

CHARTER

OF THE

Town of Templeville

QUEEN ANNE'S AND CAROLINE COUNTIES, MARYLAND

*As found in the Public Local Laws of Queen Anne's County
1974 Edition (See Note 1)*

(Reprinted November 2008)

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General Assembly of Maryland
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CONTENTS

Section

- 26-1. Incorporated; general powers.
- 26-2. Voters; election of Commissioners.
- 26-3. Vacancy in office.
- 26-4. Oath of office.
- 26-5. Meetings; clerk; bailiff.
- 26-6. General powers.
- 26-7. Ordinances; penalty provisions.
- 26-8. Boundaries.
- 26-9. Assessments.
- 26-10. Taxes; levy.
- 26-11. Tax sales.
- 26-12. Franchises.
- 26-13. Electricity.
- 26-14. Public hall.
- 26-15. Power to acquire land.
- 26-16. Management of public hall.

TEMPLEVILLE

Section 26-1. Incorporated; general powers.

The town of Templeville, in Queen Anne's and Caroline Counties, is hereby incorporated, and the inhabitants thereof are a body politic by the name and style of "The Commissioners of Templeville", and as such may sue and be sued, and may have and use a common seal and may alter the same at pleasure. (1947, ch. 584, sec. 1.)

Section 26-2. Voters; election of Commissioners.

All persons entitled to vote for delegates to the General Assembly of Maryland, and who have resided within the corporate limits of said town of Templeville for six months prior to January 1 preceding an election of town Commissioners, shall elect by ballot cast in person on the third Monday in the month of June in each and every year, any three persons, residents of said town for the period of six months preceding said election, and entitled to vote for delegates to the General Assembly of Maryland, as Commissioners for said town for the ensuing year, or until their successors are elected and qualified. Provided, however, that it shall not be necessary for any person to file a notice that he is a candidate for town Commissioner prior to the day of election and provision shall be made on the ballot for any voter to write in the name or names of any three qualified persons for town Commissioners. (1947, ch. 584, sec. 2; Res., March 1, 1974, sec. 2.)

Section 26-3. Vacancy in office.

If any of said Commissioners shall die, fail to qualify within thirty days from the date of his election, resign or be disqualified to act, the citizens of said town, qualified to vote, as aforesaid, shall proceed as soon as convenient to elect a person to fill such vacancy, and the office of a Commissioner shall be vacated by his removal from town. (1947, ch. 584, sec. 3.)

Section 26-4. Oath of office.

Each Commissioner, before he proceeds to act as such, shall make oath before a judge of the District Court of Queen Anne's County or Caroline County or notary public for Queen Anne's County or Caroline County that he will diligently and faithfully, to the best of his skill and judgment, perform the duties of Commissioner of said town, without favor, partiality or prejudice, and a certificate of said qualification shall be returned by the judge or notary to the said Commissioners and filed and recorded among the proceedings. (1947, ch. 584, sec. 4; Res., March 1, 1974, sec. 4.)

Section 26-5. Meetings; clerk; bailiff.

The said Commissioners shall meet annually on the fourth Monday in June and on the fourth Monday in every third month thereafter, and as much oftener as they may think proper; not less than a majority shall constitute a board for the transaction of any business except an adjournment; they may appoint a clerk, who shall keep the minutes of their proceedings in a well

bound book to be provided by them for that purpose, (See note (2)) and shall pay the said clerk and bailiff such compensation as they may deem reasonable, and may remove either of said officers at pleasure. (1947, ch. 584, sec. 5.)

Section 26–6. General powers.

They shall cause all nuisances and obstructions that may interrupt the passage or injure the health of the inhabitants of said town, to be removed from the streets, lanes and alleys thereof, and may provide for the mending, repairing and cleaning of the same, and shall have power to prohibit and punish by ordinance the placing of any filth, dirt or other matter therein, and may also erect lamps in any of the streets, lanes and alleys of the town, and cause the same to be lighted at public expense, and may pass all laws and ordinances for the preservation of the health of said town, and to prevent the introduction of contagious diseases therein, they may prohibit the running of vehicles unreasonably fast in said town; prohibit firing of guns or pistols, or use of fireworks; and the storage of gun–powder or any other explosive matter within the limits of said town, make all necessary regulations in reference to wells and pumps therein, and provide for the licensing of dogs. (1947, ch. 584, sec. 6; Res., March 1, 1974, sec. 6.)

Section 26–7. Ordinances; penalty provisions.

