

I HEREBY CERTIFY, That the foregoing is a true and exact copy of Charter Amendment Resolution No. 52, passed by the Mayor and City Council of Cumberland, Maryland, in Regular Session on February 16, 1971.

I FURTHER CERTIFY, That there was no Petition for a Referendum on the proposed amendment filed within the required time and, therefore, the same became effective on April 7, 1971.

Wallace G. Ullery, City Clerk

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### Charter Amendment

#### Resolution No. 53

Resolution of the Mayor and City Council of Cumberland, Maryland, adopted pursuant to the authority contained in Article 11-E of the Constitution of the State of Maryland, and Section 13 of Article 23A of the Annotated Code of Maryland, entitled "Municipal Corporations," as said Section was enacted by Chapter 423 of the Acts of the General Assembly of Maryland, 1955, entitled, "A RESOLUTION TO AMEND THE CHARTER OF THE CITY OF CUMBERLAND (1966 EDITION), BEING ARTICLE 1A OF THE CODE OF PUBLIC LOCAL LAWS OF MARYLAND, BY REPEALING AND REENACTING SECTION 79 OF SAID CHARTER, AND REPEALING SECTIONS 80 AND 228 OF SAID CHARTER."

*Section 1.* BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF CUMBERLAND, That Section 79 of the Charter of the City of Cumberland (1966 Edition), as enacted by Charter Amendment Resolution No. 24, passed by the Mayor and City Council of Cumberland on February 20, 1967, be and is hereby repealed and reenacted, with amendments, to read as follows:

"All fines, penalties and forfeitures imposed by any section of this Article, or for the violation of any Ordinance of said City, shall be recoverable in the name of the Mayor and City Council of Cumberland before [a City Magistrate] *the District Court, or such other Court of competent jurisdiction*, as debts, and shall be paid to the Mayor and City Council, for the use of said City."

*Section 2.* AND BE IT FURTHER RESOLVED, That Section 80 of the Charter of the City of Cumberland (1966 Edition) enacted by Charter Amendment Resolution No. 19, passed January 8, 1962, and Section 228 of said Charter of the City of Cumberland enacted by Charter Amendment Resolution No. 24, passed February 20, 1967, be and they are hereby repealed.

*Section 3.* AND BE IT FURTHER RESOLVED, That the date of the passage of this Resolution is May 11, 1971, and the amendment of the Charter of the City of Cumberland, hereby enacted, shall become effective on June 30, 1971, unless a proper Petition for a Referendum hereon shall be filed as provided by Section 13 of Article 23A of the Annotated Code of Maryland, and provided a complete and exact copy of this Resolution shall be continuously posted on the North Centre Street entrance of the City Hall, Cumberland, Maryland, until June 20, 1971, and provided further that a fair summary of the proposed amendment shall be published in the Cumberland Evening Times, a newspaper of general circulation in the City of Cumberland, once in each of the weeks of May 10, 17, 24, 31; June 7, 1971.