

Chapter 631

(House Bill 653)

AN ACT concerning

Charles County – Building Code – Abatement of Violations

FOR the purpose of authorizing the County Commissioners of Charles County to abate a violation of the building code; authorizing the County Commissioners to assess the reasonable costs of an abatement of a building code violation against the property; requiring the assessment to be added to the annual tax bill, collected in a certain manner, and subject to the same interest and penalty for nonpayment as provided by law for the nonpayment of county taxes; providing that the assessment is a lien on the property from the date of assessment until paid; and generally relating to the abatement of violations of the building code in Charles County.

BY repealing and reenacting, with amendments,

~~Article 25 – County Commissioners
Section 10E
Annotated Code of Maryland
(2011 Replacement Volume and 2012 Supplement)~~

Article – Local Government
Section 13-904
Annotated Code of Maryland
(As enacted by Chapter 119 (H.B. 472) of the Acts of the General Assembly of
2013)

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

~~Article 25 – County Commissioners~~

~~10E.~~

~~(a) (1) Not later than June 1, 1966, the County Commissioners of Charles County shall adopt a building code for the county which shall specify standards for the construction, maintenance and repair of all buildings and structures located in the county. The building code shall substantially conform to the basic building code adopted by the Building Officials Conference of America. The County Commissioners may from time to time amend the code, but only after a public hearing on the proposed changes.~~

~~(2) The County Commissioners are authorized to impose a fee for any permit issued under the building code.~~

~~(3) The Charles County Commissioners shall appoint a building inspector for the county and such assistant inspectors as may be required at the salaries fixed in the annual county budget. The inspectors shall enforce the building code and in addition shall enforce the rules and regulations adopted by the commission.~~

~~(b) The County Commissioners may [provide]:~~

~~(1) PROVIDE penalties for violations of the building code; AND~~

Article – Local Government

13-904.

(a) (1) The County Commissioners of Charles County shall adopt a building code that:

(i) specifies standards for constructing, maintaining, or repairing buildings and structures; and

(ii) substantially conforms to the basic building code adopted by the International Code Council.

(2) After a hearing on the proposed changes, the county commissioners may amend the code.

(b) In Charles County, the building code adopted under this section does not apply to any farm buildings or any other outbuilding with a cost of less than \$2,500.

(c) The County Commissioners of Charles County may impose a fee for a permit issued under the building code.

(d) (1) The County Commissioners of Charles County shall appoint a building inspector and assistant inspectors at salaries as provided in the county budget.

(2) The inspectors shall enforce the building code and the related regulations.

(e) The County Commissioners of Charles County may:

(1) provide penalties for a violation of the building code; AND

(2) ~~ABATE~~ ABATE A VIOLATION OF THE BUILDING CODE.

~~(F)~~ (F) (1) IF THE COUNTY COMMISSIONERS OF CHARLES COUNTY ABATE A VIOLATION OF THE BUILDING CODE, THE ~~COUNTY COMMISSIONERS~~ COUNTY COMMISSIONERS MAY ASSESS AGAINST THE PROPERTY THE REASONABLE COSTS OF THE ABATEMENT.

(2) THE ASSESSMENT SHALL BE:

(I) ~~ADDED~~ ADDED TO THE ANNUAL TAX BILL OF THE PROPERTY TO BE COLLECTED IN THE SAME MANNER AS ORDINARY TAXES ARE COLLECTED; AND

(II) ~~SUBJECT~~ SUBJECT TO THE SAME INTEREST AND PENALTY FOR NONPAYMENT AS PROVIDED BY LAW FOR THE NONPAYMENT OF COUNTY TAXES.

(3) THE ASSESSMENT IS A LIEN AGAINST THE PROPERTY FROM THE DATE OF ASSESSMENT UNTIL PAID.

~~(D) All farm buildings and all other outbuildings with a cost less than \$2,500.00 shall not be subject to the provisions of any building code adopted under this section.~~

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 2013.

Approved by the Governor, May 16, 2013.