

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

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

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5 Article 11. - Taxation.

6 Title 4. - Various Taxes.

7 § 11-4-303.

8 The Development Impact Surcharge shall not apply to:

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

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13 Article 32 – Planning, Zoning, and Subdivision Control

14 Title 6 – Adequate Public Facilities

15 § 32-6-111. – Development Impact Fee.

16 (h) Exemptions.

17 (5) No Development Impact Fees shall be imposed on THE DEVELOPMENT OF AGE-
18 RESTRICTED (55 YEARS AND OLDER) INDEPENDENT DWELLING UNITS, HOUSING
19 FOR THE ELDERLY, ASSISTED LIVING FACILITIES, OR CONTINUING CARE

1 FACILITIES [new construction of new multi-family dwellings which are certified by the
2 Department of Planning as a senior-restricted community, or that is otherwise considered senior
3 housing for residents 55 years or older].

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5 SECTION 2. AND BE IT FURTHER ENACTED, that this Act, having been passed by
6 the affirmative vote of five members of the County Council, shall take effect on September 16,
7 2019.