

SENATE BILL 467

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2003 Regular Session
(3r1822)

ENROLLED BILL

-- Education, Health, and Environmental Affairs/Environmental Matters --

Introduced by **Senator Colburn**

Read and Examined by Proofreaders:

Proofreader.

Proofreader.

Sealed with the Great Seal and presented to the Governor, for his approval this
____ day of _____ at _____ o'clock, ____ M.

President.

CHAPTER _____

1 AN ACT concerning

2 **Municipal Corporations - Proposed Annexation Resolutions - Notice and**
3 **Hearing Requirements**

4 FOR the purpose of altering the number of times that notice of the submission to the
5 voters of a municipal corporation of a proposed annexation resolution must be
6 published in a newspaper under certain circumstances; altering the time frame
7 within which a public hearing shall be set on a proposed annexation resolution
8 under certain circumstances; and generally relating to notice of and hearing
9 requirements for proposed annexation resolutions in municipal corporations.

10 BY repealing and reenacting, with amendments,
11 Article 23A - Corporations - Municipal
12 Section 19(d)
13 Annotated Code of Maryland
14 (2001 Replacement Volume and 2002 Supplement)

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

3 **Article 23A - Corporations - Municipal**

4 19.

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

31 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take
32 effect October 1, 2003.