area, and no member of the state legislature shall serve on the Commission. Members shall serve for a term of two years as designated by the state legislature. Appointments to fill a vacancy shall be made in the manner of the original appointment, and such appointments shall be only for the remainder of the unexpired portion of the term. Members shall receive \$5.00 compensation per day while attending any Commission meeting and such per diem rate at the national government rate, and shall be reimbursed for necessary expenses while on the business of the Commission. Any member may be removed from office by the President in consultation with the state legislature for inefficiency, misconduct or neglect of duty. No member of the Olbiil Era Kelulau shall be eligible to be appointed to the Commission, any provision of this chapter to the contrary notwithstanding. Within 30 days after the appointments have been made, the President shall call the first meeting of the Commission, at which time the members shall elect a chairman and other officers as they may wish to have.

NGERCHELONG PLANNING COMMISSION 31 PNCA § 905

The President shall designate and specify the time and place for such meeting. Thereafter, meetings may be called by either the chairman, the President, or by petition of four members. The Commission shall promulgate its own rules of procedure. A quorum of the Commission shall be five members.

Source

PL 6-6-22 § 2, modified.

§ 903. Functions and duties.

The Commission shall have such functions and duties as are assigned to it by the Trust Territory Land Planning Act and as are otherwise delegated or assigned to it by law.

Source

PL 6-6-22 § 3, modified.

§ 904. Administrative support.

The Office of the President shall make available to the Commission such facilities, services, supplies and materials as may be necessary to carry out the functions and duties of the Commission and the purposes of this chapter and the Trust Territory Land Planning Act.

Source

PL 6-6-22 § 4, modified.

§ 905. Annual report.

The Commission shall make annual reports to the Olbiil Era Kelulau at its October regular session and to the President about its activities and accomplishments during the past year, and shall make such recommendations for legislation as it deems necessary to carry out its functions and duties.

Source

PL 6-6-22 § 5, modified.

Chapter 10
Ngiwal Planning Commission

- § 1001. Declaration and creation.
- § 1002. Membership; vacancies; compensation.
- § 1003. Functions and duties.
- § 1004. Administrative support.
- § 1005. Annual report.

§ 1001. Declaration and creation.

Ngiwal State is hereby designated and declared to be a master plan area in accordance with the Trust Territory Land Planning Act, chapter 1 of this title. There is hereby created a commission for the Ngiwal master plan area, which shall be called the Ngiwal Planning Commission, for the purpose of reviewing, preparing and implementing the master plan and land use requirements pursuant to the Trust Territory Land Planning Act.

Source
PL 6-6-24 § 1, modified.

§ 1002. Membership; vacancies; compensation.

The Commission shall consist of five voting members from the Ngiwal master plan area appointed by the legislature of Ngiwal State. Such appointments shall provide for fair and adequate representation of all segments of the population area, and shall otherwise be in accordance with the provisions of the Trust Territory Land Planning Act. No member shall be appointed who is not a bona fide resident actually residing in the master plan area, and no member of the state legislature shall serve on the Commission. Members shall serve for a term of two years as designated by the state legislature. Appointments to fill a vacancy shall be made in the manner of the original appointment, and such appointments shall be only for the remainder of the unexpired portion of the term. Members shall receive \$5.00 compensation per day while attending any Commission meeting and such per diem rate at the national government rate, and shall be reimbursed for necessary expenses while on the business of the Commission. Any member may be removed from office by the President in consultation with the state legislature for inefficiency, misconduct or neglect of duty. No member of the Olbiil Era Kelulau shall be eligible to be appointed to the Commission, any provision of this chapter to the contrary notwithstanding. Within 30 days after the appointments have been made, the President shall call the first meeting of the Commission, at which time the members shall elect a chairman and other officers as they may wish to have.

NGIWAL PLANNING COMMISSION 31 PNCA § 1005

The President shall designate and specify the time and place for such meeting. Thereafter, meetings may be called by either the chairman, the President, or by petition of four members. The Commission shall promulgate its own rules of procedure. A quorum of the Commission shall be four members.

Source

PL 6-6-24 § 2, modified.

§ 1003. Functions and duties.

The Commission shall have such functions and duties as are assigned to it by the Trust Territory Land Planning Act and as are otherwise delegated or assigned to it by law.

