

(E) REVIEW OF WASTE MANAGEMENT CONTRACTS. — ALL CONTRACTS FOR PROJECTS SHALL BE REVIEWED AT LEAST BIENNIALLY BY THE SERVICE AND BY THE OTHER CONTRACTING PARTY, BUT A CONTRACT MAY BE REVIEWED UPON THE REQUEST OF EITHER PARTY AT ANY TIME FOR THE PURPOSE OF RENEGOTIATING RATES, FEES, OR OTHER CHARGES EXACTED BY THE SERVICE.

REVISOR'S NOTE: This subsection is new language derived from Article 33B, section 7(e) of the Code, as amended by Chapter 431, S.B. 755, Acts of 1973.

3-110. PROJECTS TO BE PROVIDED UPON DIRECTION OF SECRETARY OF HEALTH AND MENTAL HYGIENE.

(A) SEWERAGE SYSTEM OR REFUSE DISPOSAL WORKS FOR MUNICIPALITY UPON FAILURE TO COMPLY WITH ORDER UNDER ARTICLE 43, § 393. —

(1) UPON FAILURE OF A MUNICIPALITY TO COMPLY WITH AN ORDER OF THE SECRETARY OF HEALTH AND MENTAL HYGIENE TO PROVIDE A SEWERAGE SYSTEM OR REFUSE DISPOSAL WORKS AS PROVIDED FOR IN ARTICLE 43, § 393 OF THE CODE, THE SECRETARY OF HEALTH AND MENTAL HYGIENE SHALL DIRECT THE SERVICE TO INSTALL OR PUT INTO OPERATION SEWERAGE OR REFUSE DISPOSAL FACILITIES TO SATISFY THE REQUIREMENTS OF THE ORDER.

(2) UPON RECEIPT OF THE DIRECTIVE FROM THE SECRETARY OF HEALTH AND MENTAL HYGIENE, THE SERVICE SHALL PROCEED TO INSTALL AND PUT INTO OPERATION SEWERAGE OR REFUSE DISPOSAL PROJECTS TO COMPLY WITH THE DIRECTIVE. EVERY COST THE SERVICE INCURS TO CONSTRUCT AND OPERATE THE PROJECTS SHALL BE CHARGED TO THE MUNICIPALITY AGAINST WHICH THE ORDER IS ISSUED.

(3) FUNDS TO PAY THE SERVICE FOR CONSTRUCTION AND OPERATION OF PROJECTS MAY BE RAISED UNDER THE PROVISIONS OF ARTICLE 43, § 395 OF THE CODE.

(4) UPON TERMS SATISFACTORY TO THE SERVICE AND THE MUNICIPALITY, THE SERVICE MAY ENTER INTO AN AGREEMENT WITH THE MUNICIPALITY TO CONTINUE TO OPERATE THE SEWERAGE SYSTEM OR REFUSE DISPOSAL WORKS INSTALLED BY THE SERVICE UNDER THE PROVISIONS OF THIS SUBSECTION. IN THIS EVENT, THE MUNICIPALITY SHALL ENTER INTO A CONTRACT WITH THE SERVICE FOR THE ESTABLISHMENT OF A SERVICE DISTRICT AS PROVIDED IN § 3-108(E) OF THIS SUBTITLE.