

**Howard County Council Amendments Pre-Filed November 4, 2016**

Bill/Resolution Number	Amendments	Sponsors	Purpose	HRD Responses
<b>CB44-2016</b>	1	JT	Deletes the proposed Low-Income Unit Credit Exchange	Material Change - Not Acceptable
	2	JT	Add a requirement for public art in MIHU developments	Material Change - Not Acceptable
<b>CB52-2106</b>	1	GF and MKS	Add a new Maximum Building Height Plan to the bill	Acceptable
	2	JT	Remove references to the DRRA	Material Change - Not Acceptable
			<ol style="list-style-type: none"> <li>1. Clarifies that developments built with Low-Income Housing Tax Credit financing are exempt from the 5,500 dwelling unit cap;</li> <li>2. Clarifies the types of units reflected in the Downtown Revitalization Phasing Progression; and</li> <li>3. Makes technical corrections to Section headers in the Downtown Community Enhancements, Programs and Public Amenities Implementation Chart</li> </ol>	<p>Acceptable with the following modifications: On Page 1, replace Line 5 through 6 with “b. After “excluding”, strike “Affordable dwelling units” and substitute “up to 900 units in developments financed with low-income housing tax credits, including both market rate and affordable units.”</p> <p>On Page 1, replace Line 10 with “****the chart excludes up to 900 units in developments financed with low-income housing tax credits, including both market rate and affordable units.”</p>
	3	Chairperson		
	4	JT	Substitutes a new Downtown Revitalization Phasing Progression Chart to the bill	Material Change - Not Acceptable
	5	JT	Move up the transfer of ownership of Merriweather Post Pavilion to the Downtown Arts and Culture Comm	Material Change - Not Acceptable
<b>CB53-2016</b>	1	Chairperson	Inserts an allocation chart specific to Downtown Columbia	Acceptable with modifications

<p><b>CB54-2016</b></p>	<p>1</p>	<p>MKS</p>	<p>Changes to the affordable housing development program</p>	<p>Acceptable with following modifications: On Page 1, replace Line 16 with "(2) each market rate and affordable dwelling within a low income housing tax credit (LIHTC) project"  Page 3, Replace Line 3 with "with Title 16, Subtitle 17 of the Howard County Code or if the property is identified for the development of affordable housing in an approved development rights and responsibilities agreement and appropriate covenants are"  Page 3, Replace Line 6, with "development for which a site development plan application had not been filed prior to the date the development rights and responsibilities agreement is terminated shall comply fully with the"  Page 3, Line 8 add at the end of the sentence "Development pursuant to a site development plan application filed before the termination of the development rights and responsibilities agreement shall be subject to the development rights and responsibilities agreement."</p>
	<p>2</p>	<p>MKS</p>	<p>Require that developers in Downtown Columbia participate in the park once environment that was envisioned in the Downtown Columbia Plan</p>	<p>Acceptable with following modifications: On Page 2, replace Lines 11 through 15 with "5. In Downtown Columbia: A. No more than 10% of the required off-street parking shall be satisfied with surface parking except as an interim condition. B. Parking needs study calculations shall include any nonresidential parking reserved for specific tenants in the total number of spaces provided but must exclude such parking from the supply of parking available to be shared 6 among multiple uses except during any non-reserved periods."</p>
	<p>3</p>	<p>JT</p>	<p>Delete the proposed affordable housing exemption from the dwelling unit cap for Downtown</p>	<p>Material Change - Not Acceptable</p>

