

(F) ZONING.

A PROJECT OF THE CORPORATION IS SUBJECT TO THE ZONING AND SUBDIVISION REGULATIONS OF THE POLITICAL SUBDIVISION WHERE THE PROJECT IS LOCATED.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 83A, §§ 5-1609 and 5-1603(c)(2).

In subsection (a)(2) of this section, the former obsolete reference to exemption from "Article[s] 41 ... of the Code" is deleted because no provision of Article 41 that existed at the time of enactment of the Corporation applied to the Corporation. The Corporation does not issue its own debt, and so would not be subject to Title 12, Subtitle 1 or Subtitle 2 of this article, formerly Art. 41, Titles 1 and 2, the Maryland Economic Development Revenue Bond Act and the Tax Incentive Financing Act, respectively; and no other provision of Article 41 may reasonably be construed to apply to the Corporation. No substantive change is intended.

In subsection (a)(2)(i) of this section, the reference to SG "§§ 10-505 and 10-507" is substituted for the former reference to SG "§ 10-507" to reflect accurately the scope of exemption of the Corporation from the Open Meetings Act as determined by the Open Meetings Compliance Board. See 4 Off. Op. Comp. Bd. 88, 93 (2004).

In subsection (a)(2)(ii) of this section, the reference to SG "Title 11" is added because the General Assembly may have intended the Corporation to be exempt from that provision, derived from former Art. 78A, §§ 56 through 65, although at the time of enactment of the Corporation, that title was already codified in the State Government Article. The statutory charter of the Corporation was directly modeled on that of the PenMar Development Corporation enacted in 1997, which in turn was copied from that of the Maryland Economic Development Corporation enacted in 1984. See Ch. 737, Acts of 1997; Ch. 498, Acts of 1984.

In subsection (a)(2)(iii) of this section, the former obsolete reference to SF "§ 2-105" is deleted. SF § 2-105 was repealed by Ch. 5, Acts of 1997, and did not exist when the Bainbridge Development Corporation was created by Ch. 494 of the Acts of 1999.

In subsection (a)(2)(iii)4 of this section, the reference to SF "§ 5A-304" is substituted for the former reference to "Article[s] ... 78A" to reflect the current codification of the only provision remaining in Article 78A at the time of enactment of the Corporation that appears to apply to the Corporation, § 14B, concerning property acquisition by the Maryland Historical Trust. See Chs. 26 and 440, Acts of 2005. No substantive change is intended.

In subsection (a)(2)(iii)7 of this section, the former specific reference to SF "§§ 8-127, 8-128, and 8-129" is deleted as included in the comprehensive reference to SF "Title 8, Subtitle 1". Cf. Revisor's Note to § 11-509 of this title.