

1 **MAYOR AND COMMISSIONERS OF THE TOWN OF PERRYVILLE**

2 **CHARTER AMENDMENT RESOLUTION NO. 2022-01**

3 **A RESOLUTION OF THE MAYOR AND COMMISSIONERS OF THE TOWN OF**
4 **PERRYVILLE, MARYLAND, TO AMEND CERTAIN PROVISIONS OF THE CHARTER OF**
5 **THE TOWN OF PERRYVILLE TO ALTER CERTAIN TERMINOLOGY RELATING TO**
6 **THE MAYOR AND COMMISSIONERS OF THE TOWN AND OTHER OBSOLETE AND**
7 **ARCHAIC TERMINOLOGY; ALTERING CERTAIN PROVISIONS OF THE CHARTER**
8 **RELATING TO THE POWERS, DUTIES, QUALIFICATIONS, MEETINGS,**
9 **COMPENSATION, AND RESPONSIBILITIES OF THE MAYOR AND COMMISSIONERS;**
10 **PROVIDING A CODE OF CONDUCT FOR THE MAYOR AND COMMISSIONERS;**
11 **PROVIDING FOR REMOVAL OF A MAYOR OR A COMMISSIONER FROM OFFICE;**
12 **AND GENERALLY RELATING TO AMENDMENTS TO THE CHARTER OF THE TOWN**
13 **OF PERRYVILLE.**

14 **BY** repealing and reenacting, with amendments
15 Charter of the Town of Perryville
16 (as published in the Perryville Town Code)
17 Article III, Town Commissioners (to be retitled Mayor and Commissioners)
18 Sections C3-1.A., C3-2, C3-3, C3-4, C3-5, C3-6, C3-7, C3-8 and C3-9
19

20 **BY** adding
21 Charter of the Town of Perryville
22 (as published in the Perryville Town Code)
23 Article I, General Corporate Powers
24 Section C1-2
25

26 **BY** adding
27 Charter of the Town of Perryville
28 (as published in the Perryville Town Code)
29 Article III, Town Commissioners (to be retitled Mayor and Commissioners)
30 Section C3-10 and C3-11
31
32
33

EXPLANATION:

CAPITALS INDICATE MATTER ADDED TO EXISTING LAW
((Double Parenthesis)) indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike-Out~~ indicates matter stricken from bill by amendment or
deleted from the law by amendment.

*** indicates matter not affected by this Ordinance and omitted

36 **SECTION 1. BE IT RESOLVED BY THE MAYOR AND COMMISSIONERS OF THE TOWN**
37 **OF PERRYVILLE** that Sections C3-1.A., C3-2, C3-3, C3-4, C3-5, C3-6, C3-7, C3-8 and C3-9, of
38 Article III, Town Commissioners (to be retitled Mayor and Commissioners), of the Charter of the Town
39 of Perryville (as published in the Perryville Town Code), are repealed and reenacted, with
40 amendments, to read as follows:

41 **ARTICLE III**
42 **((Town)) MAYOR AND Commissioners**

43
44 **§ C3-1. Composition; terms; elections.**

45
46 A. All legislative powers of the Town shall be vested in the Mayor and Commissioners of the
47 Town of Perryville, consisting of a Mayor and four (4) Commissioners, who shall be
48 elected as hereinafter provided and who shall hold office for a term of ~~((two (2)))~~ THREE
49 (3) years or until their successors are elected and qualified. Newly elected Commissioners,
50 including the Mayor, having taken their oaths of office as prescribed herein, shall take
51 office on or before the second Monday following their election. ~~((Commissioners holding~~
52 ~~office at the time this Charter becomes effective shall continue to hold office for the term~~
53 ~~for which they were elected and until the succeeding Commissioners take office under the~~
54 ~~provisions of this Charter. Effective with the election to be held in May of 1990, a Mayor~~
55 ~~and two (2) Commissioners shall be elected so that the Board shall then consist of a Mayor~~
56 ~~and five (5) Commissioners. The following year, in May 1991, two (2) additional~~
57 ~~Commissioners shall be elected so that the Board shall then consist of a Mayor and four (4)~~
58 ~~Commissioners.))~~ For the purposes of the Charter and the Code of Perryville, the terms
59 "Mayor and Council," "Mayor and Commissioners," "Commissioners" and "Board of
60 Commissioners" shall all be interchangeable and shall all be defined as the Mayor and
61 Commissioners of the Town of Perryville, as provided for in this Article III.

62
63 **§ C3-2. Qualifications.**

64
65 THE MAYOR AND Commissioners shall have resided in the Town for at least one (1) year
66 immediately preceding their election and shall be registered voters of the Town. THE MAYOR
67 AND Commissioners shall maintain a permanent residence in the Town during their term of
68 office.

