

RESOLUTION NO. 2016-05

CHARTER AMENDMENT NO. 16-02  
AMENDING SECTION 23-25 OF THE CHARTER OF THE TOWN OF NEW MARKET  
PROVIDING FOR QUALIFICATION 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 currently allows voters to vote only in person and not by absentee ballot,

**WHEREAS**, current state law requires that Maryland municipal governments provide the opportunity for qualified voters to vote in municipal elections by absentee ballot,

**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 eighteen years of age or older, (c) is a resident of the State of Maryland for thirty days preceding any town election, (d) has resided within the corporate limits of the town for 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 BY BALLOT CAST IN PERSON OR BY ABSENTEE BALLOT 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sections of the Charter of the town of New Market which are inconsistent with the amended section be and the same are repealed; and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: 1/27/2017, 2016  
*UP*

ATTEST:

Karen Durbin, Clerk to Council