
By: Senator Dorman

Introduced and read first time: February 2, 1996
Assigned to: Economic and Environmental Affairs

Committee Report: Favorable with amendments
Senate action: Adopted
Read second time: March 19, 1996

CHAPTER _____

1 AN ACT concerning

2 **Municipal Corporations - Annexation Process**

3 FOR the purpose of permitting the legislative body of a municipal corporation to initiate
4 by resolution the annexation of certain property without obtaining the prior consent
5 of resident voters and property owners and without subjecting the resolution to a
6 certain referendum under certain circumstances; providing that a certain
7 annexation process may not be exercised after a certain date; and generally relating
8 to the annexation process of municipal corporations.

9 BY repealing and reenacting, with amendments,
10 Article 23A - Corporations - Municipal
11 Section 19(b)
12 Annotated Code of Maryland
13 (1994 Replacement Volume and 1995 Supplement)

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

16 **Article 23A - Corporations - Municipal**

17 19.

18 (b) (1) The proposal for change may be initiated by resolution regularly
19 introduced into the legislative body of the municipal corporation, in accordance with the
20 usual requirements and practices applicable to its legislative enactments, and also in
21 conformity with the several requirements contained in subsections (b) and (c) of § 13 of
22 this subtitle, but only after the legislative body has obtained the consent for the proposal
23 from not less than 25 percent of the persons who reside in the area to be annexed and
24 who are registered as voters in county elections and from the owners of not less than 25

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1 percent of the assessed valuation of the real property located in the area to be annexed.
2 The resolution shall describe by a survey of courses and distances, and may also describe
3 by landmarks and other well-known terms, the exact area proposed to be included in the
4 change, and shall contain complete and detailed provisions as to the conditions and
5 circumstances applicable to the change in boundaries and to the residents and property
6 within the area to be annexed.

7 (2) (i) The requirements of paragraph (1) for consent of resident voters
8 and property owners do not apply if on or before January 1, [1983] 1996 the property to
9 be annexed is:

10 1. Bounded on all sides by real property presently within the
11 corporate limits of the municipality, and the entire area is to be included in the same
12 annexation;

13 2. The size of the area does not exceed 1.5 percent of the
14 present area of the municipal corporation; and

15 3. The number of residents in the area does not exceed $\frac{3}{4}$
16 percent of the population of the municipal corporation.

17 (ii) A resolution of annexation under this paragraph is not subject to
18 the referendum provisions of subsection (f) of this section.

19 (iii) The provisions of this paragraph shall be of no effect and may not
20 be exercised after [June 30, 1984] ~~SEPTEMBER 30~~ JANUARY 1, 1997.

21 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
22 October 1, 1996.