

BILLS FOR COLLECTION, SUBJECT TO DISCOUNT AND INTEREST ALLOWANCES OR CHARGES AS NOW PROVIDED BY LAW FOR CHARLES COUNTY TAXES ON REAL PROPERTY, AND UPON FAILURE OF PAYMENT OF THE BENEFIT ASSESSMENTS, THEY MAY BE DEDUCTED FROM ANY SURPLUS IN THE HANDS OF THE TREASURER AFTER SALE FOR NONPAYMENT OF STATE AND COUNTY PROPERTY TAXES UNDER PROPER ORDER OF THE CIRCUIT COURT. IN THE ALTERNATIVE, THE LIEN CREATED IN FAVOR OF THE ANNUAL BENEFIT ASSESSMENTS MAY BE ENFORCED BY BILL IN EQUITY OR BY ACTION AT LAW. NO DEED OR CONVEYANCE OF REAL PROPERTY SHALL BE TRANSFERRED BY THE ASSESSOR'S OFFICE UNTIL PROOF OF PAYMENT OF ALL BENEFIT ASSESSMENTS HAS BEEN EXHIBITED TO THE TRANSFER CLERK.

122-9. APPEALS.

ANY INTERESTED PERSON FEELING AGGRIEVED BY THE LEVYING OF ANY BENEFIT ASSESSMENT UNDER THIS ARTICLE SHALL HAVE THE RIGHT TO APPEAL TO THE CIRCUIT COURT FOR CHARLES COUNTY WITHIN THIRTY (30) DAYS AFTER THE FINAL ADOPTION OF THE ORDINANCE BY THE COUNTY COMMISSIONERS, AND THE COURT, SITTING WITHOUT A JURY, IS AUTHORIZED TO HEAR AND DETERMINE WHETHER THE COUNTY COMMISSIONERS ACTED PURSUANT TO THE AUTHORITY GRANTED HEREIN AND WHETHER THE BENEFIT ASSESSMENTS LEVIED PURSUANT TO THE PROVISIONS OF THIS ARTICLE ARE IMPOSED ACCORDING TO LAW.

122-10. INTERPRETATION OF AUTHORITY.

THE AUTHORITY EXTENDED TO THE COUNTY COMMISSIONERS BY THIS ARTICLE SHALL BE IN ADDITION TO, BUT NOT IN SUBSTITUTION OF, THE POWERS HERETOFORE VESTED IN THEM FOR THE IMPROVEMENT OF ROADS IN CHARLES COUNTY.

122-11. DRAINAGE FACILITIES ALONG PUBLIC WAYS.

A. IN ADDITION TO THEIR OTHER POWERS, THE COUNTY COMMISSIONERS MAY PROVIDE FOR THE CONSTRUCTION AND MAINTENANCE OF DRAINAGE FACILITIES ALONG ALL OR ANY PART OF THE STREETS, LANES, ALLEYS AND PUBLIC WAYS OF THE COUNTY, AND ENTER INTO AGREEMENTS WITH ANY PERSON, PARTNERSHIP OR CORPORATION FOR THEIR CONSTRUCTION AND MAINTENANCE.

B. THE COSTS OF THE CONSTRUCTION AND MAINTENANCE OF DRAINAGE FACILITIES PROVIDED UNDER THE AUTHORITY OF THIS SECTION SHALL BE PAID BY A SPECIAL ASSESSMENT LEVIED UPON THE PROPERTY WITHIN THE AREA TO BE SERVED BY THE CONSTRUCTION AND MAINTENANCE OF DRAINAGE FACILITIES.

C. A DRAINAGE FACILITIES DISTRICT MAY BE CREATED BY THE COUNTY COMMISSIONERS AFTER A PUBLIC HEARING AT WHICH TIME