

Introduced	9/3/2019
Public Hearing	9/18/2019
Council Action	11/4/2019
Executive Action	11/6/2019
Effective Date	1/10/2020

County Council of Howard County, Maryland

2019 Legislative Session

Legislative Day No. 11

Bill No. 42 -2019

Introduced by: Christiana Mercer Rigby and Deb Jung
Co-sponsored by: Opel Jones and Liz Walsh

AN ACT to alter the school facilities surcharge in accordance with Chapter 744 of the Acts of the General Assembly of 2019; and generally relating to the school facilities surcharge.

Introduced and read first time September 3, 2019. Ordered posted, and hearing scheduled.

By order *Diane Schwartz Jones*
Diane Schwartz Jones, Administrator

Having been posted and notice of time & place of hearing & title of Bill having been published according to Charter, the Bill was read for a second time at a public hearing on September 18, 2019.

By order *Diane Schwartz Jones*
Diane Schwartz Jones, Administrator

This Bill was read the third time on November 4 2019 and Passed , Passed with amendments , Failed .

By order *Diane Schwartz Jones*
Diane Schwartz Jones, Administrator

Sealed with the County Seal and presented to the County Executive for approval this 6th day of November, 2019 at 2:45 p.m.

By order *Diane Schwartz Jones*
Diane Schwartz Jones, Administrator

Approved by the County Executive November 6, 2019

Calvin Ball
Calvin Ball, County Executive

NOTE: [[text in brackets]] indicates deletions from existing law; TEXT IN SMALL CAPITALS indicates additions to existing law; Strike-out indicates material deleted by amendment; Underlining indicates material added by amendment.

1 **Whereas**, the County Council has considered the following issues when determining the amount
2 of the school facilities surcharge:

- 3 (i) the capital costs for the construction of new public schools and additions to existing
4 public schools;
- 5 (ii) the anticipated amount of the state contribution for school construction funding;
- 6 (iii) the average percentage of student enrollments that will be generated by the
7 residential new construction;
- 8 (iv) the impact of school redistricting by the Howard County Board of Education;
- 9 (v) the potential for charging different amounts for differently sized residential new
10 construction units;
- 11 (vi) the effect on affordable housing units; and
- 12 (vii) sources of tax and fee revenue for the county, including the transfer tax.

13 Now therefore,

14 *Section 1. Be It Enacted by the County Council of Howard County, Maryland, that the Howard*
15 *County Code is amended as follows:*

16 *By amending:*

17 *Title 20 - Taxes, charges, and fees.*

18 *Subtitle 1. - Real property tax; administration, credits, and enforcement.*

19 *Sections 20.142. — [Surcharge enacted.] and: Section 20.143. -*

20 *Surcharge imposed.*

21
22 **Title 20 - Taxes, charges, and fees.**

23 **Subtitle 1. - Real property tax; administration, credits, and enforcement.**

24
25 ~~SEC. 20.142. — SURCHARGE ENACTED.~~

26 (a) — (1) — In this section the following words have the meanings indicated:

27 (2) — Applicant means the individual, partnership, corporation, or other legal
28 entity whose signature appears on the building permit application.

29 (3) — (i) — Building means a structure with exterior walls which combine to form
30 an occupiable structure.

31 (ii) — Building does not include a temporary structure, as defined in the
32 Howard County Building Code.

1 (4)—(i)—New construction means construction of a building which requires a
2 Howard County building permit.

3 (ii)—New construction does not include, if the building replaces an
4 existing building, replacement of a building due to casualty or loss within three
5 years of that casualty or loss, or replacement of a mobile home on a site, except to
6 the extent the gross square footage of the replacement building or replacement
7 mobile home exceeds the gross square footage of the building or mobile home
8 being replaced.

9 (5)—Occupiable means space that is:

10 (i)—Designed for human occupancy in which individuals may live, work,
11 or congregate for amusement; and

12 (ii)—Equipped with means of egress, light, and ventilation.

13 (6)—(i)—Residential means a building that contains one or more dwelling units
14 and includes a boarding house.

15 (ii)—Residential includes all areas that are contained within a residential
16 building, including an attached garage or area for home occupations.

17 (iii)—Residential does not include:

18 1.—Transient accommodations, including a hotel, country inn, or
19 bed and breakfast inn;

20 2.—Nonresidential uses in a mixed-use structure; or

21 3.—Detached accessory buildings, including a detached garage or
22 shed that does not contain living quarters.

