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By: **Senator Miller**

Introduced and read first time: February 17, 2000

Assigned to: Rules

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A BILL ENTITLED

1 AN ACT concerning

2 **Calvert County - Parks and Recreational Facilities - Impact Fees**

3 FOR the purpose of prohibiting the County Commissioners of Calvert County from  
4 altering certain fee schedules pertaining to development impact fees for  
5 recreational sites or facilities imposed on development within the boundaries of  
6 a municipal corporation unless the governing body of the municipal corporation  
7 consents; prohibiting the County Commissioners from accepting certain  
8 conveyances or dedications of real property in lieu of, or as a credit against,  
9 certain impact fees pertaining to development within the boundaries of a  
10 municipal corporation unless the governing body of the municipal corporation  
11 consents; prohibiting the County Commissioners from using certain revenues  
12 collected through certain impact fees on development within the boundaries of a  
13 municipal corporation unless the governing body of the municipal corporation  
14 approves of the use; and generally relating to the authority of the County  
15 Commissioners of Calvert County to impose development impact fees on  
16 development within a municipal corporation for purposes of recreational sites or  
17 facilities.

18 BY repealing and reenacting, with amendments,  
19 Article 25 - County Commissioners  
20 Section 9G  
21 Annotated Code of Maryland  
22 (1998 Replacement Volume and 1999 Supplement)

23 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF  
24 MARYLAND, That the Laws of Maryland read as follows:

25 **Article 25 - County Commissioners**

26 9G.

27 (A) The County Commissioners of Calvert County, by ordinance or resolution,  
28 may fix, impose, and collect development impact fees for financing, in whole or in  
29 part, the capital costs of additional or expanded public works, improvements, and  
30 facilities required to accommodate new construction or development.

1 (B) (1) THIS SUBSECTION ONLY APPLIES TO A DEVELOPMENT IMPACT FEE  
2 IMPOSED BY CALVERT COUNTY FOR THE ACQUISITION OR IMPROVEMENT OF  
3 RECREATIONAL SITES OR FACILITIES.

4 (2) UNLESS THE GOVERNING BODY OF A MUNICIPAL CORPORATION  
5 CONSENTS, THE COUNTY COMMISSIONERS MAY NOT:

6 (I) ALTER THE IMPACT FEE SCHEDULE IN EFFECT ON JANUARY 1,  
7 2000 OR ANY SUBSEQUENT SCHEDULE THAT IS USED TO IMPOSE A DEVELOPMENT  
8 IMPACT FEE ON ANY DEVELOPMENT WITHIN THE BOUNDARIES OF THE MUNICIPAL  
9 CORPORATION; OR

10 (II) ACCEPT A CONVEYANCE OR DEDICATION OF REAL PROPERTY  
11 IN LIEU OF, OR AS A CREDIT AGAINST, THE DEVELOPMENT IMPACT FEE ON ANY  
12 DEVELOPMENT WITHIN THE BOUNDARIES OF THE MUNICIPAL CORPORATION.

13 (3) THE COUNTY COMMISSIONERS MAY NOT USE REVENUE COLLECTED  
14 THROUGH A DEVELOPMENT IMPACT FEE IMPOSED ON DEVELOPMENT WITHIN THE  
15 BOUNDARIES OF A MUNICIPAL CORPORATION UNLESS THE GOVERNING BODY OF  
16 THE MUNICIPAL CORPORATION APPROVES OF THE USE.

17 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
18 June 1, 2000.