

or is unable to be present, then the appointing authority shall designate another person or persons with similar qualifications as the absent member or members to so serve; all cases shall be heard and determined by a full Board unless all parties involved agree to the contrary. In cases where the Commission determined that valid and marketable title cannot be obtained without a Court proceeding, and the return of an inquisition by a jury, then and in those cases the Board shall not hear and determine such cases, but same shall be filed as a condemnation case in the appropriate Court as provided by law. In cases where some person having an interest in the property to be acquired is a non-resident of the State and will not accept service and agree to the Board's jurisdiction said cases shall also be filed directly in the appropriate Court for judicial determination. All cases certified to said Board shall be disposed of and terminated not more than five (5) months after being certified to said Board unless a longer period be agreed to in writing by both parties and approved by the Chairman of said Board, AND IN SUCH CASES THE VALUE OF THE PROPERTY SHALL BE DETERMINED AS OF THE DATE OF THE FILING OF THE PLATS AND MAPS AS AFORESAID.

9-I. In the event either the Commission or the property owner shall be dissatisfied with the findings and award of the Board of Property Review either shall have the right, within thirty (30) days therefrom, of appeal to the Circuit Court for the County or the Superior Court for Baltimore City, as the case may be, in whichever jurisdiction the property is situated. Upon appeal the case shall be heard and determined under the procedure set forth in Article 89B and 33A of the Annotated Code of Maryland (1951 Edition). In cases where the appeal is sought by the property owner he shall so notify the Commission in writing and it shall be the duty of the Commission to prepare and file the condemnation case in the proper Court, as aforesaid, and the case shall be heard de novo and as if there had been no hearing before the Board of Property Review. If the Commission shall have failed to acquire title to the property and ascertained the amount to be paid for same within one year from the date the plats or maps are recorded, as aforesaid, or have failed to file a condemnation suit in the proper Court, as aforesaid, then, and in such case, the value of the property shall no longer remain fixed but shall be determined as of the time of acquisition. BE DETERMINED AS OF THE DATE THE PLATS OR MAPS WERE RECORDED BUT SHALL BE DETERMINED AS OF THE TIME OF ACQUISITION UNLESS THE VALUE BE LESS AT THE TIME OF ACQUISITION AND THEN, IN SUCH CASES, THE VALUE SHALL BE DETERMINED AS OF THE RECORDATION DATE.

9J. The Commission is hereby empowered to acquire, under the procedure set forth in the foregoing sections or under the appropriate sections of Articles 89B and 33A of the Code (1951 Edition), property other than needed for highway purposes along controlled or limited access highways when such property is cut off from suitable access to a public road because of the construction or reconstruction of any controlled or limited access highway. The said Commission is further empowered to acquire by condemnation land and property rights necessary to provide a right of way or entrance to a public road from any property that has been denied access because