
By: **Prince George's County Delegation**
Introduced and read first time: February 4, 2002
Assigned to: Commerce and Government Matters

Committee Report: Favorable
House action: Adopted
Read second time: March 5, 2002

CHAPTER 234

1 AN ACT concerning

2 **Town of Capitol Heights (Prince George's County) - Urban Renewal**
3 **Authority for Slum Clearance**
4 **PG 407-02**

5 FOR the purpose of authorizing the Town of Capitol Heights, Prince George's County,
6 to undertake and carry out certain urban renewal projects for slum clearance
7 and redevelopment; prohibiting any land or property from being taken under
8 this Act without just compensation being first paid to the party entitled to the
9 compensation; declaring that all land or property taken under this Act is needed
10 for public uses or purposes; authorizing the legislative body of the Town of
11 Capitol Heights by ordinance to elect to have the powers granted by this Act
12 exercised by a certain public body; imposing certain requirements for the
13 initiation and approval of an urban renewal project; providing for the disposal of
14 property in an urban renewal area; authorizing the municipal corporation to
15 issue certain bonds under certain circumstances; clarifying that this Act may be
16 amended or repealed only by the General Assembly of Maryland; defining
17 certain terms; and generally relating to urban renewal authority for slum
18 clearance for the Town of Capitol Heights in Prince George's County.

19 BY adding to
20 Chapter 20 - Charter of the Town of Capitol Heights
21 Section A1-101 through A1-114, inclusive, to be under the new heading
22 "Appendix I - Urban Renewal Authority for Slum Clearance"
23 Public Local Laws of Maryland - Compilation of Municipal Charters
24 (1990 Replacement Edition and 2001 Supplement)

1 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
2 MARYLAND, That the Public Local Laws of Maryland - Compilation of Municipal
3 Charters read as follows:

4 **Chapter 20 - Charter of the Town of Capitol Heights**

5 APPENDIX I - URBAN RENEWAL AUTHORITY FOR SLUM CLEARANCE

6 A1-101. DEFINITIONS.

7 (A) IN THIS APPENDIX THE FOLLOWING WORDS HAVE THE MEANINGS
8 INDICATED.

9 (B) "BLIGHTED AREA" MEANS AN AREA OR PROPERTY IN WHICH A BUILDING
10 OR BUILDINGS HAVE DECLINED IN PRODUCTIVITY BY REASON OF OBSOLESCENCE,
11 DEPRECIATION, OR OTHER CAUSES TO AN EXTENT THEY NO LONGER JUSTIFY
12 FUNDAMENTAL REPAIRS AND ADEQUATE MAINTENANCE.

13 (C) "BONDS" MEANS ANY BONDS (INCLUDING REFUNDING BONDS), NOTES,
14 INTERIM CERTIFICATES, CERTIFICATES OF INDEBTEDNESS, DEBENTURES, OR
15 OTHER OBLIGATIONS.

16 (D) "FEDERAL GOVERNMENT" MEANS THE UNITED STATES OF AMERICA OR
17 ANY AGENCY OR INSTRUMENTALITY, CORPORATE OR OTHERWISE, OF THE UNITED
18 STATES OF AMERICA.

19 (E) "MUNICIPALITY" MEANS THE TOWN OF CAPITOL HEIGHTS, MARYLAND.

20 (F) (1) "PERSON" MEANS ANY INDIVIDUAL, FIRM, PARTNERSHIP,
21 CORPORATION, COMPANY, ASSOCIATION, JOINT STOCK ASSOCIATION, OR BODY
22 POLITIC.

23 (2) "PERSON" INCLUDES ANY TRUSTEE, RECEIVER, ASSIGNEE, OR OTHER
24 PERSON ACTING IN SIMILAR REPRESENTATIVE CAPACITY.

25 (G) "SLUM AREA" MEANS ANY AREA WHERE DWELLINGS PREDOMINATE
26 WHICH, BY REASON OF DEPRECIATION, OVERCROWDING, FAULTY ARRANGEMENT OR
27 DESIGN, LACK OF VENTILATION, LIGHT, OR SANITARY FACILITIES, OR ANY
28 COMBINATION OF THESE FACTORS, ARE DETRIMENTAL TO THE PUBLIC SAFETY,
29 HEALTH, OR MORALS.

30 (H) "URBAN RENEWAL AREA" MEANS A SLUM AREA OR A BLIGHTED AREA OR A
31 COMBINATION OF THEM WHICH THE MUNICIPALITY DESIGNATES AS APPROPRIATE
32 FOR AN URBAN RENEWAL PROJECT.

33 (I) "URBAN RENEWAL PLAN" MEANS A PLAN, AS IT EXISTS FROM TIME TO
34 TIME, FOR AN URBAN RENEWAL PROJECT. THE PLAN SHALL BE SUFFICIENTLY
35 COMPLETE TO INDICATE WHATEVER LAND ACQUISITION, DEMOLITION, AND
36 REMOVAL OF STRUCTURES, REDEVELOPMENT, IMPROVEMENTS, AND
37 REHABILITATION AS MAY BE PROPOSED TO BE CARRIED OUT IN THE URBAN

1 RENEWAL AREA, ZONING AND PLANNING CHANGES, IF ANY, LAND USES, MAXIMUM
2 DENSITY, AND BUILDING REQUIREMENTS.

3 (J) "URBAN RENEWAL PROJECT" MEANS UNDERTAKINGS AND ACTIVITIES OF
4 A MUNICIPALITY IN AN URBAN RENEWAL AREA FOR THE ELIMINATION AND FOR THE
5 PREVENTION OF THE DEVELOPMENT OR SPREAD OF SLUMS AND BLIGHT, AND MAY
6 INVOLVE SLUM CLEARANCE AND REDEVELOPMENT IN AN URBAN RENEWAL AREA,
7 OR REHABILITATION OR CONSERVATION IN AN URBAN RENEWAL AREA, OR ANY
8 COMBINATION OR PART OF THEM IN ACCORDANCE WITH AN URBAN RENEWAL PLAN.
9 THESE UNDERTAKINGS AND ACTIVITIES MAY INCLUDE:

10 (1) ACQUISITION OF A SLUM AREA OR A BLIGHTED AREA OR PORTION OF
11 THEM;

12 (2) DEMOLITION AND REMOVAL OF BUILDINGS AND IMPROVEMENTS;

