

COUNTY COUNCIL OF PRINCE GEORGE'S COUNTY, MARYLAND
2003 Legislative Session

Bill No. CB-62-2003
 Chapter No. 76
 Proposed and Presented by Council Member Hendershot
 Introduced by Council Members Hendershot, Shapiro and Dean
 Co-Sponsors _____
 Date of Introduction October 28, 2003

BILL

AN ACT concerning

School Facilities Surcharge – Exemption Student Housing

For the purpose of eliminating the payment of the school facilities surcharge for certain multifamily projects designated as student housing, providing for the assessment of the school facilities surcharge under certain conditions and making other amendments concerning the school facilities surcharge.

BY repealing and reenacting with amendments:

SUBTITLE 4. BUILDING.

Section 4-352,

The Prince George's County Code

(1999 Edition, 2002 Supplement, as amended by CB-31-2003).

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of Prince George's County, Maryland, that Section 4-352 of the Prince George's County Code be and the same is hereby repealed and reenacted with the following amendments:

SUBTITLE 4. BUILDING.

DIVISION 5. ADMINISTRATIVE PROVISIONS.

Sec. 4-352. Fee Schedule.

(a) The fee schedule for work performed in connection with the Building Code shall be as follows:

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(32) School Facilities Surcharge: 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:

(A) Dwellings for the elderly [which] that are operated in accordance with State and Federal fair housing laws within an apartment house for the elderly, an assisted living facility, a congregate living facility, a mixed residential development, or planned retirement community;

(B) A single-family detached dwelling to be built or subcontracted by an individual owner in a minor subdivision and intended as the owner's personal residence; [or]

(C) Improvements on property in an infrastructure finance district approved before January 1, 2000, or

(D) Multifamily housing designated as student housing within one and one half miles of the University of Maryland, College Park Campus, under the following conditions:

(1) A multifamily project that includes the following features:

(a) A minimum of one bathroom per two beds;

(b) Appropriate locks will be provided on every bedroom door as permitted by the Life Safety Code;

(c) At least 70% of bedrooms shall not exceed 145 square feet or be smaller than standard market units (exclusive of the closet and bathroom);

(d) Balconies shall not be permitted, but enclosed decks and patios shall be permitted on the ground floor;

(e) At least 90% of dwelling units shall be furnished with a single or full bed and desk in each bedroom and appropriate seating for each resident in the living and dining areas;

(f) Design of amenities shall be geared toward college students such as study rooms, computer rooms, club rooms and game rooms; and

(g) Written evidence of a relationship with an institution of higher education in terms of one or more of the following: resident life services, shuttle bus services, coordinated permit parking policies and telecommunications wiring.

1 (2) A multifamily project that is exempt pursuant to subsection (D)(1) shall
2 be assessed a school facilities surcharge at the time a building permit is issued for the conversion
3 of a multifamily dwelling to standard market units.

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SECTION 2. BE IT FURTHER ENACTED that this Act shall take effect forty-five (45) calendar days after it becomes law and shall be effective retroactively to April 25, 2002.

Adopted this 25th day of November, 2003.

COUNTY COUNCIL OF PRINCE
GEORGE'S COUNTY, MARYLAND

BY: _____
Peter A. Shapiro
Chairman

ATTEST:

Redis C. Floyd
Clerk of the Council

APPROVED:

DATE: _____ BY: _____
Jack B. Johnson
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.

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