

PROPOSED

COUNTY COUNCIL OF ANNE ARUNDEL COUNTY, MARYLAND

Legislative Session 2017, Legislative Day No. 34

Bill No. 72-17

Introduced by Mr. Grasso, Chairman
(by request of the County Executive)
and by Mr. Walker

By the County Council, July 17, 2017

Introduced and first read on July 17, 2017
Public Hearing set for September 18, 2017
Bill Expires October 20, 2017

By Order: JoAnne Gray, Administrative Officer

A BILL ENTITLED

1 AN ORDINANCE concerning: Cedarhurst-on-the-Bay Special Community Benefit
2 District – Approval of Loan and Assignment Agreement
3

4 FOR the purpose of obligating the County to levy the special tax known as the special
5 community benefit assessment on the Cedarhurst-on-the-Bay Special Community
6 Benefit District in an amount sufficient to repay a loan from Sandy Spring Bank
7 to the Cedarhurst Citizens Association, Inc., in each of ten (10) fiscal years during
8 the term of the loan.
9

10 WHEREAS, the Cedarhurst-on-the-Bay Special Community Benefit District has
11 been duly formed and created, pursuant to procedures set forth in Anne Arundel
12 County Code, Article 4, Title 7; and
13

14 WHEREAS, pursuant to § 4-7-204(q)(2) of the Anne Arundel County Code, the
15 purposes of the Cedarhurst-on-the-Bay Special Community Benefit District
16 include “acquiring, maintaining, and improving real property or an interest in real
17 property for community projects, including but not limited to construction of
18 community piers, storage sheds, and a community association building; acquiring
19 and maintaining equipment and materials required to maintain and improve
20 community property, including but not limited to beaches, parks, playground
21 areas, parking lots, community-owned roads, and community piers; acquiring and
22 maintaining recreational equipment for use on or improvements to community
23 property; providing for special security protection to prevent rowdiness,
24 vandalism, and trespassing on community property; providing for community
25 recreation activities and benevolence; and paying the administrative expenses
26 necessary to accomplish these purposes, including but not limited to liability
27 insurance for community property, audit and bonding expenses, utility expenses,

1 postage, attorneys' fees, and the ability to borrow funds and pledge assets in order
2 to accomplish any of the purposes of the district"; and

3
4 WHEREAS, the Cedarhurst Citizens Association, Inc. (the "Association") is the
5 civic or community association that meets the requirements of § 4-7-101(d) that
6 administers the District; and

7
8 WHEREAS, the Association is entering into a loan agreement with Sandy Spring
9 Bank in the amount of \$175,000, with a term of ten (10) years, to be used for a
10 pier construction project (the "Loan"); and

11
12 WHEREAS, to enable the Association to obtain the Loan from Sandy Spring
13 Bank by providing a source of funds for repayment of the Loan, the County is
14 undertaking the obligation set forth in this Ordinance; now, therefore,

15
16 SECTION 1. *Be it enacted by the County Council of Anne Arundel County,*
17 *Maryland,* That the County shall be obligated to levy the special tax known as the special
18 community benefit assessment on the Cedarhurst-on-the-Bay Special Community Benefit
19 District in an amount sufficient to repay the Loan from Sandy Spring Bank to Cedarhurst
20 Citizens Association, Inc., in each of up to ten (10) fiscal years during the term of the
21 Loan, beginning in the County's Fiscal Year 2018.

22
23 SECTION 2. *And be it further enacted,* That the County undertakes no obligation
24 with regard to the Loan except as expressly described in this Ordinance, is neither a co-
25 obligor nor guarantor of the Loan, and does not commit the full faith and credit of the
26 County to repayment of the Loan.

27
28 SECTION 3. *And be it further enacted,* That the County Executive is hereby
29 authorized to enter into such other and further agreements with the Association and
30 Sandy Spring Bank as are necessary to disburse directly to Sandy Spring Bank such
31 amounts of the special community benefit assessment levied on the Cedarhurst-on-the-
32 Bay Special Community Benefit District as are collected by the County and are necessary
33 to repay the Loan consistent with this Ordinance.

34
35 SECTION 4. *And be it further enacted,* That this Ordinance shall take effect 45 days
36 from the date it becomes law.