

SECTION 3. AND BE IT FURTHER ENACTED, That the publisher of the Annotated Code, in consultation with the Department of Legislative Services, shall correct any reference in the Code made obsolete by this Act.

SECTION 4. AND BE IT FURTHER ENACTED, That this Act shall take effect June 1, 1998.

Approved May 21, 1998.

CHAPTER 744

(House Bill 1303)

AN ACT concerning

Airports - Development Rights - Easements

FOR the purpose of authorizing a county or municipal corporation to establish airport districts and policies for preserving land proximate to an existing airport; authorizing a county or municipal corporation to acquire an easement for development rights in land proximate to an existing airport; defining certain terms; declaring the intent of the General Assembly; establishing that the establishment of an airport district by a county or municipal corporation is not effective until certain information is recorded with land records; requiring a county or municipal corporation to consider certain factors when designating land as an airport district or acquiring an easement in land proximate to an existing airport; requiring a county or municipal corporation to hold a public hearing before acquiring an easement in land proximate to an existing airport; requiring adequate notice to interested parties before a public hearing; authorizing a county or municipal corporation to use funds under Program Open Space to acquire an easement in land proximate to an existing airport; establishing restrictions on the use of land that is under an easement under this Act; establishing that an easement under this Act does not grant a right of access to the public; authorizing a county or municipal corporation to adopt regulations to administer this Act; establishing that this Act does not prohibit a landowner from selling the landowner's property; authorizing a county or municipal corporation to abolish the preservation of land proximate to an existing airport; requiring a county or municipal corporation to distribute certain proceeds derived from the sale of an easement under this Act to a certain fund; establishing the procedure for payment should an entity condemn land preserved under an easement under this Act; and generally relating to the preservation of land containing an airport and land proximate to existing airports.

BY adding to

Article - Transportation

Section 5-4A-01 to be under the new subtitle "Subtitle 4A. Airport Easements - Future Development"