

RESOLUTION NO. RS-06-06

(Designation of "Redevelopment Areas" in Boonsboro, pursuant to the Building Excise Tax Ordinance for Washington County)

RECITALS

Section 2-701 of the Code of the Public Local Laws of Washington County provides that the Board of County Commissioners of Washington County, Maryland (the "Board") has the authority to impose a building excise tax and provide for exemptions to the application of the tax. Pursuant to this authority, the Board has adopted the Building Excise Tax Ordinance for Washington County, Maryland ("the Ordinance").

Section 2(p) of the Ordinance provides the following definition: "Redevelopment Areas includes the 'Hagerstown Redevelopment Area,' consisting of all that land zoned C3 or within a Hagerstown Conversion District overlay zone as set forth in the Hagerstown Zoning Ordinance, and those areas in other municipal corporations as may be designated by the County Commissioners upon request." (Emphasis supplied).

Section 5(g) of the Ordinance provides an exemption from building excise tax, as follows: "Redevelopment area. No building excise tax shall be imposed on construction in a redevelopment area as defined in Section 2(p) of this ordinance."

The Mayor and Council of the Town of Boonsboro ("the Town") passed a resolution, a copy of which is attached hereto, requesting the Board to designate properties with commercial uses in the area zoned as "Town Center" under the Boonsboro Zoning Ordinance as a "redevelopment area" in order that construction in those areas would be exempt from the building excise tax, for the purpose of encouraging economic development in the Town.

The Town also submitted a zoning map, a copy of which is attached hereto and incorporated herein by reference as a part hereof, showing the area zoned "Town Center" and labeled as "TC."

The Hagerstown-Washington County Economic Development Commission reviewed and expressed support for the Town's request for the passage of a resolution containing such a designation.

The Board expressly finds that approving the definition of properties zoned as "Town Center" under the Boonsboro Zoning Ordinance as of the date of this resolution as a "redevelopment area" under the Ordinance would be consistent with the letter and spirit

of the Ordinance, in the best interests of the citizens of the County, and would aid economic development in the Town.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Washington County, Maryland, that:

Properties zoned as "Town Center" under the Boonsboro Zoning Ordinance are hereby designated a "redevelopment area" pursuant to Section 2(p) of the Ordinance, and are thereby exempt from the building excise tax pursuant to Section 5(g) of the Ordinance.

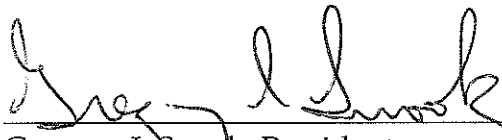
Adopted and effective this 28th day of February, 2006.

ATTEST:

BOARD OF COUNTY COMMISSIONERS OF
WASHINGTON COUNTY, MARYLAND

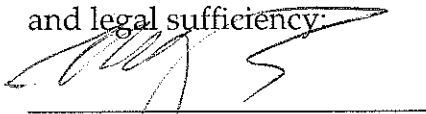


Joni L. Bittner, Clerk



Gregory I. Snook, President

Approved as to form
and legal sufficiency:



Richard W. Douglas
County Attorney

Mail to:

Richard W. Douglas
Washington County Attorney
100 W. Washington Street
Room 202
Hagerstown, MD 21740

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