



AMENDMENTS TO COUNCIL BILL 14-420
(1st Reader Copy)

By: Taxation, Finance, and Economic Development Committee
{To be offered on the Council Floor}

Amendment No. 1

On page 1, in line 6, strike “requiring” and substitute “providing”; and, in the same line, after “repaid”, insert “and a surcharge imposed”.

Amendment No. 2

On page 2, in line 16 and in line 17, strike “AGRICULTURAL PRODUCTS” and “PRODUCTS”, respectively, and, in each instance, substitute, “PLANTS, PLANT PRODUCTS, ANIMALS, OR ANIMAL PRODUCTS”; and, in line 19, strike “SALE OF THOSE PRODUCTS” and substitute “THEIR SALE”.

Amendment No. 3

On page 2, in line 29, strike “FOR-PROFIT”; and, in line 30, strike “AND.”; and, after line 30, insert:

“(C) MUST BE MAINTAINED IN FULL COMPLIANCE WITH THE BUILDING, FIRE, AND RELATED CODES ARTICLE OF BALTIMORE CITY; AND”;

and, on page 3, in line 1, strike “(C)” and substitute “(D)”; and, in line 2, strike “AGRICULTURAL PRODUCTS VALUED AT” and substitute “AND EITHER SELL OR OTHERWISE DISTRIBUTE EACH TAX YEAR PLANTS, PLANT PRODUCTS, ANIMALS, OR ANIMAL PRODUCTS WITH AN AGGREGATE VALUE OF”; and, in line 3, strike “PER TAX YEAR”.

Amendment No. 4

On page 3, in line 5, strike “PRODUCT VALUE” and substitute “VALUES”; and, in line 9, strike “PRODUCT-VALUE” and substitute “VALUE”; and, in line 19, strike “IMPOSED” and substitute “DUE”.

ADOPTED

Amendment No. 5

On page 4, after line 8, insert the paragraph designation “(1) IN GENERAL”; and, in line 12 and line 13, strike “(1)” and “(2)”, respectively, and substitute “(I)” and “(II)”, respectively; and, in line 13, after “FOR”, insert a colon, followed by a paragraph return and the subitem designation “(A)”; and, in line 14, strike “IMPOSED” and substitute “DUE”; and, in the same line strike “HAD” and substitute “IF”; and, in the same line, before “NOT”, insert “HAD”; and, in line 15, before the period, insert:

“, PLUS

(B) A SURCHARGE AT THE RATE OF 1% FOR EACH MONTH OR FRACTION OF A MONTH ACCOUNTING FROM THE DATES THAT THOSE TAXES WOULD HAVE BECOME DUE HAD THE CREDIT NEVER BEEN GRANTED THROUGH THE DATE ON WHICH THE TAXES FIRST BECAME DUE BY APPLICATION OF THIS SUBSECTION.

(2) GOOD-CAUSE WAIVER OF INTEREST AND PENALTIES.

(i) A PROPERTY OWNER MAY APPLY TO THE DIRECTOR OF FINANCE FOR A WAIVER OF ALL OR PART OF THE SURCHARGE IMPOSED UNDER PARAGRAPH (1) OF THIS SUBSECTION.

(ii) THE PROPERTY OWNER HAS THE BURDEN TO DEMONSTRATE THAT:

(A) THE CESSATION OF THE PROPERTY’S USE FOR URBAN AGRICULTURAL PURPOSES WAS THE RESULT OF CIRCUMSTANCES BEYOND THE OWNER’S CONTROL; AND

(B) THE OWNER OTHERWISE MEETS THE REQUISITE CRITERIA FOR A WAIVER, AS ESTABLISHED IN THE RULES AND REGULATIONS ADOPTED UNDER SUBSECTION (H)(1)(i) OF THIS SECTION.

(iii) THE DIRECTOR OF FINANCE SHALL CONSULT WITH THE SUSTAINABILITY OFFICE BEFORE DENYING OR GRANTING THE APPLICATION FOR A WAIVER, IN WHOLE OR IN PART”.

Amendment No. 6

On page 4, in line 17, strike “SUSTAINABILITY OFFICE” and substitute “DIRECTOR OF FINANCE”; and, in lines 17 and 18, strike “DIRECTOR OF FINANCE, MAY” and substitute “SUSTAINABILITY OFFICE”; and, in line 19, before “ADOPT”, insert “SHALL”; and, in the same

line, after “INCLUDING”, insert a colon, followed by a paragraph return and the subitem designation “(1)”; and, in line 21, after the semicolon, insert:

“AND

(II) THE PROCEDURES AND GOVERNING CRITERIA FOR OBTAINING A SURCHARGE WAIVER UNDER SUBSECTION (G)(2) OF THIS SECTION;”

and, in line 22, before “SETTLE”, insert “MAY”; and, in line 24, strike “(2)” and substitute “(3)”; and, in the same line, before “DELEGATE”, insert “MAY”.

Amendment No. 7

On page 4, in line 27, strike “(1)”; and, in the same line, after “THE”, insert “SUSTAINABILITY OFFICE, AFTER CONSULTATION WITH THE”; and, in the same line, after “FINANCE”, insert a comma; and, in line 28, strike “HIS OR HER” and substitute “ITS”; and, strike lines 30 and 31, in their entireties.

Amendment No. 8

On page 5, in line 1, after “after”, insert “the”.

