

CONDEMNATION ONLY IF THE PROPERTY IS LOCATED IN AN AREA ZONED FOR INDUSTRIAL USE OR IN AN UNZONED AREA THAT IS USED FOR AN INDUSTRIAL ACTIVITY.

REVISOR'S NOTE: Subsection (a) of this section is new language derived without substantive change from Art. 89B, §245.

Subsections (b) and (c) of this section are new language derived without substantive change from Art. 89B, §246.

In subsection (a) of this section, the date "January 1, 1968" is substituted for the obsolete and incorrect "June 1, 1967". This change is required to conform to present Art. 89B, §242 - now §8-803(b) of this subtitle - and to avoid an otherwise inappropriate gap as to junk yards created after June 1, 1967, but excepted under §8-803(b), because they "lawfully existed" on January 1, 1968. Apparently, Ch. 678, which substantially amended the present subheading and conformed all other dates in it to refer to "January 1, 1968", inadvertently overlooked the present reference.

8-810. LIMIT ON AUTHORITY TO MAKE EXPENDITURES.

THE ADMINISTRATION MAY NOT SPEND FUNDS UNDER THIS SUBTITLE TO PAY THE COST OF SCREENING OR RELOCATING ANY JUNK YARD UNTIL APPROPRIATE MATCHING FEDERAL FUNDS ARE AVAILABLE TO THIS STATE UNDER THE FEDERAL HIGHWAY BEAUTIFICATION ACT OF 1965.

REVISOR'S NOTE: This section is new language derived from Art. 89B, §248.

The present section provides, somewhat ambiguously: "The {Administration may} expend from its Construction Fund such money in excess of that collected from license fees as is necessary for matching federal funds to accomplish the purposes of this subheading. Provided, however, such funds shall not be expended ... when appropriate matching federal funds are not available...." The reference, in the second sentence, to "such funds" is unclear as to whether it refers, generally, to any funds spent or, more specifically, only to funds "in excess" of collected fees. This revision deletes the first sentence as essentially obsolete and inconsistent with §3-216 of this article on the Transportation Trust Fund and conforms the second sentence to the similar restrictions in §8-735(b) (2) of this title, applicable to the expenditure of any funds for screening or relocation.