

of the right of eminent domain, in the manner prescribed by Title 12 of THE REAL PROPERTY Article [21] of [this] THE Code, lands or rights in land or water rights in connection therewith; provided, however, that no property or any interest or estate therein owned by any county, city, town or political subdivision shall be acquired by the exercise of the power of eminent domain without the consent of the governing body of the county, city, town or political subdivision, nor any existing privately owned and operated water, sewerage or solid waste acceptance facility system without the consent of the owners and operators thereof except a privately owned and operated system or facility may be condemned without consent if it is required as an integral part of a sanitary district created under this subtitle or if the system is not being maintained and operated in compliance with applicable laws and regulations of the State. At any time after ten days after the return and recordation of the verdict or award in any condemnation proceedings, the district may enter and take possession of the property so condemned, upon first paying to the clerk of the court the amount of the award and all costs taxed to that date, notwithstanding any appeal or further proceedings upon the part of the defendant. At the time of the payment, however, the district shall give its corporate undertaking to abide by and fulfill any judgment in the appeal or further proceedings.

666A.

Whenever it 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 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 provided for condemnation of land under Title 12 of THE REAL PROPERTY Article [21] of [this] THE Code; 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