23 (b)—The County Council by ordinance shall impose a school facilities surcharge on
24 residential new construction for which a building permit is issued on or after July 1,
25 2004.

26 (e)—(1)—[[For fiscal year 2005, a school facilities surcharge imposed on residential
27 new construction shall be in the amount of one dollar per square foot of occupiable area
28 in the residential new construction.

29 (2)—For fiscal year 2006 and each succeeding fiscal year, the facilities surcharge
30 established in paragraph (1) of this subsection shall be adjusted for inflation in
31 accordance with the Consumer Price Index for All Urban Consumers published by the

1 ~~United States Department of Labor, for the fiscal year preceding the year for which the~~
2 ~~amount is being calculated]].~~

3 ~~(1) SUBJECT TO PARAGRAPH (2) OF THIS SUBSECTION, FOR FISCAL YEAR 2020~~
4 ~~AND EACH SUCCEEDING FISCAL YEAR, A SCHOOL FACILITIES SURCHARGE IMPOSED~~
5 ~~ON RESIDENTIAL NEW CONSTRUCTION SHALL BE IN AN AMOUNT:~~

6 ~~1. EQUAL TO OR GREATER THAN THE AMOUNT IMPOSED BY THE~~
7 ~~COUNTY COUNCIL ON JUNE 30, 2019, PER SQUARE FOOT OF OCCUPIABLE~~
8 ~~AREA IN THE RESIDENTIAL NEW CONSTRUCTION; AND~~

9 ~~2. EQUAL TO THE AMOUNT IMPOSED BY THE COUNTY COUNCIL ON~~
10 ~~JUNE 30, 2019, PER SQUARE FOOT OF OCCUPIABLE AREA IN THE~~
11 ~~RESIDENTIAL NEW CONSTRUCTION THAT IS CLASSIFIED AS SENIOR HOUSING~~
12 ~~UNDER 42 U.S.C. § 3607(B).~~

13 ~~(II) THE COUNTY COUNCIL MAY NOT IMPOSE A SCHOOL FACILITIES~~
14 ~~SURCHARGE ON RESIDENTIAL NEW CONSTRUCTION THAT IS CLASSIFIED AS SENIOR~~
15 ~~HOUSING AND AN AFFORDABLE HOUSING UNIT, AS DEFINED IN § 28.116 OF THE~~
16 ~~COUNTY CODE.~~

17 ~~(2) THE COUNTY COUNCIL MAY ENACT A LOCAL LAW THAT PROVIDES FOR AN~~
18 ~~ANNUAL ADJUSTMENT IN THE AMOUNT OF THE SCHOOL FACILITIES SURCHARGE UNDER~~
19 ~~PARAGRAPH (1)(i) OF THIS SUBSECTION IN THE FOLLOWING MANNER:~~

20 ~~(I) SUBJECT TO PARAGRAPH (3) OF THIS SUBSECTION, AN INCREASE OR~~
21 ~~DECREASE IN THE AMOUNT OF THE SCHOOL FACILITIES SURCHARGE UNDER~~
22 ~~PARAGRAPH (1)(i)1 OF THIS SUBSECTION;~~

23 ~~(II) A DECREASE IN THE AMOUNT OF THE SCHOOL FACILITIES SURCHARGE~~
24 ~~UNDER PARAGRAPH (1)(i)2 OF THIS SUBSECTION; OR~~

25 ~~(III) ESTABLISHMENT OF A GRANDFATHERING PROCESS FOR RESIDENTIAL~~
26 ~~NEW CONSTRUCTION BASED ON THE STATUS IN THE DEVELOPMENT PROCESS.~~

27 ~~(3) THE COUNTY COUNCIL MAY NOT IMPOSE A SCHOOL FACILITIES SURCHARGE ON~~
28 ~~RESIDENTIAL NEW CONSTRUCTION UNDER PARAGRAPH (1)(i)1 OF THIS SUBSECTION IN AN~~
29 ~~AMOUNT THAT IS LESS THAN THE AMOUNT IMPOSED BY THE COUNTY COUNCIL ON JUNE 30,~~
30 ~~2019.~~

1 ~~(4) BEFORE ENACTING A LOCAL LAW TO ADJUST THE AMOUNT OF THE SCHOOL~~
2 ~~FACILITIES SURCHARGE UNDER THIS SUBSECTION, THE COUNTY COUNCIL SHALL CONSIDER~~
3 ~~THE FOLLOWING ISSUES WHEN DETERMINING THE AMOUNT:~~

