

Introduced by: Councilmember Smith

First Reading: September 28, 2015

Second Reading: October 12, 2015

Effective Date: October 12, 2015

**CITY OF TAKOMA PARK, MARYLAND**

**ORDINANCE 2015-49**

**AMENDING THE *TAKOMA PARK CODE*, TITLE 16, STORMWATER, TO FACILITATE THE RECOVERY OF STORMWATER MANAGEMENT EXPENSES RELATING TO PUBLIC PROPERTY**

WHEREAS, Takoma Park has exempted public property from its stormwater management fee; and

WHEREAS, the Maryland General Assembly, in Senate Bill 863, effective July 1, 2015, directed counties that own property in municipalities that maintain a stormwater management system to negotiate payment agreements with the municipalities to defray the municipalities' costs of providing stormwater management services to county-owned property; and

WHEREAS, Takoma Park intends to enter into negotiations with Montgomery County to obtain a payment agreement to defray the costs of providing stormwater services to County-owned properties in the City.

**NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF TAKOMA PARK, MARYLAND:**

**SECTION 1.** Title 16, Stormwater, of the *Takoma Park Code* is amended as follows:

**Chapter 16.08**  
**STORMWATER MANAGEMENT FEE SYSTEM**

**16.08.090 Charges for tax-exempt properties—Exemptions for undeveloped property and for government property used for public purposes.**

A. The Council finds that all real property in the City contributes to runoff and either uses or benefits from the maintenance of the stormwater system. Therefore, except as otherwise provided in this section, all real property in the City, including property that is exempt from property tax by Title 7 of the Tax-Property Article, Annotated Code of Maryland, as amended, shall be charged the fee.

B. Undeveloped property shall be exempt from the fee.

**SECTION 2.** This Ordinance will be effective immediately.

ADOPTED BY THE COUNCIL OF THE CITY OF TAKOMA PARK, MARYLAND,  
THIS 19<sup>th</sup> DAY OF OCTOBER 2015, BY ROLL-CALL VOTE AS FOLLOWS:

AYE: Williams, Grimes, Stewart, Seamens, Smith, Schultz

NAY: None

ABSENT: Male

ABSTAIN: None

NOTE: Changes between first and second reading are underlined.