

permit or the payment of a charge; provided, that whenever any State or County highway is to be disturbed the public authority having control thereof shall be duly notified, and provided further that said highway shall be repaired and left by the Mayor and Town Council in the same or a not inferior condition to that existing before being torn up, and that all costs incident thereto shall be borne by the Mayor and Town Council.

1924, ch. 381, sec. 13.

278. Any employee or agent of the Mayor and Town Council shall have the right of entry, at all reasonable hours, upon any private premises and into any building in the said town, and outside of said town if the premises or building is connected with the said town's water system or sewerage system, while in the pursuit of his official duties, and any restraint or hindrance offered to such entrance by any owner or tenant or agent of said owner or tenant, shall be a misdemeanor, punishable under Section 281 of this Article.

1924, ch. 381, sec. 14.

279. All individuals, firms and corporations having buildings, conduits, pipes, tracks or other physical obstructions in, over or under the public roads, streets or alleys of the said town, or of those portions of Garrett County outside of said town, which shall block or impede the progress of the said town's water or sewerage system, while in process of construction, shall upon reasonable notice from the Mayor and Town Council, promptly so shift, adjust, accommodate or remove the same, at their own cost and expense as to fully meet the exigencies occasioning such notice; and should the exigencies of any case involve the taking, in the constitutional sense, of the franchise or right in the exercise of which such construction had its origin, the Mayor and Town Council shall be empowered to condemn an easement in said franchise or right. Every public service corporation, company or individual, before it or they shall begin any underground construction in any street, road, alley or public highway within the said town, shall file with the Mayor and Town Council a plan of such construction showing the location and depth in such street, road, alley or public highway of the proposed main, conduit or pipe; which plans must be approved by the Mayor and Town Council before such construction is begun; and when approved no change shall be made in the physical location of anything shown upon said plan except upon the approval of the Mayor and Town Council. Whenever any such underground main, conduit or pipe is put in without the filing of plans with the Mayor and Town Council and the approval thereof, or when any change is made in the physical location of such underground main, conduit or pipe, as shown upon the plans approved by the Mayor and Town Council, or any approved change therein, the Mayor and Town Council, when such conduit, main or pipe interferes with the construction or operation of its water or sewerage systems, may remove the same or change the location thereof at the cost and expense of the party so putting them in, or its successors, and without any liability upon the part