

HOUSE BILL 697

F3

71r0572

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

Introduced and read first time: February 8, 2007

Assigned to: Ways and Means

Committee Report: Favorable with amendments

House action: Adopted

Read second time: March 13, 2007

CHAPTER _____

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)

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



1 (As enacted by Chapter 431 of the Acts of the General Assembly of 2003)

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

4 **Article 17 – Prince George’s County**

5 10–192.01.

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

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

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

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

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

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

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

1 **4. THE AREA BOUNDED BY UNIVERSITY BOULEVARD**
2 **TO THE NORTH, ADELPHI ROAD TO THE EAST, STANFORD STREET TO THE**
3 **SOUTH, AND UNIVERSITY HILLS PARK TO THE WEST; OR**

4 **5. THE AREA BOUNDED BY THE EASTERN BOUNDARY**
5 **OF PAINT BRANCH STREAM VALLEY PARK TO THE WEST, PARK ROAD AND A**
6 **LINE EXTENDING FROM THE WESTERN END OF PARK ROAD DIRECTLY WEST TO**
7 **PAINT BRANCH STREAM VALLEY PARK TO THE NORTH, U.S. ROUTE 1 TO THE**
8 **EAST, AND ERIE STREET AND A LINE EXTENDING FROM THE WESTERN END OF**
9 **ERIE STREET DIRECTLY WEST TO PAINT BRANCH STREAM VALLEY PARK TO**
10 **THE SOUTH.**

11 **(II) SUBJECT TO THE APPROVAL OF THE COUNTY COUNCIL**
12 **AND THE MUNICIPALITY WHERE THE MULTI-FAMILY HOUSING IS LOCATED, THE**
13 **SCHOOL FACILITIES SURCHARGE DOES NOT APPLY TO MULTI-FAMILY HOUSING**
14 **DESIGNATED AS STUDENT HOUSING FOR ANY AREAS NOT LISTED UNDER**
15 **SUBPARAGRAPH (I) OF THIS PARAGRAPH IN THE CITY OF COLLEGE PARK, THE**
16 **CITY OF HYATTSVILLE, AND THE TOWN OF RIVERDALE PARK.**

17 **(III) If the housing is converted from student housing to**
18 **multi-family housing for the general population, the owner of the property shall pay,**
19 **at the time of the conversion, the school facilities surcharge in accordance with the**
20 **laws at the time of the conversion.**

21 **SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect**
22 **July 1, 2007.**

Approved:

Governor.

Speaker of the House of Delegates.

President of the Senate.