

second clause of the first sentence of former Article 67, § 5-1(i), which is transferred to § 5-101(f).

[(j)] (B) (1) IN THIS SUBSECTION "COST OF CONSTRUCTION" INCLUDES THE COST OF CONNECTING A WATER AND SEWER LINE TO THE WSSC SYSTEM.

(2) [Where] IF an applicant applies for water or sewer lines in an area in which the [commission] WSSC determines THAT it is NOT economically [not] feasible to serve unless the applicant makes a substantial contribution to the cost of construction of [such] THE water and sewer lines, [including the cost of connecting them with the commission's system] the [commission] WSSC may classify THE applicant's property together with other adjacent or adjoining properties that could be readily served from the construction required by THE applicant as a "remote area".

(3) [and upon] UPON the approval of [such] THE application, [and] the payment of the contribution, AND THE LEVYING OF THE REQUIRED FRONT FOOT BENEFIT CHARGE, [it] THE WSSC may construct [such] water or sewer lines as are desired by applicant [levying the usual front foot benefit charge as provided by law].

(4) The [commission] WSSC may contract with the applicant at the time of [such] THE contribution to refund part or all of [such] THE contribution from any front foot benefit charges levied against property on lines subsequently constructed by the [commission] WSSC and served through the lines of the applicant[, ] within [such] THE "remote area".

(5) THE WSSC SHALL DETERMINE THE [The] proportion to be refunded and the maximum time of repayment, not exceeding [ten (10)] 10 years[, to be determined by the commission].

(C) WHEN THE WSSC ACQUIRES AN EXISTING SYSTEM, OTHER THAN A MUNICIPAL SYSTEM, THE WSSC MAY LEVY A FRONT FOOT ASSESSMENT LESS THAN THE UNIFORM FRONT FOOT ASSESSMENT LEVIED IN THE SANITARY DISTRICT IF:

(1) THE CONSTRUCTION COST OF THE SYSTEM HAS BEEN ADDED IN WHOLE OR IN PART TO THE PURCHASE OF LAND THAT ABUTS ON THE SYSTEM; AND

(2) THE ADDITION OF THE CONSTRUCTION COSTS IS A FACTOR IN THE COST OF THE SYSTEM TO THE WSSC.

COMMITTEE NOTE: Subsection (b) of this section is transferred from former Article 67, § 5-1(e).