

Subsection (a) of this section is new language derived from the exception in present Art. 77, §56D(a).

In subsections (b)(1) and (c)(1) of this section, the word "land" is substituted for "grounds" for uniformity.

In subsection (b)(2) of this section, the present phrase "and are approved by ... article" is deleted as unnecessary.

The only other changes are in style.

As to the sale by the county commissioners of Frederick County of real property that is no longer needed by the Frederick County Board, see Art. 25, §11A of the Code.

4-115. SELECTION OF SCHOOL SITES; PUBLIC HEARING.

(A) BALTIMORE CITY EXCEPTED.

THIS SECTION DOES NOT APPLY TO BALTIMORE CITY.

(B) CONSULTATION WITH PLANNING AGENCIES.

(1) IF THERE IS A COMMISSION OR AGENCY WITH LEGAL RESPONSIBILITY FOR COUNTY PLANNING FOR LAND USE, THE COUNTY BOARD SHALL:

(I) CONSULT WITH THE COMMISSION OR AGENCY; AND

(II) ASK ITS ADVICE IN CHOOSING LAND FOR A SCHOOL SITE.

(2) THE SITE SHALL CONFORM AS FAR AS PRACTICABLE TO DEVELOPMENT PLANS FOR LAND USE IN THE COUNTY.

(C) PUBLIC HEARING.

(1) IF A COUNTY BOARD GIVES PRELIMINARY APPROVAL OF A SCHOOL SITE, THE COUNTY BOARD SHALL HOLD A PUBLIC HEARING IF:

(I) IT CONSIDERS IT DESIRABLE;

(II) 100 OR MORE ADULT RESIDENTS OF THE COUNTY PETITION IN WRITING FOR A HEARING; OR

(III) THE COUNTY COMMISSIONERS OR COUNTY COUNCIL ASKS FOR A HEARING.

(2) THE HEARING SHALL BE HELD ON AT LEAST 10 DAYS NOTICE, PUBLISHED AT LEAST ONCE IN A NEWSPAPER OF GENERAL CIRCULATION IN THE COUNTY, TO GIVE ALL INTERESTED PERSONS AN OPPORTUNITY TO PRESENT THEIR VIEWS.