4 ~~(I) THE CAPITAL COSTS FOR THE CONSTRUCTION OF NEW PUBLIC SCHOOLS~~
5 ~~AND ADDITIONS TO EXISTING PUBLIC SCHOOLS;~~

6 ~~(II) THE ANTICIPATED AMOUNT OF THE STATE CONTRIBUTION FOR SCHOOL~~
7 ~~CONSTRUCTION FUNDING;~~

8 ~~(III) THE AVERAGE PERCENTAGE OF STUDENT ENROLLMENTS THAT WILL BE~~
9 ~~GENERATED BY THE RESIDENTIAL NEW CONSTRUCTION;~~

10 ~~(IV) THE IMPACT OF SCHOOL REDISTRICTING BY THE HOWARD COUNTY~~
11 ~~BOARD OF EDUCATION;~~

12 ~~(V) THE POTENTIAL FOR CHARGING DIFFERENT AMOUNTS FOR DIFFERENTLY~~
13 ~~SIZED RESIDENTIAL NEW CONSTRUCTION UNITS;~~

14 ~~(VI) THE EFFECT ON AFFORDABLE HOUSING UNITS; AND~~

15 ~~(VII) SOURCES OF TAX AND FEE REVENUE FOR THE COUNTY, INCLUDING THE~~
16 ~~TRANSFER TAX.~~

17 ~~(d) (1) The school facilities surcharge shall be paid by the applicant at the time a~~
18 ~~building permit is issued for the residential new construction.~~

19 ~~(2) The school facilities surcharge may not be construed to be a settlement cost.~~

20 ~~(e) (1) The County shall rebate to the Applicant the school facilities surcharge~~
21 ~~imposed on residential new construction under this section if, on the initial sale of the~~
22 ~~property, the property is sold for a fair market value that is less than \$200,000.00.~~

23 ~~(2) If, on completion, the residential new construction is not sold but the~~
24 ~~property is occupied by the Applicant or the immediate family of the Applicant, the~~
25 ~~County shall rebate to the Applicant the school facilities surcharge imposed under this~~
26 ~~section if the initial assessment value assigned to the property by the State Department of~~
27 ~~Assessments and Taxation for purposes of the County real property tax equates to a~~
28 ~~market value that is less than \$200,000.00.~~

29 ~~(3) For fiscal year 2006 and each succeeding fiscal year, the value of the~~
30 ~~property that is entitled to a rebate under this subsection shall be adjusted for inflation in~~
31 ~~accordance with the Consumer Price Index for all Urban Consumers published by the~~

1 United States Department of Labor, for the fiscal year preceding the year for which the
2 value is being calculated.

3 (4) Within 30 days after the start of each fiscal year, the Howard County Office
4 of Finance shall calculate and publish in a newspaper of general circulation in the County
5 the value of the property that is entitled to the rebate specified under this subsection.

6 (f) Payment of the school facilities surcharge does not eliminate any authority to apply
7 any test concerning the adequacy of school facilities under the County's adequate public
8 school facility ordinance.

9 (g) Revenue collected under the school facilities surcharge shall be deposited in a
10 separate account and may only be used to pay for:

11 (1) Additional or expanded public school facilities such as renovations to
12 existing school buildings or other systemic changes; or

13 (2) Debt service on bonds issued for additional or expanded public school
14 facilities or new school construction.

15 (h) Revenue collected under the school facilities surcharge is intended to supplement
16 funding for public school facilities and may not supplant other County or State funding
17 for school construction.

18 (i) (1) Subject to section 22.1000 of the County Code, the County Executive of
19 Howard County shall prepare an annual report on the school facilities surcharge on or
20 before August 31 of each year for the County Council of Howard County, the Howard
21 County Senate Delegation, and the Howard County House Delegation, to include:

22 (I) DETAILED INFORMATION REGARDING THE SCHOOL FACILITIES
23 SURCHARGE, AND THE AMOUNT AND KIND OF RESIDENTIAL DEVELOPMENT AND THE
24 CHANGE IN SCHOOL POPULATION IN THE COUNTY OVER THE PREVIOUS 5 YEARS;

25 ~~[(1)]~~ (II) A detailed description of how fees were expended; ~~[[and]]~~

26 ~~[(2)]~~ (III) The amount of fees collected~~[[.]]~~; AND

27 (IV) RECOMMENDATIONS REGARDING HOW THE COUNTY
28 SHOULD PROCEED IN ITS CALCULATION OF THE SCHOOL FACILITIES SURCHARGE
29 FOR THE NEXT 5 YEARS.

30 (K) IN A YEAR THAT THE COUNTY COUNCIL ENACTS A LOCAL LAW TO PROVIDE FOR AN
31 ANNUAL INCREASE IN THE SCHOOL FACILITIES SURCHARGE IN ACCORDANCE WITH

1 ~~SUBSECTION (C)(2) OF THIS SECTION, THE COUNTY EXECUTIVE SHALL INCLUDE IN THE~~
2 ~~REPORT REQUIRED UNDER PARAGRAPH (1) OF THIS SUBSECTION A DESCRIPTION OF THE~~
3 ~~COUNTY COUNCIL'S CONSIDERATION OF THE ISSUES UNDER SUBSECTION (C)(4) OF THIS~~
4 ~~SECTION.~~

5
6 **Sec. 20.143. - Surcharge imposed.**

7 (a) ~~[[House bill 1445 of the Acts of the General Assembly of 2004]]~~ CHAPTER 744 OF
8 THE ACTS OF THE GENERAL ASSEMBLY OF 2019, ~~[[to be codified as]]~~ SET FORTH IN section
9 20.142 of the Howard County Code, requires that the County Council impose a school
10 facilities surcharge on residential new construction for which a building permit is issued
11 on or after July 1, 2004, with the revenue from the surcharge to be used to pay for
12 additional or expanded public school facilities such as renovations to existing school
13 buildings or other systemic changes, debt service on bonds issued for additional or
14 expanded public school facilities, or new school construction.

15 (b) (1) In accordance with ~~[[House bill 1445]]~~ CHAPTER 744 OF THE ACTS OF
16 THE GENERAL ASSEMBLY OF 2019, there is a public school facilities surcharge imposed on
17 residential new construction for which a building permit is issued on or after July 1,
18 2004, OTHER THAN RESIDENTIAL NEW CONSTRUCTION THAT IS BOTH:

19 (I) CLASSIFIED AS SENIOR HOUSING; AND

20 (II) AN AFFORDABLE HOUSING UNIT, AS DEFINED IN § 28.116 OF THE
21 COUNTY CODE.

22 (2) EXCEPT AS PROVIDED IN ~~PARAGRAPH (3)~~ PARAGRAPHS (3) AND (4) OF THIS
23 SUBSECTION, THE SURCHARGE IS ~~\$6.80 PER SQUARE FOOT OF OCCUPIABLE AREA IN~~
24 ~~RESIDENTIAL NEW CONSTRUCTION. IS:~~

25 (I) \$4.75 PER SQUARE FOOT OF OCCUPIABLE AREA IN RESIDENTIAL NEW
26 CONSTRUCTION THROUGH DECEMBER 31, 2020;

27 (II) \$6.25 PER SQUARE FOOT OF OCCUPIABLE AREA IN RESIDENTIAL NEW
28 CONSTRUCTION THROUGH 5 DECEMBER 31, 2021; AND

29 (III) \$7.50 PER SQUARE FOOT OF OCCUPIABLE AREA IN RESIDENTIAL NEW
30 CONSTRUCTION THEREAFTER.

1 (3) (i) THE SURCHARGE IS \$1.32 PER SQUARE FOOT OF OCCUPIABLE AREA IN
2 RESIDENTIAL NEW CONSTRUCTION THAT IS CLASSIFIED AS SENIOR HOUSING UNDER 42
3 U.S.C. § 3607(B).

4 (ii) ~~THE~~ 1. IN THIS PARAGRAPH, "DOWNTOWN COLUMBIA DEVELOPMENT
5 DISTRICT" HAS THE MEANING PROVIDED FOR THE TERM "DEVELOPMENT DISTRICT" IN COUNCIL
6 RESOLUTION 105-2016.

7 2. OUTSIDE THE DOWNTOWN COLUMBIA DEVELOPMENT DISTRICT,
8 SURCHARGE IS THE GREATER OF \$1.32 OR ONE-THIRD THE RATE SET UNDER PARAGRAPH (2)
9 OF THIS SUBSECTION FOR A MODERATE INCOME HOUSING UNIT THAT IS BUILT ONSITE
10 BEYOND THE NUMBER OF MODERATE INCOME HOUSING UNITS REQUIRED FOR THE
11 DEVELOPMENT BY TITLE 13, SUBTITLE 4 OF THIS CODE."

