A BILL ENTITLED

AN ORDINANCE concerning: Subdivision and Development – Fees and Security – Use of Development Impact Fee Funds

FOR the purpose of allowing development impact fees to be used to fund certain studies and analyses; and generally relating to subdivision and development.

BY repealing and reenacting, with amendments: § 17-11-209(a) Anne Arundel County Code (2005, as amended)

BY adding: § 17-11-209(g) Anne Arundel County Code (2005, as amended)

SECTION 1. Be it enacted by the County Council of Anne Arundel County, Maryland, That Section(s) of the Anne Arundel County Code (2005, as amended) read as follows:

ARTICLE 17. SUBDIVISION AND DEVELOPMENT

TITLE 11. FEES AND SECURITY

17-11-209. Use of development impact fee funds.

(a) Capital improvements. [[All]] EXCEPT AS SET FORTH IN SUBSECTION (G), ALL funds collected from development impact fees shall be used solely for capital improvements for expansion of the capacity of public schools, roads, and public safety

EXPLANATION: CAPITALS indicate new matter added to existing law. [[Brackets]] indicate matter deleted from existing law. Captions and taglines in bold in this bill are catchwords and are not law. Asterisks *** indicate existing Code provisions in a list or chart that remain unchanged.
facilities and not for replacement, maintenance, or operations. Expansion of the capacity of a road includes extensions, widening, intersection improvements, upgrading signalization, improving pavement conditions, and all other road and intersection capacity enhancement. Expansion of the capacity of a public school includes all construction and remodeling to the extent that the construction increases the capacity of the public schools. Expansion of the capacity of public safety facilities includes the construction of new or expanded police stations, fire stations, and headquarters buildings, expansion and upgrading of communications equipment, and new additions to the inventories of police patrol vehicles, fire fighting vehicles, and paramedic emergency vehicles.

***

(G) Impact fee analysis. FUNDS COLLECTED FROM DEVELOPMENT IMPACT FEES AND DEPOSITED INTO ANY OF THE SPECIAL FUNDS DESCRIBED IN § 17-11-208 MAY BE USED TO FUND STUDIES AND ANALYSES REQUIRED TO DETERMINE THE APPROPRIATE AMOUNT OF DEVELOPMENT IMPACT FEES.

SECTION 2. And be it further enacted, That this Ordinance shall take effect 45 days from the date it becomes law.

READ AND PASSED this 19th day of October, 2020

By Order:

JoAnne Gray
Administrative Officer

PRESENTED to the County Executive for his approval this 21st day of October, 2020

JoAnne Gray
Administrative Officer

APPROVED AND ENACTED this 29th day of October, 2020

Steuart Pittman
County Executive

EFFECTIVE DATE: December 13, 2020
I HEREBY CERTIFY THAT THIS IS A TRUE AND CORRECT COPY OF BILL NO. 78-20. THE ORIGINAL OF WHICH IS RETAINED IN THE FILES OF THE COUNTY COUNCIL.

JoAnne Gray
Administrative Officer