

97-1. ADMINISTRATIVE PROCEDURES AND GENERAL REGULATIONS FOR THE OPERATION AND MAINTENANCE OF COUNTY WATER AND SEWER SYSTEMS.

A. ABOLITION OF WATER OR SEWER AUTHORITY AND/OR DISTRICTS CREATED; EFFECT.

(1) THE COUNTY COMMISSIONERS OF CHARLES COUNTY MAY, BY ORDINANCE OR RESOLUTION, PROVIDE FOR THE ABOLITION OF ANY WATER OR SEWER AUTHORITY CREATED BY THE COUNTY COMMISSIONERS PURSUANT TO THE PROVISIONS OF ARTICLE 43, §§ 445 THROUGH 466, OF THE ANNOTATED CODE OF MARYLAND AND THE ABOLITION OF ANY DISTRICT CREATED PURSUANT TO THE PROVISIONS OF ARTICLE 43, §§ 545 THROUGH 673, OF THE ANNOTATED CODE OF MARYLAND; PROVIDED, HOWEVER, THAT:

(A) ABOLITION MAY IN NO WAY IMPAIR OR AFFECT THE VALIDITY OR ENFORCEABILITY OF ANY PROCEEDING OR ACTION TAKEN OR ANY OBLIGATIONS OR INDEBTEDNESS INCURRED BY THE AUTHORITY OR DISTRICT OR ITS GOVERNING BODY PRIOR TO THE EFFECTIVE DATE OF THE ABOLISHING ORDINANCE OR RESOLUTION.

(B) ALL EXISTING OBLIGATIONS, WHETHER BONDED INDEBTEDNESS OR OTHERWISE, OF THE AUTHORITY OR DISTRICT SHALL DEVOLVE UPON AND BE ASSUMED BY THE COUNTY COMMISSIONERS BY OPERATION OF THIS SUBSECTION.

(C) A COPY OF THE ORDINANCE OR RESOLUTION SHALL BE FILED WITH THE STATE DEPARTMENT OF ASSESSMENTS AND TAXATION, WHICH SHALL RECEIVE THEM AND ENDORSE ON THE COPY THE DATE AND TIME OF RECEIPT.

(2) UPON RECEIPT OF THE ORDINANCE OR RESOLUTION BY THE STATE DEPARTMENT OF ASSESSMENTS AND TAXATION, THE CORPORATE EXISTENCE OF THE AUTHORITY OR DISTRICT CEASES, AND THE AUTHORITY OR DISTRICT IS ABOLISHED, AND ALL THE PROPERTY, POWERS, RIGHTS, DUTIES AND OBLIGATIONS THEREOF SHALL DEVOLVE UPON AND BE EXERCISED BY THE COUNTY COMMISSIONERS.

B. CREATION OF A DEPARTMENT OF PUBLIC WORKS; POWERS AND DUTIES GENERALLY. WHERE AN AUTHORITY OR DISTRICT HAS BEEN ABOLISHED, THE COUNTY COMMISSIONERS MAY CREATE A DEPARTMENT OF PUBLIC WORKS, PROVIDE FOR ITS ORGANIZATION AND FUNCTIONS AND DELEGATE TO THE DEPARTMENT ALL OR ANY DELEGABLE ADMINISTRATIVE DUTIES OR POWERS PROVIDED IN ARTICLE 43, § 450, OF THE ANNOTATED CODE OF MARYLAND WHEN AN AUTHORITY HAS BEEN ABOLISHED AND PROVIDED IN ARTICLE 43, § 650, OF THE ANNOTATED CODE OF MARYLAND WHEN A DISTRICT HAS BEEN ABOLISHED. THE DELEGATION MAY IN NO EVENT INCLUDE, WITHOUT LIMITATION, DUTIES OR POWERS PERTAINING TO THE ISSUANCE OF