

COUNTY COUNCIL OF BALTIMORE COUNTY, MARYLAND
Legislative Session 2019, Legislative Day No. 17

Bill No. 58-19

Mr. David Marks, Councilman

By the County Council, October 21, 2019

A BILL
ENTITLED

AN ACT concerning

Conveyance of Property – Governments and Non-Profit Entities

FOR the purpose of permitting the conveyance of surplus County property to a non-profit entity at less than its appraised value or for no compensation under certain circumstances; and generally relating to the conveyance of County property.

BY repealing and re-enacting, with amendments

Section 3-9-108

Article 3 – Administration

Title 9 – Real Property

Subtitle 1 – County Acquisition, Exchange, Conveyance, and Condemnation

Baltimore County Code, 2015

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.
[Brackets] indicate matter stricken from existing law.
~~Strike-out~~ indicates matter stricken from bill.
Underlining indicates amendments to bill.

1 SECTION 1. BE IT ENACTED BY THE COUNTY COUNCIL OF BALTIMORE
2 COUNTY, MARYLAND, that the Laws of Baltimore County read as follows:

3
4 ARTICLE 3 – ADMINISTRATION

5 Title 9 – Real Property

6 Subtitle 1 – County Acquisition, Exchange, Conveyance, and Condemnation

7 § 3-9-108. - Same. Governments and Non-Profit Entities.

8 (a) *In general.* The county may convey surplus property or easement rights to a
9 governmental entity for:

10 (1) Less than its present appraised value; or

11 (2) No compensation.

12 (b) *Conveyance to non-profit entities.*

13 (1) The county may convey surplus property to hospitals, religious, charitable,
14 scientific, literary, educational, fraternal, or benevolent institutions, civic improvement
15 associations, service clubs, volunteer fire companies, or youth organizations if no part of their net
16 income inures to private shareholders or individuals.

17 (2) The county may convey the property in accordance with the provisions of
18 subsection (c) of this section [for a] FOR:

19 (I) IN THE CASE OF A PROPERTY THAT IS IN A COUNTY
20 HISTORIC DISTRICT; OR ON THE COUNTY FINAL LANDMARKS LIST ~~OR LISTED IN~~
21 ~~THE NATIONAL REGISTER OF HISTORIC PLACES:~~

22 1. LESS THAN ITS PRESENT APPRAISED VALUE; OR

23 2. NO COMPENSATION; OR

1 (II) A price as provided in § 3-9-105 of this subtitle.

2 (c) *Procedure.* In order to convey property or easement rights under this section, a
3 majority of the County Council shall approve a contract that:

4 (1) Identifies the property interests to be conveyed;

5 (2) Identifies the proposed recipient of the proposed conveyance;

6 (3) States why the proposed conveyance serves the interest of county citizens;

7 (4) Specifies any restrictions imposed on the use of the property after the proposed
8 conveyance;

9 (5) Specifies any conditions under which the property may, at the county's option,
10 revert to the county; and

11 (6) Specifies the consideration to be paid for the property.

12
13 SECTION 2. AND BE IT FURTHER ENACTED, that this Act, having been passed by
14 the affirmative vote of five members of the County Council, shall take effect on December 2,
15 2019.