Source

PL 6-6-24 § 3, modified.

§ 1004. Administrative support.

The Office of the President shall make available to the Commission such facilities, services, supplies and materials as may be necessary to carry out the functions and duties of the Commission and the purposes of this chapter and the Trust Territory Land Planning Act.

Source

PL 6-6-24 § 4, modified.

§ 1005. Annual report.

The Commission shall make annual reports to the Olbiil Era Kelulau at its October regular session and to the President about its activities and accomplishments during the past year, and shall make such recommendations for legislation as it deems necessary to carry out its functions and duties.

Source

PL 6-6-24 § 5, modified.

Chapter 11
Peleliu Planning Commission

- § 1101. Declaration and creation.
- § 1102. Membership; vacancies; compensation.
- § 1103. Functions and duties.
- § 1104. Administrative support.
- § 1105. Annual report.

§ 1101. Declaration and creation.

Peleliu State is hereby designated and declared to be a master plan area in accordance with the Trust Territory Land Planning Act, chapter 1 of this title. There is hereby created a commission for the Peleliu master plan area, which shall be called the Peleliu Planning Commission, for the purpose of preparing, reviewing and implementing a master plan and land use requirements for Peleliu State pursuant to the Trust Territory Land Planning Act.

Source
PL 5-2-49 § 1, modified.

§ 1102. Membership; vacancies; compensation.

The Commission shall consist of five voting members from the Peleliu master plan area appointed by the legislature of Peleliu State. Such appointments shall provide for fair and adequate representation of all segments of the population of the area, and shall otherwise be in accordance with the provisions of the Trust Territory Land Planning Act. No member shall be appointed who is not a bona fide resident actually residing in the master plan area, and no member of the state legislature shall serve on the Commission. Members shall serve a term of three years, except that two of the initial appointments shall be for a term of two years as designated by the state legislature. Appointments to fill a vacancy shall be made in the manner of the original appointment, and such appointments shall be only for the remainder of the unexpired portion of the term. Members of the Commission shall be entitled to such compensation or allowance in lieu of subsistence as is established by law. Any member may be removed from office by the President for inefficiency, misconduct or neglect of duty. Members shall select a chairman and a vice-chairman from among their membership, and the chairman shall call such meetings as are necessary to carry out the functions and duties of the Commission. The Commission shall establish internal organization and function as it deems necessary to carry out such bylaws and rules of procedures governing its the functions and duties assigned to it by law.

PELELIU PLANNING COMMISSION 31 PNCA § 1105

Source

PL 5-2-49 § 2, modified.

§ 1103. Functions and duties.

The Commission shall have such functions and duties as are assigned to it by the Trust Territory Land Planning Act and as are otherwise delegated or assigned to it by law.

Source

PL 5-2-49 § 3, modified.

§ 1104. Administrative support.

The Office of the President shall make available to the Commission such facilities, services, supplies and materials as may be necessary to carry out the functions and duties of the Commission and the purposes of this chapter and the Trust Territory Land Planning Act.

Source

PL 5-2-49 § 4, modified.

§ 1105. Annual reports.

The Commission shall make annual reports to the Olbiil Era Kelulau at its October regular session and to the President about its activities and accomplishments during the past year, and shall make such recommendations for legislation as it deems necessary to carry out its functions and duties.

Source

PL 5-2-49 § 5, modified.

**Chapter 12
Zoning Authority**

§ 1201. Zoning authority.

§ 1201. Zoning authority.

All state planning commissions established pursuant to 31 PNCA chapters 3, 4, 6, 7, 8, 9, 10, and 11 as well as any state planning commission subsequently established by a state government in accordance with Title 31 of the Palau National Code Annotated shall have the authority to enact comprehensive zoning codes and subdivision laws in accordance with master plans and land use requirements developed under the authority of the Trust Territory Land Planning Act.

Source

RPPL 3-5 § 2, modified.

Cross-reference

The provisions of the Trust Territory Land Planning Act are found in Chapter 1 of Title 31 (Land Planning).

