

98-04

COUNTY ORDINANCE NO.

A BILL ENTITLED

“BAY CITY ROAD CONSTRUCTION PROJECT”

AN ORDINANCE, PURSUANT TO SECTION 23-124 OF THE QUEEN ANNE'S COUNTY CODE, LEVYING SPECIAL ASSESSMENT CHARGES UPON PROPERTY LOCATED IN THE BAY CITY SUBDIVISION, FOURTH ELECTION DISTRICT, QUEEN ANNE'S COUNTY FOR SPECIAL BENEFITS CONFERRED UPON THE PROPERTY BY THE CONSTRUCTION AND PAVING OF PUBLIC WAYS AND ROADS AND PROVIDING FOR THE PAYMENT OF PART OF THE COST OF SUCH PROJECTS OUT OF THE SPECIAL ASSESSMENT.

WHEREAS, Section 23-124 of the Queen Anne's County Code provides for the levying and collection of taxes in the form of Special Assessments upon property in a limited and determinable area for special benefits conferred upon the property by the construction and paving of public ways and roads and to provide for the payment of all or any part of the projects out of the proceeds of the special assessment;

AND WHEREAS, The County Commissioners of Queen Anne's County, in compliance with Section 23-124 of the Queen Anne's County Code, held public hearings after due notice was given stating the nature and extent of the proposed project, the kinds of materials to be used, the estimated cost of the project, portion of the cost to be assessed, the number of installments in which the assessments may be paid, the method used in apportioning the cost and the limits of the proposed area of the assessment, and further stating the time and place at which all persons interested might appear before the Commissioners and be heard concerning the proposed project and special assessment;

AND WHEREAS, notice of such special assessment was also given by sending a copy of notice by registered mail to the owner of record of each parcel of property proposed to be assessed for taxation and by publication of a copy of such notice in newspapers of general circulation in Queen Anne's County.

NOW THEREFORE, be it ORDAINED by the County Commissioners of Queen Anne's County, effective this 20<sup>th</sup> day of March, 1998, that special assessment charges shall be levied against the properties abutting the roads or portions of roads listed on the "Location Description of Proposed Road

Improvement - Bay City Road Construction Project", attached hereto as "Exhibit A" as a part of this ordinance and be it further ORDAINED as follows:

A. The total special assessment charges levied against the aforesaid properties shall be 60% (sixty percent) of \$801,182.18 less a \$40,000 other public road restoration credit which sum total of \$440,709.31 represents the aforementioned property owners share of the actual construction cost of the project.

B. Each property owner shall be assessed on an equal per lot basis in the amount of \$1530.24.

C. Said special assessment shall be a lien against the property and the Queen Anne's County Finance Office shall keep a record of the names of the property owners and the amount of the benefit charges hereby levied.

D. The special assessment levied may be paid in FULL with a single installment of principal with no interest. The FULL payment installment option is due by April 1, 1998 and shall be collectable in the same manner as County Taxes.

OR

The special assessment levied may be paid in TEN (10) equal annual installments of principal and interest. Interest shall be calculated at the rate of 6½% (six and one-half percent) per annum on unpaid balance. The first installment will be due and payable on April 1, 1999, and annually on the same date thereafter and shall be collectable in the same manner as County Taxes.

OR

The special assessment levied may be paid in TWENTY (20) equal semi-annual installments of principal and interest. Interest shall be calculated at the rate of 6½% (six and one-half percent) per annum on unpaid balance. The first installment will be due and payable on October 1, 1998, and semi-annually thereafter and shall be collectable in the same manner as County Taxes.

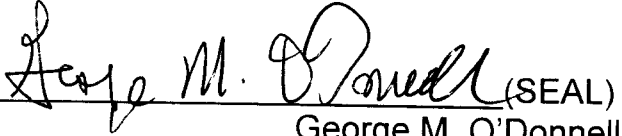
OR

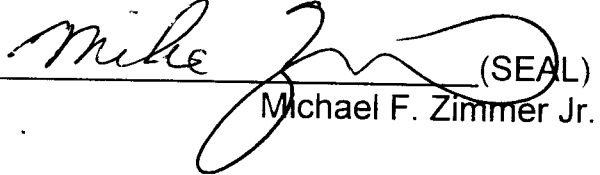
The special assessment levied may be paid in FORTY (40) equal quarterly installments of principal and interest. Interest shall be calculated at the rate of 6½% (six and one-half percent) per annum on unpaid balance. The first installment will be due July 1, 1998, and quarterly thereafter and shall be collectable in the same manner as County Taxes.

E. No transfers of title of property assessed under this ordinance shall be permitted without payment in full of all special assessment charges, including interest to date of payment on the unpaid charges.


AS WITNESS the hands and seals of the County Commissioners of Queen Anne's County, this 3rd day of February, 1998.

  
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(SEAL)  
Ted Moeller

  
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(SEAL)  
George M. O'Donnell

  
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(SEAL)  
Michael F. Zimmer Jr.

ATTEST:

  
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Lynda H. Palmatary, Clerk

Introduced By: Commissioner Zimmer  
Date of Introduction: January 20, 1998  
Hearing Scheduled: February 3, 1998 10:30 A.M.  
Action: 3 Yea 0 Nay  
Date: 2/3/98  
Effective: 2/20/98