

(D) ANY REVISION IN THE ORIGINAL DETERMINATION AS TO WHICH LANDS BENEFIT FROM THE IMPROVEMENTS SHALL BECOME THE BASIS FOR ALL FUTURE ASSESSMENTS FOR PAYING FOR THE IMPROVEMENTS, INCLUDING RELATED EXPENSES SUCH AS DAMAGES, AND THE MAINTENANCE OF THE IMPROVEMENTS.

Article 25A - Chartered Counties of Maryland

5.

The following enumerated express powers are granted to and conferred upon any county or counties which hereafter form a charter under the provisions of Article XI-A of the Constitution, that is to say:

(G)

(1) To provide, as far as necessary, for the draining of swamp and lowlands.

(2) WITH REGARD TO A REDETERMINATION AS TO WHICH LANDS CONTINUE TO BENEFIT FROM A PRIOR DRAINAGE IMPROVEMENT PROJECT:

(I) AT THE REQUEST OF THE BOARD OF MANAGERS OF A DRAINAGE ASSOCIATION, THE COUNTY COUNCIL SHALL APPOINT A BOARD OF VIEWERS TO DETERMINE IF THE ORIGINAL DETERMINATION AS TO WHICH LANDS HAVE BENEFITED FROM THE IMPROVEMENTS HAS CHANGED;

(II) THE BOARD OF VIEWERS SHALL HAVE THE SAME QUALIFICATIONS, RIGHTS, POWERS, PRIVILEGES, AND DUTIES AS THE ORIGINAL BOARD OF VIEWERS;

(III) THE BOARD OF VIEWERS SHALL REPORT ITS FINDINGS TO THE COUNTY COUNCIL. THE REPORT SHALL BE CONSIDERED IN THE SAME MANNER AS THE ORIGINAL REPORT, INCLUDING THE SAME RIGHT TO A PUBLIC HEARING AND THE RIGHT TO JUDICIAL REVIEW; AND

(IV) ANY REVISION IN THE ORIGINAL DETERMINATION AS TO WHICH LANDS BENEFIT FROM THE IMPROVEMENTS SHALL BECOME THE BASIS FOR ALL FUTURE ASSESSMENTS FOR PAYING FOR THE IMPROVEMENTS, INCLUDING RELATED EXPENSES SUCH AS DAMAGES, AND THE MAINTENANCE OF THE IMPROVEMENTS.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 1985.

Approved April 9, 1985.

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