## County Council of Howard County, Maryland

2011 Legislative Session

## RESOLUTION NO. 150

Introduced by Greg Fox

A RESOLUTION proposing to add a section to Article VIII. "Centralized Purchasing" of the Howard County Charter to limit the exercise of the power of eminent domain so that the power is used only for public purposes and not for private economic development, and submitting this amendment to the voters of Howard County for their adoption or rejection in accordance with Article X of the Howard County Charter and Article XIA of the Maryland Constitution.

Introduced and read first time on	
Read for a second time and a public hearing held on Dyfordus 19, 2011.	By order Steven LeGendre, Administrator to the County Council
Tabled October 7, 2011	By order Steven LeGendre, Administrator to the County Council
This Resolution was read the third time and was Adopted, Adopted with amenda	nents, Failed_ Withdrawn by the County Council on

NOTE; [[text in brackets]] indicates deletions from existing language; TEXT IN ALL CAPITALS indicates additions to existing language. Strickout indicates material deleted by amendment; <u>Underlining</u> indicates material added by amendment.

1	BE IT RESOLVED by the County Council of Howard County, Maryland, that					
2	new Section 809. "Eminent Domain" is added to Article VIII, "Centralized Purchasing					
3	of the Howard County Charter, upon approval of the voters of Howard County, to read a					
4	follov	follows:				
5						
6			Article VIII. Centralized Purchasing.			
7	Section 809. Eminent Domain.					
8	(A)	THE PO	OWER OF EMINENT DOMAIN:			
9		(1)	MAY ONLY BE USED TO ACQUIRE PRO	PERTY FOR		
10			PUBLIC PURPOSE OR PUBLIC USE; ANI	)		
11		(2)	MAY NOT BE USED FOR PURPOSES OF	ECONOMIC		
12			DEVELOPMENT.			
13	(B)	AN AC	QUISITION UNDER SUBSECTION (A) OF THIS	SECTION IS NOT		
14		CONSI	DERED TO BE FOR A PUBLIC PURPOSE OR PU	BLIC USE IF THE		
15		PROPE	RTY IS TRANSFERRED TO A PRIVATE ENTITY	Y FOR THE		
16		PRIMA	RY BENEFIT OF THE PRIVATE ENTITY.			
17						
18		AND B	E IT FURTHER RESOLVED by the County Cour	ncil of Howard		
19	County, Maryland, that at the next general election to be held in Maryland, the proposed					
20	amendment to the Howard County Charter shall be submitted to the voters of Howard					
21	County for their adoption or rejection in accordance with the provisions of the Article X					
22	of the Howard County Charter and Article XIX of the Maryland Constitution, and if					
23	adopted by the majority of the voters, shall stand adopted from and after the 30 <sup>th</sup> day					
24	follov	wing the g	general election.			
25						
26		AND B	E IT FURTHER RESOLVED by the County Cour	ncil of Howard		
27	Coun	County, Maryland, that this Resolution, having been approved by two-thirds of the				
28	mem	members of the Howard County Council, stands adopted this day of				
29		, 20	11 in accordance with provisions of Article X of the	Howard County		
20	Chart	er				