

IF THE SANITARY COMMISSION DETERMINES THAT ANY PART OF AN INDEPENDENT SYSTEM IS UNFIT FOR INCORPORATION INTO A PROJECT, THE SANITARY COMMISSION MAY:

(1) DISREGARD THE UNFIT PARTS OF THE INDEPENDENT SYSTEM; AND

(2) EXTEND ITS PROJECT INTO THE AREA SERVED BY THE UNFIT PARTS OF THE INDEPENDENT SYSTEM.

REVISOR'S NOTE: This section is new language derived without substantive change from the fourth sentence of former Article 43, § 665.

The former reference to "all provisions of this subtitle" applying to an extension made under this section is deleted as unnecessary.

9-668. PURCHASE OR CONDEMNATION OF PROPERTY RIGHTS; CONDEMNATION OF CEMETERIES.

(A) POWER OF DISTRICT.

FOR THE CONSTRUCTION, MAINTENANCE, OR OPERATION OF ANY PART OF A PROJECT, THE DISTRICT MAY ACQUIRE ANY INTEREST IN REAL PROPERTY BY:

(1) PURCHASE; OR

(2) EXERCISE OF THE POWER OF EMINENT DOMAIN AS PROVIDED IN TITLE 12 OF THE REAL PROPERTY ARTICLE.

(B) CEMETERIES -- LIMITED POWER OF CONDEMNATION.

(1) EXCEPT AS OTHERWISE PROVIDED IN THIS SUBSECTION, THE DISTRICT MAY CONDEMN A PROPERTY RIGHT IN A CEMETERY ONLY TO INSTALL A SEWER LINE OR A WATER LINE.

(2) THE DISTRICT MAY NOT CONDEMN ANY PROPERTY RIGHTS IN AND MAY NOT DISTURB:

(I) ANY EXISTING GRAVE;

(II) ANY GRAVE MARKER OR MONUMENT;

(III) ANY GRAVE SITE WHOSE TITLE HAS BEEN TRANSFERRED THROUGH A SALE OR EXCHANGE MADE IN GOOD FAITH; OR

(IV) ANY GRAVE SITE AS TO WHICH BURIAL RIGHTS HAVE VESTED OR BEEN TRANSFERRED THROUGH A SALE OR AGREEMENT MADE IN GOOD FAITH.

(C) SAME -- RESOLUTION OF SANITARY COMMISSION.