

CHAPTER 16.

(House Bill No. 22)

AN ACT to authorize the County Commissioners of Wicomico County to acquire property or interests in property for airport purposes or for the enlargement of the existing airport in said county.

SECTION 1. *Be it enacted by the General Assembly of Maryland,* That the County Commissioners of Wicomico County be and they are hereby authorized to acquire by purchase, grant, lease or condemnation any property or interest in property, such as air rights, easements, or other rights, titles or interest in property for airport purposes or for the enlargement or adequate utilization of the existing airport in said county. Whenever it is determined that (a) any structures or trees are a hazard to the use of any such airport and that it is therefore necessary or desirable to remove, lower or otherwise terminate it, or (b) the aerial approaches to an airport cannot be made safe or maintained in that condition by existing or future airport zoning laws, regulations or other legal regulations which may be adopted for the protection of said airport, or (c) it is advantageous to make aerial approaches to an airport safe and maintain them in that condition by the acquisition of property rights or interests rather than by airport zoning regulations, or (d) any zoning regulations or any orders, requirements, decisions or determinations issued or made by an authority having the power to do so interferes with the use or enjoyment of private property, or otherwise infringes upon private property or rights therein to such an extent that it would be an unconstitutional taking of private property without just compensation, and the County Commissioners shall have the right to condemn any property or interest therein, referred to in this Act, in order to acquire such property rights as may be deemed necessary for any of the purposes above specified, in the manner provided by law under which Wicomico County is or may be authorized to acquire property for public purposes, other than street purposes or, if there be no such law, in the manner provided by Article 33A of the Annotated Code of Maryland (1939 Edition).

SEC. 2. *And be it further enacted,* That this Act is hereby declared to be an emergency law and necessary for the immediate preservation of the public health and safety and having been passed by a yea and nay vote, supported by three-fifths of all of the members elected to each of the two Houses