

(I) PLANT OR REPLANT ANY OF SUCH A HEIGHT AS TO BE AN AIRPORT HAZARD;

(II) ALLOW ANY TO GROW TO SUCH A HEIGHT AS TO BE AN AIRPORT HAZARD; OR

(III) EVEN IF IT IS NONCONFORMING, ALLOW ANY THAT IS AN EXISTING AIRPORT HAZARD TO GROW ANY HIGHER.

(B) POWER OF ADMINISTRATION TO CORRECT.

IF ANY PERSON VIOLATES ANY PROVISION OF THIS SECTION, THE ADMINISTRATION, IN ADDITION TO ANY OTHER REMEDY, MAY INSTITUTE ANY APPROPRIATE JUDICIAL ACTION TO PREVENT, RESTRAIN, CORRECT, OR ABATE THE UNLAWFUL ACTION OR CONDITION.

REVISOR'S NOTE: This section is new language derived from Art. 1A, §8-802(d)(1) and the last sentence of (d)(3).

Subsection (a)(4) of this section is new language added to clarify the intended application of this subtitle to trees and "other vegetation" to the extent that they are or become "airport hazards". (The phrase "or other vegetation" is adopted as a more correct, specific substitution for the phrase, presently appearing in the definition of "tree" in Art. 1A, §1-123: "any object of natural growth".)

The only other changes are in style.

5-505. PERMITS.

(A) PERMIT REQUIRED.

UNLESS HE HAS AN APPROPRIATE PERMIT ISSUED BY THE ADMINISTRATION, A PERSON MAY NOT, IN ANY AIRPORT ZONING DISTRICT:

(1) SUBSTANTIALLY ALTER ANY NONCONFORMING STRUCTURE OR USE; OR

(2) UNDERTAKE OR ALLOW ANY ACTIVITY PROHIBITED BY §5-504 (A) OF THIS SUBTITLE.

(B) APPLICATION FOR PERMIT.

(1) BEFORE ANY WORK THAT REQUIRES A PERMIT UNDER THIS SECTION IS STARTED ON AN OPERATION OR PROJECT AND BEFORE ANY GROWTH THAT REQUIRES A PERMIT UNDER THIS SECTION IS ALLOWED OF A TREE OR OTHER VEGETATION, THE OWNER OF THE LAND OR STRUCTURE SHALL OBTAIN A PERMIT FROM THE ADMINISTRATION.