

in relation thereto; to provide for the payment of the damages so awarded, and for the mode of payment, and collection of the benefits so determined to be assessed; and to pass all ordinances necessary and proper to the exercise and enforcement of the powers granted in this section; provided, however, that no land or property shall be taken under the powers given in this section without just compensation being first paid or tendered to the party entitled to such compensation, as agreed on with the owners of such property or awarded by a jury summoned for the purpose by the sheriff of Carroll County, in the mode and at the time prescribed by said Mayor and Common Council; and provided further, that provision is made in all such ordinances for reasonable notice to the person whose land is to be condemned or against whom benefits are to be assessed, with the right of appeal to the Circuit Court for Carroll County by any and all persons interested, including the Mayor and Common Council, from the decision of the jury of condemnation, or persons appointed or authorized to assess such damages or benefits.

Carroll Co. v. Westminster, 123 Md. 198

STREETS AND SIDEWALKS.

1910, ch. 341, sec. 231 (p. 694).

541. The Mayor and Common Council of Westminster shall have the power to provide by ordinance for the grading, paving and curbing, or the regrading, repaving and recurbing, of any street, alley and lane, or part thereof, in the corporate limits of said city of Westminster, now condemned, ceded or opened as a public highway, or which hereafter may be condemned, ceded, opened, widened, straightened or altered, according to the ordinances regulating the same; to lay flag-stones across said streets, alleys and lanes, whenever necessary; to provide of what material the streets, alleys and lanes, sidewalks, gutters and curbs, in said city, shall be paved and curbed, and how the same shall be done and kept in good repair. They may pass all ordinances necessary for grading and regrading, paving, repaving and repairing of the streets, alleys, lanes and footways of the said city; and compel, by fine or otherwise, the owner or proprietor of any lot to pave or repave, grade or regrade or repair the footways, curbs and gutters fronting thereon, at the expense of said proprietor or owner, in whole or in part; and if any proprietor or owner of a lot shall neglect to grade and pave, or repave or repair the footways and gutters of said lot, within thirty days after notice has been given by the Mayor or Street Commissioner of said city, either by publication in a newspaper in the city of Westminster not less than four consecutive times, or by service of the said notice on the proprietor or owner, requiring the same to be done, the Mayor and Common Council may direct the Street Commissioner to cause the same to be done at the expense of the owner or proprietor of said lot, which expense, together with an addition thereto of ten per cent. for the expense of collection, shall be a lien on said property until paid, and shall be collected by the tax collector of said city in the same manner that ordinary taxes are col-