

FINAL

COUNTY COUNCIL OF ANNE ARUNDEL COUNTY, MARYLAND

Legislative Session 2016, Legislative Day No. 37

Bill No. 78-16

Introduced by Mr. Fink, Chairman
(by request of the County Executive)

By the County Council, October 17, 2016

Introduced and first read on October 17, 2016
Public Hearing set for and held on November 21, 2016
Bill Expires January 20, 2017

By Order: Elizabeth E. Jones, Administrative Officer

A BILL ENTITLED

1 AN ORDINANCE concerning: Public Works – Utilities – Lien Enforcement of
2 Connection Charges

3

4 FOR the purpose of eliminating the payment of certain connection charge installments
5 upon the institution of foreclosure or tax sale; requiring deferred connection charges
6 to be paid upon title transfer of property; creating an exception for the payment of
7 installments or deferred connection charges under certain circumstances; and
8 generally relating to utilities.

9

10 BY repealing and reenacting, with amendments: §§ 13-5-813(n) and 13-5-814(j)
11 Anne Arundel County Code (2005, as amended)

12

13 SECTION 1. *And be it enacted*, That Section(s) of the Anne Arundel County Code
14 (2005, as amended) read as follows:

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16

ARTICLE 13. PUBLIC WORKS

17

18

TITLE 5. UTILITIES

19

20 **13-5-813. Water and wastewater system connection charges and assessments.**

21

22 (n) **Lien enforcement.** Any lien of unpaid installments OR DEFERRED CHARGES is
23 subordinate only to the lien of State and County taxes and special benefit assessments,

EXPLANATION: CAPITALS indicate new matter added to existing law.
[Brackets] indicate matter stricken from existing law.

1 and payment shall be enforced at the same time and in the same manner as such taxes and
 2 assessments. Upon [the institution of foreclosure or tax sale or] title transfer by deed, the
 3 unpaid balance shall become due and payable, EXCEPT WHEN AT LEAST ONE RECORD
 4 OWNER REMAINS THE SAME EITHER INDIVIDUALLY OR AS A TRUSTEE. The balance of
 5 the capital facility connection charge shall be subject to discount for the interest portion
 6 of the charges at the same rate as that applied for the levy.

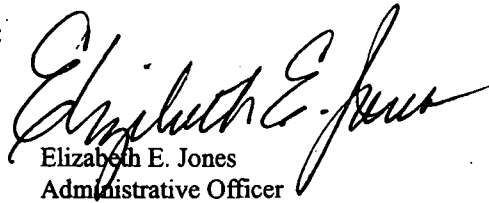
7
 8 **13-5-814. Special charges – Mayo Water Reclamation Subdistrict.**

9
 10 (j) **Lien enforcement.** Any lien of unpaid installments or deferred charges is
 11 subordinate only to the lien of State and County taxes and special benefit assessments,
 12 and payment shall be enforced at the same time and in the same manner as such taxes and
 13 assessments. The unpaid balance shall become due and payable [on the institution of
 14 foreclosure or tax sale or, except for any amount due under subsection (h), title transfer
 15 by deed] UPON TITLE TRANSFER BY DEED, EXCEPT WHEN AT LEAST ONE RECORD OWNER
 16 REMAINS THE SAME EITHER INDIVIDUALLY OR AS A TRUSTEE. The balance of the capital
 17 facility connection charge shall be subject to discount for the interest portion of the
 18 charges at the same rate as that applied for the levy.

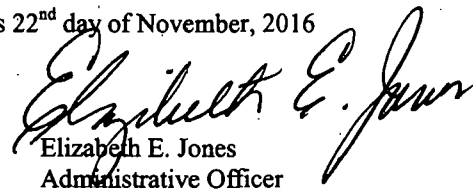
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 20 SECTION 2. *And be it further enacted,* That this Ordinance shall take 45 days
 21 from the date it becomes law.

READ AND PASSED this 21st day of November, 2016

By Order:


 Elizabeth E. Jones
 Administrative Officer

PRESENTED to the County Executive for his approval this 22nd day of November, 2016


 Elizabeth E. Jones
 Administrative Officer

APPROVED AND ENACTED this 22 day of November, 2016


 Steven R. Schuh
 County Executive

EFFECTIVE DATE: January 6, 2017

I HEREBY CERTIFY THAT THIS IS A TRUE AND CORRECT COPY OF BILL NO.
78-16 THE ORIGINAL OF WHICH IS RETAINED IN THE FILES
 OF THE COUNTY COUNCIL.


 Elizabeth E. Jones
 Administrative Officer