

# SENATE BILL 1129

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EMERGENCY BILL

0lr3640  
CF 0lr3646

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By: **Senator Klausmeier**

Constitutional Requirements Complied with for Introduction in the last 35 Days of  
Session

Introduced and read first time: March 30, 2010

Rules suspended

Assigned to: Finance

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## A BILL ENTITLED

1 AN ACT concerning

2 **Baltimore County Revenue Authority – Conveyance, Sale, or Transfer of a**  
3 **Parking Facility**

4 FOR the purpose of requiring the Baltimore County Revenue Authority, after offering  
5 the conveyance, sale, or transfer of a parking facility to the county, to next offer  
6 the conveyance, sale, or transfer of the facility to a certain bona fide local  
7 association of businesses, if any, for its acceptance or rejection; requiring the  
8 authority to hold the offer open for a certain period of time; making this Act an  
9 emergency measure; and generally relating to the conveyance, sale, or transfer  
10 of a parking facility in Baltimore County.

11 BY repealing and reenacting, without amendments,  
12 The Public Local Laws of Baltimore County  
13 Section 9–1–101(a), (b), and (j)  
14 Article 3 – Public Local Laws of Maryland  
15 (2003 Edition and December 2009 Supplement, as amended)

16 BY repealing and reenacting, with amendments,  
17 The Public Local Laws of Baltimore County  
18 Section 9–1–104(b)(4)(iii)  
19 Article 3 – Public Local Laws of Maryland  
20 (2003 Edition and December 2009 Supplement, as amended)

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

23 **Article 3 – Baltimore County**

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 9-1-101.

2 (a) The following words, terms, and phrases, when used in this article, shall  
3 have the meanings ascribed to them in this section.

4 (b) "Authority" means the Baltimore County Revenue Authority created by  
5 this article.

6 (j) "Parking facilities" means and includes any area, lot, structure, building,  
7 garage, or other means for the storage or parking of automobiles, trucks, or other  
8 vehicles, which may be established, constructed, erected, acquired, owned or leased,  
9 maintained, and operated by the authority. Such term shall also mean parking meters  
10 which may be acquired, owned, or leased by the authority. Any such facilities may  
11 include such space for general rental purposes as the authority may in its discretion  
12 deem to be necessary or appropriate to be used for parking purposes.

13 9-1-104.

14 (b) The authority is hereby granted and shall have and may exercise all  
15 powers necessary or convenient for the carrying out of the aforesaid purposes,  
16 including, but without limiting the generality of the foregoing, the following rights and  
17 powers:

18 (4) (iii) To sell, transfer, and convey to the state or to the county or  
19 to any political subdivision thereof or to any person any project or any part thereof at  
20 any time constructed by the authority, whether wholly or partially completed, and any  
21 property, real, personal or mixed, tangible or intangible, or any interest therein, at  
22 any time acquired by the authority if:

23 1. The conveyance, sale, or transfer first is offered to the  
24 county for its acceptance or rejection;

25 2. The disposition has been advertised once a week for  
26 three (3) successive weeks in one (1) or more newspapers of general circulation  
27 published in the county, stating the terms and the compensation to be received; [and]

28 3. In the case of real property, notice is posted before  
29 any conveyance, sale, or transfer in a conspicuous location on the property site for:

30 A. At least thirty (30) days; and

31 B. Throughout the period that the newspaper  
32 advertisement runs; **AND**

33 **4. IN THE CASE OF A PARKING FACILITY:**

1                   **A.    AFTER THE CONVEYANCE, SALE, OR TRANSFER OF**  
2 **THE FACILITY IS FIRST OFFERED TO THE COUNTY, THE AUTHORITY SHALL NEXT**  
3 **OFFER THE CONVEYANCE, SALE, OR TRANSFER TO A BONA FIDE LOCAL**  
4 **ASSOCIATION OF BUSINESSES REPRESENTING MORE THAN ONE (1) BUSINESS IN**  
5 **THE IMMEDIATE AREA, IF ANY, FOR ITS ACCEPTANCE OR REJECTION; AND**

6                   **B.    THE OFFER SHALL BE HELD OPEN TO THE LOCAL**  
7 **ASSOCIATION OF BUSINESSES FOR AT LEAST 180 DAYS.**

8           SECTION 2. AND BE IT FURTHER ENACTED, That this Act is an emergency  
9 measure, is necessary for the immediate preservation of the public health or safety,  
10 has been passed by a yea and nay vote supported by three-fifths of all the members  
11 elected to each of the two Houses of the General Assembly, and shall take effect from  
12 the date it is enacted.