

9-646. RESERVED.

PART V. SERVICE AREAS.

9-647. CONSIDERING PROPOSED SERVICE AREAS.

(A) IN GENERAL.

AS PROVIDED IN PART V OF THIS SUBTITLE, THE SANITARY COMMISSION AND THE GOVERNING BODIES OF THE MEMBER COUNTIES OF A DISTRICT MAY CREATE OR CHANGE SERVICE AREAS IN THE DISTRICT.

(B) STANDARDS FOR SERVICE AREAS.

IN CONSIDERING A PROPOSED SERVICE AREA, THE SANITARY COMMISSION AND THE GOVERNING BODIES OF THE MEMBER COUNTIES MAY NOT CREATE OR CHANGE A SERVICE AREA UNLESS THEY FIND THAT THE CREATION OR CHANGE:

(1) IS NECESSARY FOR THE PUBLIC HEALTH, SAFETY, AND WELFARE OF THE RESIDENTS OF THE PROPOSED SERVICE AREA; AND

(2) IS FEASIBLE FINANCIALLY AND FROM AN ENGINEERING STANDPOINT.

(C) PLANNING FOR SERVICE AREAS.

THE GOVERNING BODIES OF THE MEMBER COUNTIES OF A DISTRICT:

(1) MAY AUTHORIZE THE DISTRICT TO RETAIN EXPERT ENGINEERING SERVICES TO DEVELOP A PLAN FOR THE CREATION OF SERVICE AREAS IN THE DISTRICT; AND

(2) SHALL PAY FROM THE GENERAL FUNDS OF THE MEMBER COUNTIES THE COST OF ALL ENGINEERING SERVICES OBTAINED UNDER THIS SUBSECTION.

REVISOR'S NOTE: This section is new language derived without substantive change from former Article 43, § 652(a) and the second sentence of (d).

In the introductory language to subsection (b) of this section, "changed" is substituted for "enlargement" to clarify that these standards may be applied to reducing a service area as well as to enlarging one.

9-648. CREATION OF SERVICE AREA BY SANITARY COMMISSION.

(A) RESOLUTION.