

shall be fined not less than One Hundred Dollars (\$100.00) nor more than Five Hundred Dollars (\$500.00).

230N. From and after the time when a Planning Commission shall have control over subdivisions as provided in Section 230-I of this sub-title, the jurisdiction of the Planning Commission over plats shall be exclusive within the territory under its jurisdiction, and all statutory control over plats or subdivisions of land granted by other statutes shall, insofar as in harmony with the provisions of this sub-title be deemed transferred to the Planning Commission of Howard County.

230-O. Any person, persons, taxpayer, officer, department, board or bureau of the County, jointly or severally, aggrieved by any decision of said Planning Commission may within thirty days after the filing of such decision in the office of the Planning Commission appeal to the Circuit Court for Howard County. Upon the hearing of such appeal, the decision of the Planning Commission shall be presumed by the Court to be proper and to best serve the public interest. The burden of proof shall be upon the appellant, or appellants, to show that the decision complained of was against the public interest and that the Planning Commission's discretion in rendering its decision was not honestly and fairly exercised, or that such decision was arbitrary, or procured by fraud, or unsupported by any substantial evidence, or was unreasonable, or that such decision was beyond the powers of said Planning Commission and was illegal. The said Court shall hear all such appeals without the intervention of a jury and shall have the power to affirm, modify, or reverse in part or in whole any decision appealed from and may remand any case for the entering of a proper order or for further proceedings, as the court shall determine.

An appeal may be taken to the Court of Appeals of Maryland from any decision of the Circuit Court for Howard County.

The Planning Commission shall take no action to enforce any order appealed from while said appeal is pending in Court.

SEC. 2. *And be it further enacted, That all Acts and parts of Acts inconsistent with the provisions of this Act are hereby repealed to the extent of such inconsistency.*

SEC. 3. *And be it further enacted, That in the event that any part of this Act shall be found to be invalid by any court of competent jurisdiction, the remaining parts of the Act shall continue in full force and effect.*

SEC. 4. *And be it further enacted, That this Act is hereby declared to be an emergency Act and necessary for the im-*