

at the election of either party [; provided such appeal shall be taken within thirty days from the date such determination was made or such proceedings were had] and the judgment rendered thereupon shall be final between the parties thereto.

SEC. 21. *And be it further enacted*, That sub-section (U) of Section 5 of Article 25A of the Code, titled "Chartered Counties of Maryland", sub-title "Express Powers" be and it is hereby repealed and re-enacted, with amendments as follows:

5. (U).

To enact local laws providing (1) for the establishment of a county board of appeals whose members shall be appointed by the county council; (2) for the number, qualifications, terms, and compensation of the members; (3) for the adoption by the board of rules of practice governing its proceedings; and (4) for the decision by the board on petition by any interested person and after notice and opportunity for hearing and on the basis of the record before the board, of such of the following matters arising (either originally or on review of the action of an administrative officer or agency) under any law, ordinance, or regulation of, or subject to amendment or repeal by, the county council, as shall be specified from time to time by such local laws enacted under this subsection: An application for a zoning variation or exception or amendment of a zoning ordinance map; the issuance, renewal, denial, revocation, suspension, annulment, or modification of any license, permit, approval, exemption, waiver, certificate, registration, or other form of permission or of any adjudicatory order; and the assessment of any special benefit tax: Provided, that *upon* any decision by a county board of appeals *it shall file an opinion which shall include a statement of the facts found and the grounds for its decision.* [, may, within 30 days after the decision is rendered, be appealed by a] Any person aggrieved by the decision of the board and a party to the proceeding before it [,] *may appeal* to the circuit court for the county which shall have power to affirm the decision of the board, or if such decision is not in accordance with law, to modify or 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 board by the clerk of the court and the board shall promptly give notice of the appeal to all parties to the proceedings before it and shall, within 15 days after the filing of the appeal, file with the court the originals or certified copies of all papers and evidence presented to the board in the proceeding before it, together with a copy of its opinion which shall include a statement of the facts found and the grounds for its decision.] 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 subsection shall be exclusive.

SEC. 22. *And be it further enacted*, That Section 645E of Article 27 of the Code, title "Crimes and Punishments", sub-title "Post Conviction Procedure" be and it is hereby repealed and re-enacted, with amendments, to read as follows: