

COUNTY COUNCIL OF ANNE ARUNDEL COUNTY, MARYLAND

Legislative Session 2009, Legislative Day No. 33

Bill No. 66-09

Introduced by Ms. Vitale, Chairman
(by request of the County Executive)

By the County Council, August 17, 2009

Introduced and first read on August 17, 2009
Public Hearing set for September 21, 2009
Bill Expires November 20, 2009

By Order: Judy C. Holmes, Administrative Officer

A BILL ENTITLED

1 AN ORDINANCE concerning: Snug Harbor Waterways Improvement District –
2 Approval of Loan and Assignment Agreement

3
4 FOR the purpose of obligating the County to levy the special tax known as the waterways
5 improvement district assessment on the Snug Harbor Waterways Improvement
6 District in an amount sufficient to repay a loan from Sandy Spring Bank (“Bank”) to
7 Snug Harbor Waterway Improvement District, Inc. in each of ten (10) fiscal years
8 during the term of the loan.

9
10 WHEREAS, the Snug Harbor Waterways Improvement District has been duly
11 formed and created, pursuant to procedures set forth in Anne Arundel County
12 Code, Article 4, Title 7; and

13
14 WHEREAS, pursuant to § 4-7-406(k) of the Anne Arundel County Code, the
15 purposes of the Snug Harbor Waterways Improvement District include “providing
16 for the repair of the bulkhead, pilings, and catwalk; the dredging of the harbor and
17 the channel; and future maintenance and other improvements as permitted by § 4-
18 7-405(b), should future maintenance or improvements become necessary”; and

19
20 WHEREAS, Snug Harbor Waterway Improvement District, Inc. (the
21 “Association”) is the civic or community association that meets the requirements
22 of § 4-7-101(d) that administers the District; and

23
24 WHEREAS, the Association is entering into a loan agreement with the Bank in
25 the amount of \$120,000, with a term of ten (10) years, for the construction of
26 jetties and dredging of waterways (the “Loan”); and

27

1 WHEREAS, to enable the Association to obtain the Loan from the Bank by
2 providing a source of funds for repayment of the Loan, the County is undertaking
3 the obligation set forth in this Ordinance; now, therefore,
4

5 SECTION 1. *Be it enacted by the County Council of Anne Arundel County,*
6 *Maryland,* That the County shall be obligated to levy the special tax known as the
7 waterways improvement district assessment on the Snug Harbor Waterways
8 Improvement District in an amount sufficient to repay the Loan from the Bank to the
9 Association in each of up to ten (10) fiscal years during the term of the Loan, beginning
10 in the County's Fiscal Year 2010.
11

12 SECTION 2. *And be it further enacted,* That the County undertakes no obligation
13 with regard to the Loan except as expressly described in this Ordinance, is neither a co-
14 obligor nor guarantor of the Loan, and does not commit the full faith and credit of the
15 County to repayment of the Loan.
16

17 SECTION 3. *And be it further enacted,* That the County Executive is hereby
18 authorized to enter into such other and further agreements with the Association and the
19 Bank as are necessary to disburse directly to the Bank such amounts of the waterways
20 improvement district assessment levied on the Snug Harbor Waterways Improvement
21 District as are collected by the County and are necessary to repay the Loan consistent
22 with this Ordinance.
23

24 SECTION 4. *And be it further enacted,* That this Ordinance shall take effect 45 days
25 from the date it becomes law.