

(2) ANY OTHER STRUCTURE USED TO PROVIDE PROTECTION FROM RADIATION FALLOUT SHALL BE ASSESSED ON THE BASIS OF THE DIFFERENCE IN THE VALUE OF THE IMPROVEMENTS TO THE REAL PROPERTY AS ACTUALLY CONSTRUCTED AND THE VALUE IF CONSTRUCTED OF MATERIALS SIMILAR TO THE RESIDENCE ON THE PROPERTY.

REVISOR'S NOTE: This section is new language substituted for former Art. 81, § 19(a)(5) to clarify the current assessing of radiation fallout shelters.

Defined terms: "Assess" § 1-101
 "Property" § 1-101 "Real property" § 1-101
 "Value" § 1-101

8-237. SAME -- SEPTIC SYSTEMS AND WELLS.

A SEPTIC SYSTEM OR A WELL THAT FUNCTIONS IN A DEFICIENT MANNER SHALL BE ASSESSED TO THE OWNER OF THE REAL PROPERTY ON WHICH IT IS LOCATED ON THE BASIS OF THE DEFICIENCY, IF:

(1) THE OWNER OF THE REAL PROPERTY:

(I) NOTIFIES THE SUPERVISOR; AND

(II) STATES THAT THE CONDITION AFFECTS THE VALUE OF THE REAL PROPERTY; AND

(2) THE SUPERVISOR CONSIDERS THAT THE DEFICIENCY AFFECTS THE VALUE OF THE REAL PROPERTY.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 81, § 19(a)(13).

In the introductory language of this section, the phrase "to the owner of the real property on which it is located" is added for clarity.

Also in the introductory language of this section, the phrase "shall be assessed" is substituted for the former phrase "shall be considered", for clarity.

Also in the introductory language of this section, the defined term "real property" is substituted for the former reference to "property", for accuracy.

Also in the introductory language of this section, the former phrase "if not reflected in the initial valuation" is deleted as superfluous.

In item (2) of this section, the defined term "real property" is added to modify "value", for clarity.

Also in item (2) of this section, the phrase "the supervisor considers" is added to clarify the former vague words "shall be considered".