**DIVISION 2
[Reserved]**

**DIVISION 3
KOROR ZONING LAW
[Repealed]**

§§ 3001 through 3342 [Repealed]

**DIVISION 4
KOROR SUBDIVISION LAW
[Repealed]**

§§ 4001 through 4306 [Repealed]

Cross-reference

Section 1(2) of RPPL 3-5 repeals this Division and in doing so states as follows: “(2) 31 PNC Divisions 3 and 4 shall be repealed in their entirety upon the effective date of the enactment by the Koror State Government of a comprehensive zoning code and subdivision law; provided, however, that any use of land in Koror State that was lawful pursuant to 31 PNC Divisions 3 and 4 as of the effective date of this Act shall not be prohibited or restricted by a subsequent enactment or regulation of Koror State Government under the authority of this Act.”

Notes

KSPL No. K6-88-98 adopted the zoning and subdivision laws previously codified under Divisions 3 and 4 of Title 31 of the Palau National Code. The adoption of these laws by Koror State has the effect of repealing them as national government laws. RPPL 3-5 § 1(2).

**Chapter 13
Streets and Addresses**

- § 1301. Designation of street names and addresses.
- § 1302. Duty of property owner to post designated street numbers or names.
- § 1303. Posting of designated street names.
- § 1304. Penalties.
- § 1305. Regulations.

§ 1301. Designation of street names and addresses.

(a) Within one calendar year of the effective date of this chapter, each state government shall adopt by duly ratified resolution a name for each road, including secondary and public access roads, within its state, and shall promptly inform Palau Automated Land and Resources Information System (PALARIS) of the adoption of the road name. When deciding upon such names, each state must consider using the names by which these roads and areas have been historically and traditionally known. Whenever a new road is constructed, or any amendments by the state government are made to the name of an existing road, the state government shall promptly inform PALARIS of the adoption of the road name.

(b) Upon receiving a state resolution that provides for the names of each street in its territory, PALARIS shall develop a uniform national system to:

- (1) assign the name adopted by the state government to each public road within the Republic;
- (2) assign street numbers consisting of no more than five digits for each dwelling unit and place of business on all public and private streets, or in the case of dwelling units constituting part of traditional clan platforms, a name consistent with Palauan tradition; and
- (3) furnish free of charge to each dwelling or commercial unit owner a certificate designating the unit's street number or name and location.

(c) PALARIS shall keep and maintain on a regular basis a national address index which shall be a public record of all streets and numbers or names assigned in accordance with this chapter.

Source

RPPL 10-50 § 2, modified.

§ 1302. Duty of property owner to post designated street numbers or names.

- (a) The owner of each dwelling or place of business assigned a street number or name shall affix the number or name to the front entrance of the structure if visible from the road, or to a sign or number post if not visible from the road, in such a way that the numbers or name can be clearly seen from the roadway.
- (b) Street numbers or names shall be not less than three inches (3") in height.
- (c) Street numbers or names shall be of a different color from the background on which they are placed.
- (d) Street numbers or names shall be affixed in a permanent manner to the building or post; use of effaceable materials such as chalk is prohibited.
- (e) All buildings shall be numbered or named at the expense of the owner.

Source

RPPL 10-50 § 2.

§ 1303. Posting of designated street names.

- (a) Each state government shall place street signs at each intersection of two or more public roads within the territory of that state no more than twenty feet (20') from the intersection.
- (b) Street signs shall be no less than eighteen inches (18") by six inches (6") in size and shall be posted no lower than three feet (3') above the ground, and no higher than twenty feet (20') above the ground.

Source

RPPL 10-50 § 2.

§ 1304. Penalties.

- (a) Any person found tearing down, defacing or changing any number or name put up in

accordance with this chapter shall be guilty of a violation and upon conviction shall be subject to a fine of not more than ten dollars (\$10).

(b) Any owner of a building in the Republic of Palau who neglects to number or name such buildings as provided in this chapter, or who places, maintains, or allows to remain thereon any number or name other than that assigned by PALARIS, shall be guilty of a violation and upon conviction thereof shall be punished by a fine of no more than twenty dollars (\$20).

Source

RPPL 10-50 § 2, modified.

§ 1305. Regulations.

PALARIS shall adopt rules and regulations consistent with this chapter and in accordance with Title 6 of the Palau National Code.

Source

RPPL 10-50 § 2, modified.

31 PNCA

LAND PLANNING