

MUNICIPAL CHARTERS

bitch shall fail or refuse to pay the said tax or shall by any pretext try to evade the payment of the said tax, and they shall provide by ordinance suitable measures for enforcing the provisions of this section.

397. Entry upon highways.

"The Commissioners of Vienna" may enter upon any State or County highway WITHIN SAID CORPORATE LIMITS for the purpose of installing, maintaining or operating their water and sewerage system, and they may construct in such highway, WITHIN SAID CORPORATE LIMITS, a water or sewer main or any appurtenances thereof without the receipt of a permit or the payment of a charge; provided, that whenever any State or County highway is to be disturbed the public authority having control thereof shall be duly notified; and provided further, that said highway shall be repaired and left by "The Commissioners of Vienna" in the same or a not inferior condition to that existing before being torn up and that all costs incident thereto shall be borne by "The Commissioners of Vienna".

401. Penalty provisions.

Every act or omission designated as a misdemeanor in this subheading, unless otherwise provided, shall be punishable before any [Justice of the Peace, or the Circuit] JUDGE OF THE DISTRICT Court for Dorchester County, and shall be brought by warrant or indictment upon the oath or information of any member of "The Commissioners of Vienna" or any employee thereof, and the offender shall, upon conviction, be subject to a fine not exceeding one hundred dollars or thirty days in the County Jail, or both, in the discretion of the Court. Where such act or omission is of a continuing nature, and is persisted in, in violation of the provisions of this sub-heading, or any rule or regulation formulated thereunder, a conviction for one offense shall not be a bar to a conviction for a continuation of such offense subsequent to the first or any succeeding conviction.

AND BE IT FURTHER RESOLVED, That this Resolution is enacted by The Commissioners of Vienna under the subtitle "Home Rule" in Article 23A of the Annotated Code of Maryland (1973 Replacement Volume and 1973 Supplement), AS provided by Section 13 of Article 23A it shall become effective on the 50th day after its enactment unless or before the 40th day after enactment a petition for referendum is presented.

The above Charter amendments were enacted by the foregoing Resolution which was passed at a special meeting of The Commissioners of Vienna, held March 13, 1974, 3 Commissioners voting in the affirmative and no