

HOUSE BILL 697

F3

71r0572

By: **Prince George's County Delegation**

Introduced and read first time: February 8, 2007

Assigned to: Ways and Means

A BILL ENTITLED

1 AN ACT concerning

2 **Prince George's County School Facilities Surcharge – Exemption**

3 **PG 410-07**

4 FOR the purpose of altering an exemption from the school facilities surcharge in
5 Prince George's County for certain multi-family housing designated as student
6 housing; and generally relating to an exemption from the school facilities
7 surcharge in Prince George's County.

8 BY repealing and reenacting, without amendments,
9 The Public Local Laws of Prince George's County
10 Section 10-192.01(a)
11 Article 17 – Public Local Laws of Maryland
12 (2003 Edition, as amended)
13 (As enacted by Chapter 431 of the Acts of the General Assembly of 2003)

14 BY repealing and reenacting, with amendments,
15 The Public Local Laws of Prince George's County
16 Section 10-192.01(b)(4)
17 Article 17 – Public Local Laws of Maryland
18 (2003 Edition, as amended)
19 (As enacted by Chapter 431 of the Acts of the General Assembly of 2003)

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

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



Article 17 – Prince George’s County

10–192.01.

(a) (1) The County Council, by ordinance, shall impose a school facilities surcharge on new residential construction for which a building permit is issued on or after July 1, 2003.

(2) (i) Except as provided under subparagraph (ii) of this paragraph, the County Council may impose a school facilities surcharge on new residential construction for which a building permit is issued on or after July 1, 2003, by a municipal corporation in Prince George’s County with zoning authority and the authority to issue building permits.

(ii) The County Council may not impose a school facilities surcharge on new residential construction for which a building permit is issued by a municipal corporation if Prince George’s County has collected a surcharge on issuance of a county permit for the same new residential construction.

(b) (4) (I) The school facilities surcharge does not apply to multi-family housing designated as student housing [within 1.5 miles of the University of Maryland, College Park campus.] **THAT IS LOCATED IN:**

1. THE AREA BOUNDED BY MARYLAND ROUTE 193 TO THE WEST AND NORTH, U.S. ROUTE 1 TO THE EAST, AND THE SOUTHERN BOUNDARY OF THE CITY OF COLLEGE PARK TO THE SOUTH;

2. THE AREA BOUNDED BY U.S. ROUTE 1 TO THE WEST, BERWYN HOUSE ROAD TO THE NORTH, RHODE ISLAND AVENUE TO THE EAST, AND LAKELAND ROAD TO THE SOUTH;

3. THE AREA BOUNDED BY U.S. ROUTE 1 TO THE WEST, PAINT BRANCH PARKWAY TO THE NORTH AND EAST, RHODE ISLAND AVENUE TO THE EAST, AND COLLEGE AVENUE TO THE SOUTH; OR

4. THE AREA BOUNDED BY UNIVERSITY BOULEVARD TO THE NORTH, ADELPHI ROAD TO THE EAST, STANFORD STREET TO THE SOUTH, AND UNIVERSITY HILLS PARK TO THE WEST.

(II) SUBJECT TO THE APPROVAL OF THE COUNTY COUNCIL AND THE MUNICIPALITY WHERE THE MULTI-FAMILY HOUSING IS LOCATED, THE

1 **SCHOOL FACILITIES SURCHARGE DOES NOT APPLY TO MULTI-FAMILY HOUSING**
2 **DESIGNATED AS STUDENT HOUSING FOR ANY AREAS NOT LISTED UNDER**
3 **SUBPARAGRAPH (I) OF THIS PARAGRAPH IN THE CITY OF COLLEGE PARK, THE**
4 **CITY OF HYATTSVILLE, AND THE TOWN OF RIVERDALE PARK.**

5 (III) If the housing is converted from student housing to
6 multi-family housing for the general population, the owner of the property shall pay,
7 at the time of the conversion, the school facilities surcharge in accordance with the
8 laws at the time of the conversion.

9 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
10 July 1, 2007.