

Amendment 3 to Amendment No. 3 to Council Bill No. 52-2016

**BY: The Chairperson at the
request of the County Executive
and cosponsored by Mary Kay Sigaty**

**Legislative Day No. 18
Date: November 9, 2016**

Amendment No. 3 to Amendment No. 3

(This Amendment to Amendment No. 3:

- 1. Maintains the original 5,500 unit density cap and adds a separate density cap for developments financed with Low-Income Housing Tax Credits;*
- 2. Amends certain minimum percentages of required affordable housing in accordance with changes made in Amendment 1 to CB 54-2016;*
- 3. Removes certain proposed changes to the Downtown Revitalization Phasing Progression;*
- 4. Clarifies when certain CEPPA obligations are triggered;*
- 5. Deletes the Dwelling Units Offered for Sale section from Ongoing Developer Contributions and deletes CEPPA #26; and*
- 6. Adds a severability clause to the Bill.)*

1 On page 1, before line 1, insert:

2 “On page 3, in line 5, insert:

3 “Section 4. And Be it Further Enacted by the County Council of Howard County, Maryland
4 that if any provision of this Act or the application thereof to any person or circumstance is held
5 invalid for any reason in a court of competent jurisdiction, the invalidity shall not affect other
6 provisions or any other application of this Act which can be given effect without the invalid
7 provision or application, and for this purpose the provisions of this Act are severable.”.

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9 On page 3, in line 6, strike “4” and substitute “5”.

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11 “In Exhibit A, attached to the Bill as filed:

1 1. On page 2, in item 1.:

2 a. Under the heading "Downtown Columbia Affordable Housing Program" strike
3 "10%" and substitute "12%" and, in the same line, strike "13%" and substitute
4 "15%"; and

5 b. In the same item 1., in the third line strike beginning with ", OF WHICH" down
6 through and including "DEVELOPMENT" in the fifth line."

7 2. On page 3, under the heading "Methods for the Development of Affordable Housing:

8 a. In the first line, strike "10%" and substitute "12%" and, in the same line, strike
9 "13%" and substitute "15%";

10 b. In the third line strike beginning with ", of which" down through and including
11 "development" in the fifth line;

12 c. In the second paragraph, second line, strike "10%" and substitute "12%" and, in
13 the same line, strike "13%" and substitute "15%";

14 d. Strike the third paragraph that begins "IN AN EFFORT" in its entirety.

15 3. On page 4, in the heading entitled "• Ongoing Developer Contributions - Dwelling Units
16 Offered For Sale", strike "- Dwelling Units Offered For Sale" and the next two
17 paragraphs, in their entirety."

18
19 On page 1, in line 5, strike "900" and substitute "744".

20
21 On page 1, in line 6, strike "CREDITS" and substitute "CREDITS, INCLUDING BOTH MARKET RATE
22 AND AFFORDABLE UNITS".

23
24 On page 1, strike lines 8 through 14, inclusive and in their entirety.

25
26 On page 1, after line 16:

27 "1. On page 1, in the first paragraph, in the tenth line, strike "or (ii)" and substitute "(II)
28 RESIDENTIAL DEVELOPMENT INCLUDING AT LEAST 40% AFFORDABLE UNITS; OR (III)".

1 On page 2, in line 1, strike “1.” and substitute “2.”.

2

3 On page 2, in line 4, strike “2.” and substitute “3.”.

4

5 On page 2, immediately following line 6, insert the following:

6 “3. On pages 8 and 9, strike CEPPA #26, in its entirety, including the heading “UPON
7 ISSUANCE OF ANY BUILDING PERMIT FOR A BULDING CONTAINING DWELLING
8 UNITS OFFERED FOR SALE” and substitute “CEPPA #26 was removed by passage of
9 Council Bill No. 52-2016.”.

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