

(2) THE TERMS OF A MEMBER ARE STAGGERED AS REQUIRED BY THE TERMS PROVIDED FOR MEMBERS OF THE COMMISSION ON OCTOBER 1, 1984.

(3) AT THE END OF A TERM, A MEMBER CONTINUES TO SERVE UNTIL A SUCCESSOR IS APPOINTED AND QUALIFIES.

(4) A MEMBER WHO IS APPOINTED AFTER A TERM HAS BEGUN SERVES ONLY FOR THE REST OF THE TERM AND UNTIL A SUCCESSOR IS APPOINTED AND QUALIFIES.

REVISOR'S NOTE: Subsections (a) through (c)(1) of this section are new language derived without substantive change from the second and, as it related to the membership of the Commission, the first sentence of former Art. 65, § 78 and the first clause of the first sentence of § 79.

Subsection (c)(2) of this section is new language added to reflect the continuing stagger created under the second clause of the first sentence of former Art. 65, § 79, which specified the terms of the initial members and which is deleted as obsolete. The deleted clause also contained a reference to members "appointed by the Governor", which was obsolete in light of Ch. 97, Acts of 1970. That Act amended former Art. 65, § 78 to change the appointing authority from the "Governor" to the "Secretary of General Services, with the approval of the Governor".

The terms of 1 of the members appointed by the Secretary and 1 of the members appointed by the Mayor expire each year.

Subsection (c)(3) of this section is standard language added to avoid gaps in membership by providing that a member serves until a successor takes office. This provision is supported by the cases of Benson v. Mellor, 152 Md. 481 (1927) and Grooms v. LaVale Zoning Board, 27 Md. App. 266 (1975).

Subsection (c)(4) of this section also is added as standard language. It follows from the requirement that there be staggered terms. An inherent aspect of staggered terms is that they must begin and end at set intervals. For circumstances under which subsection (c)(4) of this section applies, see the General Revisor's Note to this article.

In subsection (b) of this section, the former date "June 1, 1945", which limited the qualifications to members appointed after that date, is deleted as obsolete.