

1 COUNTY COUNCIL OF PRINCE GEORGE'S COUNTY, MARYLAND

2 Legislative Session 1981

3 Proposed and Presented by Council Member Lombardi

4 Introduced by Council Member Lombardi

5 Bill No. CB-144-1981

6 Chapter No. 141

7 Introduced by Council on October 27, 1981

8 BILL

9 AN ACT concerning

10 Tax Credits for Improvements to Historic Resources

11 FOR the purpose of authorizing a tax credit, pursuant to the
12 authority of Article 81, Section 12G, of the Annotated Code of
13 Maryland, for certain improvements to certain historic
14 resources identified on the Adopted and Approved Historic
15 Sites and Districts Plan of Prince George's County, Maryland.

16 BY adding:

17 SUBTITLE 10. FINANCE AND TAXATION.

18 DIVISION 8. TAX ASSESSMENT, LEVY AND
19 COLLECTION.

20 Subdivision 5A. Tax Credits For Improvements
21 To Historic Resources.

22 Section 10-235.1,

23 The Prince George's County Code
(1979 Edition, 1980 Supplement).

24 SECTION 1. BE IT ENACTED by the County Council of Prince
25 George's County, Maryland, that a new Section 10-235.1,
26 comprising a new Subdivision 5A under Division 8 of Subtitle
27 10, be and the same is hereby added to the Prince George's
28 County Code:

29 SUBTITLE 10. FINANCE AND TAXATION.

30 DIVISION 8. TAX ASSESSMENT, LEVY AND
31 COLLECTION.
32

1 paid for the period of the credit, the Director of Finance would
2 be authorized to effectuate a refund. Any unused portion of a
3 credit granted may be carried over to subsequent years within the
4 same five year period.

5 (d) Application for the tax credit referred to in this
6 Section shall be made to the Historic Preservation Commission.
7 The tax credit application shall not be finally approved until the
8 receipts required by this Section have been filed with the
9 Commission, accompanied by the oath or affirmation of the owner-
10 taxpayer, on such forms as are prescribed by the Commission, that
11 the receipts are those for the actual expenditures in connection
12 with the restoration and preservation of the structure, or the new
13 construction within a Historic District. The Commission shall
14 make a determination as to whether the work performed has historic,
15 architectural, or cultural value within the meaning of Article 81,
16 Section 12G, of the Annotated Code of Maryland. The Commission
17 shall be liberal in such determination.

18 (e) The approved application in the amount determined by the
19 Commission shall be forwarded to the County Director of Finance to
20 be acted upon.

21 SECTION 2. BE IT FURTHER ENACTED that this Act shall take
22 effect forty-five (45) calendar days after it becomes law.

23 Adopted this 24th day of November, 1981.

24 COUNTY COUNCIL OF PRINCE GEORGE'S
25 COUNTY, MARYLAND

26
27 BY: Parris N. Glendening
28 Parris N. Glendening
Chairman

29 ATTEST:

30
31 Jean M. Schmuhi
32 Jean M. Schmuhi, Clerk

LEGISLATIVE INFORMATION FORM

County Council of Prince George's County, Maryland

I. General Information

1. Background information necessitating legislation:

The Adopted Historic Sites and Districts Plan of Prince George's County, Maryland, includes a recommended new Ordinance and various other amendments to existing portions of the County Code concerning historic preservation. This legislation is necessary in order to implement these recommendations.

2. Identify other amendments to the County Code or County regulations required if proposed legislation is adopted:

A new Subtitle 29 (Preservation of Historic Resources) is proposed to be established, and Subtitles 4 (Building), 10 (Finance and Taxation), 24 (Subdivisions), and 27 (Zoning) are all proposed for related amendments, under companion bills (five in all).

3. Identify and explain any deadline required for enactment of this legislation:

The proposed effective date of the legislation is December 1, 1981, the day after the interim Building Code provisions (CB-17-1980 and CB-77-1981) expire. Enactment of the legislation should occur before September 25, 1981, to allow sufficient time for County Executive approval of the three that require his signature after enactment, plus the Charter mandate of 45 calendar days after Executive approval before a bill becomes law. (These bills are not proposed to be emergency legislation.)

4. Person who drafted proposed legislation:

Ruth Senes, M-NCPPC

5. Resource personnel for additional information:

Jim Collins, M-NCPPC

Gail Rothrock, M-NCPPC

Mike Petrenko and Ruth Senes, M-NCPPC

6. Identify other agencies or organizations who have had an opportunity to review the proposed legislation:

The Chief Building Inspector was consulted in the preparation of the proposed amendments of the Building Code.