

Code (1969 Edition, as amended), being Section 83-71(l) of the Public Local Laws of Prince George's County (1963 Edition), and Section 71-19(l) of the Montgomery County Code (1965 Edition), being Articles 17 and 16, respectively, of the Code of Public Local Laws of Maryland, titled "Prince George's County" and "Montgomery County," subtitled "Washington Suburban Sanitary District," as enacted by Chapter 117 of the Acts of 1971, be and it is hereby repealed and re-enacted, with amendments, to read as follows:

5-1. (83-71; 71-19).

(1) Where a water main or sanitary sewer is replaced or augmented by the Commission in order to provide increased water or sewer service capability to abutting or connected properties, and the necessity for the enlarged replacement or augmentation arises from changes, *whether individually or cumulatively*, in use or zoning category ~~or~~ OF the property [so] *to be* abutting or connected, those properties shall derive a benefit from the enlarged or augmented facility, and benefit charges for the construction thereof, as part of the water or sewer system service, as applicable, shall be assessed, *collected and redeemed, where applicable*, as provided under Sections 5-1(a) (d) (e) and (f); 83-71(a) (d) (e) and (f); [(71-19(a) (d) (e) and (f) of this Code for the initial construction, of the enlarged or augmented facility. Thereafter any unpaid portion of the initial benefit charge remaining shall be merged with THE new benefit charge resulting from the enlarged or augmented facility, to become one benefit charge rather than two separate charges, with the unpaid portion of the initial charge included as an increment of the single resulting charge only, during the remaining years of the initial charge. [except that a] A property in the single family residential class which abuts the enlarged or augmented facility and which is already subject to, or was previously subjected to and paid, a benefit charge for water or sewer line construction, as applicable, shall not have imposed against it hereunder the additional charge until the classification of such property is changed by reason of change in use or on account of zoning class change requested by the owner.

SEC. 2. *And be it further enacted*, That this Act shall take effect July 1, 1972.

Approved May 26, 1972.

CHAPTER 603
(House Bill 1268)

AN ACT to repeal and re-enact, with amendments, Section 35 of Chapter 780 of the General Laws of the State of Maryland OF THE YEAR 1959, being also Section 70-46 of the Montgomery County Code, (1965 Edition as amended) title "Montgomery County," subtitle "Park and Planning Commission," being also Section 50-40 59-40 of the Code of Public Local Laws of Prince George's County, (1963 Edition as amended), title "Prince George's County," sub-