

MONTGOMERY COUNTY

93A-5. ENFORCEMENT PROCEDURE.

IF THE ENFORCEMENT OF ANY OF THE PROVISIONS OF THIS CHAPTER NECESSITATES THE INSTITUTION OF CRIMINAL OR CIVIL COURT PROCEEDINGS, SUCH PROCEEDINGS SHALL BE INSTITUTED BY THE COUNTY ATTORNEY'S OFFICE AFTER REFERRAL BY THE COMMISSION. THE COUNTY ATTORNEY, AFTER A MATTER HAS BEEN REFERRED BY THE COMMISSION, SHALL INSTITUTE APPROPRIATE LEGAL ACTION, AS PROVIDED BY THIS CHAPTER, OR ANY OTHER APPLICABLE LAW, AGAINST ANY PERSON FOUND BY THE COMMISSION TO BE IN VIOLATION THEREOF; PROVIDED THAT IF THE COUNTY ATTORNEY BELIEVES THAT ADDITIONAL INFORMATION OR ACTION BY THE COMMISSION IS NECESSARY TO ENABLE HIM TO TAKE APPROPRIATE ACTION, HE MAY REFER THE MATTER BACK TO THE COMMISSION FOR SUCH CONSIDERATION. NOTHING HEREIN SHALL LIMIT THE AUTHORITY OF THE COUNTY ATTORNEY TO INITIATE PROSECUTION OR BRING ACTIONS IN LAW OR EQUITY FOR VIOLATION OF ANY LOCAL LAW, ORDINANCE OR REGULATION WHETHER OR NOT THE COMMISSION HAS MADE A FINDING OF A VIOLATION UNDER THIS CHAPTER.

ARTICLE II

OFFICE AND COMMISSION ON LANDLORD-TENANT AFFAIRS

93A-6. OFFICE OF LANDLORD-TENANT AFFAIRS; CREATED, EXECUTIVE DIRECTOR, JURISDICTION.

(A) THERE IS HEREBY ESTABLISHED THE MONTGOMERY COUNTY OFFICE OF LANDLORD-TENANT AFFAIRS WHICH SHALL BE A PRINCIPAL OFFICE OF THE EXECUTIVE BRANCH OF THE COUNTY GOVERNMENT. THE OFFICE SHALL BE THE PRIMARY COUNTY GOVERNMENTAL BODY VESTED WITH THE AUTHORITY FOR IMPLEMENTING THE PROVISIONS OF THIS CHAPTER. THE OFFICE SHALL BE UNDER THE IMMEDIATE CONTROL OF AN EXECUTIVE DIRECTOR WHO SHALL BE APPOINTED UNDER THE MERIT SYSTEM BY THE COUNTY EXECUTIVE, SUBJECT TO THE CONFIRMATION OF THE COUNTY COUNCIL. THE COUNTY EXECUTIVE SHALL APPOINT THE EXECUTIVE DIRECTOR TO THE OFFICE WITHIN THIRTY (30) DAYS OF THE EFFECTIVE DATE OF THIS CHAPTER. THE EXECUTIVE DIRECTOR SHALL APPOINT, UNDER THE MERIT SYSTEM, SUCH OTHER STAFF AND ADDITIONAL PERSONNEL AS MAY BE PROVIDED FOR BY APPROPRIATION FOR HIS OFFICE, AND IN MAKING SUCH APPOINTMENTS, THE EXECUTIVE DIRECTOR SHALL TAKE INTO CONSIDERATION THE RECOMMENDATIONS OF THE COMMISSION. IN PROPOSING A BUDGET FOR THE OPERATION OF THE OFFICE AND IN AUTHORIZING PERSONNEL AND FACILITIES, THE COUNTY EXECUTIVE SHALL TAKE INTO CONSIDERATION THE