	4	JT	Remove references to the DRRA	Material Change - Not Acceptable
	5	JT	Require that affordable housing units remain affordable in to perpetuity in Downtown	Material Change - Not Acceptable
	6	JT	Require 15% MIHU for new residential developments	Material Change - Not Acceptable
	7	JT	requirements	Material Change - Not Acceptable
	8	JT	Remove the alternative ratios provision for parking in Downtown	Material Change - Not Acceptable
	9	GF, MKS and JW	Clarify that a parking study can be submitted to justify alternative ratios provision for parking in Downtown and delete the proposed residential parking ratio changes	Acceptable
<b>CB55-2016</b>	1	MKS and GF	Add certain programs to the Downtown Columbia Housing Foundation	Acceptable
<b>CB56-2016</b>	1	Chairperson	Technical amendment inserts cross references and corrects acreage	Acceptable
	2	CB	Requires, before bonds may be issued, certain agreements by developers and contractors related to businesses that are owned by minorities, women, or individuals with disabilities	Material Change - Not Acceptable Concepts to be addressed in MOU
	3	CB	Requires, before bond proceeds may be used, certain agreements by developers and contractors related to prevailing wages	Material Change - Not Acceptable Concepts to be addressed in MOU
	4	CB	Requires, before bonds are issued, an agreement must exist requiring HHC to donate \$30 million over 20 years for the Reserve Fund for Permanent Public Improvements	Material Change - Not Acceptable Concepts to be addressed in MOU
	5	CB, GF, MKS and JT	Provides that this Act is void unless the Merriweather Post Pavilion is transferred to the Downtown Columbia Arts and Culture Commission by November 30, 2016	OPEN
	6	JT	Provides that the County will own the land on which the parking garage is built	Material Change - Not Acceptable
	7	GK and MKS	Provides that the money for public improvements shall be paid into the Reserve Fund for Permanent Public Improvements and shall be at least \$15,000,000	Material Change - Not Acceptable Concepts to be addressed in MOU
	8	JT	Conditions the TIF to make sure no covenants limit value of property	Material Change - Not Acceptable
	9	JT	Provides that HRD must pay the full cost of any overrun	Material Change - Not Acceptable
	10	JT	Provides the TIF bonds may be used to finance Bridge Columbia	Material Change - Not Acceptable
	11	JT	Provides for a look-back requirement with profit-sharing	Material Change - Not Acceptable Concepts to be addressed in MOU
	12	JT	Requires a minimum of \$30,000,000 in school funding	Material Change - Not Acceptable
	13	JT	Provides for the removal of covenants that restrict residential uses	Material Change - Not Acceptable
	14	JT	Provides that the Toby's Adjacent Parcel must be owned by the Howard County Housing Commission	Material Change - Not Acceptable
	15	GF	Addresses the needs of the Fire and Rescue Services	Acceptable
	16	MKS	Provides for the ownership and operation of the TIF garage	Material Change - Not Acceptable Concepts to be addressed in MOU
<b>CR103-2016</b>	1	Chairperson	Technical amendment inserts cross references	Acceptable
	2	JT	Ensure that there is sufficient land for parking on the new Library project	Material Change - Not Acceptable
	3	JT	Require that all affordable housing units remain affordable in perpetuity	Material Change - Not Acceptable
	4	JT	Require HRD to terminate use and restriction covenants on the Toby's property	Material Change - Not Acceptable, addressed in DRRA
	5	JT	Place limitations on the LIHTC project changes	Material Change - Not Acceptable

	6	GF	Clarify the effect of development regulations	Acceptable
	7	JT	Specify that the DRRA could only be terminated after a public hearing is conducted	Material Change - Not Acceptable
	8	JT	Specify that if the DRRA were terminated any future development would have to comply with the underlying zoning regulations	Material Change - Not Acceptable, Addressed by Amendment No. 1 to Amendment No. 1 to CB54-2016
	9	MKS	Replace the DRRA attached to the resolution with the DRRA attached to this amendment	Acceptable with amendments to Exhibit D
<b>CR104-2016</b>			Flier Building Resolution - no amendments proposed	
<b>CR105-2016</b>	1	Chairperson	Inserts cross references, corrects acreage, clarifies that certain boundaries cannot be reduced or enlarged by Executive Order; and inserts tax parcel identification numbers on certain exhibits	Acceptable
	2	JT	Removes language that refers to or implies future phases or that refers to boundary changes	Material Change - Not Acceptable
	3	CB, GF, MKS and JT	Provides that this Resolution is void unless the Merriweather Post Pavilion is transferred to the Downtown Columbia Arts and Culture Commission by November 30, 2016	OPEN