

(b) An appeal may be commenced by docketing in the Court a petition stating that the petitioner is aggrieved by the action of the said Board and desires the Court to review the same. Thereupon a copy of the petition shall be served upon the said Board and the case shall be promptly assigned for trial. The noting of an appeal shall not stay the order of the said Board pending the determination of the appeal, unless so ordered by the Board or by the Court. Upon the filing of such appeal, the service of copy thereof and the payment of costs as aforesaid, all of which shall be a prerequisite to the hearing of the appeal, the said Board shall forward to the Court within thirty (30) days thereafter all pertinent papers and a transcript of any testimony which may have been taken at the Board hearing.

(c) Upon the hearing of such appeal, the action of the said Board shall be presumed by the Court to be proper and to best serve the public interest. The burden of proof shall be upon the petitioner to show that the decision complained of was against the public interest and that the said Board's discretion in rendering its decision was not honestly and fairly exercised, or that such decision was arbitrary, or procured by fraud, or unsupported by any substantial evidence, or that such decision was beyond the powers of the Board and was illegal. The case shall be heard by the Court without the intervention of a jury. If in the opinion of the Court the petitioner has been deprived of the opportunity to offer evidence, or in the interest of justice further evidence should be taken in the case, the court may remand the case to the said Board for the taking of such testimony, within such time and in such manner as the Court may direct.

(d) The failure of the Court to determine an appeal within a period of thirty (30) days after the record has been filed in Court by the said Board, as above provided, shall constitute an automatic affirmance of the said Board's decision, unless the time has been extended by the Court for good cause shown.

(e) If the Court reverses the action of the said Board it shall file with the papers a written statement of the reasons therefor. The Court may modify, as well as affirm or reverse, the action of the said Board. Costs shall be awarded as in other civil cases.

(f) The decision of the Court thus given shall be final and effective at once. No further appeal shall lie to the Court of Appeals of the State, nor shall there be any other remedy by which the said Board's decision may be reviewed