

9-105.

~~(d) (1) The Department shall authorize and a county or municipal corporation shall grant a property tax credit under this section unless during the previous calendar year:~~

~~(i) the dwelling was transferred for consideration to new ownership;~~

~~(ii) [the value of the dwelling was increased due to a change in the zoning classification of the dwelling;~~

~~(iii)] the use of the dwelling was changed substantially;~~

~~[(iv)](III) the dwelling was improved extensively; or~~

~~[(v)](IV) the assessment of the dwelling was clearly erroneous due to an error in calculation or measurement of improvements on the real property.~~

Article 25A — Chartered Counties of Maryland

5.

The following enumerated express powers are granted to and conferred upon any county or counties which hereafter form a charter under the provisions of Article XI A of the Constitution, that is to say:

(X)

(3) WHEN THE ZONING CLASSIFICATION OF AN OWNER OCCUPIED RESIDENTIAL PROPERTY IS CHANGED TO A COMMERCIAL OR INDUSTRIAL CLASSIFICATION THROUGH COMPREHENSIVE REZONING AND NOT AT THE INITIATIVE OR REQUEST OF THE OWNER, THE PARTICULAR PROPERTY SHALL RETAIN ITS RESIDENTIAL ZONING CLASSIFICATION UNTIL IT IS NO LONGER OCCUPIED BY THE OWNER, IS USED FOR A PURPOSE OTHER THAN A RESIDENTIAL PURPOSE, IS SUBDIVIDED BY A RECORDED PLAT, OR IS TRANSFERRED.

Article 28 — Maryland National Capital Park and Planning Commission

8-101.

(D) WHEN THE ZONING CLASSIFICATION OF AN OWNER OCCUPIED RESIDENTIAL PROPERTY IS CHANGED TO A COMMERCIAL OR INDUSTRIAL CLASSIFICATION THROUGH COMPREHENSIVE REZONING AND NOT AT THE INITIATIVE OR REQUEST OF THE OWNER, THE PARTICULAR PROPERTY SHALL RETAIN ITS RESIDENTIAL ZONING CLASSIFICATION UNTIL IT IS NO LONGER OCCUPIED BY THE OWNER, IS USED FOR A PURPOSE OTHER THAN A RESIDENTIAL PURPOSE, IS SUBDIVIDED BY A RECORDED PLAT, OR IS TRANSFERRED.