

**A RESOLUTION FOR THE PURPOSE OF ADOPTING  
THE OPERATING AND CAPITAL IMPROVEMENT  
BUDGETS FOR FISCAL YEAR 2017 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 22, 2016;

**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' Proposed Budget was duly advertised and conducted on May 24, 2016;

**WHEREAS**, the Board of County Commissioners of Calvert County received and has considered a County Budget for Fiscal Year 2017 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;

**Water & Sewer Rate Authority**

**WHEREAS**, the Board of County Commissioners is authorized by Section 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 Section 9-723(a) of the *Environment Article* of the Maryland Annotated Code 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 2017 necessitates a County Income Tax Rate at Three percent, (3.0%), of an individual's Maryland taxable income;

**WHEREAS**, the revenue required for the implementation of the operating and capital improvements budgets for Fiscal Year 2017 necessitates a real property tax rate of Ninety-five and Two Tenths of a cent (\$.952) 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 2017 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 Sixty-one and Six-Tenths of a cent (\$.616) 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;

**WHEREAS**, the Board of County Commissioners has found it necessary to set the income and property tax rates as found in this Resolution, with the wish that economic recovery and actions to broaden the tax base may warrant this increase being temporary; as such, these rates shall be re-evaluated annually to determine whether circumstances warrant continuation of the Fiscal Year FY 2017 increases; 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 fix for Fiscal Year 2017 the County Income and Property Tax rates as set forth herein.

**NOW, THEREFORE, BE IT RESOLVED**, by the Board of County Commissioners of Calvert County, Maryland that there is hereby levied a County Income Tax Rate at Three percent, (3.0%), of an individual's Maryland taxable income;

**BE IT FURTHER RESOLVED** by the Board of County Commissioners of Calvert County, Maryland that there is hereby levied a real property tax rate of Ninety-five and Two-Tenths of a cent (\$0.952) 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 Ninety-one Million Dollars (\$10,391,000,000).

**BE IT FURTHER RESOLVED** by the Board of County Commissioners of Calvert County, Maryland that there is hereby levied a real property tax of Sixty-one and Six-Tenths of a cent (\$0.616) 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-two Million Dollars (\$232,000,000) in the Town of North Beach and Seven Hundred Thirty-seven Million, Six Hundred Thousand Dollars (\$737,600,000) 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) on the assessed valuation is hereby levied on 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 Seventy-five Million Dollars (\$975,000,000).

**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, Three Hundred Seventy Thousand Dollars (\$1,370,000) in the Town of North Beach and Nine Million, Four Hundred Thousand Dollars (\$9,400,000) 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 2016 to December 2016, 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 2017 in the amount of Two Hundred Forty-six Million, Seven Hundred Seventy-four Thousand, Nine Hundred and Seventy-three (\$246,774,973), allocated as set forth in Exhibit 1 and incorporated herein by reference, is adopted and enacted for the County Fiscal Year beginning July 1, 2016 (FY 2017).

**BE IT FURTHER RESOLVED** by the Board of County Commissioners of Calvert County, Maryland that the Capital Improvement appropriations for FY 2017 in the amount of Thirty-two Million, Seven Hundred Forty-one, Nine Hundred Dollars (\$32,741,900), 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, 2016 (FY 2017).

**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, 2018; June 30, 2019; June 30, 2020; June 30, 2021 and June 30, 2022; is hereby approved as a plan for the continuation of existing and a prospectus of future capital projects 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 be in effect: the quarterly water base rate (charged per equivalent dwelling unit) shall be \$55.16. The quarterly sewer base rate (charged per equivalent dwelling unit) shall be \$110.86. The variable rates (charged quarterly per 1,000 gallons) shall be \$2.71 for water and \$5.48 for sewer. The flat quarterly sewer rate shall be \$165.66.

**BE IT FURTHER RESOLVED** by the Board of County Commissioners of Calvert County, Maryland that the solid waste tipping fee shall be \$70.72 per ton for residents, and \$78.57 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 \$123 per year as prescribed to be levied in Resolution 42-99.



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**BE IT FURTHER RESOLVED**, by the Board of County Commissioners of Calvert County, Maryland that: this Resolution shall be effective as set forth below; that the Clerk shall cause a Fair Summary to be published; and the Director of Finance & Budget shall give the Comptroller notice of the rate change and the effective date of the rate change on or before July 1, 2016 as prescribed by 10-106(b)(2) of the *Tax-General Article* of the Maryland Annotated Code.

**DONE**, this 7<sup>th</sup> day of June, 2016, by the Board of County Commissioners of Calvert County, Maryland, sitting in regular session.

Aye: 3  
Nay: 2 Commissioners Hart & Weems  
Absent/Abstain: 0

Effective Date of Ordinance: July 1, 2016  
Effective Date of Property Tax & Service Charge: July 1, 2016  
Effective Date of Income Tax Rate: January 1, 2017  
Effective Date of Water and Sewer Rates: January 1, 2017  
Effective Date of Solid Waste Rates: July 1, 2016

**ATTEST:**

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

Maureen Frederick  
Maureen Frederick, Clerk

Evan K. Slaughenaupt  
Evan K. Slaughenaupt Jr., President

Tom Hejl  
Tom Hejl, Vice-President

Approved for form and legal sufficiency  
by:

Mike Hart

John B. Norris  
John B. Norris, County Attorney

Pat Nutter  
Pat Nutter

Steven R. Weems

Staty J. Smith  
ORDINANCES AND RESOLUTION  
COUNTY COMMISSIONERS  
Folio. 378  
recorded in Liber KPS No. 49  
at 10:00 o'clock A M. Same day  
Received for Record Jun 8 2016