

(C) SPECIAL PROVISIONS FOR FREDERICK COUNTY.

(1) AFTER NOTICE FROM THE MUNICIPAL AUTHORITY, IF A PROPERTY OWNER IN FREDERICK COUNTY FAILS TO COMPLY WITH THE PROVISIONS OF THIS SECTION, THE MUNICIPAL AUTHORITY MAY:

(I) HAVE ANY NECESSARY CONNECTIONS MADE;

(II) CAUSE ANY CESSPOOL, DRAINS, OR PRIVY TO BE CLOSED AND ABANDONED; AND

(III) CHARGE THE PROPERTY OWNER WITH THE COST OF THE CONNECTION OR CLOSING OR BOTH.

(2) FOR PURPOSES OF THIS SUBSECTION, THE COSTS:

(I) ARE A LIEN AGAINST THE AFFECTED PROPERTY UNTIL PAID; AND

(II) MAY BE COLLECTED IN THE SAME MANNER AS COUNTY OR MUNICIPAL TAXES.

REVISOR'S NOTE: This section is new language derived without substantive change from former Article 43, § 415 and the first, second, third, and fourth sentences of § 414.

In subsection (a)(2) of this section, the term "use" is substituted for "the delivery of water or the reception of sewage", for conciseness.

In subsection (a)(2)(i) of this section, the phrase "as determined" is substituted for "as may be prescribed", for conciseness.

The last sentence of former Article 43, § 414, which related to penalties for violation of this section, is deleted in light of the provisions of § 9-717 of this subtitle.

9-709. REMOVAL OF OBSTRUCTION.

(A) NOTICE AND ORDER.

IF ANY STRUCTURE IN, OVER, OR UNDER A PUBLIC STREET, ROAD, OR ALLEY IN ANY COUNTY OR MUNICIPALITY OBSTRUCTS ANY WORK ON A SYSTEM, THE MUNICIPAL AUTHORITY SHALL:

(1) GIVE THE PERSON IN CONTROL OF THE STRUCTURE NOTICE OF THE OBSTRUCTION; AND

(2) ORDER THE PERSON IN CONTROL OF THE STRUCTURE TO TAKE ANY ACTION NECESSARY, WITHIN A TIME SPECIFIED IN THE ORDER, TO ENABLE THE WORK TO CONTINUE.