

**COUNTY COMMISSIONERS OF CHARLES COUNTY, MARYLAND**

**2020 Legislative Session**

**BILL NO. 2020-06**

**Introduced by Charles County Commissioners**

**Chapter 297: Zoning Regulations Article XVI, §258 Schools.**

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**Date introduced:** 09 / 29 / 2020

**Public Hearing:** 10 / 20 / 2020 @6:00 p.m.

**Commissioners Action:** 12 / 15 / 2020

**Commissioner Votes:** RBC: Y, BR: Y, GB: Y, TC: Y, AS: N

**Pass/Fail:** Pass

**Effective Date:** 01 / 29 / 2021

**Remarks:** \_\_\_\_\_

NOTE: CAPITALS indicate matter added to existing text.  
[Brackets] indicate matter deleted from existing law.

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2 **COUNTY COMMISSIONERS OF CHARLES COUNTY, MARYLAND**

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5 **2020 Legislative Session**

6 Bill No. 2020-06

7 Chapter. No. 297

8 Introduced by Charles County Commissioners

9 Date of Introduction September 29, 2020

10  
11 **BILL**

12 AN ACT concerning

13 **School Adequate Public Facilities**

14 FOR the purpose of

15 Amending the Zoning Ordinance provisions governing adequate public facilities for schools  
16 to revise school capacity allocation processes and ensure consistency with the Adequate  
17 Public Facilities Manual.

18  
19  
20 BY amending:

21 CHAPTER 297- Zoning Regulations

22 Article XVI, §258. Schools.

23  
24 *Code of Charles County, Maryland*

25  
26 **SECTION 1. BE IT ENACTED BY THE COUNTY COMMISSIONERS OF**  
27 **CHARLES COUNTY, MARYLAND, that the Laws of Charles County, Maryland**  
28 **read as follows:**

29  
30 §297-258. Schools.

31  
32 \* \* \* \* \*

33  
34 C. The annual School Capacity Allocation Committee, composed of the Charles County  
35 Commissioners and the Charles County Board of Education, and/or their designated  
36 representatives, will meet AND CONFER [to decide] on the appropriate allocations for the

1 upcoming year PRIOR TO THE APPROVAL OF ALLOCATIONS BY THE COUNTY  
2 COMMISSIONERS. This Committee will consider the following factors, as well as any  
3 other information deemed pertinent, in establishing the allocatable school capacity for the  
4 upcoming year:

- 5
- 6 (1) Current enrollments.
- 7 (2) Projected enrollments.
- 8 (3) Current capacities of individual schools.
- 9 (4) STUDENT YIELD FOR EACH DWELLING TYPE BY SCHOOL LEVEL

10 \* \* \* \* \*

11

12

13 D. When determining the amount of allocatable school capacity, allocation may be made  
14 [only] if school capacity currently exists, [or] is programmed to exist under the then  
15 applicable capital improvement projects program, OR IF THE DEVELOPMENT PROJECT  
16 QUALIFIES FOR THE GRANT OF SCHOOL CAPACITY ALLOCATIONS AS A  
17 PRIORITY DEVELOPMENT PROJECT OR HAS MET THE TIME LIMIT FOR THE  
18 SCHOOL ALLOCATION ELIGIBILITY WAITING LIST, IN ACCORDANCE WITH THE  
19 SPECIFICATIONS CONTAINED IN THE ADEQUATE PUBLIC FACILITIES MANUAL  
20 [as specified in the adopted Adequate Public Facilities Manual].

21 E. [Allocation amounts may not exceed the amount of capacity available in the  
22 allocatable school capacity currently in effect. These allocation amounts shall be  
23 determined by the County Commissioners using the factors listed in Subsection C  
24 above as guidance.] THE DIRECTOR OF PLANNING AND GROWTH  
25 MANAGEMENT IS AUTHORIZED TO GRANT ALLOCATIONS  
26 CONSISTENT WITH SUBSECTION C AND D, AND WITH THE PROVISION  
27 OF THE ADEQUATE PUBLIC FACILITIES MANUAL.

28 \* \* \* \* \*

29

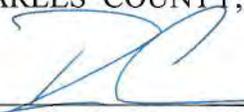
30 **SECTION 2.** BE IT FURTHER ENACTED that this act shall take effect forty-five (45)  
31 calendar days after it becomes law.

32

33 ADOPTED this 15<sup>th</sup> day of December 2020.

34

35 COUNTY COMMISSIONERS  
36 CHARLES COUNTY, MARYLAND

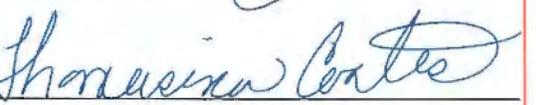
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38 \_\_\_\_\_  
39 Reuben B. Collins, II, Esq., President  
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Asterisks \*\*\* mean intervening code language remaining unchanged  
CAPITALS mean language added to the law[Brackets] mean language  
deleted from the law

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Bobby Rucci, Vice President

  
Gilbert O. Bowling, III

  
Thomasina O. Coates, M.S.

*- Declined to Sign -*  
Amanda M. Stewart, M.Ed.

ATTEST:

  
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Carol DeSoto, Clerk to the Commissioners

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