

BEFORE THE DISTRICT CONDEMNS A PROPERTY RIGHT IN A CEMETERY, THE SANITARY COMMISSION SHALL ADOPT A RESOLUTION THAT:

(1) IS APPROVED BY A MAJORITY OF THE SANITARY COMMISSIONERS APPOINTED FROM THE MEMBER COUNTY IN WHICH THE CEMETERY IS LOCATED;

(2) INCLUDES A DECLARATION THAT THE CONDEMNATION IS NECESSARY FOR THE PUBLIC HEALTH AND SAFETY; AND

(3) INCLUDES A DECLARATION THAT IMMEDIATE ACQUISITION OF THE PROPERTY RIGHT IN THE CEMETERY IS NECESSARY.

(D) SAME -- BURIAL OF LINES.

THE SANITARY COMMISSION SHALL BURY EVERY WATER LINE AND SEWER LINE THAT IT BUILDS IN CEMETARY LAND.

REVISOR'S NOTE: This section is new language derived without substantive change from former Article 43, § 666A.

In subsection (a) of this section, the former references to various types of property and interest in property, such as "land", "structures", "stream bed", "waterway", "fee", and "easement" are deleted as included in "any interest in real property".

Also in subsection (a) of this section, the former reference to property located "within or without a district" is deleted as unnecessary.

Also in subsection (a) of this section, the former references to specific parts of projects, such as a "water main", "sewage disposal plant", "reservoir", and "tank" are deleted in light of the broad definition of "project" or as specifically included in the defined terms "water system" and "sewerage system", which by definition, are components of a "project".

In subsection (b) of this section, the former reference to "either public or private" cemeteries is deleted as exhaustive and, therefore, unnecessary.

9-669. REMOVAL OF OBSTRUCTIONS TO PROJECTS.

(A) REMOVAL REQUIRED.

A PERSON WHO OWNS ANY STRUCTURE OR OBSTRUCTION THAT IS ON, OVER, OR UNDER A WAY SHALL PROMPTLY MOVE THAT STRUCTURE