

(2) -- PHYSICAL --- HARDSHIP, --- INCLUDING --- ANY --- MENTAL --- OR PHYSICAL HEALTH IMPAIRMENTS, --- OR

(3) -- ANY OTHER EXTENUATING CIRCUMSTANCE DEEMED TO BE A HARDSHIP BY THE SECRETARY OR THE SECRETARY'S DESIGNEE.

5-825.

(A) -- THERE -- IS -- AN -- AIRPORT -- NOISE -- ZONE -- ACQUISITION --- FUND ESTABLISHED -- AS -- A -- NONLAPSING, --- REVOLVING -- FUND -- FOR -- CARRYING -- OUT -- THE PROVISIONS -- OF -- THIS -- SECTION.

(B) -- THE -- FUND -- CONSISTS -- OF -- REVENUES -- DERIVED -- FROM -- THE -- ISSUANCE AND -- SALE -- OF -- GENERAL -- OBLIGATION -- BONDS, --- AUTHORIZED -- BY -- A -- RESOLUTION OF -- THE -- BOARD -- OF -- PUBLIC -- WORKS -- AND -- ISSUED, --- SOLD, --- AND -- DELIVERED -- IN ACCORDANCE -- WITH -- §§ -- 8 -- 117 -- THROUGH -- 8 -- 124 -- OF -- THE -- STATE -- FINANCE -- AND PROCUREMENT -- ARTICLE -- AND -- ARTICLE -- 31, --- § -- 22 -- OF -- THE -- CODE.

(C) -- THE -- GENERAL -- ADMINISTRATION -- AND -- RESPONSIBILITY -- FOR -- THE PROPER -- OPERATION -- OF -- THE -- AIRPORT -- NOISE -- ZONE -- ACQUISITION -- FUND -- IS VESTED -- IN -- THE -- SECRETARY -- OR -- THE -- SECRETARY'S -- DESIGNEE.

(D) -- WHEN -- THE -- OWNER -- OF -- PROPERTY -- WITHIN -- THE -- 65 -- 75 -- LBN -- NOISE ZONE -- PRESENTS -- A -- HARDSHIP, --- THE -- SECRETARY, --- OR -- THE -- SECRETARY'S DESIGNEE -- SHALL -- USE -- THE -- AIRPORT -- NOISE -- ZONE -- ACQUISITION -- FUND -- FOR THE -- PURCHASE -- OF -- PROPERTY -- WITHIN -- THE -- AIRPORT -- NOISE -- ZONE.

(E) -- THE -- STATE -- AVIATION -- ADMINISTRATION -- MAY -- ESTABLISH -- A REIMBURSEMENT -- PROGRAM -- FOR -- PROPERTY -- OWNERS -- WITHIN -- A -- NOISE -- ZONE -- FOR ANY -- DEMONSTRATED -- LOSS -- IN -- PROPERTY -- VALUE -- IN -- RETURN -- FOR -- A -- PERMANENT NOISE -- EASEMENT.

(F) -- WHENEVER -- THE -- SECRETARY -- OR -- THE -- SECRETARY'S -- DESIGNEE DETERMINES -- THAT -- A -- HARDSHIP -- DOES -- NOT -- EXIST, --- THE -- OWNER -- OF -- PROPERTY LOCATED -- IN -- THE -- NOISE -- ZONE -- MAY -- APPEAL -- THE -- DECISION -- TO -- THE -- AIRPORT ZONING -- BOARD.

(G) -- THE -- AIRPORT -- ZONING -- BOARD -- SHALL -- HAVE -- FULL -- DISCRETION -- IN REVIEWING -- THE -- APPEALS -- MADE -- BY -- THE -- PROPERTY -- OWNERS.

5-826.

(A) -- UPON -- THE -- PURCHASE -- OF -- PROPERTY -- BY -- THE -- DEPARTMENT -- UNDER THE -- AIRPORT -- NOISE -- ZONE -- ACQUISITION -- FUND, --- THE -- SECRETARY -- SHALL INSTALL -- INSULATION -- TO -- THE -- ACQUIRED -- PROPERTY -- AND -- SUBMIT -- SUCH PROPERTY -- FOR -- RESALE -- TO -- THE -- PUBLIC.

(B) -- EACH -- PROPERTY -- WHICH -- IS -- SOLD -- BY -- THE -- DEPARTMENT -- UNDER THIS -- SECTION, --- SHALL -- CONTAIN -- IN -- THE -- CONTRACT -- OF -- SALE, --- NOTICE -- THAT THE -- PROPERTY -- IS -- LOCATED -- WITHIN -- THE -- AIRPORT -- NOISE -- ZONE, --- AND -- SUCH NOTICE -- SHALL -- CONSTITUTE -- AN -- EASEMENT -- ON -- THE -- PROPERTY.