

PROPOSED

COUNTY COUNCIL OF ANNE ARUNDEL COUNTY, MARYLAND

Legislative Session 2020, Legislative Day No. 27

Bill No. 78-20

Introduced by Ms. Pickard, Chair
(by request of the County Executive)

By the County Council, September 21, 2020

Introduced and first read on September 21, 2020
Public Hearing set for October 19, 2020
Bill Expires December 25, 2020

By Order: JoAnne Gray, Administrative Officer

A BILL ENTITLED

1 AN ORDINANCE concerning: Subdivision and Development – Fees and Security – Use
2 of Development Impact Fee Funds

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4 FOR the purpose of allowing development impact fees to be used to fund certain studies
5 and analyses; and generally relating to subdivision and development.

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7 BY repealing and reenacting, with amendments: § 17-11-209(a)
8 Anne Arundel County Code (2005, as amended)

9
10 BY adding: § 17-11-209(g)
11 Anne Arundel County Code (2005, as amended)

12
13 SECTION 1. *Be it enacted by the County Council of Anne Arundel County, Maryland,*
14 That Section(s) of the Anne Arundel County Code (2005, as amended) read as follows:

15 16 ARTICLE 17. SUBDIVISION AND DEVELOPMENT

17 18 TITLE 11. FEES AND SECURITY

19 20 **17-11-209. Use of development impact fee funds.**

21
22 (a) **Capital improvements.** ~~[[All]]~~ EXCEPT AS SET FORTH IN SUBSECTION (G), ALL
23 funds collected from development impact fees shall be used solely for capital
24 improvements for expansion of the capacity of public schools, roads, and public safety

EXPLANATION: CAPITALS indicate new matter added to existing law.
[[Brackets]] indicate matter deleted from existing law.
Captions and taglines in **bold** in this bill are catchwords and are not law.
Asterisks *** indicate existing Code provisions in a list or chart that remain unchanged.

1 facilities and not for replacement, maintenance, or operations. Expansion of the capacity
2 of a road includes extensions, widening, intersection improvements, upgrading
3 signalization, improving pavement conditions, and all other road and intersection capacity
4 enhancement. Expansion of the capacity of a public school includes all construction and
5 remodeling to the extent that the construction increases the capacity of the public schools.
6 Expansion of the capacity of public safety facilities includes the construction of new or
7 expanded police stations, fire stations, and headquarters buildings, expansion and
8 upgrading of communications equipment, and new additions to the inventories of police
9 patrol vehicles, fire fighting vehicles, and paramedic emergency vehicles.

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11 ***

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13 (G) **Impact fee analysis.** FUNDS COLLECTED FROM DEVELOPMENT IMPACT FEES AND
14 DEPOSITED INTO ANY OF THE SPECIAL FUNDS DESCRIBED IN § 17-11-208 MAY BE USED TO
15 FUND STUDIES AND ANALYSES REQUIRED TO DETERMINE THE APPROPRIATE AMOUNT OF
16 DEVELOPMENT IMPACT FEES.

17
18 SECTION 2. *And be it further enacted,* That this Ordinance shall take effect 45 days
19 from the date it becomes law.