13 (3) INSTALLATION, CONSTRUCTION OR RECONSTRUCTION OF STREETS,
14 UTILITIES, PARKS, PLAYGROUNDS, AND OTHER IMPROVEMENTS NECESSARY FOR
15 CARRYING OUT IN THE URBAN RENEWAL AREA THE URBAN RENEWAL OBJECTIVES
16 OF THIS APPENDIX IN ACCORDANCE WITH THE URBAN RENEWAL PLAN;

17 (4) DISPOSITION OF ANY PROPERTY ACQUIRED IN THE URBAN RENEWAL
18 AREA, INCLUDING SALE, INITIAL LEASING, OR RETENTION BY THE MUNICIPALITY
19 ITSELF, AT ITS FAIR VALUE FOR USES IN ACCORDANCE WITH THE URBAN RENEWAL
20 PLAN;

21 (5) CARRYING OUT PLANS FOR A PROGRAM OF VOLUNTARY OR
22 COMPULSORY REPAIR AND REHABILITATION OF BUILDINGS OR OTHER
23 IMPROVEMENTS IN ACCORDANCE WITH THE URBAN RENEWAL PLAN;

24 (6) ACQUISITION OF ANY OTHER REAL PROPERTY IN THE URBAN
25 RENEWAL AREA WHERE NECESSARY TO ELIMINATE UNHEALTHFUL, UNSANITARY,
26 OR UNSAFE CONDITIONS, LESSEN DENSITY, ELIMINATE OBSOLETE OR OTHER USES
27 DETRIMENTAL TO THE PUBLIC WELFARE, OR OTHERWISE TO REMOVE OR PREVENT
28 THE SPREAD OF BLIGHT OR DETERIORATION, OR TO PROVIDE LAND FOR NEEDED
29 PUBLIC FACILITIES; AND

30 (7) THE PRESERVATION, IMPROVEMENT, OR EMBELLISHMENT OF
31 HISTORIC STRUCTURES OR MONUMENTS.

32 A1-102. POWERS.

33 (A) THE MUNICIPALITY MAY UNDERTAKE AND CARRY OUT URBAN RENEWAL
34 PROJECTS.

35 (B) THESE PROJECTS SHALL BE LIMITED:

36 (1) TO SLUM CLEARANCE IN SLUM OR BLIGHTED AREAS AND
37 REDEVELOPMENT OR THE REHABILITATION OF SLUM OR BLIGHTED AREAS;

1 (2) TO ACQUIRE IN CONNECTION WITH THOSE PROJECTS, WITHIN THE
2 CORPORATE LIMITS OF THE MUNICIPALITY, LAND AND PROPERTY OF EVERY KIND
3 AND ANY RIGHT, INTEREST, FRANCHISE, EASEMENT, OR PRIVILEGE, INCLUDING
4 LAND OR PROPERTY AND ANY RIGHT OR INTEREST ALREADY DEVOTED TO PUBLIC
5 USE, BY PURCHASE, LEASE, GIFT, CONDEMNATION, OR ANY OTHER LEGAL MEANS;
6 AND

7 (3) TO SELL, LEASE, CONVEY, TRANSFER, OR OTHERWISE DISPOSE OF
8 ANY OF THE LAND OR PROPERTY, REGARDLESS OF WHETHER OR NOT IT HAS BEEN
9 DEVELOPED, REDEVELOPED, ALTERED, OR IMPROVED AND IRRESPECTIVE OF THE
10 MANNER OR MEANS IN OR BY WHICH IT MAY HAVE BEEN ACQUIRED, TO ANY
11 PRIVATE, PUBLIC, OR QUASI-PUBLIC CORPORATION, PARTNERSHIP, ASSOCIATION,
12 PERSON, OR OTHER LEGAL ENTITY.

13 (C) LAND OR PROPERTY TAKEN BY THE MUNICIPALITY FOR ANY OF THESE
14 PURPOSES OR IN CONNECTION WITH THE EXERCISE OF ANY OF THE POWERS WHICH
15 ARE GRANTED BY THIS APPENDIX TO THE MUNICIPALITY BY EXERCISING THE
16 POWER OF EMINENT DOMAIN MAY NOT BE TAKEN WITHOUT JUST COMPENSATION,
17 AS AGREED UPON BETWEEN THE PARTIES, OR AWARDED BY A JURY, BEING FIRST
18 PAID OR TENDERED TO THE PARTY ENTITLED TO THE COMPENSATION.

19 (D) ALL LAND OR PROPERTY NEEDED OR TAKEN BY THE EXERCISE OF THE
20 POWER OF EMINENT DOMAIN BY THE MUNICIPALITY FOR ANY OF THESE PURPOSES
21 OR IN CONNECTION WITH THE EXERCISE OF ANY OF THE POWERS GRANTED BY THIS
22 APPENDIX IS DECLARED TO BE NEEDED OR TAKEN FOR PUBLIC USES AND
23 PURPOSES.

24 (E) ANY OR ALL OF THE ACTIVITIES AUTHORIZED PURSUANT TO THIS
25 APPENDIX CONSTITUTE GOVERNMENTAL FUNCTIONS UNDERTAKEN FOR PUBLIC
26 USES AND PURPOSES AND THE POWER OF TAXATION MAY BE EXERCISED, PUBLIC
27 FUNDS EXPENDED, AND PUBLIC CREDIT EXTENDED IN FURTHERANCE OF THEM.

28 A1-103. ADDITIONAL POWERS.

29 THE MUNICIPALITY HAS THE FOLLOWING ADDITIONAL POWERS. THESE
30 POWERS ARE DECLARED TO BE NECESSARY AND PROPER TO CARRY INTO FULL
31 FORCE AND EFFECT THE SPECIFIC POWERS GRANTED IN THIS APPENDIX AND TO
32 FULLY ACCOMPLISH THE PURPOSES AND OBJECTS CONTEMPLATED BY THE
33 PROVISIONS OF THIS SECTION:

34 (1) TO MAKE OR HAVE MADE ALL SURVEYS AND PLANS NECESSARY TO
35 THE CARRYING OUT OF THE PURPOSES OF THIS APPENDIX AND TO ADOPT OR
36 APPROVE, MODIFY, AND AMEND THOSE PLANS. THESE PLANS MAY INCLUDE, BUT
37 ARE NOT LIMITED TO:

38 (I) PLANS FOR CARRYING OUT A PROGRAM OF VOLUNTARY OR
39 COMPULSORY REPAIR AND REHABILITATION OF BUILDINGS AND IMPROVEMENTS;

