



TOWN OF PORT DEPOSIT RESOLUTION 14-2017

A Resolution of the Mayor and Council of the Town of Port Deposit, Cecil County,
Maryland titled:

CHARTER AMENDMENT – REVISIONS TO ARTICLE XIII, Section 1307 SEPERABILITY [sic]

WHEREAS, the Mayor and Town Council seek to amend the Charter of the Town of Port Deposit in order to promote more efficient and effective governance within the Town's incorporated boundaries

NOW, THEREFORE, BE IT HEREBY RESOLVED, that the Council of the Town of Port Deposit as permitted under Article XI-E of the Constitution of Maryland and Article 23A of the Annotated Code of Maryland, as amended form time to time, that the provisions of the Charter of the Town of Port Deposit, Article XIII, Section 1307, Separability [sic] as they now exist are amended as follows, with eliminated content in [brackets] and added content in **bold UPPECASE**.

Section 1307 [SEPARABILITY] **SEVERABILITY**

If any section or part of section of this Charter shall be held invalid by a court of competent jurisdiction, such holding shall not affect the remainder of this Charter nor the context in which such section or part of a section so held invalid shall appear, except to the extent that an entire section or part of section may be inseparably connected in meaning and effect with the section or part of section to which such holding shall directly apply. **RES. NO. 14-2017**

That the aforestated Section, as revised and attached hereto and incorporated by reference is hereby adopted as the new Section 801 to Article VIII.

BE IT HEREBY FURTHER RESOLVED, that the effective date of the adoption of this resolution is April 4, 2017; and the amendment of the Charter of the Town of Port Deposit hereby enacted shall become effective on May 25, 2017, unless a proper petition for referendum hereon shall be filed as permitted by Article 23A, Section 13 of the Annotated Code of Maryland, , provided a complete and exact copy of this Resolution shall be continuously posted on the bulletin Board in the Town Office until May 15, 2017 and provided a copy of the title of this Resolution and a fair summary of the Charter Amendment shall be published in a newspaper of general circulation in the municipal corporation once a week for four weeks on April 20, 2017, April 27, 2017, May 4, 2017 and May 11, 2017.

BE IT HEREBY FURTHER RESOLVED, that the Town Administrator is hereby specifically instructed to carry out the provisions of this resolution; and as evidence of such compliance, the Town Administrator shall cause to be maintained appropriate certificates of publication of the newspaper in which the title of the Resolution and the fair summary of the Charter Amendment shall have been published. If a favorable referendum is held on the Charter Amendment, the Mayor and Council shall proclaim the Charter Amendment hereby enacted to be approved by the voters; and the Charter Amendment shall become effective on the date provided by law.

BE IT HEREBY FURTHER RESOLVED, that within ten (10) days of this Charter Amendment becoming effective, either as provided herein or following a referendum, the Town Administrator shall send by registered mail to the Maryland Department of Legislative Services a certified copy of this Resolution showing the number of Councilmembers voting for and against it and a report on the votes cast for and against the Amendment hereby enacted at any referendum thereon and the date of such referendum vote.

The above Charter Amendment was enacted by the foregoing Resolution which was passed at a regular meeting of the Mayor and Council of the Town of Port Deposit on April 4, 2017, 4 members of the Town Council voting in affirmation, 0 members of the Town Council voting in the negative, 0 members of the Town Council abstaining, and 2 members of the Town Council absent; and the said Resolution becomes effective in accordance with the law on the 25th day of May, 2017.

ADOPTED this 4th day of April, 2017

MAYOR AND COUNCIL of the TOWN of PORT DEPOSIT, MARYLAND



Wayne L. Tome, Sr., Mayor



John Leeds, Deputy Mayor



Kevin Brown, Council

ABSENT

John Haines, Council

ABSENT

Thomas Knight, Council

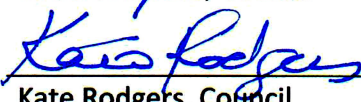


Robert A. Kuhs, Council

ATTEST:



Charles Herring, Esquire



Kate Rodgers, Council