

COUNTY COUNCIL OF PRINCE GEORGE'S COUNTY, MARYLAND
2018 Legislative Session

Bill No. CB-6-2018

Chapter No. 35

Proposed and Presented by Council Member Patterson

Introduced by Council Members Patterson and Davis

Co-Sponsors _____

Date of Introduction April 17, 2018

BILL

1 AN ACT concerning

2 School Facilities Surcharge

3 For the purpose of amending, without substantive change, the policy and strategies of certain
4 County Regional Transit Districts and Local Centers to provide financial assistance and other
5 tools to promote the development of higher-density housing in transit-oriented and mixed-use
6 communities, consistent with current County Policies and Strategies approved in the 2014
7 General Plan for the County, *Plan Prince George's 2035*, to meet qualifying statutory criteria for
8 an exemption from payment of the School Facilities Surcharge enacted by the Maryland General
9 Assembly for certain multifamily dwelling units, or multifamily dwelling units or apartments
10 created through the conversion of vacant office buildings.

11 BY repealing and reenacting with amendments:

12 SUBTITLE 4. BUILDING.

13 Section 4-352,

14 The Prince George's County Code

15 (2015 Edition; 2017 Supplement).

16 SECTION 1. BE IT ENACTED by the County Council of Prince George's County,
17 Maryland, that Section 4-352 of the Prince George's County Code be and the same is hereby
18 repealed and reenacted, with the following amendments:

SUBTITLE 4. BUILDING.

DIVISION 5. ADMINISTRATIVE PROVISIONS.

Sec. 4-352. Fee Schedule.

* * * * *

(n) School Facilities Surcharges:

(1) Upon the issuance of a building permit for new residential construction for which a building permit application has been made on or after July 1, 1996, the applicant shall pay a school facilities surcharge, with the exception of a permit for the construction of:

* * * * *

(E) Multifamily housing dwelling units, or multifamily dwelling units created through the conversion of an office building, provided that the multifamily uses are located on property within a Regional Transit District or Local Center within an applicable General Plan, as designated by Resolution of the County Council.

* * * * *

SECTION 2. BE IT FURTHER ENACTED that the provisions of this Act are hereby declared to be severable; and, in the event that any section, subsection, paragraph, subparagraph, sentence, clause, phrase, or word of this Act is declared invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality shall not affect the remaining words, phrases, clauses, sentences, subparagraphs, paragraphs, subsections, or sections of this Act, since the same would have been enacted without the incorporation in this Act of any such invalid or unconstitutional word, phrase, clause, sentence, subparagraph, subsection, or section.

1 SECTION 4. BE IT FURTHER ENACTED that this Act shall take effect forty-five (45)
2 calendar days after it becomes law.

Adopted this 18th day of September , 2018.

COUNTY COUNCIL OF PRINCE
GEORGE'S COUNTY, MARYLAND

BY: _____
Dannielle M. Glaros
Chair

ATTEST:

Redis C. Floyd
Clerk of the Council

VETOED:

DATE: October 1, 2018 BY: _____
Rushern L. Baker, III
County Executive

KEY:

Underscoring indicates language added to existing law.

[Brackets] indicate language deleted from existing law.

Asterisks *** indicate intervening existing Code provisions that remain unchanged.

VETO OVERRIDDEN BY AN AFFIRMATIVE VOTE OF TWO THIRDS OF THE MEMBERS OF THE FULL COUNTY COUNCIL ON OCTOBER 2, 2018.

COUNTY COUNCIL OF PRINCE
GEORGE'S COUNTY, MARYLAND

BY: _____
Dannielle M. Glaros
Chair

ATTEST:

Redis C. Floyd
Clerk of the Council