12 3. IN THE DOWNTOWN COLUMBIA DEVELOPMENT DISTRICT, THE
13 SURCHARGE ON RESIDENTIAL NEW CONSTRUCTION THAT IS AN AFFORDABLE UNIT IS A
14 RATE OF:

15 A. \$1.32 PER SQUARE FOOT OF OCCUPIABLE AREA; PLUS

16 B. ONE-HALF OF THE DIFFERENCE BETWEEN \$1.32 AND THE RATE THAT
17 WOULD BE APPLICABLE TO THE RESIDENTIAL NEW CONSTRUCTION IF IT WAS LOCATED OUTSIDE
18 THE DOWNTOWN COLUMBIA DEVELOPMENT DISTRICT.

19 (iii) THE SURCHARGE IS ONE-THIRD OF THE RATE SET UNDER PARAGRAPH (2)
20 OF THIS SUBSECTION FOR NON-SENIOR RESIDENTIAL NEW CONSTRUCTION PROJECTS THAT
21 HAVE APPLIED FOR OR RECEIVED FUNDING FROM THE STATE OF MARYLAND OR FROM THE
22 COUNTY AS AN AFFORDABLE HOUSING PROJECT AFTER DECEMBER 31, 2020.

23 (4) THE RATE ESTABLISHED IN PARAGRAPH (2) OF THIS SUBSECTION SHALL BE
24 ADJUSTED FOR INFLATION IN ACCORDANCE WITH THE CONSUMER PRICE INDEX FOR ALL
25 URBAN CONSUMERS PUBLISHED BY THE UNITED STATES DEPARTMENT OF LABOR, FOR THE
26 FISCAL YEAR PRECEDING THE YEAR FOR WHICH THE AMOUNT IS BEING CALCULATED. THE
27 ADJUSTMENT MAY NOT REDUCE THE RATE BELOW \$1.32.

28 (c) The amount and terms of the surcharge, and the use of the revenue collected under the
29 surcharge, shall be as required by section 20.142 of the Howard County Code, as enacted by
30 [[House bill 1445]] CHAPTER 744 OF THE ACTS OF THE GENERAL ASSEMBLY OF 2019.

31

1 Section 2. And Be It Further Enacted by the County Council of Howard County,

2 Maryland that:

3 (a) Notwithstanding the school facility surcharge rates established in Section 1 of this
4 Act, the school facility surcharge rate shall be \$1.32 per square foot for non-senior
5 residential new construction projects that have, on or before the effective date of this Act:

6 (1) an approved preliminary plan original signature or preliminary equivalent sketch
7 plan;

8 (2) a final plan approval letter for a minor subdivision or resubdivision;

9 (3) an approved site development plan; or

10 (4) (i) on file with the Department of Planning and Zoning a final development plan
11 for a project in the Downtown Columbia Development District; and

12 (ii) posted a notice of the filing on the property before the day that the surcharge
13 is assessed.

14 (1) within the Planned Service Area, a signed Site Development Plan; or

15 (2) outside of the Planned Service Area, a technically complete Final Plan; at record
16 plat of phase one for a phased project; or

17 (3) a final plan approval letter for a minor subdivision.

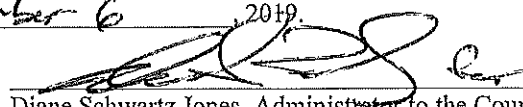
18 (b) The rates provided for in this Section 2 shall only apply to construction for which the
19 surcharge is collected on or before the day that is 2 years after the effective date of this
20 Act.

21
22 Section 2. Section 3 And Be It Further Enacted by the County Council of Howard
23 County, Maryland that notwithstanding the school facility surcharge rates established in
24 Section 1 of this Act, the school facility surcharge rate shall be \$1.32 per square foot for
25 non-senior residential new construction projects that have applied for or received
26 funding from the State of Maryland or from the County as an affordable housing project
27 on or before December 31, 2020.

28
29 Section 2. Section 3 Section 4 And Be It Further Enacted by the County Council of Howard
30 County, Maryland that this Act shall become effective 61 days after its enactment.

BY THE COUNCIL

This Bill, having been approved by the Executive and returned to the Council, stands enacted on November 6, 2019.



Diane Schwartz Jones, Administrator to the County Council

BY THE COUNCIL

This Bill, having been passed by the yeas and nays of two-thirds of the members of the Council notwithstanding the objections of the Executive, stands enacted on _____, 2019.

