

(1978 Edition, as amended)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That section(s) of the Code of Public Local Laws of Maryland be repealed, amended, or enacted to read as follows:

Article 19 - St. Mary's County

109-2.

C. (1) The County Commissioners may construct and improve roads and drainage incident to construction or improvement on or along private roads after the approval of a petition of the majority of the property owners whose property [abuts on the road to be constructed or improved,] WILL BENEFIT FROM THE PROPOSED CONSTRUCTION OR IMPROVEMENT requesting that the roads be taken into the county road system. In the exercise of the powers granted by this subsection, the County Commissioners, by proper ordinance passed in accordance with the provisions of § 3 of Article 25 of the Annotated Code of this state, may adopt all necessary rules and conditions for the acceptance, construction and maintenance of roads or other authorized improvements by the county. The ordinance shall provide for the method of determination of the annual benefit assessments levied against the [abutting properties] PROPERTIES BENEFITTING FROM THE IMPROVEMENTS for the purpose of reimbursing the county for the cost of the improvements and the time and manner of payment, but not to exceed [ten (10)] 15 years. Annual benefit assessments are a first lien upon the property against which they are assessed, until paid, subject only to prior state and county taxes, and if any property is sold for state and county taxes and there remains a surplus, then the County Commissioners may petition the Circuit Court to secure payment of their lien.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 1978.

Approved May 16, 1978.

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CHAPTER 682

(House Bill 1325)

AN ACT concerning

Carroll County - Planning Commission

FOR the purpose of providing that the Carroll County Planning Commission shall require certification of adequacy of public facilities from certain agencies