

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That Section 3-11(e) of the Washington Suburban Sanitary District Code, (1969 Edition, as supplemented), being also Section 86-3-11(e) of the Code of Local Laws of Montgomery County being Article 16 of the Code of Public Local Laws of Maryland (1972 Edition, as amended), being also Section 83-86A(e) of the Code of Public Local Laws of Prince George's County being Article 17 of the Public Local Laws of Maryland (1963 Edition and 1967 Supplement, as amended) be and it is hereby repealed and re-enacted, with amendments, to read as follows:

Washington Suburban Sanitary District Code

3-11.

(e) Duties of Developers. The Commission is authorized to require the owner of any land who is developing the same to enclose existing drainage streams by means of approved drainage systems or drains, whether located in dedicated streets or otherwise, except in rural areas where side ditches or equivalents may be permitted as specified by the Commission. The Commission may further require the owner to provide performance and maintenance bonds for the maintenance and operation of the system until the same ~~[[istaken over formaintenance]]~~ is taken over for maintenance by the Commission. The Commission will take over for maintenance and operation all storm drainage systems or ~~[[paftrts]]~~ parts thereof which are constructed pursuant to its direction and in accordance with approved plans. The Commission may allow open drainage TO BE CARRIED in a natural undisturbed stream [only when in its judgment no further improvements will be required of such stream at a subsequent date. The Commission may permit] OR IN open improved channels for the carrying of storm water drainage [when the drainage capacity thereof exceeds the capacity of a pipe of seventy-two (72) inches in diameter]. Where open improved channels are permitted, however, the Commission may require easement or ~~[[rights]]~~ RIGHT of way areas and restrict such areas to the planting and maintenance of grass.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 1975.

Approved May 15, 1975.