

(p) The chief executive and administrative officer of a municipal corporation which has enlarged its corporate boundaries under the provisions of this section shall promptly register [both the original boundaries and] the new boundaries with the clerk or similar official thereof, with the clerk of the court in the county or counties in which the municipal corporation is located, with the Department of Legislative Reference as provided in § 9A of this article, and for those municipalities lying within the regional district, with the Maryland-National Capital Park and Planning Commission. Each such official shall hold the registration of boundaries on record and shall make it available for public inspection during all normal business hours.

EXPLANATION: Article 23A, § 19(p) requires a municipal corporation to register boundary changes following an annexation. Just as under § 9A(a)(4), the filing of the original boundaries is unnecessary because by law the original boundaries are already on file. Staff recommends this provision be modified.

[(q) (1) In Washington County, the chief executive and administrative officer of a municipal corporation which has enlarged its corporate boundaries under the provisions of this section shall file a plat and a description of the annexation with the clerk of the circuit court for recordation and to the Washington County Planning Commission. These filings shall occur within 30 days after the annexation becomes effective.

(2) An annexation is not valid and municipal taxes or other charges may not be assessed or collected on property within the area proposed for annexation until the filing requirement of this subsection is met.]

EXPLANATION: Article 23A, § 19(q) affects municipal corporations within a single county. While this section has not been challenged, it is the opinion of staff that it violates Art. XI-E of the Constitution for the reasoning discussed under Article 23A, § 19(u). Staff recommends its repeal.

[(t) (1) In Anne Arundel County, whenever a resolution proposing a municipal annexation results, because of geographical uniqueness, in placing another area of the county in a position where it could be cut off from present or future county facilities and services, the residents of that geographical area may petition the resolution to referendum on the same basis as residents of the area to be annexed, and with the same privileges of voting for or against the resolution as residents of the area to be annexed.

(2) Unless there is a favorable majority vote of the persons voting in the geographical area so affected, the proposal for change shall be void and of no further effect whatsoever.

The designation of the boundaries of the geographical area which is or could be cut off from present or future county facilities and services by the proposed annexation, shall be determined by the Anne Arundel County Council.]

EXPLANATION: Article 23A, § 19(t) affects municipal corporations within a single county. While this section has not been challenged, it is the opinion of staff that it violates Art. XI-E of the Constitution for the reasoning discussed under Article 23A, § 19(u). Staff recommends its repeal.