Diane Schwartz Jones, Administrator to the County Council

BY THE COUNCIL

This Bill, having received neither the approval nor the disapproval of the Executive within ten days of its presentation, stands enacted on _____, 2019.

Diane Schwartz Jones, Administrator to the County Council

BY THE COUNCIL

This Bill, not having been considered on final reading within the time required by Charter, stands failed for want of consideration on _____, 2019.

Diane Schwartz Jones, Administrator to the County Council

BY THE COUNCIL

This Bill, having been disapproved by the Executive and having failed on passage upon consideration by the Council stands failed on _____, 2019.

Diane Schwartz Jones, Administrator to the County Council

BY THE COUNCIL

This Bill, the withdrawal of which received a vote of two-thirds (2/3) of the members of the Council, is withdrawn from further consideration on _____, 2019.

Diane Schwartz Jones, Administrator to the County Council

Amendment 1 to Council Bill No. 42-2019

**BY: Deb Jung and
Christiana Mercer Rigby**

Legislative Day No. 13

Date: November 4, 2019

Amendment No. 1

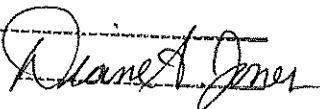
(This Amendment alters the rate for certain moderate income housing units.)

- 1 On page 6, in line 24, after “(3)” insert “(1)”.
2 Also on page 6, after line 26, insert:
3 “(1) 1. IN THIS PARAGRAPH, “DOWNTOWN COLUMBIA DEVELOPMENT DISTRICT” HAS THE MEANING
4 PROVIDED FOR THE TERM “DEVELOPMENT DISTRICT” IN COUNCIL RESOLUTION 105-2016.
5 2. OUTSIDE THE DOWNTOWN COLUMBIA DEVELOPMENT DISTRICT, THE SURCHARGE IS THE
6 GREATER OF \$1.32 OR ONE-THIRD THE RATE SET UNDER PARAGRAPH (2) OF THIS SUBSECTION FOR A
7 MODERATE INCOME HOUSING UNIT THAT IS BUILT ONSITE BEYOND THE NUMBER OF MODERATE
8 INCOME HOUSING UNITS REQUIRED FOR THE DEVELOPMENT BY TITLE 13, SUBTITLE 4 OF THIS
9 CODE.”.
10 3. IN THE DOWNTOWN COLUMBIA DEVELOPMENT DISTRICT, THE SURCHARGE ON RESIDENTIAL
11 NEW CONSTRUCTION THAT IS AN AFFORDABLE UNIT IS A RATE OF:
12 A. \$1.32 PER SQUARE FOOT OF OCCUPIABLE AREA; PLUS
13 B. ONE-HALF OF THE DIFFERENCE BETWEEN \$1.32 AND THE RATE THAT WOULD BE
14 APPLICABLE TO THE RESIDENTIAL NEW CONSTRUCTION IF IT WAS LOCATED OUTSIDE THE DOWNTOWN
15 COLUMBIA DEVELOPMENT DISTRICT.

ADOPTED 11/4/2019 enrolled

FAILED

SIGNATURE



Amendment 1 to Amendment 1 to Council Bill No. 42-2019

BY: Christiana Mercer Rigby
and Opel Jones

Legislative Day No. 13

Date: November 4, 2019

Amendment No. 1 to Amendment 1

(This Amendment allows a reduced rate for certain projects in Downtown Columbia.)

1 On page 1, in line 3, strike the first "THE" and substitute:

2 "1. IN THIS PARAGRAPH, "DOWNTOWN COLUMBIA DEVELOPMENT DISTRICT" HAS THE
3 MEANING PROVIDED FOR THE TERM "DEVELOPMENT DISTRICT" IN COUNCIL RESOLUTION 105-2016.
4 2. OUTSIDE THE DOWNTOWN COLUMBIA DEVELOPMENT DISTRICT,".

5
6 Also on page 1, after line 6, insert:

7 "3. IN THE DOWNTOWN COLUMBIA DEVELOPMENT DISTRICT, THE SURCHARGE ON RESIDENTIAL
8 NEW CONSTRUCTION THAT IS AN AFFORDABLE UNIT IS A RATE OF:
9 A. \$1.32 PER SQUARE FOOT OF OCCUPIABLE AREA; PLUS
10 B. ONE-HALF OF THE DIFFERENCE BETWEEN \$1.32 AND THE RATE THAT WOULD BE
11 APPLICABLE TO THE RESIDENTIAL NEW CONSTRUCTION IF IT WAS LOCATED OUTSIDE THE DOWNTOWN
12 COLUMBIA DEVELOPMENT DISTRICT."

