

(2) THAT THE EXTENSION OF SUCH FACILITIES BEYOND THE CORPORATE LIMITS OF ANY MUNICIPALITY AFTER JUNE 1, 1963 SHALL BE SUBJECT TO THE APPROVAL AND AUTHORITY OF THE COMMISSION, EXCEPT THAT SUCH APPROVAL SHALL NOT BE REQUIRED IN THE EVENT OF ANNEXATION PURSUANT TO ARTICLE 23A OF THE ANNOTATED CODE OF THE PUBLIC GENERAL LAWS OF MARYLAND; AND

(3) THAT THE MERGER OF THE EDGEWOOD SANITARY DISTRICT WITH THE HARFORD COUNTY SANITARY DISTRICT, SHALL IN NO MANNER AFFECT OUTSTANDING BONDS.

407. *Acquisition — condemnation.*

(a) *Whenever it is deemed necessary by the Commission to take or acquire any land, structure, or buildings, or any stream bed, waterway, water rights, or watershed, either in fee or as an easement, within or without Harford County, for the construction, extension or maintenance of any water main, sewer, or appurtenance thereof, or any sewage treatment plant, reservoir, water treatment plant, storage tank, or pumping station or for the execution by the Commission of any other power or function vested in it by this subtitle, the Commission, if it be unable to acquire the property or right by purchase, may condemn the property or right by proceedings in the Circuit Court for the county in which the property or right is located, as provided for condemnation of land by public service corporations in the Public General Laws of Maryland, now or hereafter in effect; and the Commission may likewise condemn the interest of any tenant, lessee, or other person having any right or interest in the property or right. At any time after ten days after the return and recordation of the verdict or award in such proceedings, the Commission may enter and take possession of the property so condemned, upon first paying to the Clerk of the Court the amount of the award and all costs taxed to that date, notwithstanding any appeal or further proceedings upon the part of the defendant. At the time of said payment, however, the Commission shall give its corporate undertaking to abide by and fulfill any judgment in any such appeal or further proceedings provided, however, that the Commission shall have no authority to condemn sewage, water, or drainage facilities owned and operated by the municipalities of Havre de Grace, Aberdeen, and Bel Air.*

(b) *In the condemnation of privately-owned water or sewerage systems the jury shall take into consideration as a part of its award any payment, contribution, or tax upon the respective lot owners or purchasers toward the construction of said system, and where said system or systems have been built in connection with or for the purpose of developing home sites, subdivisions, or villages, or by any individuals, firm, or corporation, and such system or systems have been offered as an inducement for the purchase of lot or land therein, the jury shall deduct from the determined value of the plant or system such sum as it may reasonably determine was added to the purchase price of the land or lots in the sale thereof for the purpose of constructing said systems.*

(c) *Privately-owned systems shall be taken under condemnation*