69
70 **§ C3-3. Compensation.**

71
72 ~~((Neither the Mayor nor any Commissioner shall receive any compensation for his services as~~
73 ~~such unless an ordinance is adopted providing for compensation.))~~ ~~THE MAYOR AND~~
74 ~~COMMISSIONERS SHALL RECEIVE ANNUAL SALARIES AS MAY BE SPECIFIED~~
75 ~~FROM TIME TO TIME BY A RESOLUTION PASSED BY THE MAYOR AND~~
76 ~~COMMISSIONERS IN THE REGULAR COURSE OF ITS BUSINESS. AN ADJUSTMENT~~
77 ~~TO THE SALARY OF THE MAYOR OR ANY COMMISSIONER SHALL NOT APPLY~~
78 ~~DURING THEIR RESPECTIVE TERMS OF OFFICE.~~ Prior to the adoption of such ~~((an~~
79 ~~ordinance))~~ A RESOLUTION, a public hearing shall be conducted. Prior to said hearing, public
80 notice of the time and location of the hearing, as well as the purpose of the hearing, shall be
81 advertised in a newspaper having general circulation within the Town of Perryville at least twice,

82 in two (2) separate weeks, with the first such publication being not less than fifteen (15) days
83 prior to the hearing and not more than twenty (20) days prior to the hearing and the second
84 publication being not more than ten (10) days before the hearing and not less than three (3) days
85 before the hearing. ((Any such compensation approved shall not take affect during the current
86 term of any existing Commissioner.)) THE MAYOR AND COMMISSIONERS MAY BE PAID
87 SUCH NECESSARY BONA FIDE EXPENSES INCURRED IN SERVICE ON BEHALF OF
88 THE TOWN AS AUTHORIZED BY THE MAYOR AND COMMISSIONERS.

89
90 **§ C3-4. Meetings.**

91
92 Within thirty (30) days following election of a Mayor or Commissioner, the MAYOR AND
93 Commissioners shall meet for the purpose of organization, after which the MAYOR AND
94 Commissioners shall meet regularly TO TRANSACT BUSINESS AND CONDUCT WORK
95 SESSIONS at such times as may be prescribed by its rules, but not less frequently than once each
96 month. AT LEAST ONCE EACH MONTH THE MAYOR AND COMMISSIONERS SHALL
97 CONDUCT A "TOWN MEETING" FOR THE TRANSACTION OF BUSINESS. Special meetings
98 may be called by the Town Administrator upon the request of the Mayor or two (2) Commissioners.
99 Any special meeting shall be preceded by three (3) days' notice to the Mayor and all of the
100 Commissioners except in cases of emergency involving a potential threat to life, health or property. All
101 meetings of the Mayor and Commissioners shall be open to the public except in special and
102 appropriate circumstances when meetings may be closed in accordance with Subtitle 5 of Title 10 of
103 the State Government Article, Open Meetings Law, of the Annotated Code of Maryland, as amended
104 from time to time. The rules of the MAYOR AND Commissioners shall provide that residents of the
105 Town shall have a reasonable opportunity to be heard during any open meeting in regard to any
106 municipal question.

107
108 **§ C3-5. Judgment of qualifications.**

109
110 The MAYOR AND Commissioners shall be the judge of the election and qualifications, as contained
111 in Article V, of its members.

112
113 **§ C3-6. Duties of Mayor and Commissioners.**

114
115 ((The Commissioners shall elect from among its members a Secretary and a Treasurer of the Town
116 Commissioners. All officers shall retain their right to vote on all Commissioner matters.)) The Mayor
117 shall preside at all meetings of the MAYOR AND Commissioners when ((he)) THE MAYOR is
118 present and shall serve as head of the town government. In the absence of the Mayor, a majority of the
119 remaining four (4) Commissioners shall appoint one (1) of the Commissioners as acting Mayor to act
120 in ((his)) THE MAYOR'S stead. ((The Secretary shall read the minutes of the previous meetings and,
121 together with the Mayor, shall execute all checks for the Town. In the absence or disability of either of
122 these officials, any Commissioner may sign checks in lieu of one (1) of the above signatures. At least
123 two (2) signatures shall be required for each check. The Treasurer shall oversee the dispersal of the
124 funds of the Town.))

- 125
126 A. THE MAYOR AND COMMISSIONERS SHALL SEE THAT THE ORDINANCES OF THE
127 TOWN ARE FAITHFULLY EXECUTED AND ARE THE HEAD OF THE TOWN
128 GOVERNMENT.

- 129
130 B. APPOINTMENTS. THE MAYOR AND COMMISSIONERS SHALL CREATE ANY BOARDS
131 AND COMMISSIONS DEEMED NECESSARY AND APPOINT THE INDIVIDUALS TO
132 SERVE ON THE BOARDS AND COMMISSIONS.
133
134 C. REPORTS. THE MAYOR AND COMMISSIONERS SHALL REPORT MONTHLY ON THE
135 CONDITION OF MUNICIPAL AFFAIRS AND MAKE SUCH RECOMMENDATIONS AS
136 DEEMED PROPER FOR THE PUBLIC GOOD AND THE WELFARE OF THE TOWN.
137
138 D. THE MAYOR OR ANY COMMISSIONER MAY SIGN CHECKS FOR THE TOWN. AT
139 LEAST TWO (2) SIGNATURES SHALL BE REQUIRED FOR EACH CHECK.
140

141 **§ C3-7. Quorum.**

142
143 A majority of the Mayor and Commissioners shall constitute a quorum for the transaction of business,
144 but no ordinance shall be approved without the favorable votes of at least three (3) members of the
145 Mayor and ((Town)) Commissioners. The Mayor shall have the right to vote on all matters.
146

147 **§ C3-8. Rules of procedure.**

148
149 The MAYOR AND Commissioners shall conduct meetings in accordance with Robert's Rules of Order
150 as modified by the MAYOR AND Commissioners. It shall keep minutes of its proceedings and enter
151 therein the yeas, nays or abstentions upon final action of any question, resolution or ordinance or at any
152 other time if required by any one (1) member. The minutes shall be open to public inspection.
153

154 **§ C3-9. Vacancies.**

155
156 A. If, during the term for which a Commissioner is elected, ((his)) THE COMMISSIONER'S
157 office shall be vacated for any of the reasons listed in § C3-9B, the vacancy so created shall be
158 filled by appointment of the Mayor for the remainder of the unexpired term, subject to approval
159 and confirmation by a majority of the remaining Commissioners. In the event that a vacancy
160 should arise in the office of Mayor, the remaining Commissioners shall elect a new Mayor from
161 among said Commissioners to serve the remainder of the Mayor's term, said election to require
162 approval of the remaining Commissioners, excluding the Commissioner so elected. The
163 vacancy on the ((Board of)) MAYOR AND Commissioners created by the election of a
164 Commissioner as the new Mayor as aforesaid shall be filled pursuant to the procedure for
165 appointing a new Commissioner set forth at the beginning of this ((section)) SUBSECTION.
166

167 B. A vacancy shall occur for the following reasons:

- 168
169 (1) Resignation.
170
171 (2) Criminal conduct, including a violation of Chapter 8 of the Code of the Town of
172 Perryville.
173
174 (3) Death.
175

- 176 (4) Ceasing to reside in the Town of Perryville.
177
178 (5) REMOVAL FROM OFFICE AS THE RESULT OF A RECALL VOTE AS
179 PROVIDED IN § C3-11.
180
181 (6) ((Upon motion approved by the affirmative vote of a majority of the remaining members
182 of the Mayor and Commissioners, failing)) FAILING to attend three consecutive ((town
183 meetings)) TOWN MEETINGS OR THREE CONSECUTIVE WORK SESSIONS, in
184 person or by authorized remote participation.

185 **SECTION 2. BE IT RESOLVED BY THE MAYOR AND COMMISSIONERS OF THE TOWN**
186 **OF PERRYVILLE** that new Section C1-2 be and it is hereby added to Article I, General Corporate
187 Powers, of the Charter of the Town of Perryville (as published in the Perryville Town Code), to follow
188 immediately after Section C1-1, and to read as follows:

189 **ARTICLE I**
190 **General Corporate Powers**

191 **§ C1-2. POWERS OF THE MAYOR AND COMMISSIONERS ENUMERATED.**

192
193
194 A. GENERAL POWERS. THE MAYOR AND COMMISSIONERS SHALL HAVE THE POWER
195 TO PASS ALL SUCH ORDINANCES NOT CONTRARY TO THE CONSTITUTION AND
196 LAWS OF THE STATE OF MARYLAND OR THIS CHARTER AS IT MAY DEEM
197 NECESSARY FOR THE GOOD GOVERNMENT OF THE TOWN; FOR THE PROTECTION
198 AND PRESERVATION OF THE TOWN'S PROPERTY, RIGHTS AND PRIVILEGES; FOR
199 THE PRESERVATION OF PEACE AND GOOD ORDER, FOR SECURING PERSONS AND
200 PROPERTY FROM VIOLENCE, DANGER OR DESTRUCTION; AND FOR THE
201 PROTECTION AND PROMOTION OF THE HEALTH, SAFETY, COMFORT,
202 CONVENIENCE, WELFARE AND HAPPINESS OF THE RESIDENTS OF AND VISITORS
203 IN THE TOWN.

204
205 B. SPECIFIC POWERS. THE MAYOR AND COMMISSIONERS SHALL HAVE, IN ADDITION,
206 THE POWER TO PASS ORDINANCES NOT CONTRARY TO THE LAWS AND
207 CONSTITUTION OF THE STATE OF MARYLAND, FOR THE SPECIFIC PURPOSES
208 PROVIDED IN THE REMAINING SUBSECTIONS OF THIS SECTION:

209
210 (1) ADVERTISING. TO PROVIDE FOR ADVERTISING FOR THE PURPOSES OF THE
211 TOWN, FOR PRINTING AND PUBLISHING STATEMENTS AS TO THE BUSINESS
212 OF THE TOWN.

213
214 (2) AISLES AND DOORS. TO REGULATE AND PREVENT THE OBSTRUCTION OF
215 AISLES IN PUBLIC HALLS, CHURCHES, AND PLACES OF AMUSEMENT, AND
216 TO REGULATE THE CONSTRUCTION AND OPERATION OF THE DOORS AND
217 MEANS OF EGRESS THEREFROM.
218

- 219 (3) AMUSEMENTS. TO PROVIDE IN THE INTEREST OF THE PUBLIC WELFARE FOR
220 LICENSING, REGULATING, OR RESTRAINING THEATRICAL OR OTHER
221 PUBLIC OR PRIVATE AMUSEMENTS, FUNCTIONS, OR ASSEMBLIES.
222
- 223 (4) APPROPRIATIONS. TO APPROPRIATE MUNICIPAL MONIES FOR ANY PURPOSE
224 WITHIN THE POWERS OF THE MAYOR AND COMMISSIONERS.
225
- 226 (5) AUCTIONEERS. TO REGULATE THE SALE OF ALL KINDS OF PROPERTY AT
227 AUCTION WITHIN THE TOWN AND TO LICENSE AUCTIONEERS.
228
- 229 (6) BAND. TO ESTABLISH A MUNICIPAL BAND, SYMPHONY ORCHESTRA OR
230 OTHER MUNICIPAL ORGANIZATION, AND TO REGULATE BY ORDINANCE
231 THE CONDUCT AND POLICIES THEREOF.
232
- 233 (7) BILLBOARDS. TO LICENSE, TAX AND REGULATE, RESTRAIN, OR PROHIBIT
234 THE ERECTION OR MAINTENANCE OF BILLBOARDS WITHIN THE TOWN, THE
235 PLACING OF SIGNS, BILLS AND POSTERS OF EVERY KIND AND DESCRIPTION
236 ON ANY BUILDING, FENCE, POST, BILLBOARD, POLE, OR OTHER PLACE
237 WITHIN THE TOWN.
238
- 239 (8) BRIDGES. TO ERECT AND MAINTAIN BRIDGES.
240
- 241 (9) BUILDINGS. TO MAKE REASONABLE REGULATIONS IN REGARD TO
242 BUILDINGS AND SIGNS TO BE ERECTED, CONSTRUCTED OR
243 RECONSTRUCTED IN THE TOWN, AND TO GRANT BUILDING PERMITS FOR
244 THEM; TO ADOPT A BUILDING CODE, A PLUMBING CODE, AN ELECTRICAL
245 CODE AND OTHER CODES OF A SIMILAR NATURE, AND TO APPOINT A
246 BUILDING INSPECTOR AND A PLUMBING INSPECTOR, AND TO REQUIRE
247 REASONABLE CHARGES FOR PERMITS AND INSPECTIONS; TO AUTHORIZE
248 AND REQUIRE THE INSPECTION OF ALL BUILDINGS AND STRUCTURES AND
249 TO AUTHORIZE THE CONDEMNATION THEREOF IN WHOLE OR IN PART
250 WHEN DANGEROUS OR INSECURE, AND TO REQUIRE THAT SUCH BUILDINGS
251 AND STRUCTURES BE MADE SAFE OR BE TAKEN DOWN AND TO ASSESS THE
252 EXPENSE THEREOF AGAINST THE PROPERTY, MAKING IT COLLECTIBLE BY
253 TAXES OR AGAINST THE OCCUPANT OR OCCUPANTS.
254
- 255 (10) CEMETERIES. TO REGULATE CEMETERIES.
256
- 257 (11) TO PROVIDE FOR THE CODIFICATION OF ORDINANCES.
258
- 259 (12) COMMUNITY SERVICES. TO PROVIDE, MAINTAIN AND OPERATE
260 COMMUNITY AND SOCIAL SERVICES FOR THE PRESERVATION AND
261 PROMOTION OF THE HEALTH, RECREATION, WELFARE, AND
262 ENLIGHTENMENT OF THE INHABITANTS OF THE TOWN.
263
- 264 (13) COOPERATIVE ACTIVITIES. TO MAKE AGREEMENTS WITH OTHER
265 MUNICIPALITIES, COUNTIES, DISTRICTS, BUREAUS, COMMISSIONS, AND

266 GOVERNMENT AUTHORITIES FOR THE JOINT PERFORMANCE OF OR FOR
267 COOPERATION IN THE PERFORMANCE OF ANY GOVERNMENTAL
268 FUNCTIONS.

269
270 (14) CURFEW. TO PROHIBIT THE YOUTH OF THE TOWN FROM BEING IN THE
271 STREETS, LANES, ALLEYS, OR PUBLIC PLACES AT UNREASONABLE HOURS
272 OF THE NIGHT.

273
274 (15) DANGEROUS WORK. TO COMPEL PERSONS ABOUT TO UNDERTAKE
275 DANGEROUS WORK TO EXECUTE BONDS WITH SUFFICIENT SURETIES
276 CONDITIONED THAT THE OWNER OR CONTRACTOR WILL PAY ALL
277 DAMAGES RESULTING FROM ANY SUCH WORK WHICH MAY BE SUSTAINED
278 BY ANY PERSON OR PROPERTY.

