

**PERTAINING TO THE ESTABLISHMENT OF A PROPERTY TAX CREDIT FOR
CERTAIN BUSINESS ENTITIES THAT MEET CERTAIN CONDITIONS**

WHEREAS, Section 9-306(h) of the *Tax-Property Article* of the Maryland Annotated Code, as amended by 2016 Laws of Maryland Chapter 138, provides the Board of County Commissioners of Calvert County, Maryland authority to designate Commerce Zones within Priority Funding Areas and grant, by law, a property tax credit for business entities that obtain certain new or expanded premises in a Commerce Zone in Calvert County;

WHEREAS, Section 9-306 of the *Tax-Property Article* of the Maryland Annotated Code, as amended by 2016 Laws of Maryland, Chapter 138, further provides that, the Board of County Commissioners of Calvert County, Maryland may provide for specific eligibility requirements; additional limitations on eligibility; and any other provision necessary to implement the property tax credit;

WHEREAS, after due notice was published, the Board of County Commissioners conducted a public hearing on September 27, 2016, to solicit public comments upon the adoption of *Article XI* of Chapter 136 of the Code of Calvert County, being *Article XI* of Chapter 136 of *Article 5* of the Code of Public Laws of Maryland (hereinafter, the "Code"); and

WHEREAS, after considering the testimony presented at the public hearing and in furtherance of the public health, safety and welfare, the Board of County Commissioners of Calvert County, Maryland has determined that it is in the best interest of the citizens of the County to enact and adopt *Article XI* to Chapter 136 the Code as set forth herein.

NOW, THEREFORE, BE IT ORDAINED, by the Board of County Commissioners of Calvert County, Maryland that *Article XI* of Chapter 136 of the Code, be adopted and enacted as follows:

Article XI

Commerce Zone Property Tax Credit for Economic Development

§ 136-50. Establishment of Commerce Zone.

- A. A Commerce Zone may be established by Resolution of the Board of County Commissioners of Calvert County, Maryland, in any one or more of the County's designated Priority Funding Areas ("PFAs") following a public hearing for which notice and a description of the proposed Commerce Zone by Tax Map and Parcel number(s) is published in at least one newspaper of general circulation in Calvert County once each week for 2 successive weeks upon:
1. The initiative of the Board of County Commissioners of Calvert County, Maryland; or
 2. Written request of an applicant owning the qualifying improvement(s) or under contract to purchase the qualifying improvement(s).

- B. The Board of County Commissioners of Calvert County, Maryland may establish any number of Commerce Zones it deems in the best interest of the citizens of Calvert County.
- C. All Commerce Zones established by the Board of County Commissioners of Calvert County, Maryland need not be contiguous nor need extend beyond the boundary of a single parcel or lot, or they may.

§ 136-51. Eligibility and Amount of the Commerce Zone Property Tax Credit.

- A. Any business entity that obtains new or expanded premises, as defined at §9-306(h)(1)(iii) of the Maryland Annotated Code, Tax-Property Article, in a designated Commerce Zone in Calvert County, Maryland is eligible to apply for and obtain a Commerce Zone Property Tax Credit.
- B. The Commerce Zone Property Tax Credit granted a qualifying applicant shall equal a percentage of the amount of County property tax imposed on the assessment of the new or expanded premises as prescribed by Maryland Annotated Code, Tax-Property Article, §9-306(h)(4), as amended from time to time.
- C. The Commerce Zone Property Tax Credit shall only be calculated on the value of the qualifying, new construction.

§ 136-52. Non-Transferable.

Any Commerce Zone Property Tax Credit granted is personal to business entity that applies for the Credit and does not run with the land or pass to subsequent owners of the qualifying improvements.

BE IT FURTHER ORDAINED by the Board of County Commissioners of Calvert County, Maryland that, in the event any portion of this Ordinance is found to be unconstitutional, illegal, null or void, it is the intent of the Board of County Commissioners to sever only the invalid portion or provision, and that the remainder of the Ordinance shall be enforceable and valid.

BE IT FURTHER ORDAINED by the Board of County Commissioners of Calvert County, Maryland that the foregoing recitals are adopted as if fully rewritten herein.

BE IT FURTHER ORDAINED by the Board of County Commissioners of Calvert County, Maryland that this Ordinance shall be effective upon recordation and publication of a fair summary.

DONE, this 18th day of October 2016 by the Board of County Commissioners of Calvert County, Maryland.

Aye: 5

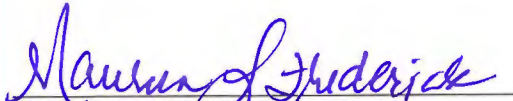
Nay: 0

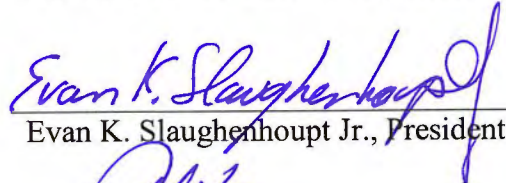
Absent/Abstain: 0

RE: Establishing a property Commerce Zone Tax
Credit for certain new construction
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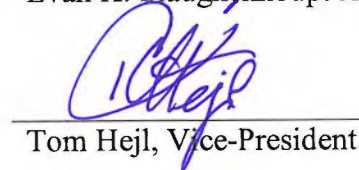
ATTEST:

**BOARD OF COUNTY COMMISSIONERS
OF CALVERT COUNTY, MARYLAND**

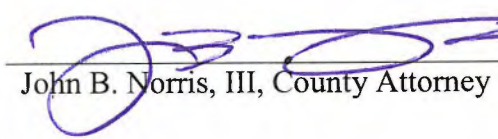

Maureen L. Frederick, Clerk

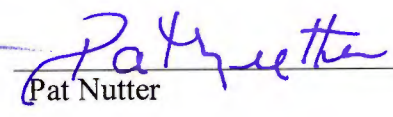

Evan K. Slaughenhaupt Jr., President

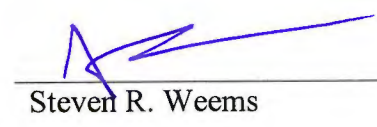
Approved for form and legal
sufficiency by:


Tom Hejl, Vice-President


Mike Hart


John B. Norris, III, County Attorney


Pat Nutter


Steven R. Weems

Received for Record... October 19, 2016
at 10 45 o'clock... A...M. Same day
Recorded in Liber KPS No. 50
Folio 202 COUNTY COMMISSIONERS
ORDINANCES AND RESOLUTION.

