

CHAPTER 381

(House Bill 230)

AN ACT concerning

Energy Conservation Devices - Property Covenants

FOR the purpose of preventing private land use restrictions from frustrating the use of alternative energy systems by landowners by prohibiting unreasonable restrictions on the installation of solar collection panels by landowners; and providing a certain exception.

BY adding to

Article - Real Property
Section 2-119
Annotated Code of Maryland
(1974 Volume and 1979 Supplement)

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 BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That section(s) of the Annotated Code of Maryland be repealed, amended, or enacted to read as follows:

Article - Real Property

2-119.

EXCEPT AS PROVIDED IN THIS SECTION,

(1) ~~AN-EXISTING-OR-FUTURE A RESTRICTIVE COVENANT REGARDING LAND USE, WHICH BECOMES EFFECTIVE AFTER JULY 1, 1980, MAY NOT IMPOSE OR ACT TO IMPOSE UNREASONABLE LIMITATIONS ON THE INSTALLATION OF SOLAR COLLECTION PANELS ON THE ROOF OR EXTERIOR WALLS OF IMPROVEMENTS.~~

(2) THIS SECTION DOES NOT APPLY TO A RESTRICTIVE COVENANT ON HISTORIC PROPERTY THAT IS LISTED BY:

(I) THE MARYLAND INVENTORY OF HISTORIC SITES; OR

(II) THE MARYLAND LANDMARKS LIST.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 1980.

Approved May 6, 1980.

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