

the commission,] be condemned BY THE WSSC, IN ITS DISCRETION, BEFORE OR after construction of the water supply, SANITARY sewerage, or drainage system, or part [thereof,] OF THE SYSTEM has [been commenced] BEGUN [as well as prior thereto] subject [however,] to the prohibition against the taking of any building [or buildings] under the optional procedure provided [for] by this section.

2-104. Taking of land.

[(b)] (A) (1) The [commission's] WSSC'S right to enter and take possession of the land or INTEREST IN THE LAND [rights therein which is authorized by this section,] in the circumstances and [upon] ON the conditions [herein] stated IN THIS SECTION [, shall commence] BEGINS immediately [upon] ON the filing of a written declaration of taking in the circuit court for Prince George's County, accompanied by the [aforementioned] estimated payment[; provided, however, that in such cases].

(2) (I) [the] THE declaration of taking may be combined with a petition for condemnation, either filed simultaneously with or as part of the same pleading, or filed [subsequent to] AFTER a petition for condemnation[, and the].

(II) THE [commission's] WSSC'S right to enter and take possession of the land or interest [therein involved shall be] IN THE LAND IS effective [upon] ON the filing of [such] THE pleading if accompanied by the estimated payment [herein] provided for IN SECTION 2-102 OF THIS TITLE.

[The declaration of taking, whether filed individually or as a part of a petition for condemnation, shall include the commission's statement as to the number of takings of land or interests in land necessary to it for the construction of the water supply, sewerage or drainage project and that it has acquired or is acquiring by purchase or by procedures other than the declaration of taking method one-half or more of the several takings needed for the construction project therein involved. As used in this section, water supply, sewerage or drainage project extension or construction includes any water main, sewer, drain or appurtenance of such main, sewer or drain, fire hydrants, reservoirs, water purification plant, tanks, pumping stations and sewage disposal plants.]

(3) The declaration of taking shall:

(I) INCLUDE A WSSC STATEMENT AS TO THE NUMBER OF TAKINGS IN LAND OR INTERESTS IN LAND NECESSARY FOR THE CONSTRUCTION OF THE WATER SUPPLY, SANITARY SEWERAGE, OR DRAINAGE PROJECT;