

#19 - Property Tax Rates –Does not require 9 affirmative votes

Resolution No.:	<u>16-979</u>
Introduced:	<u>May 21, 2009</u>
Adopted:	<u>May 21, 2009</u>

**COUNTY COUNCIL
FOR MONTGOMERY COUNTY, MARYLAND**

By: County Council

SUBJECT: Tax Levy Resolution - Fiscal Year 2010 (FY 2010)

Action

The County Council for Montgomery County, Maryland approves the following resolution:

- In accordance with Chapters 14 and 52 of the County Code and the Tax-Property Article of the Maryland Code, the Council sets the following tax rates and other charges on all assessable real and personal property for FY 2010. The rates are in dollars per \$100 of assessed value. In accordance with the Tax-Property Article, the tax rate for personal property is 2.5 times the tax rate for real property.

DISTRICT or AREA	FOR THE USE OF:	Rate in \$ per \$100	
		Real	Personal
Montgomery County	General County, MCPS, and Montgomery College	0.683	1.707
<u>Special Districts</u>			
Fire Tax	County	0.105	0.262
Recreation	County	0.019	0.047
Storm Drainage	County	0.003	0.007
Washington Suburban Transit	County - for mass transit facilities and services, including administrative expenses of Washington Suburban Transit Commission	0.037	0.092
Sanitary	WSSC Front Foot Benefit Charges	WSSC estimate	

Clerk's note: Correction to Total Regional District Tax Rate on Page 3.

Urban Districts

		Rate in \$ per \$100	
		Real	Personal
Bethesda	County	0.012	0.030
Silver Spring	County	0.024	0.060
Wheaton	County	0.030	0.075

Noise Abatement Districts

Bradley	County	0.080	0.200
Cabin John	County	0.080	0.200

Parking Lot Districts

1. On property used for commercial or industrial purposes

Bethesda	County	0.180	0.450
Montgomery Hills	County	0.240	0.600
Silver Spring	County	0.280	0.700
Wheaton	County	0.240	0.600

2. On property zoned or recommended for commercial or industrial purposes, but not so used

Bethesda	County	0.090	0.225
Montgomery Hills	County	0.120	0.300
Silver Spring	County	0.140	0.350
Wheaton	County	0.120	0.300

Maryland-National Capital Park & Planning Commission in Montgomery County

		Rate in \$ per \$100			
		Real	Personal		
Montgomery County	I. Advance Land Acquisition Revolving Fund	0.001	0.003		
Metropolitan District					
	II. Park Fund	Real	Personal		
	Mandatory	0.036	0.090		
	Maintenance	0.008	0.020		
	Discretionary	0.006	0.015		
	Total Metropolitan District Tax Rate			0.050	0.125
Regional District					
	III. Administration Fund				
	Mandatory	0.012	0.030		
	Discretionary	0.006	0.015		
	Total Regional District Tax Rate			0.018	0.045

Special Taxing Districts

Battery Park	Citizens Association	0.050	0.125
Oakmont	Citizens' Committee	0.040	0.100
Village of Drummond	Citizens' Committee	0.048	0.120
Village of Friendship Heights	Village Council	0.040	0.040

Development Districts

Kingsview Village Center Development District special tax: \$0.086 per \$100 of assessed value.

Kingsview Village Center Development District special benefit assessment: \$190.02 per Equivalent Dwelling Unit.

West Germantown Development District special tax: \$0.137 per \$100 of assessed value.

West Germantown Development District special benefit assessment: \$740.14 per Equivalent Dwelling Unit.

2. Section 305 of the County Charter requires 9 affirmative votes if the property tax revenue in FY 2010 from real property that existed in FY 2009 (with certain exceptions listed in Section 305) increases more than the rate of inflation. The property tax levied under this resolution will result in a revenue increase that does not exceed the rate of inflation. Therefore, 9 affirmative votes are not required to adopt this resolution.

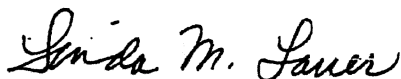
3. For the State, the Council sets the following tax rates on all assessable real property in Montgomery County for FY 2010. The rates are expressed in dollars per \$100 of assessed value.

On the real property of public utilities	\$0.280
On all other real property	\$0.112

4. Section 310 of the Charter limits the target reserve in the General Fund planned for the end of FY 2010 to a maximum of 5% of the revenue in the General Fund in FY 2009. Revenue in the General Fund in FY 2009 is estimated in Schedule A-4 in the Executive's FY 2010 Recommended Budget to be \$2,712.9 million, and 5% of this is \$135.6 million. The target reserve in the General Fund planned for the end of FY 2010 does not exceed the Charter limit.

5. The constant yield tax rate requirement applies only to the General Fund tax rate for real property. The State calculated this rate to be \$0.628 for FY 2010. The Council sets the General Fund rate at \$0.683 for FY 2010. Since the rate the Council sets for the General Fund exceeds the constant yield tax rate, the Council was required to have previously informed the public and to have held a public hearing to give the public a chance to comment. On March 31, 2009, in Resolution 16-897, the Council stated its intent to consider a General Fund rate of \$0.704, which exceeds the constant yield tax rate. The Council placed an advertisement of this intent in a newspaper of general circulation, and the Council held the public hearing on April 21, 2009.

This is a correct copy of Council action.



Linda M. Lauer, Clerk of the Council