

with and as part of the construction of a water or sewer lateral line, as the case may be, where the property to which the connection is made has not been assessed a front foot benefit charge under Section 83-71 (71-19) of this subtitle, and in such event the ~~cost of~~ *the deferred portion of the charge for the connections shall be [a part of] collected by the benefit charge assessment and procedure made under [said] Section 83-71(k) (71-19(k)). Further, where the water or sewer lateral line has previously been constructed or the property for which an application for connection is made has been assessed a benefit charge under Section 83-71 (71-19) AND IS IN AN AGRICULTURAL, SMALL ACREAGE OR RESIDENTIAL CLASS, the Commission may provide for a deferred or installment basis of payment for all or a portion of the water and sewer connection charges for such classes of property as the Commission may determine that a deferred or installment basis payment is appropriate SINGLE FAMILY RESIDENTIAL UNITS, WITH INDIVIDUAL WATER OR SEWER HOUSE CONNECTIONS, and where such procedures are established and availed of by an applicant for connection requesting the deferred payment method, the installation of the connection shall be an additional benefit to the property so connected for which it shall be liable for payment until the deferred charge has been amortized, pursuant to such schedule as the Commission may find to be required. The connection charge benefit assessment shall be payable as provided for by Section 83-71(k) (71-19(k)). In adopting, or amending from time to time any rules or regulations under this Section, and in establishing or modifying the water or sewer connection charges the Commission shall fulfill the requirements of Section 83-59 (71-8). Agreements which the Commission may have entered into with the owner of any property for the installation of a water or sewer house connection on a deferred basis which provide for the liability of the property for the deferred portion of such connection charge, entered into under the provisions of this Section as enacted by Chapter 753 of the Acts of 1969 and prior to the effective date of this 1970 amendment to Section 83-80A (71-28A) are confirmed in validity and the Commission is authorized to implement the collection of the deferred portion by establishing a benefit charge against the property therefor, and collect the same, as is specified in Section 83-71(k) (71-19k).*

SEC. 2. *And be it further enacted, That if any word, phrase, clause, sentence or any part or parts of this Act shall be held unconstitutional by any court of competent jurisdiction such unconstitutionality shall not affect the validity of the remaining parts of this Act or of any other section thereof.*

SEC. 3. *And be it further enacted, That this Act is hereby declared to be an emergency measure and necessary for the immediate preservation of the public health and safety and having been passed by a ye and nay vote supported by three-fifths of all the members elected to each of the two houses of the General Assembly, the same shall take effect from the date of its passage.*

Approved April 22, 1970