

MUNICIPAL CHARTERS

ADDITIONAL PARITY REVENUE BONDS UPON CONDITIONS STATED THEREIN CONSISTENT WITH THE REQUIREMENTS OF THIS SECTION. ALL EXPENSES INCURRED IN CARRYING OUT THE PROVISIONS OF ANY SUCH TRUST AGREEMENT MAY BE TREATED AS A PART OF THE COST OF FINANCING THE UNDERTAKING OF THE TOWN IN CONNECTION WITH WHICH SUCH REVENUE BONDS HAVE BEEN ISSUED.

(II) REVENUE BONDS ISSUED UNDER THE PROVISIONS OF THIS SECTION MAY BE ADDITIONALLY SECURED BY THE PLEDGE, MORTGAGE, ASSIGNMENT, OR CREATION OF OTHER SECURITY INTEREST OR RIGHT IN, ANY PROJECT, THE REVENUES DERIVED FROM A PROJECT, OR FROM ANY EXISTING FACILITIES TO WHICH SUCH PROJECT IS RELATED.

(III) THE PROCEEDS OF THE SALE OF REVENUE BONDS SHALL BE PAID TO THE TRUSTEE UNDER ANY TRUST AGREEMENT SECURING SUCH REVENUE BONDS AND SHALL BE DISBURSED IN SUCH MANNER AND UNDER SUCH RESTRICTIONS, IF ANY, AS MAY BE PROVIDED IN SUCH TRUST AGREEMENT.

(I) ANY HOLDER OF REVENUE BONDS ISSUED UNDER THIS SECTION OR OF ANY COUPONS THERETO APPERTAINING, AND THE TRUSTEE, EXCEPT TO THE EXTENT THE RIGHTS HEREIN GIVEN MAY BE RESTRICTED BY THE TRUST AGREEMENT, MAY, EITHER AT LAW OR IN EQUITY, BY SUIT, ACTION, MANDAMUS OR OTHER PROCEEDINGS, PROTECT AND ENFORCE ANY AND ALL RIGHTS UNDER THE LAWS OF THIS STATE OR GRANTED HEREUNDER OR UNDER THE TRUST AGREEMENT OR THE RESOLUTION OR ORDINANCE AUTHORIZING THE ISSUANCE OF SUCH REVENUE BONDS, AND MAY ENFORCE AND COMPEL THE PERFORMANCE OF ALL DUTIES REQUIRED BY THIS SECTION OR BY THE TRUST AGREEMENT TO BE PERFORMED BY THE TOWN OR BY ANY OFFICER THEREOF, INCLUDING THE FIXING, CHARGING AND COLLECTING OF RENTALS, RATES, FEES, TOLLS AND OTHER CHARGES.

(J) NO REFERENDUM SHALL BE NECESSARY FOR ANY ISSUE OF REVENUE BONDS MADE PURSUANT TO THE AUTHORITY CONTAINED IN THIS SECTION.

(K) IF ANY PART OR PARTS OF THIS SECTION OF THE CHARTER SHALL BE HELD TO BE ILLEGAL OR UNCONSTITUTIONAL, THE ILLEGALITY OR UNCONSTITUTIONALITY SHALL NOT AFFECT THE VALIDITY OF THE REMAINING PARTS OF THIS SECTION. THE PRESIDENT AND BOARD OF COMMISSIONERS OF UPPER MARLBORO HEREBY DECLARE THAT THEY WOULD HAVE PASSED THE REMAINING PARTS OF THIS SECTION IF THEY HAD KNOWN THAT THE PART OR PARTS THEREOF WOULD BE DECLARED ILLEGAL OR UNCONSTITUTIONAL.

SECTION 2. AND BE IT FURTHER RESOLVED, that the date of adoption of this Resolution is November 12, 1974, and the amendment of the Charter of the Town of Upper