279
280 (16) DEPARTMENTS. TO CREATE, CHANGE AND ABOLISH OFFICES,
281 DEPARTMENTS OR AGENCIES, OTHER THAN THE OFFICES, DEPARTMENT
282 AND AGENCIES ESTABLISHED BY THIS CHARTER; TO ASSIGN ADDITIONAL
283 FUNCTIONS OR DUTIES TO OFFICES, DEPARTMENTS OR AGENCIES
284 ESTABLISHED BY THIS CHARTER, BUT NOT INCLUDING THE POWER TO
285 DISCONTINUE OR ASSIGN TO ANY OTHER OFFICE, DEPARTMENT OR
286 AGENCY ANY FUNCTION OR DUTY ASSIGNED BY THIS CHARTER TO A
287 PARTICULAR OFFICE DEPARTMENT OR AGENCY.

288
289 (17) DOMESTIC ANIMALS. TO REGULATE THE KEEPING OF DOMESTIC ANIMALS
290 IN THE TOWN AND TO PROVIDE, WHEREVER THE COUNTY DOES NOT
291 LICENSE OR TAX DOGS, FOR THE LICENSING AND TAXING OF THEM; TO
292 PROVIDE FOR THE DISPOSITION OF HOMELESS DOMESTIC ANIMALS AND OF
293 DOGS ON WHICH NO LICENSE FEES OR TAXES ARE PAID.

294
295 (18) EXPLOSIVES AND COMBUSTIBLES. TO REGULATE OR PREVENT THE
296 STORAGE OF GUNPOWDER, OIL OR ANY OTHER EXPLOSIVE OR
297 COMBUSTIBLE MATTER; TO REGULATE OR PREVENT THE USE OF
298 FIREARMS, FIREWORKS, BONFIRES, EXPLOSIVES, OR ANY OTHER SIMILAR
299 THINGS WHICH MAY ENDANGER PERSONS OR PROPERTY.

300
301 (19) FILTH. TO COMPEL THE OCCUPANT OF ANY PREMISES, BUILDING OR
302 outhouse situated in the town, if it has become filthy or
303 unwholesome, to abate or cleanse the condition, and after
304 reasonable notice to the owners or occupants, to authorize
305 such work to be done by the proper officers and to assess the
306 expenses thereof against the property, making it collectible by
307 taxes or against the occupant or occupants.

308
309 (20) FINANCES. TO LEVY, ASSESS AND COLLECT AD VALOREM PROPERTY
310 TAXES; TO EXPEND MUNICIPAL FUNDS FOR ANY PUBLIC PURPOSE NOT
311 PROHIBITED BY THIS CHARTER OR BY LAW; AND TO HAVE GENERAL
312 MANAGEMENT AND CONTROL OF THE FINANCES OF THE TOWN.

- 313
314 (21) FIRE. TO SUPPRESS FIRES AND PREVENT THE DANGERS THEREOF AND TO
315 ESTABLISH AND MAINTAIN A FIRE DEPARTMENT; TO CONTRIBUTE FUNDS
316 TO VOLUNTEER FIRE COMPANIES SERVING THE TOWN; TO INSPECT
317 BUILDINGS FOR THE PURPOSE OF REDUCING FIRE HAZARDS, TO ISSUE
318 REGULATIONS CONCERNING FIRE HAZARDS, AND TO FORBID AND
319 PROHIBIT THE USE OF FIRE-HAZARDOUS BUILDINGS AND STRUCTURES
320 PERMANENTLY OR UNTIL THE CONDITIONS OF TOWN FIRE HAZARD
321 REGULATIONS ARE MET, TO INSTALL AND MAINTAIN FIRE HYDRANTS
322 WHERE AND AS NECESSARY, AND TO REGULATE THEIR USE; AND TO TAKE
323 ALL OTHER MEASURES NECESSARY TO CONTROL AND PREVENT FIRES IN
324 THE TOWN.
325
- 326 (22) FRANCHISES. TO GRANT AND/OR REGULATE FRANCHISES FOR WATER,
327 SEWER, ELECTRIC, GAS, TELEPHONE, CABLE NETWORK, TAXICAB, AND
328 OTHER TRANSPORTATION, UTILITIES AND BUSINESS ORGANIZATIONS NOT
329 PROHIBITED BY FEDERAL OR STATE LAW, OR OTHERWISE REGULATED BY
330 THE MARYLAND PUBLIC SERVICE COMMISSION, THE FEDERAL
331 COMMUNICATIONS COMMISSION, OR OTHER FEDERAL OR STATE AGENCY.
332
- 333 (23) TRASH AND SOLID WASTE MANAGEMENT. TO REGULATE TRASH AND
334 WASTE PRODUCTS ON PRIVATE AND PUBLIC PROPERTY; TO PROVIDE FOR
335 THE COLLECTION AND DISPOSITION OF SOLID WASTE WITHIN THE TOWN.
336
- 337 (24) GRANTS-IN-AID. TO ACCEPT GRANTS FROM INDIVIDUALS, BUSINESS
338 ENTITIES, AND/OR GOVERNMENT AGENCIES FOR THE PURPOSES INTENDED
339 AND IN COMPLIANCE WITH ALL REQUISITES THERETO.
340
- 341 (25) PEDDLERS AND TRANSIENT VENDORS. TO REGULATE PEDDLERS AND
342 TRANSIENT VENDORS WITHIN THE TOWN; TO REGULATE THE PROVISION
343 OF SERVICES BY INDIVIDUALS OR BUSINESSES WITHIN THE TOWN THAT
344 ARE NOT LICENSED AND/OR REGULATED BY THE STATE OF MARYLAND.
345
- 346 (26) HOUSE NUMBERS. TO REGULATE THE NUMBERING OF HOUSES AND LOTS
347 AND TO COMPEL OWNERS TO NUMBER OR RENUMBER THEM IN
348 ACCORDANCE WITH TOWN REGULATIONS.
349
- 350 (27) JAIL. TO ESTABLISH AND MAINTAIN, IN CONJUNCTION WITH THE
351 OPERATION AND MAINTENANCE OF LAW ENFORCEMENT FACILITIES, AND
352 IN ACCORDANCE WITH FEDERAL AND STATE REGULATIONS, TEMPORARY
353 CONFINEMENT FACILITIES FOR ADULT AND JUVENILE OFFENDERS
354 CHARGED WITH CRIMINAL OFFENSES.
355
- 356 (28) LICENSES. SUBJECT TO ANY RESTRICTIONS IMPOSED BY THE GENERAL
357 LAWS OF THE STATE, TO LICENSE AND REGULATE ALL PERSONS
358 BEGINNING OR CONDUCTING TRANSIENT OR PERMANENT BUSINESS IN THE
359 TOWN FOR THE SALE OF ANY GOODS, WARES, MERCHANDISE OR SERVICES;

