

Introduced 10-05-2009
Public Hearing 10-19-2009
Council Action 11-02-2009
Executive Action 11-03-2009
Effective Date 1-04-2010

County Council Of Howard County, Maryland

2009 Legislative Session

Legislative Day No. 13

Bill No. 54-2009

Introduced by the Chairperson at the request of the County Executive

AN ACT amending the commercial or industrial business tax credit to extend the credit to retail stores, restaurants, hotels, motels and recreational facilities; and generally relating to property tax credits.

Introduced and read first time October 5, 2009. Ordered posted and hearing scheduled.

By order

Stephen LeGendre
Stephen LeGendre, Administrator

Having been posted and notice of time & place of hearing & title of Bill having been published according to Charter, the Bill was read for a second time at a public hearing on October 19, 2009.

By order

Stephen LeGendre
Stephen LeGendre, Administrator

This Bill was read the third time on November, 2009 and Passed ☒, Passed with amendments _____, Failed _____.

By order

Stephen LeGendre
Stephen LeGendre, Administrator

Sealed with the County Seal and presented to the County Executive for approval this 3rd day of Nov, 2009 at 11:00 a.m./p.m.

By order

Stephen LeGendre
Stephen LeGendre, Administrator

Approved Vetoed by the County Executive Nov 3, 2009

Ken Ulman
Ken Ulman, County Executive

NOTE: [[text in brackets]] indicates deletions from existing law; TEXT IN ALL CAPITALS indicates additions to existing law; Strike-out indicates material deleted by amendment; Underlining indicates material added by amendment

1 *Section 1. Be it enacted by the County Council of Howard County, Maryland, that*
2 *subsection (b) of Section 20.123 "Commercial or Industrial Business" of Part III "State-*
3 *Authorized Howard County Tax Credits" of Subtitle 1 "Real Property Tax Administration,*
4 *Credits and Enforcement" of Title 20 "Taxes, Charges, and Fees", of the Howard County*
5 *Code, is amended to read as follows:*

6
7 **Title 20. Taxes, charges, and fees.**

8 **Subtitle 1. Real Property Tax Administration, Credits and Enforcement.**

9 **Part III. State-Authorized Howard County Tax Credits.**

10
11 **Section 20.123. Commercial or Industrial Business.**

12 (b) *Definitions.* In this section the following terms have the meanings indicated:

13 (1) *Commercial or industrial business* [[means]]:

14 (i) [[An]] MEANS AN enterprise engaged in an activity identified in the
15 Howard County Economic Development STRATEGIC Plan as a target for
16 the county's business attraction and retention [[efforts.]] EFFORTS; AND

17 (ii) SHALL INCLUDE BUSINESSES LOCATED IN AN OFFICE, RESEARCH AND
18 DEVELOPMENT BUSINESSES, TECHNOLOGY-BASED BUSINESSES,
19 MANUFACTURING FACILITIES, DISTRIBUTION FACILITIES, RETAIL STORES,
20 RESTAURANTS, HOTELS, MOTELS, OR RECREATIONAL FACILITIES.

21 [[(ii) Includes office-users, research and development, technology-based
22 businesses, or manufacturing or distribution facilities.

23 (iii) Does not include retail stores, retail food outlets, or motels.]]

24 (2) *Substantial investment means:*

25 (i) The acquisition of a building, land, or equipment that totals at least
26 \$2,000,000.00; or

27 (ii) The creation of ten positions with salaries greater than the current average
28 annual wage in Howard County.

29
30 *Section 2. And Be It Further Enacted by the County Council of Howard County, Maryland, that*
31 *this Act shall become effective 61 days after its enactment.*

BY THE COUNCIL

This Bill, having been approved by the Executive and returned to the Council, stands enacted on November 3, 2009.

Stephen M. LeGendre
Stephen M. LeGendre, Administrator to the County Council

BY THE COUNCIL

This Bill, having been passed by the yeas and nays of two-thirds of the members of the Council notwithstanding the objections of the Executive, stands enacted on _____, 2009.

Stephen M. LeGendre, Administrator to the County Council

BY THE COUNCIL

This Bill, having received neither the approval nor the disapproval of the Executive within ten days of its presentation, stands enacted on _____, 2009.

Stephen M. LeGendre, Administrator to the County Council

BY THE COUNCIL

This Bill, not having been considered on final reading within the time required by Charter, stands failed for want of consideration on _____, 2009.

Stephen M. LeGendre, Administrator to the County Council

BY THE COUNCIL

This Bill, having been disapproved by the Executive and having failed on passage upon consideration by the Council stands failed on _____, 2009.

Stephen M. LeGendre, Administrator to the County Council

BY THE COUNCIL

This Bill, the withdrawal of which received a vote of two-thirds (2/3) of the members of the Council, is withdrawn from further consideration on _____, 2009.

Stephen M. LeGendre, Administrator to the County Council