

EXCESSIVE PRICES; TO PROVIDE FOR THE ACCESSIBILITY TO PUBLIC PROPERTY BY AS MANY CITIZENS AS POSSIBLE; AND TO PROMOTE THE GENERAL WELFARE BY UTILIZING PUBLIC PROPERTY FOR THE BENEFIT OF THE CITIZENS OF THE COMMUNITY.

(2) EACH MUNICIPAL CORPORATION SHALL HAVE THE AUTHORITY TO ~~SUPPLANT~~ DISPLACE OR LIMIT COMPETITION BY GRANTING ONE OR MORE FRANCHISES FOR ANY CONCESSION ON, OVER OR UNDER PROPERTY OWNED OR LEASED BY THE MUNICIPALITY ON AN EXCLUSIVE OR NONEXCLUSIVE BASIS, TO CONTROL PRICES AND RATES FOR SUCH FRANCHISES; TO ESTABLISH RULES AND REGULATIONS TO GOVERN THE OPERATION OF THE FRANCHISES, TO PROVIDE FOR THE ENFORCEMENT OF ANY SUCH MEASURE; AND TO LEASE OR SUBLEASE PUBLICLY OWNED OR LEASED LAND, IMPROVEMENTS TO LAND, OR BOTH ON TERMS TO BE DETERMINED BY THE MUNICIPALITY WITHOUT REGARD TO ANY ANTICOMPETITIVE EFFECT.

(E) THE POWERS GRANTED BY TO ANY MUNICIPAL CORPORATION PURSUANT TO THIS SECTION SHALL NOT BE CONSTRUED:

(1) TO GRANT TO SUCH MUNICIPALITY POWERS IN ANY SUBSTANTIVE AREA NOT OTHERWISE GRANTED TO SUCH MUNICIPALITY BY OTHER PUBLIC GENERAL OR PUBLIC LOCAL LAW;

(2) TO RESTRICT SUCH MUNICIPALITY FROM EXERCISING ANY POWER GRANTED TO SUCH MUNICIPALITY BY OTHER PUBLIC GENERAL OR PUBLIC LOCAL LAW OR OTHERWISE; NOR

(3) TO AUTHORIZE SUCH MUNICIPALITY OR ITS OFFICERS TO ENGAGE IN ANY ACTIVITY WHICH IS BEYOND THEIR POWER UNDER OTHER PUBLIC GENERAL LAW, PUBLIC LOCAL LAW, OR OTHERWISE--; OR

(4) TO PREEMPT OR SUPERSEDE THE REGULATORY AUTHORITY OF ANY STATE DEPARTMENT OR AGENCY UNDER ANY PUBLIC GENERAL LAW.

Article 25 - County Commissioners

3D.

(A) (1) IT HAS BEEN AND SHALL CONTINUE TO BE THE POLICY OF THE STATE TO AUTHORIZE THE COUNTY COMMISSIONERS OF EACH COUNTY TO ~~SUPPLANT~~ DISPLACE OR LIMIT COMPETITION IN THE AREA OF PUBLIC TRANSPORTATION IN ORDER TO PROVIDE FOR ADEQUATE, ECONOMICAL, AND EFFICIENT DELIVERY OF TRANSPORTATION SERVICES; TO PROTECT ITS CITIZENS FROM INCONSISTENT AND EXCESSIVE PRICES; TO PROVIDE NECESSARY AND DESIRED SERVICES IN ALL AREAS OF THE COUNTY; TO ENABLE THE COUNTY TO PROVIDE PUBLIC TRANSPORTATION IN ORDER TO CONSERVE ENERGY AND REDUCE AIR POLLUTION, CONGESTION, TRAFFIC HAZARDS AND ACCIDENTS; TO ENCOURAGE THE USE OF PUBLIC TRANSPORTATION BY THE CONTRIBUTION BY THE COUNTY OF CAPITAL AND OPERATING FUNDS TO ENABLE TRANSPORTATION TO BE PROVIDED AT THE LOWEST COST TO ALL CITIZENS, ESPECIALLY THE INDIGENT; AND TO PROMOTE THE GENERAL WELFARE BY CONDUCTING A COMPREHENSIVE TRANSPORTATION SYSTEM.