

RESOLUTION NO. 2016-04

CHARTER AMENDMENT NO. 16-01
AMENDING SECTION 23-25 OF THE CHARTER OF THE TOWN OF NEW MARKET
PROVIDING FOR THE QUALIFICATIONS OF VOTERS

EXPLANATION: CAPITALS INDICATE MATTER THAT IS ADDED TO EXISTING CHARTER PROVISIONS.
[[Double brackets]] indicate matter that is deleted from existing charter provisions.

SECTION ONE:

WHEREAS, Section 23-25 of the Town of New Market Charter establishes the current qualifications of voters to vote in Town elections; and

WHEREAS, a 1972 ruling of the U.S. Supreme Court effectively stated that such requirements may not exceed 30 days,

NOW THEREFORE, it is enacted and resolved that the Town Charter of New Market is amended as set forth here:

Every person who (a) is a citizen of the United States, (b) is [[at least twenty-one]] EIGHTEEN years of age OR OLDER, (c) [[has resided in]] IS A RESIDENT OF the State of Maryland for THIRTY DAYS [[at least one year next]] preceding any town election, (d) has resided within the corporate limits of the town for [[six months next]] 30 DAYS preceding any town elections, and (e) is registered TO VOTE in accordance with the provisions of this Charter OR MARYLAND LAW, AND (F) IS NOT PROHIBITED BY LAW OR CONSTITUTION, shall be a qualified voter of the town. Every qualified voter of the town shall be entitled to vote at any or all town elections (9-28-59, §25).


SECTION TWO: BE IT FURTHER RESOLVED, that any section or sections of the Charter of the town of New Market which are inconsistent with the amended section be and the same are repealed; and

BE IT FURTHER RESOLVED, that the Mayor or the Town of New Market shall give notice by posting and publication of this Resolution, by posting a complete and exact copy thereof at the Town Hall for a period of not less than Forty (40) days following its adoption; and

BE IT FURTHER RESOLVED, that a fair summary of this amendment shall be published in a newspaper of general circulation in the Town of New Market no less than four times, at weekly intervals, within a period of at least Forty (40) days starting immediately after the date of adoption of the Resolution; and

BE IT FURTHER RESOLVED, that the amendment set forth in this Resolution shall become and be considered a part of the municipal charter of the Town of New Market, according to its terms, in all respects to be effective and observed as such, upon the Fiftieth (50) day after the date of passage of this Resolution, unless on or before the Fortieth (40) day after being so enacted, there shall be presented to the Mayor and Council of the Town of New Market, or mailed to it by certified mail, return receipt requested, bearing a postmark from the United States Postal Service, a petition meeting the requirements of Article 23 A, Section 13 (G) of the Annotated Code of Maryland.

BY ORDER OF THE TOWN OF NEW MARKET


Winslow F. Burhans, III, Mayor


Lawrence Romanell

Rita Mueller


Dennis Kimble


Shannon Rossman


Michael Davies

Introduced: November 10, 2016

Enacted: 12/8/2016, 2016

Effective: 1/29/2017 , 2016

ATTEST:


Karen Durbin, Clerk to Council