

certain percentage of persons who reside in a certain area and who are registered to vote in county elections; requiring certain county officials to perform certain actions on receipt of a certain petition; making stylistic and technical changes; ~~making the Act contingent on certain actions of the U. S. Supreme Court concerning a certain court decision;~~ reenacting without change certain provisions relating to municipal incorporation; and generally relating to the incorporation of municipal corporations.

BY repealing and reenacting, with amendments,

Article 23A – Corporations – Municipal

Section 21

Annotated Code of Maryland

(1987 Replacement Volume and 1989 Supplement)

BY repealing and reenacting, without amendments,

Article 23A – Corporations – Municipal

Section 20 and 22 through 30, inclusive, and the subtitle subheading
“Incorporation of Municipalities”

Annotated Code of Maryland

(1987 Replacement Volume and 1989 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That the Laws of Maryland read as follows:

Article 23A – Corporations – Municipal

21.

(A) Twenty [per centum] PERCENT or more of the persons within any particular area in a county who are registered to vote in county elections, together with the owners of not less than [twenty-five per centum (25%)] 25 PERCENT of the assessed valuation of the real property of the area to be incorporated, may initiate a proposal to incorporate that area as a municipal corporation, by a petition presented to the board of county commissioners or to the county council of the county. Each person signing the petition shall indicate [thereon both his] ON THE PETITION THE PERSON'S name and residence address and, IF THE PERSON IS THE OWNER OF REAL PROPERTY IN THE AREA TO BE INCORPORATED, the location and assessed valuation of [his] THE PERSON'S property. Upon receiving the petition, the board of county commissioners or county council is directed to verify that any person who signed it is a resident of the particular area and is registered to vote in county elections, and/or is an owner of real property within the area to be incorporated, and shall consider the petition of no effect if it is signed by fewer than [twenty per centum] 20 PERCENT of the persons from that area who are registered to vote in county elections, or by persons owning less than [twenty-five per centum (25%)] 25 PERCENT of said real property.

(B) TWENTY-FIVE PERCENT OR MORE OF THE PERSONS WHO RESIDE WITHIN ANY PARTICULAR AREA IN A COUNTY AND WHO ARE