

**A RESOLUTION FOR THE PURPOSE OF ADOPTING
THE OPERATING AND CAPITAL IMPROVEMENT
BUDGETS FOR FISCAL YEAR 2016 AND LEVYING TAXES**

Budget Authority

WHEREAS, the 1985 Laws of Maryland, Chapter 725, the 1991 Laws of Maryland, Chapter 225, the 1992 Laws of Maryland, Chapter 22, the 1996 Laws of Maryland, Chapter 49, the 2001 Laws of Maryland, Chapter 237, together codified as the Code of Public Local Laws of Maryland, *Article 5*, (Calvert County), Title 5, authorizes and empowers the Board of County Commissioners of Calvert County to adopt a Budget and Appropriations each fiscal year;

Compliance with Budget Procedures

WHEREAS, the Staff Recommended Budget was received in the office of the Board of County Commissioners by March 24, 2015;

WHEREAS, in accordance with the Code of Public Local Laws of Maryland, *Article 5*, (Calvert County), Section 5-102(b), a public hearing on the County Commissioners' Recommended Budget was duly advertised and conducted on May 19, 2015;

WHEREAS, the Board of County Commissioners of Calvert County received and has considered a County Budget for Fiscal Year 2016 consisting of the current expense (operating) budget, the capital program and capital improvement budget, and the budget message;

Property Tax Authority

WHEREAS, *Tax-Property Article* of the Maryland Annotated Code, Sections 6-202, 6-204, 6-302, 6-306 and 6-308 authorizes and empowers the Board of County Commissioners of Calvert County to levy a property tax and set the property tax rate for each fiscal year;

Authority for a Service Charge for the Semi-Annual Payment of Property Taxes

WHEREAS, the Maryland Department of Assessments and Taxation has approved a service charge of six-hundredths percent, (0.06%), of the amount of tax due at the second installment to cover lost interest income and administrative expenses associated with the semiannual payment for a property owner electing to pay real property taxes under a semiannual payment schedule pursuant to Section 10-204.3 of the *Tax-Property Article* of the Maryland Annotated Code. As a result, the service charge shall be effective at the rate of six-hundredths percent, (0.06%), of the amount of tax due at the second installment;

Income Tax Levy Authority

WHEREAS, pursuant to Section 10-106(a) (iii) of the *Tax-General Article* of the Maryland Annotated Code the Board of County Commissioners of Calvert County shall set, by ordinance or resolution, a County Income Tax equal to at least one percent, (1%), but not more than three and

two-tenth percent (3.20%) of an individual's Maryland taxable income for the taxable year beginning after December 31, 2001;

WHEREAS, *Tax-General Article* of the Maryland Annotated Code, Section 10-106(a)(2) authorizes the County income tax to continue until the County changes the rate by ordinance or resolution;

WHEREAS, the Board of County Commissioners of Calvert County, by Resolution 33-03, adopted September 30, 2003, set the County Income Tax Rate at two point eight percent (2.8%) of an individual's Maryland taxable income;

Water & Sewer Rate Authority

WHEREAS, the Board of County Commissioners is authorized by Sections 9-661 & 9-722(a)(1) of the *Environment Article* of the Maryland Annotated Code to establish a reasonable charge that is not less than the actual cost for connection with a water or sewerage system;

WHEREAS, the Board of County Commissioners is authorized by Sections 9-662 & 9-723(a) of the *Environment Article* of the Maryland Annotated Code and Section 16-201(a)(3) of the Code of Public Local Laws of Calvert County, Maryland to establish reasonable rates for water service, and reasonable charges for sewer upkeep and sewer service;

Solid Waste Fee and Tipping Rate Authority

WHEREAS, the Board of County Commissioners is authorized by Section 13-403(b)(3) of the *Local Government Article* of the Maryland Annotated Code to establish a reasonable charge set and collect reasonable service charges or fees for the disposal of garbage;

Findings

WHEREAS, the revenue required for the implementation of the operating and capital improvements budgets for Fiscal Year 2016 necessitates a real property tax rate of Eighty-Nine and Two-Tenths of a cent (\$.892) per One Hundred Dollars (\$100.00) on the full cash assessed valuation of real property (with the exception of operating real property of a public utility) located outside the municipal limits of North Beach and Chesapeake Beach;