40 (II) PLANS FOR THE ENFORCEMENT OF CODES AND REGULATIONS
41 RELATING TO THE USE OF LAND AND THE USE AND OCCUPANCY OF BUILDINGS AND

1 IMPROVEMENTS AND TO THE COMPULSORY REPAIR, REHABILITATION, DEMOLITION,
2 OR REMOVAL OF BUILDINGS AND IMPROVEMENTS; AND

3 (III) APPRAISALS, TITLE SEARCHES, SURVEYS, STUDIES, AND OTHER
4 PLANS AND WORK NECESSARY TO PREPARE FOR THE UNDERTAKING OF URBAN
5 RENEWAL PROJECTS AND RELATED ACTIVITIES; AND TO APPLY FOR, ACCEPT, AND
6 UTILIZE GRANTS OF FUNDS FROM THE FEDERAL GOVERNMENT OR OTHER
7 GOVERNMENTAL ENTITY FOR THOSE PURPOSES;

8 (2) TO PREPARE PLANS FOR THE RELOCATION OF PERSONS (INCLUDING
9 FAMILIES, BUSINESS CONCERNS, AND OTHERS) DISPLACED FROM AN URBAN
10 RENEWAL AREA, AND TO MAKE RELOCATION PAYMENTS TO OR WITH RESPECT TO
11 THOSE PERSONS FOR MOVING EXPENSES AND LOSSES OF PROPERTY FOR WHICH
12 REIMBURSEMENT OR COMPENSATION IS NOT OTHERWISE MADE, INCLUDING THE
13 MAKING OF PAYMENTS FINANCED BY THE FEDERAL GOVERNMENT;

14 (3) TO APPROPRIATE WHATEVER FUNDS AND MAKE WHATEVER
15 EXPENDITURES AS MAY BE NECESSARY TO CARRY OUT THE PURPOSES OF THIS
16 APPENDIX, INCLUDING, BUT NOT LIMITED:

17 (I) TO THE PAYMENT OF ANY AND ALL COSTS AND EXPENSES
18 INCURRED IN CONNECTION WITH, OR INCIDENTAL TO, THE ACQUISITION OF LAND
19 OR PROPERTY, AND FOR THE DEMOLITION, REMOVAL, RELOCATION, RENOVATION,
20 OR ALTERATION OF LAND, BUILDINGS, STREETS, HIGHWAYS, ALLEYS, UTILITIES, OR
21 SERVICES, AND OTHER STRUCTURES OR IMPROVEMENTS, AND FOR THE
22 CONSTRUCTION, RECONSTRUCTION, INSTALLATION, RELOCATION, OR REPAIR OF
23 STREETS, HIGHWAYS, ALLEYS, UTILITIES, OR SERVICES, IN CONNECTION WITH
24 URBAN RENEWAL PROJECTS;

25 (II) TO LEVY TAXES AND ASSESSMENTS FOR THOSE PURPOSES;

26 (III) TO BORROW MONEY AND TO APPLY FOR AND ACCEPT
27 ADVANCES, LOANS, GRANTS, CONTRIBUTIONS, AND ANY OTHER FORM OF FINANCIAL
28 ASSISTANCE FROM THE FEDERAL GOVERNMENT, THE STATE, COUNTY, OR OTHER
29 PUBLIC BODIES, OR FROM ANY SOURCES, PUBLIC OR PRIVATE, FOR THE PURPOSES
30 OF THIS APPENDIX, AND TO GIVE WHATEVER SECURITY AS MAY BE REQUIRED FOR
31 THIS FINANCIAL ASSISTANCE; AND

32 (IV) TO INVEST ANY URBAN RENEWAL FUNDS HELD IN RESERVES
33 OR SINKING FUNDS OR ANY OF THESE FUNDS NOT REQUIRED FOR IMMEDIATE
34 DISBURSEMENT IN PROPERTY OR SECURITIES WHICH ARE LEGAL INVESTMENTS FOR
35 OTHER MUNICIPAL FUNDS;

36 (4) (I) TO HOLD, IMPROVE, CLEAR, OR PREPARE FOR REDEVELOPMENT
37 ANY PROPERTY ACQUIRED IN CONNECTION WITH URBAN RENEWAL PROJECTS;

38 (II) TO MORTGAGE, PLEDGE, HYPOTHECATE, OR OTHERWISE
39 ENCUMBER THAT PROPERTY; AND

1 (III) TO INSURE OR PROVIDE FOR THE INSURANCE OF THE
2 PROPERTY OR OPERATIONS OF THE MUNICIPALITY AGAINST ANY RISKS OR HAZARDS,
3 INCLUDING THE POWER TO PAY PREMIUMS ON ANY SUCH INSURANCE;

4 (5) TO MAKE AND EXECUTE ALL CONTRACTS AND OTHER INSTRUMENTS
5 NECESSARY OR CONVENIENT TO THE EXERCISE OF ITS POWERS UNDER THIS
6 APPENDIX, INCLUDING THE POWER TO ENTER INTO AGREEMENTS WITH OTHER
7 PUBLIC BODIES OR AGENCIES (THESE AGREEMENTS MAY EXTEND OVER ANY
8 PERIOD, NOTWITHSTANDING ANY PROVISION OR RULE OF LAW TO THE CONTRARY),
9 AND TO INCLUDE IN ANY CONTRACT FOR FINANCIAL ASSISTANCE WITH THE
10 FEDERAL GOVERNMENT FOR OR WITH RESPECT TO AN URBAN RENEWAL PROJECT
11 AND RELATED ACTIVITIES WHATEVER CONDITIONS IMPOSED PURSUANT TO
12 FEDERAL LAWS AS THE MUNICIPALITY CONSIDERS REASONABLE AND APPROPRIATE;

13 (6) TO ENTER INTO ANY BUILDING OR PROPERTY IN ANY URBAN
14 RENEWAL AREA IN ORDER TO MAKE INSPECTIONS, SURVEYS, APPRAISALS,
15 SOUNDINGS, OR TEST BORINGS, AND TO OBTAIN AN ORDER FOR THIS PURPOSE FROM
16 THE CIRCUIT COURT FOR THE COUNTY IN WHICH THE MUNICIPALITY IS SITUATED IN
17 THE EVENT ENTRY IS DENIED OR RESISTED;