360 TO LICENSE AND REGULATE ANY BUSINESS, OCCUPATION, TRADE,
361 CALLING OR PLACE OF AMUSEMENT OR BUSINESS; AND TO ESTABLISH AND
362 COLLECT FEES AND CHARGES FOR ALL LICENSES AND PERMITS ISSUED
363 UNDER THE AUTHORITY OF THIS CHARTER.

364
365 (29) LIENS. TO PROVIDE THAT ANY VALID CHARGES, TAXES, OR ASSESSMENTS
366 MADE AGAINST ANY REAL OR PERSONAL PROPERTY, WITHIN THE TOWN
367 SHALL BE LIENS UPON THE PROPERTY TO BE COLLECTED AS MUNICIPAL
368 TAXES ARE COLLECTED.

369
370 (30) LIGHTS. TO PROVIDE FOR THE LIGHTING OF THE TOWN.

371
372 (31) LIVESTOCK. TO REGULATE AND PROHIBIT THE RUNNING AT LARGE OF
373 CATTLE, HORSES, SWINE, FOWL, SHEEP, GOATS, DOGS, OR OTHER ANIMALS;
374 TO AUTHORIZE THE IMPOUNDING, KEEPING, SALE AND REDEMPTION OF
375 SUCH ANIMALS WHEN FOUND IN VIOLATION OF THE ORDINANCE IN SUCH
376 CASES PROVIDED.

377
378 (32) MARKETS. TO OBTAIN BY LEASE OR RENT, AND TO OWN, CONSTRUCT,
379 PURCHASE, OPERATE AND MAINTAIN, PUBLIC MARKETS WITHIN THE
380 TOWN.

381
382 (33) MINOR PRIVILEGES. TO REGULATE OR PREVENT THE USE OF PUBLIC WAYS,
383 SIDEWALKS AND PUBLIC PLACES FOR SIGNS, AWNINGS, POSTS, STEPS,
384 RAILINGS, ENTRANCES, RACKS, POSTING HANDBILLS AND
385 ADVERTISEMENTS AND DISPLAY OF GOODS, WARES, AND MERCHANDISE.

386
387 (34) NOISE. TO REGULATE AND/OR PROHIBIT BY ORDINANCE UNREASONABLE
388 NOISE WITHIN THE TOWN.

389
390 (35) NUISANCES. TO PREVENT OR ABATE BY APPROPRIATE ORDINANCES, ALL
391 NUISANCES IN THE TOWN THAT ARE NOT OTHERWISE PROHIBITED BY THE
392 TOWN'S CHARTER, OR BY FEDERAL OR STATE LAW OR REGULATION.

393
394 (36) OBSTRUCTIONS. TO REMOVE ALL NUISANCES AND OBSTRUCTIONS FROM
395 THE STREETS, LANES, AND ALLEYS AND FROM ANY LOTS ADJOINING
396 THERETO OR ANY OTHER PLACES WITHIN THE LIMITS OF THE TOWN.

397
398 (37) PARKING. TO REGULATE PARKING, PARKING LOTS, AND PARKING
399 FACILITIES ON PRIVATE PROPERTY WITHIN THE TOWN; TO ESTABLISH AND
400 MAINTAIN PUBLIC PARKING LOTS WITHIN THE TOWN.

