

COUNTY LOCAL LAWS

public notice and participation in the disposition of public property no longer needed for public use; and

THEREFORE, the following procedure shall be utilized in Howard County for the disposition of real property no longer needed for public purposes.

SECTION 1. BE IT ENACTED BY THE COUNTY COUNCIL OF HOWARD COUNTY, MARYLAND that Section 4.201, be and is hereby added to added to Title 4 of the Howard County Code, "Contracts and Purchasing," Subtitle 2, "Real Property," to read as follows:

4.201 - DISPOSITION OF REAL PROPERTY

ANY PROPERTY ACQUIRED BY THE COUNTY BY GIFT, PURCHASE, LEASE, CONDEMNATION OR OTHERWISE, EXCEPT BY OR THROUGH A TAX SALE, AND NO LONGER NEEDED FOR PUBLIC PURPOSES MAY BE DISPOSED OF AS THE COUNCIL MAY BY RESOLUTION PROVIDE. THE COUNCIL SHALL IN THE RESOLUTION PROVIDING FOR THE DISPOSITION OF REAL PROPERTY, DECLARE THAT THE SAME IS NO LONGER NEEDED FOR PUBLIC PURPOSES AND SHALL AUTHORIZE THE COUNTY EXECUTIVE TO SELL THE SAME BY FORMAL, WRITTEN CONTRACT TO THE HIGHEST RESPONSIBLE BIDDER, AFTER PUBLIC ADVERTISEMENT INVITING PROPOSALS FOR THREE SUCCESSIVE WEEKS IN ONE OR MORE NEWSPAPERS OF GENERAL CIRCULATION PUBLISHED IN HOWARD COUNTY. THE ADVERTISEMENT SHALL STATE THE LOCATION AND DESCRIPTION OF THE PROPERTY AND SUCH TERMS AND CONDITIONS AS THE COUNCIL MAY PROVIDE. THE COUNCIL MAY IN ITS RESOLUTION, PROVIDE THAT THE SALE OF SAID PUBLIC PROPERTY SHALL BE BY PUBLIC AUCTION, GIVING THE TERMS AND CONDITIONS THEREOF; AND SAID AUCTION SHALL BE ADVERTISED AS TO TIME AND PLACE FOR THREE CONSECUTIVE WEEKS IN ONE OR MORE NEWSPAPERS OF GENERAL CIRCULATION IN HOWARD COUNTY, STATING THE LOCATION AND DESCRIPTION OF THE PROPERTY AND SUCH TERMS AND CONDITIONS AS THE COUNCIL MAY PROVIDE.

(2) ANY REAL PROPERTY ACQUIRED BY THE COUNTY AS REGULAR TAX SALES CONDUCTED UNDER ARTICLE 81 OF THE CODE OF PUBLIC GENERAL LAWS IS HEREBY DEEMED NOT NEEDED FOR PUBLIC PURPOSE. THE COUNTY EXECUTIVE SHALL CAUSE TO BE KEPT A CURRENT INVENTORY OF ALL PROPERTY ACQUIRED BY THE COUNTY AT REGULAR TAX SALES, WHICH INVENTORY SHALL BE OFFERED FOR REVIEW TO VARIOUS COUNTY AND STATE AGENCIES; AND SAID AGENCIES SHALL HAVE THE RIGHT OF FIRST REFUSAL TO ACQUIRE ANY OR ALL OF THE SEVERAL PARCELS BY PAYMENT TO THE DIRECTOR OF FINANCE OR BY TRANSFER OF APPROPRIATIONS IN THE AMOUNT OF ALL COSTS INCURRED AND BACK TAXES LOST BY HOWARD COUNTY AS A RESULT OF THE ACQUISITION OF THE SAID PARCEL OR PARCELS. THE COUNTY EXECUTIVE SHALL BE AUTHORIZED TO SELL ALL OR SEVERAL OF THE PARCELS OF SUCH REAL PROPERTY PROVIDED NO COUNTY OR STATE AGENCY HAS INDICATED ITS DESIRE TO ACQUIRE SAID