



Bill No. 23-13
Concerning: Updating the Arts and Entertainment
Property Tax Credit expiration date
Introduced: May 2, 2023
Revised: _____ Draft No. _____
Enacted: _____
Effective: _____
Expires: July 31, 2023
Frederick County Code, Chapter 1-8
Section(s) 411

COUNTY COUNCIL FOR FREDERICK COUNTY, MARYLAND

By: Vice President Kavonté Duckett

AN ACT to: Update the Arts and Entertainment Property Tax Credit expiration date

Date Council Approved: _____ Date Transmitted to Executive: _____

Executive: _____ Date Received: _____

Approved: _____ Date: _____

Vetoed: _____ Date: _____

Date returned to Council by County Executive with no action: _____

By amending:

Frederick County Code, 1-8 Section(s) 411

Other: _____

Boldface

Underlining

[Single boldface brackets]

Heading or defined term.

Added to existing law.

Deleted from existing law.

Existing law unaffected by bill.

1 Bill No. 23-13

2 The County Council of Frederick County, Maryland, finds it necessary and appropriate to
3 amend the Frederick County Code to update the expiration date of the Arts and Entertainment
4 Property Tax Credit.

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6 NOW, THEREFORE, BE IT ENACTED BY THE COUNTY COUNCIL OF
7 FREDERICK COUNTY, MARYLAND, that the Frederick County Code be, and it is hereby,
8 amended as shown on the attached Exhibit 1.

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13 _____
14 Brad W. Young, President
15 County Council of Frederick County,
16 Maryland

ARTICLE X: ARTS AND ENTERTAINMENT PROPERTY TAX CREDIT (§ 1-8-411)

§ 1-8-411. ARTS AND ENTERTAINMENT PROPERTY TAX CREDIT.

- (A) Establishment. The Downtown Frederick Arts and Entertainment Property Tax Credit is hereby established.
- (B) Boundaries. This Downtown Frederick Arts and Entertainment Property Tax Credit shall apply only within the Downtown Frederick Arts and Entertainment District. The boundaries of the Downtown Frederick Arts and Entertainment District are shown on a map that is on file in the Office of the County Director of Treasury and a copy of the map is attached to and made a part of Ordinance 04-14-358 as Exhibit A.
- (C) Qualifications. To qualify for the Downtown Frederick Arts and Entertainment Property Tax Credit, a property must:
 - (1) Be located within the Frederick Arts and Entertainment District;
 - (2) Have been used, before renovation, as a manufacturing, commercial or industrial building; and
 - (3) Be wholly or partially renovated for use by a qualifying residing artist or an arts and entertainment enterprise.
- (D) Amount. The amount of the county property tax credit shall be equal to the amount of any county property tax increase that is attributable to the renovation, subject to the phasing schedule in subsection (F).
- (E) Duration. This county property tax credit shall run for a period not to exceed 7 consecutive tax years. The first tax year the tax credit shall become available for an eligible building shall be the first tax year in which a building's property taxes would otherwise have increased due to the qualifying renovation (the "first tax year"). The last tax year the county property tax credit shall be available for a building shall be the earlier to occur of:
 - (1) The sixth tax year that follows the first tax year; or
 - (2) The tax year in which a building is no longer used by a qualifying residing artist or an arts and entertainment enterprise.
- (F) Phasing schedule. County property tax credits shall be phased out in accordance with the following schedule:

Underlining indicates matter added to existing law.
 [Single boldface brackets] indicates matter deleted from existing law.
 *** - indicates existing law unaffected by bill.

<i>Tax Year</i>	<i>Percent of County Property Tax Credit Granted in a Tax Year</i>
1	100%
2	100%
3	100%
4	100%
5	75%
6	50%
7	25%
8 and thereafter	0%

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- (G) Expiration. The Arts and Entertainment District County Property Tax Credit Program shall expire on June 30, 2033 [2023], and applicants may not apply for a county property tax credit for any qualifying renovation that commences after June 30, 2033 [2023]. Any qualifying renovation project already accepted into the program by this date shall continue to receive the county property tax credit as provided in this section.
- (H) Fire tax. This property tax credit shall be a credit only from the county real property tax imposed pursuant to Md. Code Ann. Tax-Property Article § 6-202 and shall not be a credit from any special taxing district tax for fire and rescue services imposed pursuant to Frederick County Public Local Law § 2-8-6 or similar legislation.
- (I) Applications. A property owner may apply for a county property tax credit under this article by submitting an application to the County Director of Treasury.
- (J) Definitions. The terms used herein shall have the same meanings as provided in the applicable sections of the Annotated Code of Maryland, unless expressly provided otherwise.

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