18 (7) TO PLAN, REPLAN, INSTALL, CONSTRUCT, RECONSTRUCT, REPAIR,
19 CLOSE, OR VACATE STREETS, ROADS, SIDEWALKS, PUBLIC UTILITIES, PARKS,
20 PLAYGROUNDS, AND OTHER PUBLIC IMPROVEMENTS IN CONNECTION WITH AN
21 URBAN RENEWAL PROJECT; AND TO MAKE EXCEPTIONS FROM BUILDING
22 REGULATIONS;

23 (8) TO GENERALLY ORGANIZE, COORDINATE, AND DIRECT THE
24 ADMINISTRATION OF THE PROVISIONS OF THIS APPENDIX AS THEY APPLY TO THE
25 MUNICIPALITY IN ORDER THAT THE OBJECTIVE OF REMEDYING SLUM AND
26 BLIGHTED AREAS AND PREVENTING ITS CAUSES WITHIN THE MUNICIPALITY MAY BE
27 PROMOTED AND ACHIEVED MOST EFFECTIVELY; AND

28 (9) TO EXERCISE ALL OR ANY PART OR COMBINATION OF THE POWERS
29 GRANTED IN THIS APPENDIX.

30 A1-104. ESTABLISHMENT OF URBAN RENEWAL AGENCY.

31 (A) A MUNICIPALITY MAY ITSELF EXERCISE ALL THE POWERS GRANTED BY
32 THIS APPENDIX, OR MAY, IF ITS LEGISLATIVE BODY BY ORDINANCE DETERMINES
33 THE ACTION TO BE IN THE PUBLIC INTEREST, ELECT TO HAVE THE POWERS
34 EXERCISED BY A SEPARATE PUBLIC BODY OR AGENCY.

35 (B) IN THE EVENT THE LEGISLATIVE BODY MAKES THAT DETERMINATION, IT
36 SHALL PROCEED BY ORDINANCE TO ESTABLISH A PUBLIC BODY OR AGENCY TO
37 UNDERTAKE IN THE MUNICIPALITY THE ACTIVITIES AUTHORIZED BY THIS
38 APPENDIX.

39 (C) THE ORDINANCE SHALL INCLUDE PROVISIONS ESTABLISHING THE
40 NUMBER OF MEMBERS OF THE PUBLIC BODY OR AGENCY, THE MANNER OF THEIR

1 APPOINTMENT AND REMOVAL, AND THE TERMS OF THE MEMBERS AND THEIR
2 COMPENSATION.

3 (D) THE ORDINANCE MAY INCLUDE WHATEVER ADDITIONAL PROVISIONS
4 RELATING TO THE ORGANIZATION OF THE PUBLIC BODY OR AGENCY AS MAY BE
5 NECESSARY.

6 (E) IN THE EVENT THE LEGISLATIVE BODY ENACTS THIS ORDINANCE, ALL OF
7 THE POWERS BY THIS APPENDIX GRANTED TO THE MUNICIPALITY, FROM THE
8 EFFECTIVE DATE OF THE ORDINANCE, ARE VESTED IN THE PUBLIC BODY OR AGENCY
9 ESTABLISHED BY THE ORDINANCE.

10 A1-105. POWERS WITHHELD FROM THE AGENCY.

11 THE AGENCY MAY NOT:

12 (1) PASS A RESOLUTION TO INITIATE AN URBAN RENEWAL PROJECT
13 PURSUANT TO SECTIONS A1-102 AND A1-103 OF THIS APPENDIX;

14 (2) ISSUE GENERAL OBLIGATION BONDS PURSUANT TO SECTION A1-111
15 OF THIS APPENDIX; OR

16 (3) APPROPRIATE FUNDS OR LEVY TAXES AND ASSESSMENTS
17 PURSUANT TO SECTION A1-103(3) OF THIS APPENDIX.

18 A1-106. INITIATION OF PROJECT.

19 IN ORDER TO INITIATE AN URBAN RENEWAL PROJECT, THE LEGISLATIVE BODY
20 OF THE MUNICIPALITY SHALL ADOPT A RESOLUTION WHICH:

21 (1) FINDS THAT ONE OR MORE SLUM OR BLIGHTED AREAS EXIST IN THE
22 MUNICIPALITY;

23 (2) LOCATES AND DEFINES THE SLUM OR BLIGHTED AREA; AND

24 (3) FINDS THAT THE REHABILITATION, REDEVELOPMENT, OR A
25 COMBINATION OF THEM, OF THE AREA OR AREAS, IS NECESSARY AND IN THE
26 INTEREST OF THE PUBLIC HEALTH, SAFETY, MORALS, OR WELFARE OF THE
27 RESIDENTS OF THE MUNICIPALITY.

28 A1-107. PREPARATION AND APPROVAL OF PLAN FOR URBAN RENEWAL PROJECT.

29 (A) IN ORDER TO CARRY OUT THE PURPOSES OF THIS APPENDIX, THE
30 MUNICIPALITY SHALL HAVE PREPARED AN URBAN RENEWAL PLAN FOR SLUM OR
31 BLIGHTED AREAS IN THE MUNICIPALITY, AND SHALL APPROVE THE PLAN FORMALLY.
32 PRIOR TO ITS APPROVAL OF AN URBAN RENEWAL PROJECT, THE MUNICIPALITY
33 SHALL SUBMIT THE PLAN TO THE PLANNING BODY OF THE MUNICIPALITY FOR
34 REVIEW AND RECOMMENDATIONS AS TO ITS CONFORMITY WITH THE MASTER PLAN
35 FOR THE DEVELOPMENT OF THE MUNICIPALITY AS A WHOLE. THE PLANNING BODY
36 SHALL SUBMIT ITS WRITTEN RECOMMENDATION WITH RESPECT TO THE PROPOSED

1 URBAN RENEWAL PLAN TO THE MUNICIPALITY WITHIN 60 DAYS AFTER RECEIPT OF
2 THE PLAN FOR REVIEW. UPON RECEIPT OF THE RECOMMENDATIONS OF THE
3 PLANNING BODY OR, IF NO RECOMMENDATIONS ARE RECEIVED WITHIN THE 60
4 DAYS, THEN WITHOUT THE RECOMMENDATIONS, THE MUNICIPALITY MAY PROCEED
5 WITH A PUBLIC HEARING ON THE PROPOSED URBAN RENEWAL PROJECT. THE
6 MUNICIPALITY SHALL HOLD A PUBLIC HEARING ON AN URBAN RENEWAL PROJECT
7 AFTER PUBLIC NOTICE OF IT BY PUBLICATION IN A NEWSPAPER HAVING A GENERAL
8 CIRCULATION WITHIN THE CORPORATE LIMITS OF THE MUNICIPALITY. THE NOTICE
9 SHALL DESCRIBE THE TIME, DATE, PLACE, AND PURPOSE OF THE HEARING, SHALL
10 GENERALLY IDENTIFY THE URBAN RENEWAL AREA COVERED BY THE PLAN, AND
11 SHALL OUTLINE THE GENERAL SCOPE OF THE URBAN RENEWAL PROJECT UNDER
12 CONSIDERATION. FOLLOWING THE HEARING, THE MUNICIPALITY MAY APPROVE AN
13 URBAN RENEWAL PROJECT AND THE PLAN THEREFOR IF IT FINDS THAT:

14 (1) A FEASIBLE METHOD EXISTS FOR THE LOCATION OF ANY FAMILIES
15 OR NATURAL PERSONS WHO WILL BE DISPLACED FROM THE URBAN RENEWAL AREA
16 IN DECENT, SAFE, AND SANITARY DWELLING ACCOMMODATIONS WITHIN THEIR
17 MEANS AND WITHOUT UNDUE HARDSHIP TO THE FAMILIES OR NATURAL PERSONS;

18 (2) THE URBAN RENEWAL PLAN CONFORMS SUBSTANTIALLY TO THE
19 MASTER PLAN OF THE MUNICIPALITY AS A WHOLE; AND

20 (3) THE URBAN RENEWAL PLAN WILL AFFORD MAXIMUM OPPORTUNITY,
21 CONSISTENT WITH THE SOUND NEEDS OF THE MUNICIPALITY AS A WHOLE, FOR THE
22 REHABILITATION OR REDEVELOPMENT OF THE URBAN RENEWAL AREA BY PRIVATE
23 ENTERPRISE.

24 (B) AN URBAN RENEWAL PLAN MAY BE MODIFIED AT ANY TIME. IF MODIFIED
25 AFTER THE LEASE OR SALE OF REAL PROPERTY IN THE URBAN RENEWAL PROJECT
26 AREA, THE MODIFICATION MAY BE CONDITIONED UPON WHATEVER APPROVAL OF
27 THE OWNER, LESSEE, OR SUCCESSOR IN INTEREST AS THE MUNICIPALITY
28 CONSIDERS ADVISABLE. IN ANY EVENT, IT SHALL BE SUBJECT TO WHATEVER
29 RIGHTS AT LAW OR IN EQUITY AS A LESSEE OR PURCHASER, OR HIS SUCCESSOR OR
30 SUCCESSORS IN INTEREST, MAY BE ENTITLED TO ASSERT. WHERE THE PROPOSED
31 MODIFICATION WILL CHANGE SUBSTANTIALLY THE URBAN RENEWAL PLAN AS
32 APPROVED PREVIOUSLY BY THE MUNICIPALITY, THE MODIFICATION SHALL BE
33 APPROVED FORMALLY BY THE MUNICIPALITY, AS IN THE CASE OF AN ORIGINAL
34 PLAN.

35 (C) UPON THE APPROVAL BY THE MUNICIPALITY OF AN URBAN RENEWAL
36 PLAN OR OF ANY MODIFICATION OF IT, THE PLAN OR MODIFICATION SHALL BE
37 CONSIDERED TO BE IN FULL FORCE AND EFFECT FOR THE RESPECTIVE URBAN
38 RENEWAL AREA. THE MUNICIPALITY MAY HAVE THE PLAN OR MODIFICATION
39 CARRIED OUT IN ACCORDANCE WITH ITS TERMS.

40 A1-108. DISPOSAL OF PROPERTY IN URBAN RENEWAL AREA.

41 (A) THE MUNICIPALITY MAY SELL, LEASE, OR OTHERWISE TRANSFER REAL
42 PROPERTY OR ANY INTEREST IN IT ACQUIRED BY IT FOR AN URBAN RENEWAL

1 PROJECT TO ANY PERSON FOR RESIDENTIAL, RECREATIONAL, COMMERCIAL,
2 INDUSTRIAL, EDUCATIONAL, OR OTHER USES OR FOR PUBLIC USE, OR IT MAY RETAIN
3 THE PROPERTY OR INTEREST FOR PUBLIC USE, IN ACCORDANCE WITH THE URBAN
4 RENEWAL PLAN AND SUBJECT TO WHATEVER COVENANTS, CONDITIONS, AND
5 RESTRICTIONS, INCLUDING COVENANTS RUNNING WITH THE LAND, AS IT
6 CONSIDERS NECESSARY OR DESIRABLE TO ASSIST IN PREVENTING THE
7 DEVELOPMENT OR SPREAD OF FUTURE SLUMS OR BLIGHTED AREAS OR TO
8 OTHERWISE CARRY OUT THE PURPOSES OF THIS APPENDIX. THE PURCHASERS OR
9 LESSEES AND THEIR SUCCESSORS AND ASSIGNS SHALL BE OBLIGATED TO DEVOTE
10 THE REAL PROPERTY ONLY TO THE USES SPECIFIED IN THE URBAN RENEWAL PLAN,
11 AND MAY BE OBLIGATED TO COMPLY WITH WHATEVER OTHER REQUIREMENTS THE
12 MUNICIPALITY DETERMINES TO BE IN THE PUBLIC INTEREST, INCLUDING THE
13 OBLIGATION TO BEGIN WITHIN A REASONABLE TIME ANY IMPROVEMENTS ON THE
14 REAL PROPERTY REQUIRED BY THE URBAN RENEWAL PLAN. THE REAL PROPERTY OR
15 INTEREST MAY NOT BE SOLD, LEASED, OTHERWISE TRANSFERRED, OR RETAINED AT
16 LESS THAN ITS FAIR VALUE FOR USES IN ACCORDANCE WITH THE URBAN RENEWAL
17 PLAN. IN DETERMINING THE FAIR VALUE OF REAL PROPERTY FOR USES IN
18 ACCORDANCE WITH THE URBAN RENEWAL PLAN, THE MUNICIPALITY SHALL TAKE
19 INTO ACCOUNT AND GIVE CONSIDERATION TO THE USES PROVIDED IN THE PLAN,
20 THE RESTRICTIONS UPON, AND THE COVENANTS, CONDITIONS, AND OBLIGATIONS
21 ASSUMED BY THE PURCHASER OR LESSEE OR BY THE MUNICIPALITY RETAINING
22 THE PROPERTY, AND THE OBJECTIVES OF THE PLAN FOR THE PREVENTION OF THE
23 RECURRENCE OF SLUM OR BLIGHTED AREAS. IN ANY INSTRUMENT OR CONVEYANCE
24 TO A PRIVATE PURCHASER OR LESSEE, THE MUNICIPALITY MAY PROVIDE THAT THE
25 PURCHASER OR LESSEE MAY NOT SELL, LEASE, OR OTHERWISE TRANSFER THE REAL
26 PROPERTY WITHOUT THE PRIOR WRITTEN CONSENT OF THE MUNICIPALITY UNTIL
27 HE HAS COMPLETED THE CONSTRUCTION OF ANY OR ALL IMPROVEMENTS WHICH
28 HE HAS OBLIGATED HIMSELF TO CONSTRUCT ON THE PROPERTY. REAL PROPERTY
29 ACQUIRED BY THE MUNICIPALITY WHICH, IN ACCORDANCE WITH THE PROVISIONS
30 OF THE URBAN RENEWAL PLAN, IS TO BE TRANSFERRED, SHALL BE TRANSFERRED
31 AS RAPIDLY AS FEASIBLE IN THE PUBLIC INTEREST CONSISTENT WITH THE
32 CARRYING OUT OF THE PROVISIONS OF THE URBAN RENEWAL PLAN. ANY CONTRACT
33 FOR THE TRANSFER AND THE URBAN RENEWAL PLAN (OR WHATEVER PART OR
34 PARTS OF THE CONTRACT OR PLAN AS THE MUNICIPALITY DETERMINES) MAY BE
35 RECORDED IN THE LAND RECORDS OF THE COUNTY IN WHICH THE MUNICIPALITY IS
36 SITUATED IN A MANNER SO AS TO AFFORD ACTUAL OR CONSTRUCTIVE NOTICE OF IT.

37 (B) THE MUNICIPALITY MAY DISPOSE OF REAL PROPERTY IN AN URBAN
38 RENEWAL AREA TO PRIVATE PERSONS. THE MUNICIPALITY MAY, BY PUBLIC NOTICE
39 BY PUBLICATION IN A NEWSPAPER HAVING A GENERAL CIRCULATION IN THE
40 COMMUNITY INVITE PROPOSALS FROM AND MAKE AVAILABLE ALL PERTINENT
41 INFORMATION TO PRIVATE REDEVELOPERS OR ANY PERSONS INTERESTED IN
42 UNDERTAKING TO REDEVELOP OR REHABILITATE AN URBAN RENEWAL AREA, OR
43 ANY PART THEREOF. SUCH NOTICE SHALL IDENTIFY THE AREA, OR PORTION
44 THEREOF, AND SHALL STATE THAT PROPOSALS SHALL BE MADE BY THOSE
45 INTERESTED WITHIN A SPECIFIED PERIOD. THE MUNICIPALITY SHALL CONSIDER
46 ALL SUCH REDEVELOPMENT OR REHABILITATION PROPOSALS AND THE FINANCIAL
47 AND LEGAL ABILITY OF THE PERSONS MAKING SUCH PROPOSAL TO CARRY THEM
48 OUT, AND MAY NEGOTIATE WITH ANY PERSONS FOR PROPOSALS FOR THE

1 PURCHASE, LEASE OR OTHER TRANSFER OF ANY REAL PROPERTY ACQUIRED BY THE
2 MUNICIPALITY IN THE URBAN RENEWAL AREA. THE MUNICIPALITY MAY ACCEPT
3 SUCH PROPOSAL AS IT DEEMS TO BE IN THE PUBLIC INTEREST AND IN
4 FURTHERANCE OF THE PURPOSES OF THIS SUB-HEADING. THEREAFTER, THE
5 MUNICIPALITY MAY EXECUTE AND DELIVER CONTRACTS, DEEDS, LEASES AND
6 OTHER INSTRUMENTS AND TAKE ALL STEPS NECESSARY TO EFFECTUATE SUCH
7 TRANSFERS.

8 (C) THE MUNICIPALITY MAY OPERATE TEMPORARILY AND MAINTAIN REAL
9 PROPERTY ACQUIRED BY IT IN AN URBAN RENEWAL AREA FOR OR IN CONNECTION
10 WITH AN URBAN RENEWAL PROJECT PENDING THE DISPOSITION OF THE PROPERTY
11 AS AUTHORIZED IN THIS APPENDIX, WITHOUT REGARD TO THE PROVISIONS OF
12 SUBSECTION (A), FOR USES AND PURPOSES CONSIDERED DESIRABLE EVEN THOUGH
13 NOT IN CONFORMITY WITH THE URBAN RENEWAL PLAN.

14 (D) ANY INSTRUMENT EXECUTED BY THE MUNICIPALITY AND PURPORTING
15 TO CONVEY ANY RIGHT, TITLE, OR INTEREST IN ANY PROPERTY UNDER THIS
16 APPENDIX SHALL BE PRESUMED CONCLUSIVELY TO HAVE BEEN EXECUTED IN
17 COMPLIANCE WITH THE PROVISIONS OF THIS APPENDIX INsofar AS TITLE OR
18 OTHER INTEREST OF ANY BONA FIDE PURCHASERS, LESSEES, OR TRANSFEREES OF
19 THE PROPERTY IS CONCERNED.

20 A1-109. EMINENT DOMAIN.

21 CONDEMNATION OF LAND OR PROPERTY UNDER THE PROVISIONS OF THIS
22 APPENDIX SHALL BE IN ACCORDANCE WITH THE PROCEDURE PROVIDED IN THE
23 REAL PROPERTY ARTICLE OF THE ANNOTATED CODE OF MARYLAND.

24 A1-110. ENCOURAGEMENT OF PRIVATE ENTERPRISE.

25 THE MUNICIPALITY, TO THE EXTENT IT DETERMINES TO BE FEASIBLE IN
26 CARRYING OUT THE PROVISIONS OF THIS APPENDIX, SHALL AFFORD MAXIMUM
27 OPPORTUNITY, CONSISTENT WITH THE SOUND NEEDS OF THE MUNICIPALITY AS A
28 WHOLE, TO THE REHABILITATION OR REDEVELOPMENT OF ANY URBAN RENEWAL
29 AREA BY PRIVATE ENTERPRISE. THE MUNICIPALITY SHALL GIVE CONSIDERATION TO
30 THIS OBJECTIVE IN EXERCISING ITS POWERS UNDER THIS APPENDIX.

31 A1-111. GENERAL OBLIGATION BONDS.

32 FOR THE PURPOSE OF FINANCING AND CARRYING OUT OF AN URBAN RENEWAL
33 PROJECT AND RELATED ACTIVITIES, THE MUNICIPALITY MAY ISSUE AND SELL ITS
34 GENERAL OBLIGATION BONDS. ANY BONDS ISSUED BY THE MUNICIPALITY
35 PURSUANT TO THIS SECTION SHALL BE ISSUED IN THE MANNER AND WITHIN THE
36 LIMITATIONS PRESCRIBED BY APPLICABLE LAW FOR THE ISSUANCE AND
37 AUTHORIZATION OF GENERAL OBLIGATION BONDS BY THE MUNICIPALITY, AND ALSO
38 WITHIN LIMITATIONS DETERMINED BY THE MUNICIPALITY.

1 A1-112. REVENUE BONDS.

2 (A) IN ADDITION TO THE AUTHORITY CONFERRED BY SECTION A1-111 OF THIS
3 APPENDIX, THE MUNICIPALITY MAY ISSUE REVENUE BONDS TO FINANCE THE
4 UNDERTAKING OF ANY URBAN RENEWAL PROJECT AND RELATED ACTIVITIES. ALSO,
5 IT MAY ISSUE REFUNDING BONDS FOR THE PAYMENT OR RETIREMENT OF THE
6 BONDS ISSUED PREVIOUSLY BY IT. THE BONDS SHALL BE MADE PAYABLE, AS TO
7 BOTH PRINCIPAL AND INTEREST, SOLELY FROM THE INCOME, PROCEEDS,
8 REVENUES, AND FUNDS OF THE MUNICIPALITY DERIVED FROM OR HELD IN
9 CONNECTION WITH THE UNDERTAKING AND CARRYING OUT OF URBAN RENEWAL
10 PROJECTS UNDER THIS APPENDIX. HOWEVER, PAYMENT OF THE BONDS, BOTH AS TO
11 PRINCIPAL AND INTEREST, MAY BE FURTHER SECURED BY A PLEDGE OF ANY LOAN,
12 GRANT, OR CONTRIBUTION FROM THE FEDERAL GOVERNMENT OR OTHER SOURCE,
13 IN AID OF ANY URBAN RENEWAL PROJECTS OF THE MUNICIPALITY UNDER THIS
14 APPENDIX, AND BY A MORTGAGE OF ANY URBAN RENEWAL PROJECT, OR ANY PART
15 OF A PROJECT, TITLE TO WHICH IS IN THE MUNICIPALITY. IN ADDITION, THE
16 MUNICIPALITY MAY ENTER INTO AN INDENTURE OF TRUST WITH ANY PRIVATE
17 BANKING INSTITUTION OF THIS STATE HAVING TRUST POWERS AND MAY MAKE IN
18 THE INDENTURE OF TRUST COVENANTS AND COMMITMENTS REQUIRED BY ANY
19 PURCHASER FOR THE ADEQUATE SECURITY OF THE BONDS.

20 (B) BONDS ISSUED UNDER THIS SECTION DO NOT CONSTITUTE AN
21 INDEBTEDNESS WITHIN THE MEANING OF ANY CONSTITUTIONAL OR STATUTORY
22 DEBT LIMITATION OR RESTRICTION, ARE NOT SUBJECT TO THE PROVISIONS OF ANY
23 OTHER LAW OR CHARTER RELATING TO THE AUTHORIZATION, ISSUANCE, OR SALE
24 OF BONDS, AND ARE EXEMPTED SPECIFICALLY FROM THE RESTRICTIONS
25 CONTAINED IN THE ANNOTATED CODE OF MARYLAND. BONDS ISSUED UNDER THE
26 PROVISIONS OF THIS APPENDIX ARE DECLARED TO BE ISSUED FOR AN ESSENTIAL
27 PUBLIC AND GOVERNMENTAL PURPOSE AND, TOGETHER WITH INTEREST ON THEM
28 AND INCOME FROM THEM, ARE EXEMPT FROM ALL TAXES.

29 (C) BONDS ISSUED UNDER THIS SECTION SHALL BE AUTHORIZED BY
30 RESOLUTION OR ORDINANCE OF THE LEGISLATIVE BODY OF THE MUNICIPALITY.
31 THEY MAY BE ISSUED IN ONE OR MORE SERIES AND, IN ACCORDANCE WITH THE
32 RESOLUTION, TRUST INDENTURE, OR MORTGAGE UNDER WHICH THE BONDS ARE
33 ISSUED, CONTAIN INFORMATION CONCERNING:

- 34 (1) DATE OR DATES;
- 35 (2) TIME OR TIMES OF MATURITY;
- 36 (3) INTEREST AT A RATE OR RATES NOT EXCEEDING 6% PER ANNUM;
- 37 (4) DENOMINATION OR DENOMINATIONS;
- 38 (5) FORM EITHER WITH OR WITHOUT COUPON OR REGISTERED;
- 39 (6) CONVERSION OR REGISTRATION PRIVILEGE;
- 40 (7) RANK OR PRIORITY;

1 (8) MANNER OF EXECUTION;

2 (9) PAYABILITY IN TERMS OF REDEMPTION (WITH OR WITHOUT
3 PREMIUM);

4 (10) MANNER OF SECURITY; AND

5 (11) ANY OTHER CHARACTERISTICS, AS ARE PROVIDED BY THE
6 RESOLUTION, TRUST INDENTURE, OR MORTGAGE ISSUED PURSUANT TO IT.

7 (D) THESE BONDS MAY BE SOLD AT PUBLIC SALES HELD AFTER NOTICE IS
8 PUBLISHED PRIOR TO THE SALE IN A NEWSPAPER HAVING A GENERAL CIRCULATION
9 IN THE AREA IN WHICH THE MUNICIPALITY IS LOCATED AND IN WHATEVER OTHER
10 MEDIUM OF PUBLICATION AS THE MUNICIPALITY MAY DETERMINE. THE BONDS MAY
11 BE EXCHANGED ALSO FOR OTHER BONDS ON THE BASIS OF PAR. HOWEVER, THE
12 BONDS MAY BE SOLD TO THE FEDERAL GOVERNMENT AT PRIVATE SALE AT NOT LESS
13 THAN PAR, AND, IN THE EVENT LESS THAN ALL OF THE AUTHORIZED PRINCIPAL
14 AMOUNT OF THE BONDS IS SOLD TO THE FEDERAL GOVERNMENT, THE BALANCE
15 MAY BE SOLD AT PRIVATE SALE AT NOT LESS THAN PAR AT AN INTEREST COST TO
16 THE MUNICIPALITY WHICH DOES NOT EXCEED THE INTEREST COST TO THE
17 MUNICIPALITY OF THE PORTION OF THE BONDS SOLD TO THE FEDERAL
18 GOVERNMENT.

19 (E) IN CASE ANY OF THE PUBLIC OFFICIALS OF THE MUNICIPALITY WHOSE
20 SIGNATURES APPEAR ON ANY BONDS OR COUPONS ISSUED UNDER THIS APPENDIX
21 CEASE TO BE OFFICIALS OF THE MUNICIPALITY BEFORE THE DELIVERY OF THE
22 BONDS OR, IN THE EVENT ANY OF THE OFFICIALS HAVE BECOME SUCH AFTER THE
23 DATE OF ISSUE OF THEM, THE BONDS ARE VALID AND BINDING OBLIGATIONS OF
24 THE MUNICIPALITY IN ACCORDANCE WITH THEIR TERMS. ANY PROVISION OF ANY
25 LAW TO THE CONTRARY NOTWITHSTANDING, ANY BONDS ISSUED PURSUANT TO
26 THIS APPENDIX ARE FULLY NEGOTIABLE.

27 (F) IN ANY SUIT, ACTION, OR PROCEEDING INVOLVING THE VALIDITY OR
28 ENFORCEABILITY OF ANY BOND ISSUED UNDER THIS APPENDIX, OR THE SECURITY
29 FOR IT, ANY BOND WHICH RECITES IN SUBSTANCE THAT IT HAS BEEN ISSUED BY THE
30 MUNICIPALITY IN CONNECTION WITH AN URBAN RENEWAL PROJECT SHALL BE
31 CONSIDERED CONCLUSIVELY TO HAVE BEEN ISSUED FOR THAT PURPOSE, AND THE
32 PROJECT SHALL BE CONSIDERED CONCLUSIVELY TO HAVE BEEN PLANNED,
33 LOCATED, AND CARRIED OUT IN ACCORDANCE WITH THE PROVISIONS OF THIS
34 APPENDIX.

35 (G) ALL BANKS, TRUST COMPANIES, BANKERS, SAVINGS BANKS, AND
36 INSTITUTIONS, BUILDING AND LOAN ASSOCIATIONS, SAVINGS AND LOAN
37 ASSOCIATIONS, INVESTMENT COMPANIES, AND OTHER PERSONS CARRYING ON A
38 BANKING OR INVESTMENT BUSINESS; ALL INSURANCE COMPANIES, INSURANCE
39 ASSOCIATIONS, AND OTHER PERSONS CARRYING ON AN INSURANCE BUSINESS; AND
40 ALL EXECUTORS, ADMINISTRATORS, CURATORS, TRUSTEES, AND OTHER
41 FIDUCIARIES, MAY LEGALLY INVEST ANY SINKING FUNDS, MONEYS, OR OTHER
42 FUNDS BELONGING TO THEM OR WITHIN THEIR CONTROL IN ANY BONDS OR OTHER

1 OBLIGATIONS ISSUED BY THE MUNICIPALITY PURSUANT TO THIS APPENDIX.
2 HOWEVER, THE BONDS AND OTHER OBLIGATIONS SHALL BE SECURED BY AN
3 AGREEMENT BETWEEN THE ISSUER AND THE FEDERAL GOVERNMENT IN WHICH
4 THE ISSUER AGREES TO BORROW FROM THE FEDERAL GOVERNMENT AND THE
5 FEDERAL GOVERNMENT AGREES TO LEND TO THE ISSUER, PRIOR TO THE MATURITY
6 OF THE BONDS OR OTHER OBLIGATIONS, MONEYS IN AN AMOUNT WHICH (TOGETHER
7 WITH ANY OTHER MONEYS COMMITTED IRREVOCABLY TO THE PAYMENT OF
8 PRINCIPAL AND INTEREST ON THE BONDS OR OTHER OBLIGATIONS) WILL SUFFICE
9 TO PAY THE PRINCIPAL OF THE BONDS OR OTHER OBLIGATIONS WITH INTEREST TO
10 MATURITY ON THEM. THE MONEYS UNDER THE TERMS OF THE AGREEMENT SHALL
11 BE REQUIRED TO BE USED FOR THE PURPOSE OF PAYING THE PRINCIPAL OF AND
12 THE INTEREST ON THE BONDS OR OTHER OBLIGATIONS AT THEIR MATURITY. THE
13 BONDS AND OTHER OBLIGATIONS SHALL BE AUTHORIZED SECURITY FOR ALL
14 PUBLIC DEPOSITS. THIS SECTION AUTHORIZES ANY PERSONS OR PUBLIC OR PRIVATE
15 POLITICAL SUBDIVISIONS AND OFFICERS TO USE ANY FUNDS OWNED OR
16 CONTROLLED BY THEM FOR THE PURCHASE OF ANY BONDS OR OTHER
17 OBLIGATIONS. WITH REGARD TO LEGAL INVESTMENTS, THIS SECTION MAY NOT BE
18 CONSTRUED TO RELIEVE ANY PERSON OF ANY DUTY OF EXERCISING REASONABLE
19 CARE IN SELECTING SECURITIES.

20 A1-113. SHORT TITLE.

21 THIS ACT SHALL BE KNOWN AND MAY BE CITED AS THE CAPITOL HEIGHTS
22 URBAN RENEWAL AUTHORITY FOR SLUM CLEARANCE ACT.

23 A1-114. AUTHORITY TO AMEND OR REPEAL.

24 THIS APPENDIX, ENACTED PURSUANT TO ARTICLE III, SECTION 61 OF THE
25 CONSTITUTION OF MARYLAND, MAY BE AMENDED OR REPEALED ONLY BY THE
26 GENERAL ASSEMBLY OF MARYLAND.

27 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
28 October 1, 2002.