

COUNTY COUNCIL OF BALTIMORE COUNTY, MARYLAND
Legislative Session 2010, Legislative Day No. 16

Bill No. 89-10

Mr. T. Bryan McIntire, Councilman

By the County Council, October 4, 2010

A BILL
ENTITLED

AN ACT concerning

Exchange of Property

FOR the purpose of requiring the proposed exchange of real or leasehold County property, valued at \$5,000 or less, to be subject to review by the County Council; ~~requiring the lease of County property to be subject to Council review~~; and generally relating to the exchange or lease of County property.

By repealing and re-enacting, with amendments

Sections 3-9-103 and ~~3-9-110(a)~~
Article 3 - Administration
Title 9 - Real Property
Baltimore County Code, 2003

1 SECTION 1. BE IT ENACTED BY THE COUNTY COUNCIL OF BALTIMORE
2 COUNTY, MARYLAND, that Sections 3-9-103 and ~~3-9-110(a)~~ of Article 3 - Administration, Title
3 9 - Real Property, of the Baltimore County Code, 2003, be and they are hereby repealed and re-
4 enacted, with amendments, to read as follows:

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.
 [Brackets] indicate matter stricken from existing law.
 ~~Strike out~~ indicates matter stricken from bill.
 Underlining indicates amendments to bill.

1 §3-9-103. EXCHANGE OF PROPERTY.

2 (a) In general. In accordance with the recommendations of the County Administrative
3 Officer, the approval of the County Executive, and the requirements of this section, the county
4 may exchange real or leasehold property for purposes of consolidation or another public purpose.

5 [(b) Value \$5,000 or less. An exchange of real or leasehold property in which the value of
6 the property to be conveyed by the county is \$5,000 or less is not subject to County Council
7 approval.]

8 [(c)] (B) Value [more than \$5,000 but] not more than \$25,000.

9 (1) A proposed exchange of real or leasehold property in which the value of the
10 property to be conveyed by the county is [more than \$5,000 but] not more than \$25,000 shall be
11 submitted to:

12 (i) The County Council for its review; and

13 (ii) The secretary of the County Council for record-keeping and accounting purposes.

14 (2) (i) Not more than 14 days after the day the proposed exchange is submitted to the
15 Council, a member of the Council may call for a vote of the Council on the proposed exchange.

16 (ii) After the 14-day period has elapsed, an exchange not selected by the Council
17 for a vote shall be publicized in accordance with § 3-9-109 of this subtitle and is deemed
18 approved.

19 [(d)] (C) Value more than \$25,000. An exchange of real or leasehold property in which the
20 value of the property to be conveyed by the county is more than \$25,000 is subject to:

21 (1) County Council approval under § 715 of the Charter; and

22 (2) Appraisals performed in accordance with § 3-9-105 of this subtitle.

1 ~~§ 3-9-110. AUTHORITY TO LEASE PROPERTY.~~

2 ~~(a) In general. In furtherance of public purposes, the county administration may lease~~
3 ~~property owned by the county, AFTER NOTIFICATION AND REVIEW BY THE COUNTY~~
4 ~~COUNCIL IN ACCORDANCE WITH THE PROCEDURE OF SECTION 3-9-103(B).~~

5 SECTION 2. AND BE IT FURTHER ENACTED, that this Act shall take effect 45 days
6 after its enactment.

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