

jurisdiction of any other district or in the vicinity thereof, when the property owners of [said] THE area [shall] agree to the charges, assessments and conditions that may be imposed by the commission as hereinbefore outlined. When an offer by the commission to purchase in the manner provided under § 665 of this subtitle, a water or sewerage system constructed under the provisions of this section, is rejected or not accepted within ninety (90) days by the developer or builder, the commission shall have the right to proceed in condemnation under the provision of [Article 33A] TITLE 12 OF ARTICLE 21 OF THIS CODE.

666A.

Whenever it [shall be] IS deemed necessary by the commission to take or acquire any land, structures or buildings, or any stream bed, waterway, water rights, or watershed, either in fee or as an easement, within or without a district, for the construction, extension or maintenance of any water main, sewer, or appurtenance of [such] A main or sewer, or for any sewage disposal plant, reservoir, water purification plant, tank or pumping station, or for the construction, extension or maintenance of any project it may deem necessary for carrying out the provisions of this subtitle, the commission may purchase the same from the owners or failing to agree with the owner or owners thereof, may condemn the same by proceedings in the circuit court for the county in which said land, structures or buildings, stream bed, waterway, water rights, or watershed are situated, as [now] provided for condemnation of land under [Article 33A of the Annotated] TITLE 12 OF ARTICLE 21 OF THIS Code [of Maryland (1957 Edition), as from time to time amended]; provided, however, that land used for cemetery purposes may not be condemned until and unless the commission shall have first adopted a resolution, on the affirmative vote of a majority of the commission members from the county wherein such cemetery land is located, declaring that it is necessary for the public health and safety to acquire the same, or an easement therein, immediately by condemnation; and, in that event, land used for cemetery purposes, either public or private, or an easement therein may be condemned provided the land or easement sought to be acquired by the commission is for the purpose of the installation of sewer lines or water lines, which [said] lines shall be constructed below the surface of the earth and enclosed; and further provided that the land or easement to be acquired shall not disturb any existing grave, grave marker or monument, or any grave site the title to which has been transferred as a result of a bona fide sale or exchange or in which burial rights have vested or been transferred as a result of a bona fide sale or exchange, and [said] THE commission may likewise condemn the interest of any tenant, lessee, or other person having an interest in [said] THE land, structure or buildings, stream bed, waterway, water right or watershed.

#### Article 44A.

13.

An authority [shall have the right to] MAY acquire by the exercise of the power of eminent domain any real property which it [may deem] DEEMS necessary for its purposes under this article after the adoption by it of a resolution declaring that the acquisition of the real property described therein is necessary for [such] THOSE purposes. An authority may exercise the power of eminent domain in the manner provided in [Article 33A of the] TITLE 12 OF ARTICLE 21 OF THIS Code [of Public General Laws of Maryland and acts amendatory thereof or supplementary thereto]; or it may exercise the power of eminent domain in the manner provided by any other applicable statutory provisions for the exercise of the power of eminent domain. Property already devoted to a public use may be acquired in like manner, provided that no real property belonging to the city, the State [of] OR any political subdivision thereof may be acquired without its