

CHAPTER 110  
(Senate Bill 481)

AN ACT to repeal and re-enact, with amendments, Sections 359 (c) and 360 of the Code of Public Local Laws of Allegany County (1963 Edition, being Article 1 of the Code of Public Local Laws of Maryland) title "Allegany County," subtitle "LaVale Zoning District," to provide that members of the LaVale Zoning Board be provided with funds to cover the expenses incurred in the performance of their duties and to further provide that appeals from such zoning board to the Circuit Court for Allegany County need not be heard de novo by the Court.

SECTION 1. *Be it enacted by the General Assembly of Maryland,* That Sections 359 (c) and 360 of the Code of Public Local Laws of Allegany County (1963 Edition, being Article 1 of the Code of Public Local Laws of Maryland), title "Allegany County," subtitle "LaVale Zoning District," be and they are hereby repealed and re-enacted, with amendments, to read as follows:

359.

(c) The election of a member to said Board in the 1958 general election, and all subsequent elections, shall be upon the same terms and conditions as set forth above, and also shall be conducted by the Board of Election Supervisors of Allegany County simultaneously with the balloting for all other elective offices. At all these subsequent elections, beginning with the election of 1958, all candidates for office must have their petitions fully certified and presented to the Chairman of the Board of Election Supervisors at least sixty (60) days prior to such election. The person elected to office at the 1958 election shall hold office for a period of six years. In a similar manner, the member elected to serve until 1960 shall be replaced or re-elected at the 1960 election, and the candidate elected to serve until 1962 shall be replaced or re-elected at the 1962 election. Thereafter members of the Board whose terms expire shall be replaced or re-elected every two years for a term of six years. The Chairman of the Board shall be chosen by its members after each general election. Members of the Board shall serve without compensation [.] , *but shall be provided with funds to cover the expenses incurred in the performance of their duties.* In the event of the removal from office of any member, or his failure to qualify, or his death in office, or for his inability to serve for any reason whatsoever, this subtitle shall not fail for want of a member of the Board, but in all such cases the Board of County Commissioners for Allegany County shall appoint a person to serve as a member of the Board to fill the unexpired term of the member of the Board. In the event that the original Board cannot or is not for any reason whatsoever elected at the June 18, 1957, referendum and election, the Board of County Commissioners of Allegany County shall appoint the entire Board as aforesaid. The LaVale Zoning Board shall exercise such duties, powers and authority as may be necessary and advisable for the proper administration and enforcement of this subtitle.

360.

Any person, persons, taxpayer or officer of the District, jointly or severally aggrieved by any decision of the LaVale Zoning Board

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