

(I) [to] TO bring [it] THE DRAIN into conformity with the [commission's] requirements [hereunder,] UNDER THIS SECTION; or

(II) [failing] FAILING conformity, [may require the same to be removed] TO REMOVE THE DRAIN.

[A failure to comply with the commission's order shall be a violation of this section and subject the violator to the penalty provisions of subsection (k) hereof, and compliance may be enforced by injunction as provided in this article.]

(5) A PERSON MAY NOT FAIL TO COMPLY WITH AN ORDER OF THE WSSC UNDER PARAGRAPH (4) OF THIS SUBSECTION.

COMMITTEE NOTE: The penalty and injunction provisions of the last sentence of former Article 67, § 3-11(b) now appear in Title 18 of this article.

[(c) All existing storm drainage systems or parts thereof which have heretofore been constructed in the Washington Suburban Sanitary District portion of Prince George's County in streets, alleys, public ways or public spaces, including those constructed within areas dedicated to the public use or granted to any public agency by deed or other appropriate conveyance and which have been constructed pursuant to plans and specifications which were approved by either the commission or by the county commissioners of Prince George's County, or with respect to which the commission may, following an inspection, determine to have been adequately constructed, shall be taken over for maintenance by the commission not later than July 1, 1966. However, the following exceptions shall be made:

(1) storm drainage systems in land owned by the Maryland-National Capital Park and Planning Commission shall not come within the provisions of this subsection but shall be maintained by the said Maryland-National Capital Park and Planning Commission;

(2) storm drainage systems and facilities within a road maintained by the state roads commission shall be maintained by the state; and

(3) after July 1, 1978 the City of Bowie shall have control of all storm drainage systems or parts thereof within the jurisdiction of the City of Bowie, including all existing storm drainage systems or parts thereof which have been under the control of the Washington Suburban Sanitary Commission prior to July 1, 1978.]

(C) (1) THIS SUBSECTION DOES NOT APPLY TO:

(I) A STORM DRAINAGE SYSTEM THAT IS LOCATED ON REAL PROPERTY OWNED BY THE MARYLAND-NATIONAL CAPITAL PARK AND PLANNING COMMISSION, WHICH SHALL BE