WHEREAS, the required revenue of the implementation of the said operating and capital improvements budgets for Fiscal Year 2016 necessitates an operating real and personal property of a public utility and a personal property tax rate of Two Dollars and Twenty-Three Cents (\$2.23) per One Hundred Dollars (\$100.00) on the assessed valuation of property located outside the municipal limits of North Beach and Chesapeake Beach;

WHEREAS, the Board of County Commissioners has considered a tax rate differential for the Towns of Chesapeake Beach and North Beach, pursuant to *Tax-Property Article*, Section 6-306 of the Maryland Annotated Code;

WHEREAS, the revenue required for the implementation of the said operating and capital improvements budgets necessitates a real property tax rate of Fifty-Five and Six-Tenths of a cent (\$.556) per One Hundred Dollars (\$100.00) on the full cash assessed valuation of real property (with the exception of operating real property of a public utility) located inside the municipal limits of North Beach and Chesapeake Beach;

WHEREAS, the required revenue of the implementation of the said operating and capital improvements budgets necessitates an operating real and personal property of a public utility and a personal property tax rate of One Dollar and Thirty-Nine Cents (\$1.39) per One Hundred Dollars (\$100.00) on the assessed valuation of property located inside the municipal limits of North Beach and Chesapeake Beach; and

WHEREAS, the Board of County Commissioners of Calvert County believes it to be in the best economic interest of the County and its citizens to maintain the current County Property Tax rates.

NOW, THEREFORE, BE IT RESOLVED, by the Board of County Commissioners of Calvert County, Maryland that there is hereby levied a real property tax rate of Eighty-Nine and Two-Tenths of a cent (\$0.892) per One Hundred Dollars (\$100.00) on the full cash assessed valuation of real property (with the exception of operating real property of a public utility) located outside the municipal limits of both North Beach and Chesapeake Beach in the estimated amount of Ten Billion Three Hundred Million Dollars (\$10,300,000,000).

BE IT FURTHER RESOLVED by the Board of County Commissioners of Calvert County, Maryland that there is hereby levied a real property tax of Fifty-Five and Six-Tenths of a cent (\$.556) per One Hundred Dollars (\$100.00) of the full cash assessed valuation of real property (with the exception of operating real property of a public utility) within the municipal limits of North Beach and Chesapeake Beach, in the estimated amount of Two Hundred Thirty-One Million Dollars (\$231,000,000) in the Town of North Beach and Seven Hundred Thirty-Seven Million Dollars (\$737,000,000) in the Town of Chesapeake Beach.

BE IT FURTHER RESOLVED by the Board of County Commissioners of Calvert County, Maryland that a personal property rate of Two Dollars and Twenty-Three Cents (\$2.23) per One Hundred Dollars (\$100.00) is hereby levied on the assessed valuation of operating real and operating personal property of a public utility and personal property located outside the municipal limits of both North Beach and Chesapeake Beach in the estimated amount of Nine Hundred Sixty-Five Million Dollars (\$965,000,000).

BE IT FURTHER RESOLVED by the Board of County Commissioners of Calvert County, Maryland that a personal property tax rate of One Dollar and Thirty-Nine cents (\$1.39) per One Hundred Dollars (\$100.00) is hereby levied on the assessed valuation of operating real and operating personal property of a public utility and personal property located within the municipal limits of North Beach and Chesapeake Beach, in the estimated amount of One Million Dollars (\$1,000,000) in the Town of North Beach and Seven Million Dollars (\$7,000,000) in the Town of Chesapeake Beach.

BE IT FURTHER RESOLVED by the Board of County Commissioners of Calvert County, Maryland that, notwithstanding the foregoing, every valid Tax Credit agreement and agreement for the Payment In Lieu of Taxes executed by the Board of County Commissioners of Calvert County, Maryland heretofore, shall supersede the tax rates set forth herein and taxes levied hereby for so long as that agreement shall remain valid and effective.

BE IT FURTHER RESOLVED by the Board of County Commissioners of Calvert County, Maryland that an interest rate of 0.20% annual percentage rate (APR) be established for the semi-annual real property tax payment option. This APR plus an administrative fee (10% of the APR) equates to a total semi-annual payment service charge rate of 0.22%. Therefore, for the three-month period, October 2015 to December 2015, this fee is 0.06%.

