

in a street, alley, public way, or public space[, any of which had been:

(i) Constructed in areas dedicated to the public use or granted to any public agency by deed or other appropriate conveyance; and

(ii) 1. Constructed pursuant to approved plans and specifications; or

2. Determined by the WSSC, after an inspection, to have been adequately constructed].

[(d)] (B) (1) In the [WSSC's] COUNTY'S review and approval of the requirements for storm drainage or stormwater management, [the WSSC] THE COUNTY may require the owner of any land to be developed:

(i) To provide right-of-way or easement areas [for storm drainage facilities] or on-site stormwater management facilities; and

(ii) To agree to construct the necessary facilities or to provide for the construction by posting a bond in an amount sufficient to construct the [storm and surface water drainage facilities or on-site] stormwater management facilities that the [WSSC] COUNTY considers necessary.

(2) (i) If the [WSSC] COUNTY decides to construct a stormwater management ~~facility~~ FACILITIES to serve more than 1 development or if the [WSSC] COUNTY agrees to enter into an agreement to allow the owner or developer to construct a stormwater management system, the [WSSC] COUNTY may enter into an agreement with the developers of new developments for payment by the developers of a fee in lieu of on-site stormwater management facilities.

(ii) The fee in lieu of on-site stormwater management facilities shall be based on an equitable pro rata share of the net cost of ~~the--facility~~ THE FACILITIES after deducting any State or federal grants applied to the construction of ~~the--facility~~ THE FACILITIES.

(3) (i) The [WSSC] COUNTY may require the owner's bond or the contribution of a pro rata share of the net cost for the construction of facilities in adjacent or nearby land in the same drainage area which the [WSSC] COUNTY may determine will be required because of the development of the owner's land.

(ii) Easements and rights-of-way required by the [WSSC] COUNTY shall have the restrictions that the [WSSC] COUNTY may require as to: