COUNTY COUNCIL OF BALTIMORE COUNTY, MARYLAND
Legislative Session 2019, Legislative Day No. 13

Bill No. 41-19

Councilmembers Jones & Bevins

By the County Council, August 5, 2019

A BILL
ENTITLED

AN ACT concerning

Development Impact Surcharge and Fee

FOR the purpose of clarifying an exemption category to the Development Impact Surcharge and

Development Impact Fee; and generally relating to Development Impact Surcharges and

Fees.

BY adding

Section 11-4-303(h)
Article 11 – Taxation
Title 4 – Various Taxes
Baltimore County Code, 2015

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW. [Brackets] indicate matter stricken from existing law. Strike out indicates matter stricken from bill. Underlining indicates amendments to bill.
BY repealing and re-enacting, with amendments

Section 32-6-111(h)(5)
Article 32 – Planning, Zoning and Subdivision Control
Title 6 – Adequate Public Facilities
Baltimore County Code, 2015

SECTION 1. BE IT ENACTED BY THE COUNTY COUNCIL OF BALTIMORE COUNTY, MARYLAND, that the Laws of Baltimore County, as established in Bill 16-19, read as follows:

Article 11. - Taxation.

Title 4. - Various Taxes.

§ 11-4-303.
The Development Impact Surcharge shall not apply to:

(H) THE DEVELOPMENT OF AGE-RESTRICTED (55 YEARS AND OLDER) INDEPENDENT DWELLING UNITS, HOUSING FOR THE ELDERLY, ASSISTED LIVING FACILITIES, OR CONTINUING CARE FACILITIES.

Article 32 – Planning, Zoning, and Subdivision Control
Title 6 – Adequate Public Facilities

§ 32-6-111. – Development Impact Fee.

(h) Exemptions.

(5) No Development Impact Fees shall be imposed on THE DEVELOPMENT OF AGE-RESTRICTED (55 YEARS AND OLDER) INDEPENDENT DWELLING UNITS, HOUSING FOR THE ELDERLY, ASSISTED LIVING FACILITIES, OR CONTINUING CARE
FACILITIES [new construction of new multi-family dwellings which are certified by the
Department of Planning as a senior-restricted community, or that is otherwise considered senior
housing for residents 55 years or older].

SECTION 2. AND BE IT FURTHER ENACTED, that this Act, having been passed by
the affirmative vote of five members of the County Council, shall take effect on September 16,
2019.