401
402 (38) PARKING METERS. TO INSTALL PARKING METERS ON THE STREETS AND
403 PUBLIC PLACES OF THE TOWN IN SUCH PLACES AS BY ORDINANCE THE
404 MAYOR AND COMMISSIONERS MAY DETERMINE, AND BY ORDINANCE TO
405 PRESCRIBE RATES AND PROVISIONS FOR THE USE THEREOF.

406

- 407 (39) PARKS AND RECREATION. TO ESTABLISH AND MAINTAIN PUBLIC PARKS,
408 GARDENS, PLAYGROUNDS AND OTHER RECREATIONAL FACILITIES AND
409 PROGRAMS TO PROMOTE THE HEALTH, WELFARE, AND ENJOYMENT OF THE
410 INHABITANTS OF THE TOWN.
411
- 412 (40) POLICE FORCE. TO ESTABLISH, OPERATE AND MAINTAIN A POLICE FORCE.
413 ALL POLICE OFFICERS OF THE TOWN SHALL BE TRAINED AND CERTIFIED IN
414 ACCORDANCE WITH LAWS AND REGULATIONS OF THE STATE OF
415 MARYLAND AND SHALL EXERCISE SUCH POWERS AS PROVIDED BY LAW.
416
- 417 (41) POLICE POWERS. TO ENFORCE ALL TOWN ORDINANCES AND LAWS OF THE
418 STATE OF MARYLAND.
419
- 420 (42) PROPERTY. TO ACQUIRE BY CONVEYANCE, PURCHASE OR GIFT REAL OR
421 LEASABLE PROPERTY FOR ANY PUBLIC PURPOSE; TO ERECT BUILDINGS
422 AND STRUCTURES THEREON FOR THE BENEFIT OF THE TOWN AND ITS
423 INHABITANTS; AND TO CONVEY ANY REAL OR LEASEHOLD PROPERTY
424 WHEN NO LONGER NEEDED FOR THE PUBLIC USE, AFTER HAVING GIVEN AT
425 LEAST TWENTY (20) DAYS PUBLIC NOTICE OF THE PROPOSED
426 CONVEYANCE; TO CONTROL, PROTECT AND MAINTAIN PUBLIC BUILDINGS,
427 GROUNDS AND PROPERTY OF THE TOWN.
428
- 429 (43) QUARANTINE. TO ESTABLISH QUARANTINE REGULATIONS IN THE
430 INTEREST OF THE PUBLIC HEALTH.
431

432 **SECTION 3: AND BE IT FURTHER RESOLVED BY THE MAYOR AND**
433 **COMMISSIONERS OF THE TOWN OF PERRYVILLE**, that new Sections C3-10 and C3-11 be
434 and they are hereby added to Article III, Town Commissioners (to be retitled Mayor and
435 Commissioners), of the Charter of the Town of Perryville (as published in the Perryville Town Code),
436 to follow immediately after Section C3-9, and to read as follows:
437

438 **ARTICLE III**
439 **((Town)) MAYOR AND Commissioners**
440

441 **§ C3-10. CODE OF CONDUCT FOR MAYOR AND COMMISSIONERS.**
442

- 443 A. THIS SECTION SUPPLEMENTS BUT DOES NOT SUPPLANT OTHER LAWS AND
444 RULES THAT PRESCRIBE THE LEGAL DUTIES AND RESPONSIBILITIES OF THE
445 TOWN'S MAYOR AND COMMISSIONERS.
446
- 447 B. THE MAYOR AND COMMISSIONERS SHALL RESPECT THE CHAIN OF COMMAND,
448 AND ACT AND BEHAVE WITHIN THE BOUNDS OF THEIR AUTHORITY. THE
449 MAYOR AND COMMISSIONERS SHALL TREAT EACH OTHER, TOWN EMPLOYEES,
450 RESIDENTS AND BUSINESSPEOPLE WITH COURTESY AND RESPECT, AND IN A
451 MANNER THAT REFLECTS WELL ON THE TOWN OF PERRYVILLE.
452

453 C. THE MAYOR AND COMMISSIONERS, BY ORDINANCE, MAY PROVIDE FOR THE
454 ENFORCEMENT OF THIS SECTION BY REPRIMAND, CENSURE AND FINE, AND
455 PROMULGATE POLICIES, RULES, EXPLANATIONS AND INTERPRETIVE
456 GUIDANCE FOR IMPLEMENTING THIS SECTION.
457

458 **§ C3-11. REMOVAL FROM OFFICE.**
459

460 A. THE MAYOR OR A COMMISSIONER SHALL BE DEEMED TO BE REMOVED FROM
461 OFFICE, AND A VACANCY SHALL EXIST, IF THE MAYOR OR COMMISSIONER
462 FAILS TO ATTEND THREE CONSECUTIVE TOWN MEETINGS OR THREE
463 CONSECUTIVE WORK SESSIONS. SUCH A VACANCY SHALL BE FILLED AS
464 PROVIDED IN § C3-9.
465