BE IT FURTHER RESOLVED by the Board of County Commissioners of Calvert County, Maryland that General Fund appropriations for FY 2016 in the amount of Two Hundred Thirty-eight Million, Eight Hundred Forty-Seven Thousand, Two Hundred Seventy-Seven Dollars (\$238,847,277), allocated as set forth in Exhibit 1 and incorporated herein by reference, is adopted and enacted for the County Fiscal Year beginning July 1, 2015 (FY 2016).

BE IT FURTHER RESOLVED by the Board of County Commissioners of Calvert County, Maryland that the Capital Improvement appropriations for FY 2016 in the amount of Thirty-six Million, Eight Hundred Sixty-seven Thousand, Nine Hundred Dollars (\$36,867,900), allocated as set forth in Exhibit 1 attached hereto and incorporated herein by reference, is adopted and enacted for the County Fiscal Year beginning July 1, 2015 (FY 2016).

BE IT FURTHER RESOLVED by the Board of County Commissioners of Calvert County, Maryland that the capital program for the fiscal years ending June 30, 2017; June 30, 2018; June 30, 2019; June 30, 2020 and June 30, 2021; is hereby approved as set forth in the Calvert County Capital Improvement Plan, a copy of which is attached hereto as Exhibit 1 and incorporated herein by reference.

BE IT FURTHER RESOLVED by the Board of County Commissioners of Calvert County, Maryland that the following rates shall supersede those currently in effect:

1. The water base rate shall be \$55.16 per equivalent dwelling unit, per quarter;
2. The sewer base rate shall be \$110.86 per equivalent dwelling unit, per quarter;
3. The variable rates shall be \$2.63 for water and \$5.04 for sewer per quarter, per 1,000 gallons;
4. The fixed sewer rate shall be \$161.26 per quarter; and
5. All other water or sewer rates in effect and not modified hereby shall remain in effect.

BE IT FURTHER RESOLVED by the Board of County Commissioners of Calvert County, Maryland that the solid waste tipping fee shall be \$70.69 per ton for residents of Calvert County, and \$78.54 per ton for commercial customers.

BE IT FURTHER RESOLVED by the Board of County Commissioners of Calvert County, Maryland that the solid waste user fee imposed shall be \$121 per year and shall be levied as prescribed in Resolution 42-99.

BE IT FURTHER RESOLVED, by the Board of County Commissioners of Calvert County, Maryland that this Resolution shall be effective as set forth below upon recordation and publication of a fair summary.

DONE, this 2nd day of June, 2015, by the Board of County Commissioners of Calvert County, Maryland, sitting in regular session.

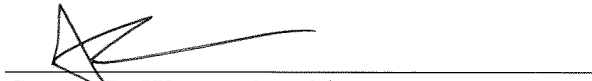
Aye: 5
Nay: 0
Absent/Abstain: 0

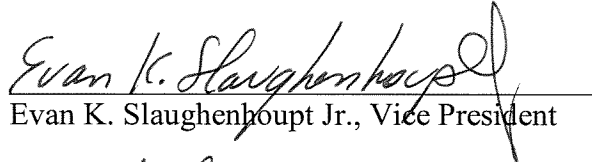
Effective Date of Ordinance: July 1, 2015
Effective Date of Property Tax & Service Charge: July 1, 2015
Effective Date of Income Tax Rate: January 1, 2016
Effective Date of Water and Sewer Rates: January 1, 2016
Effective Date of Solid Waste Rates: July 1, 2015

ATTEST:


**BOARD OF COUNTY COMMISSIONERS
OF CALVERT COUNTY, MARYLAND**


Maureen Frederick, Clerk



Steven R. Weems, President

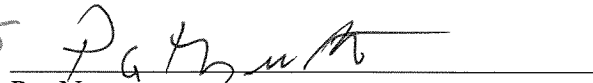

Evan K. Slaughenhaupt Jr., Vice President

Approved for form and legal sufficiency
by:


Mike Hart


John B. Norris, County Attorney


Tom Hejl

Received for Record June 3, 2015 at 9:50 o'clock 4 M. Same day recorded in Liber KPS No. 47
Folio 237 COUNTY COMMISSIONERS
ORDINANCES AND RESOLUTION.

Pat Nutter

