

THE SUPERVISORS MAY GO UPON ANY LANDS WITHIN THE DISTRICT TO DETERMINE WHETHER LAND-USE RULES AND REGULATIONS ARE BEING OBSERVED. THE SUPERVISORS MAY PROVIDE, BY ORDINANCE, THAT ANY LAND OCCUPIER WHO SUSTAINS DAMAGES FROM ANY VIOLATION OF THE RULES AND REGULATIONS BY ANY OTHER LAND OCCUPIER MAY RECOVER DAMAGES AT LAW FROM THE OTHER LAND OCCUPIER FOR THE VIOLATION.

REVISOR'S NOTE: This section presently appears as Art. 66C, §97 of the Code. The only changes made are in style.

SEC. 8-310. JURISDICTION TO ORDER COMPLIANCE WITH LAND USE REGULATIONS.

(A) SUPERVISORS MAY SEEK EQUITABLE RELIEF.

IF THE SUPERVISORS OF ANY DISTRICT FIND THAT ANY PROVISION OF THE LAND-USE RULES AND REGULATIONS IS NOT BEING COMPLIED WITH ON ANY PARCEL OF LAND AND THAT NON-COMPLIANCE TENDS TO INCREASE EROSION ON THE LAND, AND IS INTERFERING WITH PREVENTION OR CONTROL OF EROSION ON OTHER LAND IN THE DISTRICT, THE SUPERVISORS MAY SEEK RELIEF IN THE CIRCUIT COURT OF THE COUNTY WHERE THE DISTRICT IS LOCATED.

(B) JOINDER OF LAND OWNER.

IN ANY CASE WHERE THE PERSON IN POSSESSION OF THE LAND IS NOT THE OWNER, THE OWNER OF THE LAND SHALL BE JOINED AS A PARTY DEFENDANT.

(C) FAILURE OF DEFENDANT TO COMPLY WITH DECREE.

THE COURT MAY PROVIDE THAT UPON FAILURE OF THE DEFENDANT TO INITIATE PERFORMANCE OF THE WORK WITHIN THE TIME SPECIFIED BY THE COURT AND COMPLETE IT WITH REASONABLE DILIGENCE, THE SUPERVISORS MAY ENTER ON THE LAND TO PERFORM THE WORK AND BRING THE CONDITIONS OF THE LAND INTO COMPLIANCE WITH THE LAND-USE RULES AND REGULATIONS.

(D) RETENTION OF JURISDICTION; PETITION FOR EXPENSES OF SUPERVISORS.

THE COURT SHALL RETAIN JURISDICTION OF THE CASE UNTIL THE WORK IS COMPLETED. UPON COMPLETION OF THE WORK PURSUANT TO THE ORDER OF THE COURT, THE SUPERVISORS MAY FILE A PETITION WITH THE COURT STATING THE COSTS AND EXPENSES SUSTAINED BY THEM IN PERFORMING