

pursuant to the provisions authorized by this section may be initiated prior to or after the beginning of construction of the whole or any part of the particular facility or project for which the property is being acquired.

(2) Among other things, the declaration of taking filed by the Commission shall:

(i) Name the Commission as plaintiff and the owner or owners of the property being taken as defendants;

(ii) Contain a description of the land or interest in land being taken;

(iii) Specify the estimated fair value of the property being taken; and

(iv) Identify the qualified appraisers who appraised the property being taken.

(3) Notice of the declaration of taking and service of the declaration on the owner or owners of the property being taken shall be accomplished in the same manner as notice and service of petitions for condemnation.

(4) In any subsequent proceeding, the date of filing the declaration of taking, accompanied by the required payment, shall be the operative date for the determination of the fair market value of the property taken and damages, if any, occasioned by the taking.

(5) The Commission's right to enter and take possession of land or interests in land in accordance with provisions enacted pursuant to this section may not be exercised until any environmental impact statement required by the Federal Environmental Protection Agency is completed and the project has been approved.]

SECTION 2. AND BE IT FURTHER ENACTED, That all local legislation enacted by the Montgomery County Council pursuant to the provisions of Section 2-2 of the Code of the Washington Suburban Sanitary District (being also Section 86-2-2 of the Public Local Laws of Montgomery County and Section 83-60A of the Public Local Laws of Prince George's County) is hereby rendered null and void.

SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 1977.

Approved April 29, 1977.

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