

VETOES

construction; altering a definition; providing that certain costs associated with sidewalks may not result in a decrease in certain county funds; and generally relating to the construction of sidewalks.

BY repealing and reenacting, with amendments,

Article - Transportation

Section 8-630

Annotated Code of Maryland

(1977 Volume and 1989 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That the Laws of Maryland read as follows:

Article - Transportation

8-630.

(a) In this section, "urban highway" means a highway, other than an expressway, that is:

(1) Constructed with a curb and gutter and an enclosed type storm drainage system; or

(2) Located in an urban area and [on] which [is located a public facility that] creates appreciable pedestrian traffic along the highway from adjacent areas.

(b) [(1) At the request of the government of any county, with the approval of a majority of the members of the General Assembly from the county and the elected county executive, if any, the Administration shall include the construction of sidewalks in any urban highway project.

(2) The request and approval shall be made to the Administration before it presents its annual highway construction program to the General Assembly for consideration and inclusion in the budget.]

(1) SIDEWALKS SHALL BE CONSTRUCTED AT THE TIME OF CONSTRUCTION, ~~OR~~ RECONSTRUCTION, OR MAJOR REHABILITATION, OR REHABILITATION OF AN URBAN HIGHWAY UNLESS THE ADMINISTRATION DETERMINES THAT:

(I) THE CONSTRUCTION OF SIDEWALKS WOULD NOT BE ESSENTIAL ~~CONTRARY~~ TO PUBLIC SAFETY;

(II) THE COST OF CONSTRUCTING THE SIDEWALKS WOULD BE TOO GREAT IN RELATION TO THE NEED FOR THEM OR THEIR PROBABLE USE; OR

(III) ANY OTHER FACTOR, INCLUDING ENVIRONMENTAL AND COMMUNITY IMPACT, INDICATES THAT THERE IS NO NEED FOR SIDEWALKS.