

(3) Bear all costs for returning the public roadway to the condition required by paragraph (2) of this subsection.

10-102.

(a) In Montgomery [County] AND PRINCE GEORGE'S COUNTIES, the County Executive and County Council may adopt reasonable regulations FOR THEIR RESPECTIVE COUNTY concerning the WSSC's entry into or use of any public roadway [in Montgomery County] for which a permit is required.

(b) The rules and regulations adopted by the County Executive and County Council of [Montgomery County] EITHER COUNTY under this section:

(1) May not be inconsistent with the provisions of this title;

(2) Shall be adopted after consultation with the WSSC;

(3) Subject to reasonable provisions for control by [Montgomery County] THE COUNTY of the construction, disturbing, or repair of the public roadways:

(i) May not be administered so as to constitute a taking of any franchise right that a public service corporation or a utility company has in a public roadway; and

(ii) May not divest the WSSC of its right to use public roadways for the installation of WSSC facilities;

(4) May not prohibit the installation in a public roadway of a facility being constructed by the WSSC to provide service to the sanitary district in [Prince George's County] THE OTHER COUNTY, subject to the provisions of this title; and

(5) May include provisions for the review and approval of permits required to be issued by the WSSC under §§ 10-103 and 10-104 of this title for the construction or location of pipes, conduits, tracks, lines, poles, or facilities of a public utility in the public roadways of [Montgomery County] THE COUNTY.

(c) (1) The review and approval procedures authorized by subsection (b)(5) of this section:

(i) May require review and approval by [Montgomery County] THE COUNTY before the permit is issued by the WSSC; and

(ii) May not result in any cost to the WSSC or to the public utility; and