

Charter Amendment Res. No.: 2024-05
Introduced: December 13, 2023
Adopted: January 10, 2024
Effective: February 29, 2024

TOWN COUNCIL OF THE TOWN OF CHEVY CHASE

A RESOLUTION TO AMEND SECTION 406 OF THE CHARTER OF THE TOWN OF CHEVY CHASE

This Resolution of the Council of the Town of Chevy Chase is adopted pursuant to the Constitution of Maryland, Article XI-E, the Maryland Code, Local Government Article, Section 4-301, *et seq.*, and the Charter of the Town of Chevy Chase, to amend Section 406 of the Charter to extend the deadline for the certification of election results in order to accommodate a mail-in election; and to provide flexibility for the elections board to determine an alternative deadline.

Section 1. BE IT RESOLVED BY THE TOWN COUNCIL, that said Section of the Town Charter be amended to read as follows:

Section 406. Vote count.

Within [forty-eight (48) hours] seven (7) days after [the closing of the polls] election day, or such other deadline determined by the elections board, the elections board shall determine the vote cast for each candidate or question and shall certify the results to the council. The candidates for councilmember with the highest number of votes in the general election shall be declared as councilmembers.

NOTE: Underlining indicates language added to the Charter
[**Boldface Brackets**] denote language deleted from the Charter

Section 2. AND BE IT FURTHER RESOLVED, that the date of the adoption of this Resolution is January 10, 2024, following introduction on December 13, 2023 (at least twenty-one (21) days prior to adoption), and following a public hearing; and that the amendment to the Town Charter hereby proposed by this enactment shall be and become effective on February 29, 2024 (fifty (50) days after adoption), unless a proper petition for a referendum hereon shall be filed as permitted by law on or before February 19, 2024 (forty (40) days from adoption).

Section 3. AND BE IT FURTHER RESOLVED, that a complete and exact copy of this Resolution shall be posted at 4301 Willow Lane, Chevy Chase, MD 20815 for at least forty (40) days following adoption and a fair summary of this Resolution shall be published in a newspaper of general circulation in the Town of Chevy Chase once, and a

copy of a fair summary shall be delivered by hand or by mail once to every residence in the Town, which delivery may be accomplished by including a fair summary in a printed newsletter or any other regular municipal publication.

Section 4. AND BE IT FURTHER RESOLVED, that as soon as the amendment hereby enacted shall become effective, either as herein provided or following a referendum, the Mayor shall send, by certified mail, return receipt requested, bearing a postmark from the United States Postal Service, to the Department of Legislative Services, the following information concerning the amendment: (i) the complete text of the amendment as hereby enacted; (ii) the date of the referendum election, if any, held with respect thereto; (iii) the number of votes cast for and against the question concerning the amendment, whether by the Town Council or in a referendum; and (iv) the effective date of the amendment.

Section 5. AND BE IT FURTHER RESOLVED, that the Mayor is hereby specifically instructed to carry out the provisions of Sections 3 and 4. As evidence of compliance herewith, the said Mayor shall cause to be placed in the Town files (1) an appropriate certificate of publication of the newspaper in which a fair summary of this Resolution shall have been published; (2) a copy of the newsletter or other notice to residents; and (3) shall further complete and execute the Certificate of Effect attached hereto.

Attest:

We hereby attest that the above Resolution was duly adopted by the Town Council at a regular meeting held on January 10, 2024.



Stephanie Martz, Secretary



Todd Hoffman, Town Manager