

by airport zoning regulations adopted under this sub-title because of constitutional limitations; or (c) it is advantageous to make aerial approaches to an airport safe and maintain them in that condition by the acquisition of property rights or interests rather than by airport zoning regulations; or (d) any zoning regulation or any order, requirement, decision or determination issued or made by an authority having the power to do so interferes with the use or enjoyment of private property, or otherwise infringes upon private property rights to such an extent that it would be a taking of private property without just compensation under the provisions of the Constitution of the United States or the Constitution of Maryland, the political subdivision owning, controlling or operating the particular airport affected may acquire by purchase, grant, lease, or condemnation in the manner set forth in Article 33A of the Annotated Code of Maryland (1939 Edition), or in the manner provided by law under which such political subdivision may be empowered to acquire property for public purposes, other than street purposes, such as air right, easement or other right, title or interest in property as may be necessary or proper to eliminate the airport hazard or to protect the said aerial approaches or to effectuate the purposes of this sub-title.

(i) (Validity.) In case it should be judicially determined that any word, phrase, clause, item, sentence, paragraph or section of this sub-title, or the application thereof to any person or circumstances, is invalid, the remaining provisions and the application of such provisions to other persons or circumstances shall not be affected thereby, it hereby being declared that such remaining provisions of this sub-title without the word, phrase, clause, item, sentence, paragraph or section, or the application thereof, so held invalid, would have been enacted.

This sub-title shall not apply to or be applicable in Baltimore County, nor to any airport nor any property or property interest located in whole or in part in Baltimore County, as to the part located therein.

STATE AIRWAYS

17. (State Airways.) The Commission may designate, design, and establish, expand, or modify a State airways system which will best serve the interest of the State. It may chart such airways system and arrange for publication and distribution of such maps, charts, notices and bulletins relating to such airways as may be required in the public interest. The system shall be supplementary to and coordinated in design and operation with the federal airways system. It