

(3) IT IS ADVANTAGEOUS TO MAKE AND KEEP AERIAL APPROACHES TO THE AIRPORT SAFE BY THE ACQUISITION OF PROPERTY RATHER THAN BY AIRPORT ZONING REGULATIONS; OR

(4) ANY ZONING REGULATION OR ANY ACTION OF A ZONING AUTHORITY INTERFERES WITH THE USE OR ENJOYMENT OF PRIVATE PROPERTY OR OTHERWISE INFRINGES ON PRIVATE PROPERTY RIGHTS SO MUCH THAT IT WOULD BE TAKING OF PRIVATE PROPERTY WITHOUT THE JUST COMPENSATION REQUIRED BY THE CONSTITUTION OF THE UNITED STATES OR THE STATE CONSTITUTION.

(B) MANNER OF CONDEMNATION.

ANY CONDEMNATION OF PROPERTY UNDER THIS SECTION SHALL BE UNDER THE LAW BY WHICH THE POLITICAL SUBDIVISION MAY CONDEMN PROPERTY FOR PUBLIC PURPOSES OTHER THAN STREET PURPOSES OR, IF IT HAS NO SUCH LAW, UNDER TITLE 12 OF THE REAL PROPERTY ARTICLE.

REVISOR'S NOTE: This section presently appears as Art. 1A, §8-801(g), revised to conform, to the extent substance permits, to the like provisions of §5-417 of this title.

5-617. ENFORCEMENT AND PENALTIES.

(A) ENFORCEMENT.

(1) EACH POLITICAL SUBDIVISION, BY ACTION OF ITS LEGISLATIVE BODY, MAY PROVIDE FOR THE ENFORCEMENT OF THIS SUBTITLE AND OF ANY RULE, REGULATION, OR ORDINANCE OR OTHER LEGISLATION ADOPTED UNDER IT.

(2) IN ADDITION TO ANY OTHER REMEDY, THE POLITICAL SUBDIVISION OR ITS PROPER AGENCY MAY INSTITUTE OR CAUSE TO BE INSTITUTED ANY APPROPRIATE LEGAL, EQUITABLE, OR CRIMINAL ACTION TO ENFORCE ANY PROVISION OF THIS SUBTITLE OR OF ANY RULE, REGULATION, OR ORDINANCE OR OTHER LEGISLATION ADOPTED UNDER THIS SUBTITLE.

(B) PENALTIES.

ANY PERSON WHO VIOLATES ANY PROVISION OF THIS SUBTITLE OR OF ANY RULE, REGULATION, OR ORDINANCE OR OTHER LEGISLATION ADOPTED BY A POLITICAL SUBDIVISION UNDER THIS SUBTITLE IS GUILTY OF A MISDEMEANOR AND ON CONVICTION:

(1) IS SUBJECT TO THE PUNISHMENT OF FINE OR IMPRISONMENT OR BOTH PROVIDED FOR BY THE POLITICAL SUBDIVISION; OR

(2) IF THE POLITICAL SUBDIVISION DOES NOT PROVIDE FOR ANY PUNISHMENT, IS SUBJECT TO A FINE OF NOT