

~~a local governing body~~ the County Commissioners of Carroll County to regulate the operation of certain light systems on transmitting towers or other structures.

BY adding to

Article - Transportation  
Section 5-705.1  
Annotated Code of Maryland  
(1977 Volume and 1985 Supplement)

BY repealing and reenacting, with amendments,

Article - Transportation  
Section 5-1105  
Annotated Code of Maryland  
(1977 Volume and 1985 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That the Laws of Maryland read as follows:

Article - Transportation

5-705.1.

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

(B) ~~A GOVERNING BODY OF A POLITICAL SUBDIVISION THE COUNTY COMMISSIONERS 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 IF THE COUNTY COMMISSIONERS CONDUCT A PUBLIC HEARING, THE COUNTY COMMISSIONERS 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.