

(5) PLANT OR BUSINESS OF ANY KIND THAT EMITS SMOKE, GASES, OR ODORS THAT WOULD INTERFERE WITH THE HEALTH, SAFETY, OR GENERAL WELFARE OF THE PUBLIC IN THE USE OF THE AIRPORT;

(6) BUSINESS OR STRUCTURE OF ANY KIND THAT MAY BE DETRIMENTAL TO THE HEALTH, SAFETY, OR GENERAL WELFARE OF THE PUBLIC IN THE USE OF THE AIRPORT; OR

(7) USE THAT WOULD:

(I) CREATE ELECTRICAL INTERFERENCE WITH RADIO COMMUNICATION BETWEEN THE AIRPORT AND AIRCRAFT;

(II) MAKE IT DIFFICULT FOR AIRMEN TO DISTINGUISH BETWEEN AIRPORT LIGHTS AND OTHER LIGHTS;

(III) CAUSE GLARE IN THE EYES OF AIRMEN USING THE AIRPORT;

(IV) IMPAIR VISIBILITY IN THE VICINITY OF THE AIRPORT; OR

(V) OTHERWISE ENDANGER THE LANDING, TAKING OFF, OR MANEUVERING OF AIRCRAFT.

REVISOR'S NOTE: This section presently appears as Art. 1A, §8-802(1).

In items (4), (5), and (6) of this section, the reference "or general welfare" is substituted for "and general welfare". It is unlikely that the General Assembly intended that there be an adverse effect on all three of the public "health", "safety", and "general welfare".

The only other changes are in style.

5-511. PENALTY.

ANY PERSON WHO VIOLATES ANY PROVISION OF THIS SUBTITLE OR OF ANY RULE OR REGULATION ADOPTED BY THE ADMINISTRATION UNDER THIS SUBTITLE IS GUILTY OF A MISDEMEANOR AND ON CONVICTION IS SUBJECT TO A FINE OF NOT MORE THAN \$500 FOR EACH DAY OR PART OF A DAY THAT THE VIOLATION CONTINUES.

REVISOR'S NOTE: This section is new language derived without substantive change from Art. 1A, §8-802(i).

The present minimum penalty of \$25 is deleted to conform to the legislative policy contained in Art. 27, §643 of the Code. That section sets forth the general rule that, notwithstanding a prescribed minimum penalty,