

(1) MAY REQUIRE THE OWNER OF LAND THAT IS BEING DEVELOPED TO ENCLOSE EXISTING DRAINAGE STREAMS WITH APPROVED DRAINAGE SYSTEMS OR DRAINS, WHETHER LOCATED IN DEDICATED STREETS OR OTHERWISE;

(2) MAY PERMIT SIDE DITCHES OR OTHER EQUIVALENT DRAINAGE IN RURAL AREAS;

(3) MAY ALLOW OPEN DRAINAGE IN A NATURAL UNDISTURBED STREAM;

(4) MAY ALLOW OPEN IMPROVED CHANNELS TO CARRY STORMWATER DRAINAGE AND REQUIRE AND RESTRICT EASEMENT OR RIGHT-OF-WAY AREAS TO THE PLANTING AND MAINTENANCE OF GRASS;

(5) MAY REQUIRE THE OWNER OF LAND THAT IS BEING DEVELOPED TO PROVIDE PERFORMANCE AND MAINTENANCE BONDS FOR THE MAINTENANCE AND OPERATION OF APPROVED DRAINAGE SYSTEMS OR DRAINS UNTIL THE WSSC CAN TAKE OVER THE MAINTENANCE OF THE SYSTEM; AND

(6) SHALL TAKE OVER THE MAINTENANCE AND OPERATION OF ANY STORM DRAINAGE SYSTEM OR PART OF ANY SYSTEM THAT HAS BEEN CONSTRUCTED PURSUANT TO THE DIRECTION OF AND IN ACCORDANCE WITH PLANS APPROVED BY THE WSSC.

[(f) The commission shall, from time to time as public health, safety, convenience and economy require, make and revise such rules and regulations not inconsistent with law as it may deem necessary to enable it to carry out the provisions of this section. The rules and regulations promulgated hereunder and any revisions thereof shall be adopted and promulgated in accordance with the procedures specified by chapter 608 of the Laws of 1961, being section 9-1 of this article, including the giving of 30 days' prior notice by publication in at least one newspaper printed and published in Montgomery County and one newspaper printed and published in Prince George's County.]

COMMITTEE NOTE: Former Article 67, § 3-11(f), which provided for certain rulemaking authority, is repealed as unnecessary in light of Article 67, § 9-101 of the Code, which section contains the general references to all of the rule and regulation authority of the WSSC.

[(g)](F) The [commission is authorized to] WSSC MAY adopt a reasonable fee not exceeding 6 percent of the estimated construction costs for the issuance of any permit required by this section or by the rules and regulations adopted [hereunder] UNDER THIS SECTION.

[(h)] (G) (1) TO PLAN, DESIGN, CONSTRUCT, MAINTAIN, AND OPERATE A SYSTEM FOR THE CONTROL AND DISPOSITION OF SURFACE WATER AND FLOOD CONTROL, [For the purpose of