ADOPTED November 4, 2019

FAILED

SIGNATURE

Opel Jones

Amendment 1 to Council Bill No. 42-2019

BY: Deb Jung and
Christiana Mercer Rigby

Legislative Day No. 13

Date: November 4, 2019

Amendment No. 1

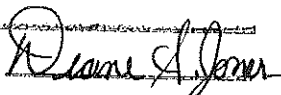
(This Amendment alters the rate for certain moderate income housing units.)

- 1 On page 6, in line 24, after "(3)" insert "(1)".
- 2 Also on page 6, after line 26, insert:
- 3 "(II) THE SURCHARGE IS THE GREATER OF \$1.32 OR ONE-THIRD THE RATE SET UNDER PARAGRAPH
- 4 (2) OF THIS SUBSECTION FOR A MODERATE INCOME HOUSING UNIT THAT IS BUILT ONSITE BEYOND
- 5 THE NUMBER OF MODERATE INCOME HOUSING UNITS REQUIRED FOR THE DEVELOPMENT BY TITLE
- 6 13, SUBTITLE 4 OF THIS CODE.".
- 7
- 8

ADOPTED as amended by Cmpt. 1

FAILED

SIGNATURE



Amendment 2 to Council Bill No. 42-2019

**BY: Deb Jung and
Christiana Mercer Rigby**

Legislative Day No. 13

Date: November 4, 2019

Amendment No. 2

(This Amendment alters the rate for certain affordable housing projects.)

1 On page 6, in line 24, after “(3)” insert “(1)”.

2 Also on page 6, after line 26, insert:

3 “(1) THE SURCHARGE IS ONE-THIRD OF THE RATE SET UNDER PARAGRAPH (2) OF THIS SUBSECTION
4 FOR NON-SENIOR RESIDENTIAL NEW CONSTRUCTION PROJECTS THAT HAVE APPLIED FOR OR
5 RECEIVED FUNDING FROM THE STATE OF MARYLAND OR FROM THE COUNTY AS AN AFFORDABLE
6 HOUSING PROJECT AFTER DECEMBER 31, 2020.”.

7

ADOPTED 11/4/2019 enrolled

FAILED

SIGNATURE

Deane Jones

Amendment 2 to Amendment 2 to Council Bill No. 42-2019

BY: Liz Walsh

Legislative Day No. 13

Date: November 4, 2019

Amendment 2 to Amendment 2

(This Amendment helps to ensure that the revenues from the surcharge are not diminished in total by reducing rates for certain projects.)

- 1 On page 1, before line 1, insert:
- 2
- 3 "On page 6, in line 23, strike "\$6.80" and substitute "\$6.87"."

ADOPTED

FAILED

November 4, 2019

SIGNATURE

Deane D. Jones

Amendment 1 to Amendment 2 to Council Bill No. 42-2019

BY: Christiana Mercer Rigby

Legislative Day No. 13

Date: November 4, 2019

Amendment 1 to Amendment 2

(This Amendment eliminates certain projects from the reduced rate.)

- 1 On page 1, in line 4, strike "APPLIED FOR OR".

ADOPTED November 4, 2019
FAILED _____
SIGNATURE Deanae Jones

Amendment 2 to Council Bill No. 42-2019

**BY: Deb Jung and
Christiana Mercer Rigby**

Legislative Day No. 13

Date: November 4, 2019

Amendment No. 2

(This Amendment alters the rate for certain affordable housing projects.)

- 1 On page 6, in line 24, after “(3)” insert “(1)”.
- 2 Also on page 6, after line 26, insert:
- 3 “(II) THE SURCHARGE IS ONE-THIRD OF THE RATE SET UNDER PARAGRAPH (2) OF THIS SUBSECTION
- 4 FOR NON-SENIOR RESIDENTIAL NEW CONSTRUCTION PROJECTS THAT HAVE APPLIED FOR OR
- 5 RECEIVED FUNDING FROM THE STATE OF MARYLAND OR FROM THE COUNTY AS AN AFFORDABLE
- 6 HOUSING PROJECT AFTER DECEMBER 31, 2020.”.
- 7

ADOPTED November 4, 2019
as amended by amendment 1
FAILED _____
SIGNATURE Diane L. Jones

Amendment 3 to Council Bill No. 42-2019

BY: Deb Jung and
Christiana Mercer Rigby

Legislative Day No. 13

Date: November 4, 2019

Amendment No. 3

(This Amendment alters the rate for certain affordable housing projects.)

