

AMENDMENT 1 to Bill No. 16-05

Introduced By: Council Member M.C. Keegan-Ayer (District 3)

Introduction Date: March 1, 2016

Adopted/Rejected/Withdrawn: March 1, 2016

AN ACT to Amend Frederick County Code Ch. 1-20: Impact Fees to revise the required payments for public school and library development impact fees, and to provide for an annual adjustment of these fees.

1) Revise Exhibit 1, §1-20-62(E) as shown below:

§ 1-20-62. SCHOOL CONSTRUCTION FEE OPTION.

(E) School construction fees due to the county shall be determined by using the chart below. The school construction fees shall be calculated by multiplying the appropriate school construction fee component(s) (based on the proposed development's failure to meet public school adequacy at the elementary, middle or high school level) by the number of residential units of each type.

School Construction Fees			
<i>Housing Unit Type</i>	<i>Failure at Elementary School Level</i>	<i>Failure at Middle School Level</i>	<i>Failure at High School Level</i>
Single Family Detached	\$3,977 <u>[\$6,709]</u>	\$1,752 <u>[\$2,660]</u>	\$3,721 <u>[\$5,623]</u>
Townhouse/Duplex	\$4,981 <u>[\$8,402]</u>	\$1,533 <u>[\$2,327]</u>	\$2,894 <u>[\$4,373]</u>
Other Residential	\$2,181 <u>[\$3,680]</u>	\$594 <u>[\$902]</u>	\$1,148 <u>[\$1,735]</u>

Boldface Heading or defined term.

Underlining Added to existing law by original bill.

[Single boldface brackets] Deleted from existing law by original bill.

Double underlining Added by amendment

[[Double boldface brackets]] and strikethrough Deleted by amendment

2) Revise Exhibit 1, §1-20-62(G) as shown below:

(G) {Reserved} ANNUAL ADJUSTMENT.

[[On July 1, 2017, and on July 1 of each year thereafter in which the school construction fees are in effect, the amount of the school construction fees, per dwelling unit and school level, shall be adjusted as follows:]]

(A) On or before January 15, 2017, and on or before January 15 of each year thereafter, the County Executive shall provide to the County Council a report which proposes an annual adjustment to the school construction fees, based on the most recent data from the State of Maryland School Construction Cost Index.

(B) The proposed annual adjustment [[shall automatically]] will not take effect [[on the following July 1]] unless the County Council enacts a bill adopting it. [[to change the public school development impact fee by the May 1 following receipt of the report.]]

(C) Unless the County Council bill to change the public school construction fees takes effect before the following June 30, then the proposed annual adjustment shall automatically take effect on the July 1 following receipt of the report.]]

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