

# Prince George's County Council

## Agenda Item Summary

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**Meeting Date:** 9/29/2009  
**Reference No.:** CR-063-2009  
**Draft No.:** 1  
**Proposer(s):** County Executive  
**Sponsor(s):** Bland  
**Item Title:** A Resolution concerning School Facilities Surcharge for the purpose of adjusting the school facilities surcharge for Fiscal Year 2010, beginning July 1, 2009, as required by County law

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**Drafter:** James L. Abernathy, Office of Management and Budget  
**Resource Personnel:** James L. Abernathy, Office of Management and Budget

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### LEGISLATIVE HISTORY:

<b>Date Presented:</b>		<b>Executive Action:</b>	
<b>Committee Referral:</b>	9/15/2009 - PSFM	<b>Effective Date:</b>	7/1/2009
<b>Committee Action:</b>	9/16/2009 - FAV		
<b>Date Introduced:</b>	9/15/2009		
<b>Public Hearing:</b>			
<b>Council Action (1)</b>	9/29/2009 - ADOPTED		
<b>Council Votes:</b>	MB:A, WC:A, SHD:A, TD:A, CE:A, AH:A, TK:A, EO:A, IT:A		
<b>Pass/Fail:</b>	P		
<b>Remarks:</b>			

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### AFFECTED CODE SECTIONS:

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### COMMITTEE REPORTS:

#### Public Safety and Fiscal Management

**Date 9/16/2009**

Committee Vote: Favorable (5-0)(In Favor: Councilmembers Exum, Knotts, Bland, Campos and Turner)

This resolution will adjust the school facilities surcharge for inflation based upon the Consumer Price Index (CPI) for All Urban Consumers effective July 1, 2009, as required by State law. The CPI shows a deflation rate of 0.7% for April 2009 compared to April 2008. Applying the deflation rate of 0.7% to the current school facilities surcharge \$8,177 for permits issued for properties inside the beltway and \$14,019 for permits outside the beltway, the FY 2010 school facilities surcharge rate is decreased to \$8,120 for properties inside the beltway and \$13,921 for permits outside of the beltway, reflecting a decrease of \$57 and \$98, respectively.

The Office of Law has reviewed this resolution and find it to be in proper legislative form with no legal impediments to its adoption.

According to data received by the Office of Audit and Investigations the Department of Environmental Resources (DER) estimates approximately \$1,950 residential building permits will be subject to the surcharge in FY

2010. Approximately 87% of the residential building permits will be issued for properties outside of the beltway and 13% issued for properties inside the beltway or certain properties abutting an existing or planned WMATA mass transit rail station. These assumptions estimate the total school facilities surcharge for FY 2010 around \$25,677,997.

The fiscal impact will decrease the County revenues by an estimated \$180,727 with the adoption of CR-63-2009.

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**BACKGROUND INFORMATION/FISCAL IMPACT:**

(Includes reason for proposal, as well as any unique statutory requirements)

Pursuant to Chapter 26 of the 2003 Laws of Prince George's County, beginning in Fiscal Year 2005, the County Council, by resolution, shall adjust the school facilities surcharge each year by the percentage change in the Consumer Price Index for All Urban Consumers published by the United States Department of Labor from the previous fiscal year.

The Consumer Price Index for All Urban Consumers, during the period of April 2008 to April 2009 compared to the 12 month period ending April 2008, shows a decrease of 0.7% and results in a decrease of \$57 below the Fiscal Year 2009 school facilities surcharge of \$8,177 for permits issued for buildings between Interstate Highway 495 and the District of Columbia and for permits issued for buildings included within a basic plan or conceptual site plan that abuts an existing or planned mass transit rail station site operated by the Washington Metropolitan Area Transit Authority and a decrease of \$98 below the Fiscal Year 2009 school facilities surcharge of \$14,019 for permits issued for all other buildings.

For Fiscal Year 2010, the school facilities surcharge shall be \$8,120 for permits issued for buildings located between Interstate Highway 495 and the District of Columbia and for permits issued for buildings included within a basic plan or conceptual site plan that abuts an existing or planned mass transit rail station site operated by the Washington Metropolitan Area Transit Authority and \$13,921 for all other buildings

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**CODE INDEX TOPICS:**

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**INCLUSION FILES:**

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