The Commissioners may pass all laws and ordinances necessary to give effect and operation to the powers vested in them, and may impose such fines, penalties and forfeitures for breach of their laws and ordinances as they may think proper, not exceeding one hundred dollars for any one offense; and the said Commissioners may pass all laws and ordinances necessary for grading, regulating, paving and repairing the footways in the streets, lanes and alleys of said town, and impose a tax on any lot fronting on any street, lane or alley, for the purpose of grading, regulating, paving and repairing the footways in front thereof, or compel by fine or otherwise, the owner of any lot to pave or repair the footways in front thereof agreeably to the ordinances to be passed by them; and shall have power to open and establish new streets, lanes and alleys, and to straighten and widen old streets, lanes and alleys, and to provide for the payment of damages and expenses incurred by opening, widening or straightening the streets, lanes and alleys, as aforesaid, by levying and assessing the same generally upon the whole of the assessable property of the town, or upon the property of persons to be benefited thereby. (1947, ch. 584, sec. 7; Res., March 1, 1974, sec. 7.)

Section 26–8. Boundaries.

The corporate limits of the town of Templeville are hereby declared to be as follows:

Beginning at the intersection of Highway 302 and Peters Corner Road and running northerly 300 feet along Peters Corner Road, thence easterly parallel with Highway 302 to intersect a line drawn perpendicular to Highway 302 northerly from said highway along the easternmost boundary of the Clarence Kinnamon property; thence southerly reversing said line 300 feet to said Highway 302; and continuing across said highway along a line drawn perpendicular to said highway southerly 200 feet, measured from the south side of said highway, thence westerly parallel with point of beginning and perpendicular to said Highway 302, thence

northerly reversing said line to the point of beginning. (1947, ch. 584, sec. 8; Res., March 1, 1974, sec. 8.)

All that piece or parcel of land situate, lying and being in the First Election District of Caroline County, State of Maryland, and more particularly described as follows: BEGINNING for the same at a concrete monument found at the end of the third line of a deed from Delmarva Power and Light Company to Herbert R. Wooleyhan, et ux, dated April 11, 1975 and recorded in the Land Records of Caroline County, Maryland in Liber 188 at folio 495; also being in a plat of survey made by W. Ballard Miles, Engineer on May 1, 1948, said plat recorded in Liber D.R.H. 111 at folio 182; also being the common corner with a deed from Trustees of Antioch Methodist Church of Templeville to Templeville Community Association, Inc. by a deed dated February 4, 1965 and recorded in the Land Records in Liber D.R.H. 155 at folio 699, thence south 03 degrees 40 minutes 35 seconds west, 24.22 feet to a point on line between Nathaniel B. Wooleyhan and Ashton Drake and the former Town Boundaries as established in 1947, and with said line (1) north 81 degrees 26 minutes 30 seconds east, 221.61 feet to a point; thence (2) north 76 degrees 36 minutes 10 seconds east, 197.88 feet to a point on the west side of Maryland State Route 454; thence (3) south 08 degrees 56 minutes 15 seconds east, 256.86 feet to an iron pipe; thence (4) south 81 degrees 03 minutes 45 seconds west, 138.45 feet to an iron pipe together with a 15 foot right-of-way to said property; thence (5) north 08 degrees 56 minutes 15 seconds west, 15.00 feet to a point, thence (6) south 81 degrees 03 minutes 45 seconds west, 100.00 feet to an iron pipe; thence (7) south 08 degrees 56 minutes 15 seconds east, 149.67 feet to an iron pipe; thence (8) north 81 degrees 03 minutes 45 seconds east, 100.00 feet to an iron pipe; thence (9) south 08 degrees 56 minutes 15 seconds east, 166.67 feet to an iron pipe; thence (10) south 81 degrees 03 minutes 45 seconds west, 402.23 feet to an iron pipe; thence (11) north 03 degrees 40 minutes 35 seconds east, 557.73 feet to the point of beginning, containing a computed area of 4.179 acres of land, according to a survey made by Frank J. Colt and Associates, Registered Land Surveyor, June 2, 1976. (Annexation Resolution 1976-1, July 22, 1976.)

Section 26-9. Assessments.

The Commissioners shall provide and prepare an assessment book, with the assessment list arranged in alphabetical order in the names of all persons owning real or personal property within the corporate limits of the town of Templeville. The assessments on said property shall be in the amounts assessed on same as set forth on the assessment books of Queen Anne's and Caroline Counties in the office of the County Commissioners in Centreville and Denton; and said books shall be the basis for levying all taxes in said town. (1947, ch. 584, sec. 10; Res., March 1, 1974, sec. 10.)

Section 26-10. Taxes; levy.

(a) *Levy.* The annual date of finality for tax purposes in the town of Templeville shall be the same date as the annual date of the finality in Queen Anne's and Caroline Counties.

