

Expedited Bill No. 3-10
Concerning: Streets and roads –
Sidewalks – Public hearing
requirement
Revised: 2/18/10 Draft No. 3
Introduced: January 19, 2010
Enacted: March 2, 2010
Executive: _____
Effective: _____
Sunset Date: None
Ch. _____, Laws of Mont. Co. _____

COUNTY COUNCIL FOR MONTGOMERY COUNTY, MARYLAND

By: Council President Floreen, ~~[[Councilmembers]]~~ Councilmember Leventhal ~~[[and Berliner]]~~,
and Council Vice President Ervin

AN EXPEDITED ACT to:

- (1) waive the required public hearing under certain circumstances before certain sidewalks or shared use paths are approved; and
- (2) generally amend the law governing sidewalk and shared use path approval and construction.

By amending

Montgomery County Code
Chapter 49, Streets and Roads
Sections 49-53 and 49-54

Boldface	<i>Heading or defined term.</i>
<u>Underlining</u>	<i>Added to existing law by original bill.</i>
[Single boldface brackets]	<i>Deleted from existing law by original bill.</i>
<u>Double underlining</u>	<i>Added by amendment.</i>
[[Double boldface brackets]]	<i>Deleted from existing law or the bill by amendment.</i>
* * *	<i>Existing law unaffected by bill.</i>

The County Council for Montgomery County, Maryland approves the following Act:

28 is held, the County Executive finds that the public interest requires all or
29 part of any road construction project under consideration to be carried
30 out, the Executive must authorize the road to be built as required in this
31 Chapter.

32 (b) As soon as practicable after the Executive authorizes the road under this
33 Section, and after the hearing, if required, is held under Section 49-53,
34 the County Executive must forward to the County Council a written
35 report recommending any proposed assessments based on the estimated
36 cost of building the road. The report must describe the work to be done
37 and state, with particularity, what portion of the cost of the construction,
38 if any, should be paid by the adjacent properties and what portion, if
39 any, of the cost should be paid by the County under this Chapter.

40 * * *

41 **Sec. 2. Expedited Effective Date.**

42 The Council declares that this Act is necessary for the immediate protection of
43 the public interest. This Act takes effect on the date when it becomes law.

44 *Approved:*

45 _____
Nancy Floreen, President, County Council Date

46 *Approved:*

47 _____
Isiah Leggett, County Executive Date

48 *This is a correct copy of Council action.*

49 _____
Linda M. Lauer, Clerk of the Council Date