

PROPOSED PROJECT OR SERVICE SUBAREA SHALL HEAR THE APPEAL FROM THE SECOND HEARING.

(S) UNANIMITY OF MEMBER COUNTIES REQUIRED.

AFTER AN APPEAL UNDER THIS SUBSECTION, THE PROPOSED PROJECT OR SERVICE SUBAREA MAY NOT BE ESTABLISHED UNLESS THE GOVERNING BODY OF EACH MEMBER COUNTY AFFIRMS THE PROPOSED PROJECT OR SERVICE SUBAREA.

(T) DECISION FINAL.

THE DECISION OF THE GOVERNING BODIES OF THE MEMBER COUNTIES IS FINAL.

REVISOR'S NOTE: This section is new language derived without substantive change from former Article 43, § 653 and the thirteenth sentence of § 652(b).

Throughout this section, the term "service subarea" is new language added to clarify that the terms "sanitary district", "service area", and "service subareas" denote progressively smaller jurisdictional concepts.

In subsection (a) of this section, the references to a time after creation of a service area and to "further surveys" are new language added to emphasize the legislative intent that this section applies to actions taken after the creation of a service area. This legislative intent is evident from the provision in the thirteenth sentence of former Article 43, § 652(b), that notice under former Article 43, § 652 was not required for actions taken under former Article 43, § 653, which now appears in this section.

Subsection (k)(3) of this section is new language added to emphasize the requirement, apparent from the former reference to "objections stated in the petition", that the petitioners state their objections in the petition.

9-653. RESERVED.

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PART VI. OPERATION OF DISTRICTS.

9-655. CONSTRUCTION OF FACILITIES.

(A) AUTHORITY TO BEGIN CONSTRUCTION.