466 B. THE MAYOR OR A COMMISSIONER MAY BE PETITIONED FOR RECALL AND
467 REMOVED FROM OFFICE BY A MAJORITY VOTE OF THE QUALIFIED VOTERS OF
468 THE TOWN IN A RECALL ELECTION, IN ACCORDANCE WITH THE FOLLOWING:
469

470 (1) A RECALL PETITION MUST BE SIGNED BY NOT LESS THAN TWENTY
471 PERCENT (20%) OF THE REGISTERED VOTERS OF THE TOWN ON A RECALL
472 PETITION FORM PRESCRIBED BY THE TOWN CLERK.
473

474 (2) A RECALL PETITION MAY NOT SEEK THE RECALL OF MORE THAN ONE
475 ELECTED OFFICIAL.
476

477 (3) A RECALL PETITION MAY NOT BE FILED AGAINST ANY PERSON UNTIL
478 THAT PERSON SHALL HAVE BEEN IN OFFICE FOR AT LEAST THREE (3)
479 MONTHS OR IF THAT PERSON SHALL HAVE FEWER THAN FOUR (4)
480 MONTHS REMAINING IN THE PERSON'S TERM OF OFFICE.
481

482 (4) THE MAYOR AND COMMISSIONERS, BY ORDINANCE, SHALL PRESCRIBE
483 RULES AND PROCEDURES FOR THE PROCESSING OF A RECALL PETITION,
484 A PUBLIC HEARING ON THE PETITION, AND THE SCHEDULING AND
485 CONDUCT OF A RECALL ELECTION.
486

487 **SECTION 4: AND BE IT FURTHER RESOLVED BY THE MAYOR AND**
488 **COMMISSIONERS OF THE TOWN OF PERRYVILLE**, that if any provision of this Resolution,
489 or the application thereof to any person or circumstance is held invalid for any reason, such invalidity
490 shall not affect the other provisions or any other application of this Resolution which can be given
491 effect without the invalid provisions or application, and to this end, all the provisions of this Resolution
492 are hereby declared to be severable.
493

494 **SECTION 5: AND BE IT FURTHER RESOLVED BY THE MAYOR AND**
495 **COMMISSIONERS OF THE TOWN OF PERRYVILLE** that the date of adoption of this
496 Resolution is December 6, 2022, and the amendment to the Charter of the Town of Perryville, hereby
497 enacted shall become effective on January 25, 2023, unless a proper petition for referendum hereon
498 shall be filed as permitted by law, provided a complete and exact copy of this Resolution shall be
499 continuously posted on the bulletin board in the Town Hall until January 15, 2023, and provided

500 further that a copy of the title of this Resolution shall be published in a newspaper of general
501 circulation in the Town of Perryville, or in any other newspaper of such general circulation, once in
502 each of the weeks beginning December 14, 2022, December 21, 2022, December 28, 2022, and
503 January 4, 2023.

504

505 **SECTION 6: AND BE IT FURTHER RESOLVED BY THE MAYOR AND**
506 **COMMISSIONERS OF THE TOWN OF PERRYVILLE**, that the Town Administrator is hereby
507 specifically commanded to carry out the provisions of Section 3 of this Resolution, and, as evidence of
508 such compliance, the Town Administrator shall cause to be maintained appropriate certificates of
509 publication of the newspaper or newspapers in which the title of the Resolution shall have been
510 published and if a favorable referendum is held on the Charter change, the Mayor shall declare the
511 Charter Amendment hereby enacted to be effective on the date provided by law.

512

513 **SECTION 7: AND BE IT FURTHER RESOLVED BY THE MAYOR AND**
514 **COMMISSIONERS OF THE TOWN OF PERRYVILLE** that as soon as the Charter Amendment
515 hereby enacted shall become effective, either as provided herein or following a referendum, the Town
516 Administrator shall send to the Department of Legislative Services of Maryland a copy of this
517 Resolution showing the number of members of the Council voting for and against it and a report on the
518 votes cast for or against the Charter Amendment hereby enacted at any referendum thereon and the
519 date of such referendum.

520

521 The above Amendment to the Charter of the Town of Perryville was enacted by the foregoing
522 Resolution which was passed at a Town Meeting of the Mayor and Commissioners of the Town of
523 Perryville on December 6, 2022, 5 members voting in the affirmative, 0 members voting in the
524 negative, 0 members abstaining and 0 members absent and the Resolution becomes effective in
525 accordance with law on the 25th day of January, 2023, if a petition for referendum has not been filed in
526 the time prescribed by law.

527

528 READ AND PASSED THIS 6th day of December, 2022

529 ATTEST:

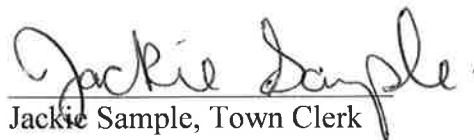
530

531

532

533

534


Jackie Sample, Town Clerk

MAYOR
TOWN OF PERRYVILLE:


Matt Roath, Mayor