

(b) As soon as practicable after the authorization of any road construction pursuant to this Section, the County Executive shall forward to the County Council a written report recommending proposed assessments based on the estimated cost of such construction. Such report shall describe the work to be done and shall state, with particularity, what portion of the cost of such construction is recommended to be borne by the adjacent properties and what portion, if any, of such cost is recommended to be borne by the County in accordance with the provisions of the Road Construction Code in force at the time. Such recommendations shall be based upon the actual costs of publication of notices, the conduct of hearings, advertising for bids, engineering and the anticipated costs of financing to be incurred prior to the passage of the assessment resolution by the Council. Such recommendations for the assessment of costs shall be computed on the basis of linear frontage of such adjacent properties except as otherwise provided in this Article and in the Montgomery County Road Construction Code in effect at the time. The report shall also contain an estimate of the amount in dollars of the portion of cost to be borne by such adjacent properties.

SEC. 17. Section 24-34, Chapter 24, title "Streets and Roads," of the Montgomery County Code 1965, is hereby repealed in its entirety and a new Section 24-34 is hereby added in lieu thereof to read as follows:

24-34. Same—Assessment of costs by County Council.

Upon completion of any road construction authorized pursuant to Section 24-33 of this Code, the County Executive shall forward his final recommendations for assessments to the Council. The Council shall by resolution assess the costs thereof against the adjacent properties pursuant to the Montgomery County Road Construction Code in force at the time and subject to the limitations of Section 24-31 of this Code. Such assessments shall be computed on the basis of the linear frontage of such properties except as otherwise provided in Section 24-37, of this Code, and in the Road Construction Code. Any adjustments in the recommended assessments necessitated by the actual cost of financing incurred prior to the adoption of the assessment resolution being greater or less than the anticipated cost of such financing shall be made prior to the adoption of the assessment resolution. Nothing herein shall be construed to prohibit the County Council from making any increase or decrease in recommended assessments as it may find necessary in accordance with Section 24-31 and other provisions of law. Such assessment shall be final upon adoption of the resolution; provided, that any person aggrieved by such assessment may appeal within thirty (30) days after the date of mailing of the notice thereof to the Circuit Court for Montgomery County.