

planning and zoning within an area annexed five years after the area is finally annexed by it over which the Maryland National Capital Park and Planning Commission had jurisdiction prior to the annexation NO MUNICIPAL CORPORATION ANNEXING LAND MAY, FOR A PERIOD OF FIVE YEARS FOLLOWING ANNEXATION, PLACE SUCH LAND IN A ZONING CLASSIFICATION WHICH PERMITS A LAND USE SUBSTANTIALLY DIFFERENT FROM THE USE FOR SUCH LAND SPECIFIED IN THE CURRENT AND DULY ADOPTED MASTER PLAN OR PLAN OF THE COUNTY OR AGENCY HAVING PLANNING AND ZONING JURISDICTION OVER SUCH LAND PRIOR TO ITS ANNEXATION.

SECTION 1. *Be it enacted by the General Assembly of Maryland,* That Section 9(c) of Article 23A of the Annotated Code of Maryland (1966 Replacement Volume), title "Corporations—Municipal," subtitle "Home Rule," is hereby repealed and re-enacted, with amendments, to read as follows:

9.

(c) No municipal corporation which is subject to the provisions of said Article 11E shall so amend its charter or exercise its powers of annexation, incorporation or repeal of charter as to affect or impair in any respect the powers relating to sanitation, including sewer, water and similar facilities, and zoning, of the Washington Suburban Sanitary Commission or of the Maryland-National Capital Park and Planning Commission. ~~Except that [where] five years after any area is finally annexed to a municipality authorized to have and having then a planning and zoning authority, the said municipality shall then assume [have] exclusive jurisdiction over planning and zoning within the area annexed; provided that nothing in this exception shall be construed or interpreted to grant planning and zoning authority to a municipality not authorized to exercise such authority at the time of such annexation~~ EXCEPT THAT WHERE ANY AREA IS ANNEXED TO A MUNICIPALITY AUTHORIZED TO HAVE AND HAVING THEN A PLANNING AND ZONING AUTHORITY, THE SAID MUNICIPALITY SHALL HAVE EXCLUSIVE JURISDICTION OVER PLANNING AND ZONING WITHIN THE AREA ANNEXED; PROVIDED NOTHING IN THIS EXCEPTION SHALL BE CONSTRUED OR INTERPRETED TO GRANT PLANNING AND ZONING AUTHORITY TO A MUNICIPALITY NOT AUTHORIZED TO EXERCISE SUCH AUTHORITY AT THE TIME OF SUCH ANNEXATION; AND FURTHER PROVIDED, THAT NO MUNICIPALITY ANNEXING LAND MAY FOR A PERIOD OF FIVE YEARS FOLLOWING ANNEXATION, PLACE SUCH LAND IN A ZONING CLASSIFICATION WHICH PERMITS A LAND USE SUBSTANTIALLY DIFFERENT FROM THE USE FOR SUCH LAND SPECIFIED IN THE CURRENT AND DULY ADOPTED MASTER PLAN OR PLAN OF THE COUNTY OR AGENCY HAVING PLANNING AND ZONING JURISDICTION OVER SUCH LAND PRIOR TO ITS ANNEXATION.

SEC. 2. *And be it further enacted,* That this Act shall take effect July 1, 1971, AND BE IT FURTHER ENACTED, THAT THIS ACT IS HEREBY DECLARED TO BE AN EMERGENCY MEAS-