

Article - Transportation

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§8-303.

(a) As provided in this section, the Administration may acquire any publicly owned property or jurisdiction over it, for any purpose authorized by this subtitle.

(b) (1) Notwithstanding any other provision of law, any political subdivision or agency of State or local government may transfer to this State, for use by the Administration in a highway project, any publicly owned property or jurisdiction over it, as necessary or desirable for that project.

(2) If title to property already is held by this State for the use of a political subdivision or agency of State or local government and the political subdivision or agency consents to the transfer, this State may transfer to itself, for use by the Administration in a highway project, any required part of the property or jurisdiction over it.

(c) (1) The terms of a transfer of property under this section shall be those that the Administration and the transferor agree to as reasonable and fair.

(2) A transfer under this section may be made even if the property is used or is intended to be used for another public purpose.

(3) Neither a transfer under this section nor the terms of the transfer may modify or impair any contract, commitment, declaration of trust, or similar instrument made by the transferor.

(d) This section does not create a condition precedent to or otherwise limit in any way the power to condemn property under this subtitle.

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