
By: **Chairman, Finance Committee (By Request - Departmental -
Transportation)**

Introduced and read first time: January 18, 2005

Rules suspended

Assigned to: Finance

Committee Report: Favorable

Senate action: Adopted

Read second time: February 8, 2005

CHAPTER _____

1 AN ACT concerning

2 **Transportation - Port Land Use Development Zone Advisory Council -**
3 **Abolishment**

4 FOR the purpose of abolishing the Port Land Use Development Zone Advisory
5 Council; abolishing the Port Land Use Development Office in the Maryland Port
6 Administration of the Department of Transportation; repealing certain
7 provisions relating to the Advisory Council's functions, duties, and
8 responsibilities; and generally relating to the Port Land Use Development Zone
9 Advisory Council and the Port Land Use Development Office.

10 BY repealing

11 Article - Transportation
12 Section 6-501 through 6-504, inclusive, and the subtitle "Subtitle 5. Port Land
13 Use Development"
14 Annotated Code of Maryland
15 (2001 Replacement Volume and 2004 Supplement)

16 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
17 MARYLAND, That the Laws of Maryland read as follows:

1 **Article - Transportation**

2 [Subtitle 5. Port Land Use Development.]

3 [6-501.

4 (a) In this subtitle the following words have the meanings indicated.

5 (b) "Advisory Council" means the Port Land Use Development Zone Advisory
6 Council.

7 (c) "Brownfields sites" means:

8 (1) Eligible property as defined in § 7-501(g) of the Environment Article;
9 and10 (2) Property where there is a release, discharge, or threatened release of
11 oil, as defined in § 4-401 of the Environment Article.12 (d) "Land assemblage" means the compilation of vacant or underutilized
13 property within the Port Land Use Development Zone to create more viable property
14 for specific redevelopment projects.15 (e) "Zone" means the Port Land Use Development Zone which consists of
16 residentially, commercially, or industrially zoned property within the immediate
17 influence of Port activity. This includes land directly on the Baltimore Harbor or
18 serving the Port of Baltimore, and all public and private properties within 3,000 feet
19 surrounding the Port's waterfront, and extends from Brandon Shores in Anne
20 Arundel County around the waterfront to Middle River in Baltimore County.]

21 [6-502.

22 (a) There is an Advisory Council for Port Land Use Development.

23 (b) The Advisory Council is composed of the following:

24 (1) Six ex officio members, to include:

25 (i) The Secretary of the Maryland Department of Transportation or
26 the Secretary's designee, who shall be the chairperson of the Advisory Council;27 (ii) The Secretary of the Department of Business and Economic
28 Development or the Secretary's designee;29 (iii) The Secretary of the Department of Planning or the Secretary's
30 designee;

31 (iv) The Mayor of Baltimore City or the Mayor's designee;

32 (v) The County Executive of Baltimore County or the Executive's
33 designee; and

1 (vi) The County Executive of Anne Arundel County or the
2 Executive's designee.

3 (2) Five members appointed by the Governor as follows:

4 (i) One member to represent a maritime-related business with
5 facilities in the Zone;

6 (ii) One member to represent the environmental community;

7 (iii) One member to represent a residential community located
8 within or contiguous to the Zone;

9 (iv) One member to represent the development community or
10 investment community; and

11 (v) One member to represent the general public.

12 (c) Each appointed member serves for a term of 2 years and until a successor
13 is appointed.

14 (d) Members of the Advisory Council appointed by the Governor are not
15 entitled to compensation.]

16 [6-503.

17 (a) There is a Port Land Use Development Office in the Maryland Port
18 Administration of the Department. The Office is responsible for the coordination of a
19 Port Land Use Development Zone as defined in § 6-501(e) of this subtitle.

20 (b) The Office shall coordinate and support the activities of the Advisory
21 Council and establish a collaborative effort to vigorously market Port Land Use
22 Development Zone properties for port-related or port-compatible uses.

23 (c) The Office may be augmented by staff support of the State agencies and
24 local jurisdictions involved.]

25 [6-504.

26 (a) The Advisory Council, with the assistance of the Port Land Use
27 Development Office, shall coordinate efforts among existing programs within the
28 State and local governments to invigorate land development in and around the Port of
29 Baltimore. In carrying out this duty, the Advisory Council shall:

30 (1) Complete, maintain, and disseminate an inventory of vacant or
31 underutilized property within the Zone that is not needed by the Maryland Port
32 Administration for its own future use, and is therefore available for redevelopment;

33 (2) Coordinate the development of a master plan for the Zone, which
34 shall consider:

1 (i) Expectations, plans, and programs of local jurisdictions related
2 to the Zone and port land redevelopment efforts;

3 (ii) Expectations, plans, and programs of State agencies related to
4 the Zone and port land redevelopment efforts; and

5 (iii) Expectations, plans, and concerns of business, residential, and
6 environmental communities related to the Zone and port land redevelopment efforts;

7 (3) Recommend to the Governor any appropriate actions that may lead to
8 the development and reuse of brownfields sites within the Zone, to include the use of
9 any available federal, State, local, or private sector funds for brownfields sites
10 activities;

11 (4) Facilitate access to available financial incentives and explore
12 innovative financing programs for existing as well as new businesses interested in
13 furthering the redevelopment of available Zone properties;

14 (5) Recommend to the Governor any appropriate use of tax incentives
15 and enterprise and foreign trade zones necessary to attract businesses to sites in the
16 Zone;

17 (6) Work with and coordinate the efforts of State and local authorities in
18 land assemblage activities designed to return to productive use vacant or
19 underutilized public and private properties which will facilitate economic
20 development and land redevelopment efforts in the Zone;

21 (7) Establish any subcommittees necessary to carry out the duties of the
22 advisory committee; and

23 (8) Provide such other assistance as may be required to further the
24 purpose of this subtitle.

25 (b) The Port Land Use Development Zone Advisory Council shall make an
26 initial report to the Governor and General Assembly by January 1, 1999, on its
27 recommendations for programs and activities that will further enhance development
28 in the Zone. Thereafter, by December 31 of each year the Advisory Council shall
29 submit an annual report of its activities during that calendar year, together with any
30 recommendations it desires to propose, to the Governor and the General Assembly.]

31 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
32 October 1, 2005.

