

THE ACTION MAY BE BROUGHT BY:

(1) A PERSON WITH A PROPERTY RIGHT IN THE BURIAL GROUND; OR

(2) A GOVERNMENTAL UNIT WITH AN INTEREST IN ENDING THE CONDITIONS THAT ARE HARMFUL TO THE PUBLIC HEALTH, SAFETY, OR WELFARE.

(C) ACTION BY COURT.

IF THE COURT IS SATISFIED THAT MORE THAN 75% OF THE AREA OF A BURIAL GROUND HAS BEEN ABANDONED OR IS HARMFUL TO THE PUBLIC HEALTH, SAFETY, OR WELFARE, THE COURT:

(1) MAY PASS A JUDGMENT FOR THE SALE OF THE ENTIRE BURIAL GROUND ON THE TERMS AND NOTICE THE COURT SETS; AND

(2) MAY APPOINT A TRUSTEE TO SELL THE BURIAL GROUND.

(D) PROCEEDS FROM SALE.

THE TRUSTEE SHALL DISTRIBUTE THE SALE PROCEEDS:

(1) FIRST, TO PAY THE EXPENSES OF REMOVING ANY HUMAN REMAINS, THAT, WITH REASONABLE CARE, CAN BE DEFINITELY LOCATED IN THE BURIAL GROUND, BUYING BURIAL LOTS IN ANOTHER BURIAL GROUND, AND REBURYING THE REMAINS;

(2) SECOND, TO PAY EXPENSES OF REMOVING ANY MARKERS THAT ARE IN GOOD CONDITION FROM THE OLD LOTS AND RELOCATING THE MARKERS ON NEW LOTS;

(3) THIRD, TO PAY THE EXPENSES OF ENDING CONDITIONS THAT ARE HARMFUL TO THE PUBLIC HEALTH, SAFETY, OR WELFARE, UNLESS THE CONTRACT OF SALE OF THE BURIAL GROUND PROVIDES FOR ABATEMENT OF THOSE CONDITIONS WITHIN A REASONABLE PERIOD OF TIME AFTER THE SALE IS COMPLETED;

(4) FOURTH, TO PAY THE COSTS OF NECESSARY LEGAL PROCEEDINGS, INCLUDING COURT COSTS, TRUSTEE'S COMMISSIONS, AND LEGAL FEES;

(5) FIFTH, TO PAY IN FULL ANY TAXES; AND

(6) FINALLY, TO PAY THE BALANCE OF THE PROCEEDS TO THE PERSON WHO, IMMEDIATELY BEFORE THE SALE, HAD RECORD TITLE TO THE BURIAL GROUND IN ITS ENTIRETY ACCORDING TO THE LAND RECORDS OF BALTIMORE CITY.

(E) EFFECT OF JUDGMENT.