

COUNTY ORDINANCE NO. 05-24

A BILL ENTITLED

AN ACT CONCERNING the Prohibition on Conversion of Open Space following Annexation by a Municipal Corporation in Queen Anne's County.

FOR THE PURPOSE of prohibiting the conversion of open space following its annexation by a municipality in Queen Anne's County and providing that the provisions of this Bill shall apply to lands annexed after the effective date hereof;

BY AMENDING Section 18-1-205E.(7) of the Code of Public Local Laws of Queen Anne's County, 1996 Ed.

SECTION I

BE IT ENACTED BY THE COUNTY COMMISSIONERS OF QUEEN ANNE'S COUNTY, MARYLAND that Section 18-1-205E. (7) of the Code of Public Local Laws of Queen Anne's County, 1996 Ed. be repealed and reenacted to read as follows:

'18-1-205. Contents of instruments.

...

E. Nature and Scope of Covenants. The instrument shall contain express provisions that:

...

(7) Any open space restrictions established by the instrument shall continue in full force and effect following annexation of the open space by a municipal corporation within Queen Anne's County and the validity and enforceability of such open space restrictions shall not be affected by such annexation.

SECTION II

BE IT FURTHER ENACTED, that this Ordinance shall take effect on the forty-sixth (46th) day following its enactment and shall only apply to open space lands annexed after the effective date hereof.

INTRODUCED BY: Gene Ransom

DATE: November 1, 2005

PUBLIC HEARING HELD: April 18, 2006 @ 7:30 p.m.

VOTE: 2 Yea 3 Nay

DATE OF ADOPTION: Failed