

~~(A) A GOVERNING BODY OF A~~ (B) IF A TOWER LOCATED IN BALTIMORE OR CARROLL COUNTY IS EQUIPPED WITH A FULLY OPERATIONAL REPLACEMENT OBSTRUCTION LIGHTING SYSTEM THAT MEETS APPLICABLE STATE AND FEDERAL AVIATION REGULATIONS, THE GOVERNING BODY OF THAT POLITICAL SUBDIVISION MAY ORDER THE OWNER OF A TELEVISION OR RADIO TRANSMITTING TOWER OR OTHER STRUCTURE THAT IS EQUIPPED WITH A PULSATING HIGH INTENSITY WHITE LIGHT SYSTEM, AS DEFINED IN FEDERAL COMMUNICATIONS COMMISSION REGULATIONS, TO CEASE NIGHTTIME OPERATION OF THE PULSATING HIGH INTENSITY WHITE LIGHT SYSTEM.

(B) A GOVERNING BODY OF A POLITICAL SUBDIVISION MAY ISSUE AN ORDER DESCRIBED UNDER SUBSECTION (A) OF THIS SECTION ONLY AFTER A PUBLIC HEARING CONDUCTED BY THE GOVERNING BODY.

(C) A GOVERNING BODY THAT CONDUCTS A PUBLIC HEARING UNDER THIS SECTION SHALL:

(1) PROVIDE REASONABLE ADVANCE NOTICE OF THE TIME, PLACE, AND SUBJECT MATTER OF THE HEARING; AND

(2) PROVIDE A REASONABLE OPPORTUNITY FOR ALL INTERESTED PERSONS TO PRESENT ORAL AND WRITTEN COMMENTS; AND

(3) NOTIFY THE ADMINISTRATION AT LEAST 10 DAYS BEFORE ANY HEARING IS HELD.

(D) THE GOVERNING BODY OF A POLITICAL SUBDIVISION OR A JOINT BOARD ESTABLISHED UNDER SUBTITLE 6 OF THIS TITLE, SHALL HOLD A PUBLIC HEARING UNDER SUBSECTION (B) OF THIS SECTION ON THE PETITION OF AT LEAST 50 INDIVIDUALS WHO:

(1) RESIDE WITHIN THE POLITICAL SUBDIVISION AND WITHIN A 3-MILE RADIUS OF A TELEVISION OR RADIO TRANSMITTING TOWER OR OTHER STRUCTURE THAT IS EQUIPPED WITH A PULSATING HIGH INTENSITY WHITE LIGHT SYSTEM; AND

(2) CLAIM THAT THE NIGHTTIME OPERATION OF THE PULSATING HIGH INTENSITY WHITE LIGHT SYSTEM INTERFERES WITH THE QUIET ENJOYMENT OF THEIR PROPERTY.

(E) A POLITICAL SUBDIVISION MAY GRANT TO AN OWNER WHO IS REQUIRED TO CEASE OPERATION OF THE SYSTEM OF A PULSATING HIGH INTENSITY WHITE LIGHT SYSTEM UNDER THIS SECTION, 30-- NOT MORE THAN 180 DAYS TO CONVERT THE PULSATING HIGH INTENSITY WHITE LIGHT SYSTEM TO A SYSTEM UTILIZING RED AVIATION OBSTRUCTION LIGHTS OR A DUAL LIGHTING SYSTEM AS DEFINED IN FEDERAL COMMUNICATIONS COMMISSION REGULATIONS, AND WHICH ARE CONSISTENT WITH OTHER APPLICABLE STATE AND FEDERAL AVIATION REGULATIONS.

(F) THE OWNER OF A PULSATING HIGH INTENSITY WHITE LIGHT SYSTEM SHALL PAY THE COSTS OF THE CONVERSION TO A RED AVIATION OBSTRUCTION OR A DUAL LIGHTING SYSTEM UNDER THIS SECTION.