

County Executive who may from time to time change such fees to an amount not to exceed the cost of the services provided therefor.

SEC. 2. Section 88-7, Chapter 88, title "Health and Sanitation," of the Montgomery County Code 1965, is hereby repealed in its entirety.

SEC. 3. Severability.

The provisions of this Act are severable and if any provision, sentence, clause, section or part thereof is held illegal, invalid or unconstitutional or inapplicable to any person or circumstances, such illegality, invalidity or unconstitutionality, or inapplicability shall not affect or impair any of the remaining provisions, sentences, clauses, sections or parts of the Act or their application to other persons or circumstances. It is hereby declared to be the legislative intent that this Act would have been adopted if such illegal, invalid or unconstitutional provision, sentence, clause, section or part had not been included therein, and if the person or circumstances to which the Act or any part thereof is inapplicable had been specifically exempted therefrom.

SEC. 4. Effective date.

This Act shall take effect on December 7, 1970.

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CHAPTER 10

(BILL NO. 32-70)

AN ACT to amend Chapter 2, title "Administration," of the Montgomery County Code 1965, by repealing and re-enacting, with amendments, Section 2-87, title "Powers, duties and functions," and Section 2-92, title "Appeals from decisions," to provide that members of the County Board of Appeals for Montgomery County be appointed by the County Council following receipt of recommendations from the County Executive; to empower the Board to hear appeals that may be authorized by either law, ordinance or resolution of the Council; and to require the Board to file the record on appeal to the Circuit Court within the time limit set by the Maryland Rules of Procedure.

*Be It Enacted by the County Council for Montgomery County, Maryland, that—*

SEC. 1. Section 2-87, Chapter 2, title "Administration," of the Montgomery County Code 1965, is hereby repealed and re-enacted, with amendments, to read as follows: