
By: **Delegate Conway**
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Committee Report: Favorable with amendments
House action: Adopted
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CHAPTER _____

1 AN ACT concerning

2 **Municipal Corporations - Proposed ~~Charter Amendments~~ Annexation**
3 **Resolutions - Notice**

4 FOR the purpose of altering the number of weeks that notice of submission to the
5 voters of a municipal corporation of a proposed ~~charter amendment~~ annexation
6 resolution must be published in a newspaper of general circulation in the
7 municipal corporation under certain circumstances; and generally relating to
8 notice of proposed ~~charter amendments~~ annexation resolutions of municipal
9 corporations.

10 BY repealing and reenacting, with amendments,
11 Article 23A - Corporations - Municipal
12 Section ~~15~~ 19(d)
13 Annotated Code of Maryland
14 (2001 Replacement Volume)

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

17 **Article 23A - Corporations - Municipal**

18 ~~15.~~

19 ~~The mayor or other chief executive officer of the municipal corporation, by~~
20 ~~whatever name known, shall give notice by posting and publication of any submission~~
21 ~~of a proposed charter amendment to the voters thereof. For not less than the four~~
22 ~~weeks immediately preceding the election at which the question is to be submitted a~~

~~1 complete and exact copy of the wording of the proposed amendment or amendments
2 shall be posted at the town hall or other main municipal building or in a public place.
3 On the day of the election, a similar copy shall be posted at the place or places for
4 voting. Notice of the election, together with a fair summary of the proposed
5 amendment or amendments, shall be published in a newspaper of general circulation
6 in the municipal corporation, not less than once in each of the [four] TWO weeks
7 immediately preceding the election.~~

8 19.

9 (d) After the introduction of the resolution into the legislative body of the
10 municipal corporation, the chief executive and administrative officer of the municipal
11 corporation shall cause a public notice thereof to be published not fewer than four
12 times OR, IF THE PROPOSED ANNEXATION IS FOR 50 ACRES OF LAND OR LESS, NOT
13 FEWER THAN TWO TIMES, at not less than weekly intervals in a newspaper or
14 newspapers of general circulation in the municipal corporation and the area to be
15 annexed, briefly and accurately describing the proposed change and the conditions
16 and circumstances applicable. The public notices shall specify a time and place at
17 which a public hearing will be held by the legislative body on the resolution; the
18 hearing shall be set for not less than 15 days after the fourth publication of the
19 notices OR, IF THE PROPOSED ANNEXATION IS FOR 50 ACRES OF LAND OR LESS, THE
20 SECOND PUBLICATION OF THE NOTICES, and shall be held either within the
21 boundaries of the municipal corporation or within the area to be annexed. The public
22 hearing may be continued or rescheduled for a subsequent time not to exceed 30 days
23 from the day for which the meeting was originally scheduled, or the day on which the
24 hearing commenced but was not completed. In the event of a continuation or
25 rescheduling, a single public notice shall be given at least seven days prior to the
26 continued or rescheduled date in a newspaper of general circulation in the municipal
27 corporation and in the area whose annexation is to be discussed, briefly and
28 accurately describing the property whose annexation is to be discussed, and
29 specifying the day, time, and place of the public hearing. Immediately upon the first
30 publication of the public notice, a copy of the public notice shall be provided to the
31 governing body of the county and any regional and State planning agencies having
32 jurisdiction within the county. Each of these agencies and jurisdictions shall have the
33 first right to be heard at the scheduled public hearing, after which the hearing shall
34 be open to the general public.

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

