

(1976 Edition and 1979 Supplement, 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 BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That section(s) of the Code of Public Local Laws of Maryland be repealed, amended, or enacted to read as follows: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 7 - Carroll County

3-39.

At any time prior to the time set for hearing protests in relation to the proposed formation of the district, any owner [or] OF property liable to be assessed for the work may make and file with the Administrative Assistant a written protest stating his objection thereto. Such protest must contain a description of the property in which the protestant is interested, sufficient to identify the same, and must be delivered to the Administrative Assistant. No other protest shall be considered. The Administrative Assistant shall endorse on every such protest the date of its receipt by him and shall at the time appointed for the hearing present such protest to the Commissioners. Any protest may be withdrawn by the person making it, in writing, at any time prior to the conclusion of the hearing or any adjournment thereof.

3-40.

At the hearing all such objections and protest shall be heard and considered. If at the hearing it appears that owners of more than one-half of the area of land included within the proposed district and subject to assessment have made objection in writing to the doing of the things proposed to be done as an entirety, and protests are not withdrawn so as to reduce the same to less than a majority, the Commissioners by a resolution entered upon its minutes, shall so find. Thereafter the Commissioners shall not proceed further under the ordinance of intention, and the proceeding is terminated, UNLESS THE PROCEEDING WAS INITIATED BY THE COUNTY COMMISSIONERS UNDER SECTION 3-31. IF SO INITIATED, THE HEARING MAY CONTINUE AND THE DISTRICT MAY BE CREATED. If the proceeding is terminated by a majority protest, no subsequent proceeding under this ordinance for the formation of the same, or substantially the same, district shall be commenced within six (6) months thereafter, except upon a petition signed by the owners of a majority in area of the taxable land in the district. If the owners of more than one-half of the area of the property included within the district and subject to assessment have not made written objections or protests to the thing proposed to be done as an entirety, the Commissioners may so find orally or otherwise and may proceed with the hearing. The hearing may be continued from time to time by order entered on the minutes.

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