

however, that any party upon whom said assessment may be levied under this sub-section may protest or appeal said assessment, in the same manner under the law of the said county, or city, town, village or special taxing area levying such assessment, as may any other party otherwise entitled to protest or appeal under said law, provided however that the city, town, village or special taxing area may in its discretion pay all or part of the costs so assessed by the County against the properties within its jurisdiction.

(c) Nothing in this section shall be construed to affect state roads, except to the extent that Montgomery County participates in payment of the cost of construction pursuant to agreement with the State Roads Commission.

SEC. 2. *And be it further enacted, That this Act shall take effect June 1, 1957.*

Approved March 25, 1957.

CHAPTER 321

(Senate Bill 396)

AN ACT to repeal and re-enact, with amendments, Section 22 of Article 66B of the Annotated Code of Maryland (1951 Edition), title "Zoning and Planning", sub-title "Title 2—Zoning", relating to the decision and order made by the Circuit Court of any county in certain cases involving zoning matters and providing that an appeal may be taken therefrom to the Court of Appeals of Maryland.

SECTION 1. *Be it enacted by the General Assembly of Maryland, That Section 22 of Article 66B of the Annotated Code of Maryland (1951 Edition), title "Zoning and Planning", sub-title "Title 2—Zoning", be and it is hereby repealed and re-enacted, with amendments, to read as follows:*

22. (Board of Appeals.) *(a) The council shall provide for the appointment of a Board of Appeals, and in the regulations and restrictions adopted pursuant to the authority of this sub-title may provide that the said Board of Appeals may, in cases where it is exceptionally difficult if not impossible to comply with the exact provisions of the ordinance, make such variation as will prevent unwarranted hardship or injustice and at the same time most nearly accomplish the purpose and intent of the regulations of the zoning plan.*

(b) The Board of Appeals shall consist of three members. The term of office of the members of the board shall be three years. They shall be appointed by the mayor, confirmed by the council, and removable for cause, upon written charges, and after public hearing.

EXPLANATION: *Italics indicate new matter added to existing law.*

[Brackets] indicate matter stricken from existing law.

CAPITALS indicate amendments to bill.

~~Strike out~~ indicates matter stricken out of bill.