

ORDINANCE NO. 909

AN ORDINANCE AMENDING CHAPTER 143, "TAXATION", OF THE CODE OF THE CITY OF WESTMINSTER, TO REPEAL SECTION 143-6, "HISTORIC TAX CREDIT FOR INCREASE IN ASSESSED VALUE DUE TO RESTORATION OR REHABILITATION OF HISTORIC PROPERTIES"

WHEREAS, pursuant to the Local Gov't Art., of the Maryland Annotated Code, the Mayor and Common Council of Westminster ("the City") has the authority to enact ordinances to assure the good government of the municipality; protect and preserve the municipality's rights, property, and privileges; preserve peace and good order; secure persons and property from danger and destruction; and protect the health, comfort, and convenience of the residents of the municipality; and

WHEREAS, pursuant to the Tax-Property Art., § 9-204.1 of the Maryland Annotated Code, the Mayor and Common Council of Westminster ("the City") has the authority to may implement a program that provides for a property tax credit for significant improvements to, or restoration or rehabilitation of, historic or heritage properties and to adopt any requirements and procedures that are necessary or appropriate to carry out the purposes of § 9-204.1; and

WHEREAS, pursuant to the aforesated authority, the City has enacted Chapter 143, "Taxation", of the City Code, § 143-6, "Historic Tax Credit for Increase in Assessed Value Due to Restoration or Rehabilitation of Historic Properties"; and

WHEREAS, the City has no requirements and procedures for carrying out the purposes of § 9-204.1 and has no present plans to implement the tax credit program; and

WHEREAS, on or about February 14, 2018, the Historic District Commission discussed and approved a proposal from City staff to eliminate its obligations under § 143-6, due to the difficulties in determining the increase in assessed value of individual property and recommended that the City do so; and

WHEREAS, an amendment to the text of Chapter 143 of the City Code to incorporate the proposal was introduced before the Mayor and Common Council at a regular meeting on or about February 25, 2019; and

WHEREAS, the Mayor and Common Council deem it appropriate to repeal Section 143-6 of the City Code.

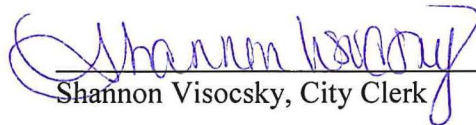
Section 1. NOW THEREFORE BE IT ENACTED AND ORDAINED by the Mayor and Common Council of Westminster, that Chapter 143, "Zoning", of the Westminster City Code, §143-6, "Historic Tax Credit for Increase in Assessed Value Due to Restoration or Rehabilitation

- UNDERLINED SMALL CAPS : Indicate matter added to existing law.
~~strikethrough~~ : Indicate matter deleted from existing law.
***asterisks : Indicate matter retained in existing law but omitted herein.

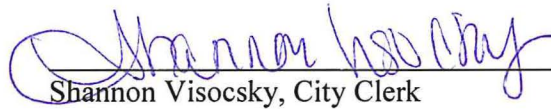
of Historic Properties”, be and hereby is repealed in its entirety and Section 143-6 is henceforth designated, “Reserved”.

Section 2. BE IT FURTHER ORDAINED by the Mayor and Common Council of Westminster that this Ordinance shall take effect immediately upon signature by the Mayor, unless it is returned unsigned by the Mayor at the next meeting of The Mayor and Common Council, together with the Mayor’s reasons for withholding his signature therefrom, and is not passed thereafter by the votes of four-fifths of the members of the Common Council, and further provided that it is posted after adoption for not less than two (2) weeks in some conspicuous location in the City Hall and recorded in a book provided for that purpose. If passed over the Mayor’s veto, the Ordinance shall take effect immediately upon passage.

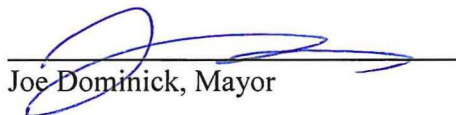
INTRODUCED this 25th day of February, 2019.


Shannon Visocsky, City Clerk


PASSED this 9th day of March, 2019.


Shannon Visocsky, City Clerk

APPROVED this 11th day of March, 2019.


Joe Dominick, Mayor

APPROVED AS TO FORM AND LEGAL SUFFICIENCY
this 11th day of March, 2019:


Elissa D. Levan, City Attorney

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