

THE TOWN OF PORT DEPOSIT
CHARTER AMENDMENT RESOLUTION 04-2021
CHARTER ARTICLE III, SECTION 309.d.

A CHARTER AMENDMENT RESOLUTION OF THE COUNCIL OF PORT DEPOSIT FOR THE PURPOSE OF AMENDING ARTICLE III, SECTION 309.d. OF THE CHARTER OF THE TOWN OF PORT DEPOSIT FOR THE PURPOSE OF CLARIFYING THAT ONLY A FAIR SUMMARY OF AN ORDINANCE NEED BE PUBLISHED IN THE TWENTY (20) CALENDAR DAYS FOLLOWING PASSAGE OF THE ORDINANCE; PROVIDING FOR COMPLIANCE WITH CERTAIN PROVISIONS OF THE ANNOTATED CODE OF MARYLAND RELATING TO CHARTER AMENDMENTS; PROVIDING THAT THIS TITLE CONSTITUTES A FAIR SUMMARY OF THIS CHARTER AMENDMENT RESOLUTION; AND GENERALLY RELATING TO SUCH CHARTER AMENDMENT RESOLUTION.

RECITALS

WHEREAS, pursuant to Article XI-E of the Constitution of Maryland Article of the Md. Code Ann. as currently in effect and Md. Code Ann., Local Gov't. Article §4-301 *et seq.* as currently in effect, The Council of Port Deposit (the "Council"), the governing body of The Town of Port Deposit, a Maryland municipality (the "Town"), has the authority to amend the Charter of the Town, in accordance with the procedures set forth therein; and

WHEREAS, the Charter of the Town sets forth, in Article III, Section 309, certain details regarding the passage of ordinances by the Council; and

WHEREAS, bond counsel to the Town has recommended that Article III, Section 309.d. of the Charter of the Town be amended to clarify certain matters relating to publication concerning an ordinance; and

WHEREAS, the Council deems it to be in the best interests of the Town and its residents to so amend Article III, Section 309.d. of the Charter of the Town; and

WHEREAS, a public hearing was held on the proposed amendment to Article III, Section 309.d. of the Charter of the Town as required by Md. Code Ann., Local Gov't. Article §4-304(a)(2) before this Charter Amendment Resolution was considered for adoption.

Section 1. NOW, THEREFORE, BE IT HEREBY RESOLVED by The Council of the Town of Port Deposit that pursuant to the authority of Md. Code Ann., Article XI-E of the Constitution of Maryland Article and Md. Code Ann., Local Gov't. Article §4-301 *et seq.*, each as currently in effect, Article III, Section 309.d. of the Charter of the Town of Port Deposit, as published in Municipal Charters of Maryland, Volume 7, 2018 Replacement Edition, as amended to date (the "Charter"), is hereby amended to read as follows, with additions being italicized and repealed provisions being enclosed in boldface brackets:

- d. *A fair summary of [Each] an ordinance shall be published at least once in a newspaper having general circulation in the [Municipality] Town within twenty (20) calendar days following its passage.*

Section 2. BE IT HEREBY FURTHER RESOLVED that the amendment to the Charter proposed by this Charter Amendment Resolution shall be and become effective fifty (50) days after adoption of this Charter Amendment Resolution by the Council unless petitioned to referendum in accordance with Md. Code Ann., Local Gov't. Article §§4-304(d) and 4-307 within 40 days following its adoption. A complete and exact copy of this Charter Amendment Resolution shall be posted in the Town Hall building or other public place for forty (40) days following its adoption by the Council and a fair summary of the Charter amendment shall be published in a newspaper of general circulation in the Town at least four (4) times, at weekly intervals, within the forty (40) days following adoption of this Charter Amendment Resolution.

Section 3. BE IT HEREBY FURTHER RESOLVED that promptly after this Charter Amendment Resolution becomes effective, either as herein provided or following referendum, the Mayor of the Town shall send or cause to be sent to the Maryland Department of Legislative Services in accordance with Md. Code Ann., Local Gov't. Article §§4-308 and 4-109, the

following information concerning this Charter Amendment Resolution: (i) the complete text of the Charter amendment; (ii) the date of referendum election, if any, held with respect thereto; (iii) the number of votes cast for and against this Charter Amendment Resolution by the Council or in a referendum; and (iv) the effective date of the Charter amendment.

Section 4. BE IT HEREBY FURTHER RESOLVED that the Mayor of the Town is hereby authorized and directed to carry out or cause to be carried out the provisions of Sections 2 and 3 of this Charter Amendment Resolution.

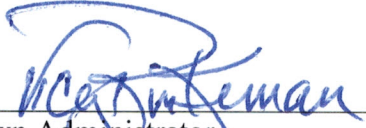
Section 5. BE IT HEREBY FURTHER RESOLVED that the title to this Charter Amendment Resolution is deemed a fair summary hereof for publication and all other purposes.

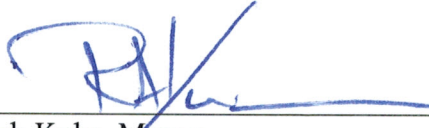
The above Charter amendment was adopted by the foregoing Charter Amendment Resolution, which was passed by a vote of 3 members of the Council voting in the affirmative, 0 members of the Council voting in the negative, and 0 members of the Council abstaining.

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THE COUNCIL OF THE TOWN OF PORT DEPOSIT

ATTEST:

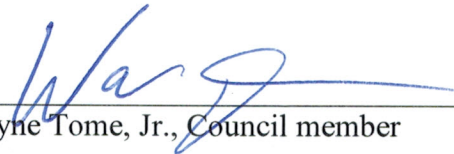

Town Administrator


Bob Kuhs, Mayor


Kevin Brown, Deputy Mayor


Daniel Berlin, Council member

ABSENT
Thomas Knight, Council member


Wayne Tome, Jr., Council member

Date of introduction: August 3, 2021

Date of public hearing: August 3, 2021

Date of adoption: AUGUST 17, 2021

Effective date: OCTOBER 6, 2021 (50th day after Charter Amendment Resolution is adopted)