

of the hearing conducted pursuant to Section 24-32 of this Code and the error, inadvertence or oversight did not occur prior to the date of such hearing and was not contained in any notice thereof, but if such error, inadvertence or oversight occurred prior to such hearing or was contained in any notice thereof, it shall not be corrected unless the property owner or owners affected by such correction are given adequate notice and an opportunity to be heard.

SEC. 24. Section 24-42, Chapter 24, title "Streets and Roads," of the Montgomery County Code 1965, is hereby repealed and re-enacted, with amendments, to read as follows :

24-42. Indebtedness.

The County is hereby authorized, by resolution of the Council, to borrow such sums from time to time upon its faith and credit as may be needed for financing construction authorized by this Article and to issue its negotiable certificates of indebtedness therefor. Nothing in this Article contained shall prevent or limit the issuance by the County of bonds or other evidences of indebtedness for road or any other purposes pursuant to authority of any other laws heretofore or hereafter enacted.

SEC. 25. Section 24-43, Chapter 24, title "Streets and Roads," of the Montgomery County Code 1965, as amended, is hereby repealed and re-enacted, with amendments, to read as follows :

24-43. By resolution of Council; hearing, recommendations, etc.

(a) Upon application by the County, any governmental agency, or any person, roads or storm drainage rights-of-way may be abandoned or closed by resolution of the Council adopted in accordance with the requirements of this Article. No such resolution shall be adopted until after the Council has received and considered the report of the County Executive on the proposal for the abandonment or closing.

(b) The County Executive or his designee shall hold a public hearing on each application for abandonment or closing as soon as practicable following receipt of notice from the Secretary to the County Council of the filing of such application. Written notice of such hearing shall be sent by certified or registered mail at least fifteen days prior to such hearing, to all property owners whose property abuts the road, storm drainage, or other right-of-way proposed to be closed or abandoned as the owners of such property are listed in the assessment records of the Department of Finance. Failure of any property owner to receive notice pursuant to this Section shall not invalidate the proceedings or any otherwise valid action taken thereafter by the Council.

(c) Following the hearing held pursuant to this Section, the County Executive shall forward his report based upon the record of