

78A. SPECIAL PROCEDURE IN MONTGOMERY COUNTY.

IN MONTGOMERY COUNTY, A FINAL DECISION OF THE DISTRICT COUNCIL ON ANY APPLICATION FOR A MAP AMENDMENT MAY, WITHIN 30 DAYS AFTER THE DECISION IS RENDERED BY RESOLUTION OF THE COUNCIL, OR WITHIN 30 DAYS AFTER THE FINAL DECISION OF THE COUNCIL ON A PETITION FOR RECONSIDERATION, BE APPEALED BY ANY PERSON AGGRIEVED BY THE DECISION TO THE CIRCUIT COURT FOR THE COUNTY, WHICH SHALL HAVE POWER TO AFFIRM THE DECISION OF THE DISTRICT COUNCIL OR, IF SUCH DECISION IS NOT IN ACCORDANCE WITH THE LAW, TO REVERSE SUCH DECISION, WITH OR WITHOUT REMANDING THE CASE FOR REHEARING, AS JUSTICE MAY REQUIRE. WHENEVER ANY SUCH APPEAL IS TAKEN, A COPY THEREOF SHALL BE SERVED ON THE DISTRICT COUNCIL BY THE CLERK OF THE COURT, AND THE DISTRICT COUNCIL SHALL PROMPTLY GIVE NOTICE OF THE APPEAL TO ALL PARTIES TO THE PROCEEDING BEFORE IT AND SHALL, WITHIN 15 DAYS AFTER THE FILING OF THE APPEAL, FILE WITH THE COURTS THE ORIGINALS OR CERTIFIED COPIES OF ALL PAPERS AND EVIDENCE PRESENTED TO THE COUNCIL IN THE PROCEEDING BEFORE IT, TOGETHER WITH A COPY OF ITS OPINION AND RESOLUTION. ANY PARTY TO THE PROCEEDING IN THE CIRCUIT COURT AGGRIEVED BY THE DECISION OF SAID COURT MAY APPEAL FROM SUCH DECISION TO THE COURT OF APPEALS. THE REVIEW PROCEEDINGS PROVIDED BY THIS SUB-SECTION SHALL BE EXCLUSIVE.

79. Special Procedure in Prince George's County.

(a) *Stenographic record.*—~~There~~ IN PRINCE GEORGE'S COUNTY THERE shall be a stenographic record made by a duly authorized and competent stenographer or reporter of all hearings on petitions for zoning map amendments as provided herein. The stenographic record made shall not be destroyed until the time for appeal or rehearing on any petition for zoning map amendments has expired.

(b) *Filing fees; transcript.*—The person, corporation, or party making application for a zoning map amendment at the time of paying the advertising costs shall pay an additional filing fee of five dollars (\$5.00). Any person, corporation, or party noting an appeal from the decision of the District Council, or who or which for any reason shall request a transcript to be transcribed as herein provided, shall pay to the County Commissioners of Prince George's County the cost or estimated costs of transcribing the stenographic record.

(c) *Notice to near-by property owners.*—Each District Council is empowered to include in its regulations provisions for additional notice of the public hearing on any proposal for amendment of its zoning plan or regulations, to be given to the owners (as they appear on the assessment rolls of the County) of properties adjoining or across the road from, or in the same block as, or in the general vicinity of, the properties involved in the proposed amendment. Such notice may be given by mail or by posting of the notice on or in the vicinity of the properties involved in the proposal or both.