(b) *Tax rate; fiscal year.* The Commissioners of Templeville shall have full power and authority to levy annually upon all the property of the town subject to assessment and tax and (See note (3)) State and county purposes, such taxes as (See note (3)) such rates as may be

necessary, in its judgment, for the expenses of the current fiscal year, including the cost of lighting the streets, lanes and alleys of the town, not to exceed one dollar on the one hundred dollar assessed valuation. The fiscal year of said town shall be from July 1st to June 30th. The Commissioners shall not levy for municipal purposes upon any farm land within the corporate limits of Templeville so long as such property retains its character and is used solely for farming. (1947, ch. 584, sec. 12; Res., March 1, 1974, sec. 12.)

Section 26–11. Tax sales.

(a) *Law to control.* All taxes levied under the authority of this sub–title shall be a lien on any and all property of the person, company or corporation against whom they are levied, and the Commissioners shall provide for the systematic and orderly collection of taxes consistent with those provisions of Article 81 of the Code of Public General Laws of Maryland applicable thereto.

(b) *Procedures.* The Commissioners of Templeville upon receiving notice from the Treasurer of Queen Anne’s or Caroline Counties, as the case may be, as provided by Section 74 (See note (4)) of Article 81 of the Annotated Code of Maryland (1957 Supplement), not later than thirty days after receipt of said notice shall certify to said Treasurer a statement of all taxes due the town of Templeville and the payment of said taxes shall be enforced in accordance with the provisions of the general laws relating to tax sales as provided by Section 72 to 90V of Article 81 of the Annotated Code of Maryland (1957 Supplement) (See note (5)). The payment of said taxes may be enforced in any other manner now provided by law.

(c) *Personal property.* Taxes on personal property shall be collected as is now provided by law for the collection of such taxes due Queen Anne’s or Caroline Counties, as the case may be. (1947, ch. 584, sec. 13; Res., March 1, 1974, sec. 13.)

Section 26–12. Franchises.

In addition to the powers conferred upon “The Commissioners of Templeville”, by laws heretofore passed, The Commissioners of Templeville shall have power to contract with any firm, corporation, individual or group of individuals for such period of time as The Commissioners of Templeville may by ordinance provide for the introduction into the town of Templeville of electric wires or conduits, electric power poles for the purpose of supplying electricity for the use of the residents of the town of Templeville, and to light the streets, lanes and alleys of said town. (1947, ch. 584, sec. 15; Res., March 1, 1974, sec. 15.)

Section 26–13. Electricity.

The Commissioners of Templeville shall have power to regulate the erection and use of electric wires, conduits and electric light poles within the limits of the town of Templeville; and no firm, corporation, individual or group of individuals shall use any street, lane, alley or thoroughfare of said town for any electric wire conduits, electric power poles or lines without the consent of the Commissioners of Templeville first had and obtained, by ordinance for that purpose passed and approved; and any electric wiring conduits, electric power poles or lines

hereinafter placed upon, in or under any of the streets, lanes, alleys or thoroughfares of said town without such consent of the Commissioners of Templeville shall be deemed a nuisance. (See note (6)) (1947, ch. 584, sec. 16.)

Section 26–14. Public hall.

The Commissioners of Templeville, a municipal corporation of Queen Anne’s and Caroline Counties, created by and existing under the laws of the State of Maryland, is hereby empowered and authorized to erect, own and maintain within its corporate limits a public hall or building wherein the officers of said corporation can hold the municipal elections and meetings, transact the business of said corporation, receive the municipal taxes, and wherein fire apparatus can be kept, and to contain, in addition to the rooms required for the above or other municipal purposes, a large hall or assembly–room, suitable for the holding of public assemblies, lectures, plays or other entertainments. (1947, ch. 584, sec. 18.)

Section 26–15. Power to acquire land.

The municipal corporation aforesaid, the Commissioners of Templeville, be and it is hereby authorized and empowered to acquire by purchase or by condemnation in the manner prescribed by Article 33A of the Annotated Code of Maryland (1939 Edition), title “Eminent Domain”, any land within the corporate limits of said municipal corporation upon which to erect said building. (1947, ch. 584, sec. 19.)

Section 26–16. Management of public hall.

Said municipal corporation is hereby authorized and empowered to pass such ordinances as may be necessary for the purposes of this sub–title and for the management and protection of said public hall or building and the use of the same. (1947, ch. 584, sec. 20.)

NOTES

(1) The charter of Templeville was enacted by ch. 584 of 1947. The town is partly located in Caroline County, and the charter is also codified in secs. 474–492 in the Code of Public Local Laws of Caroline County (1965 Edition).

(2) The words “and they may also appoint a bailiff and prescribe his duties” omitted in the Resolution of March 1, 1974, sec. 5.

(3) Thus in the Resolution of March 1, 1974.

(4) Sec. 75 probably intended.

(5) In the 1969 Replacement Volume, see the sub–title “Tax Sales” in Article 81.

(6) Sec. 17, ch. 584 of 1947, required the County Commissioners of Queen Anne’s and Caroline counties to pay certain monies to the town for roads and streets. It was repealed by ch. 230 of 1965.