

**CITY OF BALTIMORE
COUNCIL BILL 08-0106
(First Reader)**

Introduced by: The Council President
At the request of: The Administration (Baltimore Development Corporation)
Introduced and read first time: April 28, 2008
Assigned to: Taxation, Finance and Economic Development Committee

REFERRED TO THE FOLLOWING AGENCIES: City Solicitor, Baltimore Development Corporation,
Department of Housing and Community Development, Department of Finance

A BILL ENTITLED

1 AN ORDINANCE concerning

2 **Brownfields – Tax Credit**

3 FOR the purpose of modifying the criteria for an additional credit against a Brownfields site’s
4 property tax liability; clarifying the criteria for an extended tax-credit period; and generally
5 related to the tax credit for Brownfields sites.

6 BY repealing and reordaining, with amendments

7 Article 28 - Taxes
8 Section(s) 10-10(c) and (e)
9 Baltimore City Code
10 (Edition 2000)

11 BY repealing and reordaining, without amendments

12 Article 28 - Taxes
13 Section(s) 10-10(d)
14 Baltimore City Code
15 (Edition 2000)

16 **SECTION 1. BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF BALTIMORE,** That the
17 Laws of Baltimore City read as follows:

18 **Baltimore City Code**

19 **Article 28. Taxes**

20 **Subtitle 10. Credits**

21 **§ 10-10. Brownfields.**

22 (c) *Tax-credit period.*

23 The credit granted by this section applies in each of the taxable years immediately
24 following the 1st revaluation of the Brownfields site after completion of a voluntary
25 cleanup or corrective action plan, for a total of:

EXPLANATION: CAPITALS indicate matter added to existing law.
[Brackets] indicate matter deleted from existing law.

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1 (1) 5 taxable years; or

2 (2) 10 TAXABLE YEARS, if the site:

3 (i) is in a designated State Enterprise Zone[, 10 taxable years]; AND

4 (ii) IS QUALIFIED PROPERTY, AS THAT TERM IS DEFINED IN TAX – PROPERTY
5 ARTICLE § 9-103 .

6 (d) *Basic 50% credit.*

7 The amount of the tax credit is 50% of the Brownfields site’s increased property tax
8 liability.

9 (e) *Additional [20% in] credits for certain sites.*

10 (1) An additional credit of EITHER 10% OR 20% of a Brownfields site’s increased
11 property tax liability [shall be granted] IS AVAILABLE AS PROVIDED IN THIS
12 SUBSECTION.

13 (2) AN ADDITIONAL CREDIT OF 10% (FOR A MAXIMUM CREDIT OF 60%) SHALL BE
14 GRANTED if the aggregate cost of the site’s purchase and the voluntary cleanup or
15 corrective action plan efforts equals or exceeds [\$250,000] \$1,000,000.

16 (3) ALTERNATIVELY, AN ADDITIONAL CREDIT OF 20% (FOR A MAXIMUM CREDIT OF 70%)
17 SHALL BE GRANTED IF THE IMPROVEMENTS ON THE SITE ACHIEVE:

18 (i) A GOLD-LEVEL RATING OR HIGHER IN THE APPROPRIATE LEED (LEADERSHIP
19 IN ENERGY AND ENVIRONMENTAL DESIGN) RATING SYSTEM, AS CERTIFIED BY
20 THE MARYLAND GREEN BUILDING COUNCIL; OR

21 (ii) ENERGY AND ENVIRONMENTAL DESIGN STANDARDS THAT THE CITY BUILDING
22 OFFICIAL IDENTIFIES AS EQUIVALENT TO A GOLD-LEVEL RATING IN THE
23 APPROPRIATE LEED RATING SYSTEM.

24 **SECTION 2. AND BE IT FURTHER ORDAINED,** That the catchlines contained in this Ordinance
25 are not law and may not be considered to have been enacted as a part of this or any prior
26 Ordinance.

27 **SECTION 3. AND BE IT FURTHER ORDAINED,** That this Ordinance takes effect on the 30th day
28 after the date it is enacted.