

certain benefit assessments for private roads in Charles County.

BY repealing and reenacting, with amendments,

The Public Local Laws of Charles County
Section 104-9
Article 9 - Public Local Laws of Maryland
(1988 Edition, as amended)

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

Article 9 - Charles County

104-9.

(A) The County Commissioners may construct and improve roads and drainage incident to construction or improvements on or along private roads after the approval of a petition of the majority of the property owners whose property abuts on the road to be constructed or improved [requesting]. THE PETITION SHALL REQUEST that the roads be taken into the county road system. In the exercise of the powers granted by this section, the County Commissioners [may] by [proper] ordinance [passed in accordance with the provisions of Article 25, § 3 of the Annotated Code of Maryland], MAY adopt all necessary [rules] REGULATIONS and conditions for the acceptance, construction and maintenance of roads or other authorized improvements by the county.

(B) The ordinance PASSED UNDER SUBSECTION (A) OF THIS SECTION ALSO shall [also] provide for [the]:

(1) THE method of determination of the annual benefit assessments to be levied against the abutting properties for the purpose of reimbursing the county for the cost of the improvements; and [the]

(2) THE time and manner of payment, [but] WHICH MAY not [to] exceed [ten (10)] 15 years. The County Commissioners may charge interest on the amount of county funds provided to make the improvements provided for in this section. The County Commissioners shall determine any rate of interest imposed. Annual benefit assessments shall be a first lien upon the property against which they are assessed until paid, subject only to prior state and county taxes, and if any property shall be sold for state and county taxes and [there remains] a surplus REMAINS, then the County Commissioners [may], upon petition to the Circuit Court, MAY be allowed the payment of their lien.