

- (3) the effect of the generating station or overhead transmission line on:
- (vi) WHEN APPLICABLE, air and water pollution; and

8-103.

(a) (1) A telegraph or telephone [company] COMPANY, ~~OR, AS OR A CORPORATION AUTHORIZED UNDER § 5-410 § 5-410(A)(3) OF THIS ARTICLE, AN ELECTRIC COMPANY~~ may construct [telegraph or telephone] lines:

- (i) through the State;
- (ii) from or to any point in the State;
- (iii) on the boundaries of the State;
- (iv) along and on a road, street, or highway; and
- (v) across bridges and the waters in the State.

(2) [A telegraph or telephone] THE company may erect fixtures, including poles, piers, or abutments necessary to sustain the lines.

(3) This section does not authorize a [telegraph or telephone] company to construct a bridge across any of the navigable waters of the State.

(b) A [telegraph or telephone] line constructed under subsection (a) of this section is not a public nuisance and is not subject to abatement by a private party if the [telegraph or telephone] line does not interfere with or disturb:

- (1) the public use of roads, highways, and bridges;
- (2) the navigation of the waters of the State; or
- (3) the convenience of a landowner more than is unavoidable.

8-104.

Notwithstanding the provisions of § 8-103(b) of this subtitle, a telegraph or telephone [company] COMPANY, ~~OR, AS OR A CORPORATION AUTHORIZED UNDER § 5-410 § 5-410(A)(3) OF THIS ARTICLE, AN ELECTRIC COMPANY~~ is responsible for damage a person may sustain through the erection, continuance, or use of [telegraph or telephone] TELEGRAPH, TELEPHONE, OR ELECTRIC facilities.

8-105.

(a) If, within a reasonable time after due notice, a telegraph or telephone [company] COMPANY, ~~OR, AS OR A CORPORATION AUTHORIZED UNDER § 5-410 § 5-410(A)(3) OF THIS ARTICLE, AN ELECTRIC COMPANY~~ fails or refuses to remove [telegraph or telephone] TELEGRAPH, TELEPHONE, OR ELECTRIC facilities causing damage, the owner or possessor of land or a political subdivision may sue for damages.