

ORDINANCE NO. 2194

AN ORDINANCE OF THE CITY OF SALISBURY TO ESTABLISH THE HARBOR POINTE PLANNED RESIDENTIAL DISTRICT AS A SPECIAL ASSESSMENT DISTRICT FOR THE PURPOSE OF FINANCING THE COST OF A SIDEWALK BY ASSESSING EACH LOT OWNER THE SUM OF \$112.92, COLLECTABLE IN FIVE (5) EQUAL ANNUAL INSTALLMENTS OF \$22.58 ON THE REAL PROPERTY TAX BILL.

WHEREAS, the City Council of the City of Salisbury, Maryland, passed Resolution No. 2140 determining that the Harbor Pointe Planned Residential District is a special assessment district, which would receive special benefits from the construction of a sidewalk, and providing for the payment of \$112.92 by each lot owner in five (5) equal annual installments of \$22.58; and

WHEREAS, the City Council held a public hearing on February 27, 2012, as required by Salisbury Charter Section 14-1 et seq.; and

WHEREAS, the City Council desires to enact an ordinance to establish the special assessment district and to require the collection of the special assessment from each lot owner.

NOW, THEREFORE, BE IT ENACTED AND ORDAINED BY THE COUNCIL OF THE CITY OF SALISBURY, MARYLAND, that pursuant to Salisbury Charter Sections 14-1 et seq.:

1. A special assessment district is established on the East side of and binding upon Pemberton Drive, as follows:

ALL lots within the Harbor Pointe Planned Residential District.

2. The special assessment of \$23,375.00 shall be equally assessed on each of the two hundred and seven (207) lots in the Harbor Pointe Planned Residential District. The special assessment shall be collectable from each lot owner in equal installments of \$22.58 for a period of five (5) years for a total of \$112.92 per lot.

3. A special assessment shall not be levied against properties owned by the Harbor Pointe Homeowners Community Association.

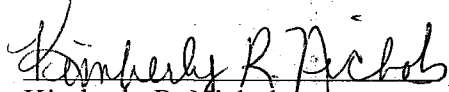
4. The special assessment shall be levied and collected, have the same priority rights, and bear the same interest and penalties in every respect as City real property taxes.

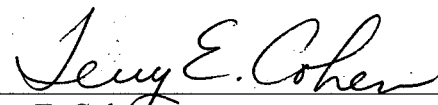
5. The special assessment shall be collected solely for the purpose of paying for the cost of the sidewalk construction from Pemberton Drive to Anchors Way.

AND BE IT FURTHER ORDAINED BY THE COUNCIL OF THE CITY OF SALISBURY, MARYLAND, that this Ordinance shall take effect from and after the date of its final passage.

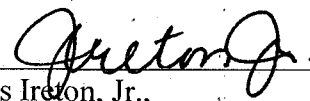
THE ABOVE ORDINANCE was introduced at a meeting of the Council on the 27th day of February, 2012, and thereafter, a statement of the substance of the ordinance having been published as required by law, in the meantime, was finally passed by the Council on the 12th day of March, 2012.

ATTEST:


Kimberly R. Nichols
Acting City Clerk


Terry E. Cohen
President of the City Council
of the City of Salisbury

Approved by me this March
day of 19th, 2012


James Iredon, Jr.,
Mayor of the City of Salisbury

**PUBLIC HEARING NOTICE
TO HARBOR POINTE PLANNED
RESIDENTIAL DISTRICT
LOT OWNERS**

The Salisbury City Council will hold a public hearing on a proposed special assessment for the construction of a sidewalk along Harbor Pointe Drive from Pemberton Drive to Anchors Way in the Harbor Pointe Planned Residential District on February 27, 2012, at 6:00 p.m., in the Council Chambers located in the Government Office Building at 125 North Division Street, Salisbury, Maryland. The proposed special assessment is \$112.92 per Harbor Pointe PRD lot collectable in five (5) equal annual installments of \$22.58 on the real property tax bill.

All interested Harbor Pointe Planned Residential District lot owners may attend and comment.

Brenda J. Colegrove, City Clerk

February 21, '12