



## HYATTSVILLE RESOLUTION 2010-09

### GATEWAY ARTS AND ENTERTAINMENT DISTRICT

**WHEREAS**, Prince George's County has applied to the Secretary of Business and Economic Development of the State of Maryland for designation of the Gateway Arts and Entertainment District (the "District") within certain boundaries shown on the map attached to this Resolution, and

**WHEREAS**, under State law, the designation of an arts and entertainment district: provides for

- (i) an income tax subtraction modification for qualifying residing artists under § 10-207(v) of the Tax - General Article;
- (ii) a property tax credit under § 9-240 of the Tax - Property Article against municipal property tax imposed on the incremental increase in real property value of a manufacturing, commercial, or industrial building that a) is located in an arts and entertainment district; and 2) is wholly or partially constructed or renovated to be capable for use by a qualifying residing artist or an art and entertainment enterprise; and
- (iii) an exemption from the admissions and amusement tax under § 4-104 of the Tax - General Article.

**WHEREAS**, pursuant to Section 9-240 of the Tax-Property Article of the Annotated Code of Maryland, "arts and entertainment district", "arts and entertainment enterprise", and "qualifying residing artist" have the meanings stated in Economic Development Article, Section 44-701 of the Code.

**NOW, THEREFORE BE IT RESOLVED THAT THE CITY OF HYATTSVILLE** approves the following:

1. The designation of the Gateway Arts and Entertainment District with geographic boundaries of the District as depicted on *the attached map* titled "Gateway Arts District - Hyattsville" and including *the parcels listed on the attached sheet*; and

2. The City of Hyattsville understands that the income tax subtraction modification under 10-207(v) of the Tax-General Article for qualifying residing artists in the District might affect its income tax receipts; and
3. If the Secretary approves the District designation, the City of Hyattsville shall provide the following incentives to eligible persons in the District:
  - (a) During the entire designation period approved by the Secretary, exemption from the Admission and Amusement Tax gross receipts from any admissions or amusement charge levied by an arts and entertainment enterprise or qualifying residing artist in the District; and
  - (b) During the entire designation period approved by the Secretary, a real property tax credit further described in §9-240 of the Tax-Property Article against municipal property tax imposed on the incremental increase in real property value of a manufacturing, commercial, or industrial building that a) is located in an arts and entertainment district; and b)) is wholly or partially constructed or renovated to be capable for use by a qualifying residing artist or an art and entertainment enterprise . The real property tax credit amount shall be the following percentage of the amount of the increase in property tax imposed on the eligible assessment of the property entitled to the credit:
    - (i) 100% in each of the first taxable year after the calendar year when the property initially is entitled to the credit;
    - (ii) 80% in the second taxable year;
    - (iii) 60% in the third taxable year;
    - (iv) 40% in the fourth taxable year; and
    - (v) 20% in the fifth taxable year.

**[NOT TO EXCEED 10 YEARS TOTAL]**

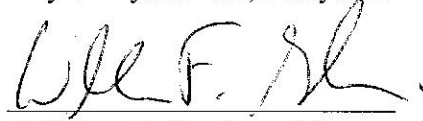
4. This Resolution shall take effect only upon approval by the Secretary.

Adopted and approved this 29<sup>th</sup> day of November 2010

Attest:

  
Douglass Barber, City Clerk

City of Hyattsville, Maryland

  
William F. Gardiner, Mayor