1 On page 7, before line 1, insert:

2 “Section 2. And Be It Further Enacted by the County Council of Howard County, Maryland
3 that notwithstanding the school facility surcharge rates established in Section 1 of this Act, the
4 school facility surcharge rate shall be \$1.32 per square foot for non-senior residential new
5 construction projects that have ~~applied for or received~~ funding from the State of Maryland or
6 from the County as an affordable housing project on or before December 31, 2020.”.

7

8 Also on page 7, in line 1, strike “Section 2” and substitute “Section 3”.

ADOPTED 11/4/2019 enrolled
FAILED _____
SIGNATURE Deborah Jones

Amendment 1 to Amendment 3 to Council Bill No. 42-2019

BY: Christiana Mercer Rigby

Legislative Day No. 13

Date: November 4, 2019

Amendment 1 to Amendment 3

(This Amendment eliminates certain projects from the reduced rate.)

1 On page 1, in line 5, strike "applied for or".

ADOPTED November 4, 2019
FAILED _____
SIGNATURE Christiana Mercer Rigby

Amendment 2 to Amendment 3 to Council Bill No. 42-2019

BY: Liz Walsh

Legislative Day No. 13

Date: November 4, 2019

Amendment 2 to Amendment 3

(This Amendment helps to ensure that the revenues from the surcharge are not diminished in total by reducing rates for certain projects.)

1 On page 1, before line 1, insert:

2

3 "On page 6, in line 23, strike "\$6.80" and substitute "\$6.95"."

ADOPTED _____
FAILED November 4, 2019
SIGNATURE Alan J. Groll

Amendment 3 to Council Bill No. 42-2019

BY: Deb Jung and
Christiana Mercer Rigby

Legislative Day No. 13

Date: November 4, 2019

Amendment No. 3

(This Amendment alters the rate for certain affordable housing projects.)

1 On page 7, before line 1, insert:

2 “Section 2. And Be It Further Enacted by the County Council of Howard County, Maryland
3 that notwithstanding the school facility surcharge rates established in Section 1 of this Act, the
4 school facility surcharge rate shall be \$1.32 per square foot for non-senior residential new
5 construction projects that have applied for or received funding from the State of Maryland or
6 from the County as an affordable housing project on or before December 31, 2020.”

7
8 Also on page 7, in line 1, strike “Section 2” and substitute “Section 3”.

1
ADOPTED ~~as amended by Amend 4.1~~ November 4, 2019
FAILED
SIGNATURE Diana A. Jones

Amendment 1 to Amendment 4 to Council Bill No. 42-2019

BY: Liz Walsh

Legislative Day No. 13

Date: November 4, 2019

Amendment 1 to Amendment 4

(This Amendment helps to ensure that the revenues from the surcharge are not diminished in total by reducing rates for certain projects.)

1 On page 1, before line 1, insert:

2

3 "On page 6, in line 23, strike "\$6.80" and substitute "\$7.16"."

ADOPTED _____

FAILED November 4, 2019

SIGNATURE James D. Jones

Amendment 4 to Council Bill No. 42-2019

BY: Opel Jones

Legislative Day No. 13

Date: November 4, 2019

Amendment No. 4

(This Amendment alters the rate for certain housing units in Downtown Columbia.)

1 On page 6, in line 24, after "(3)" insert "(1)".

2 Also on page 6, after line 26, insert:

3 "(1) THE SURCHARGE ON RESIDENTIAL NEW CONSTRUCTION IN THE DOWNTOWN COLUMBIA

4 DEVELOPMENT DISTRICT, AS DEFINED IN COUNCIL RESOLUTION 105-2016, IS A RATE OF:

5 1. \$1.32 PER SQUARE FOOT OF OCCUPIABLE AREA; PLUS

6 2. ONE-HALF OF THE DIFFERENCE BETWEEN \$1.32 AND THE RATE THAT WOULD BE APPLICABLE

7 TO THE RESIDENTIAL NEW CONSTRUCTION IF IT WAS LOCATED OUTSIDE THE DOWNTOWN

8 COLUMBIA DEVELOPMENT DISTRICT."

9

ADOPTED _____
FAILED _____
SIGNATURE Opel Jones

Amendment 5 to Council Bill No. 42-2019

BY: David Yungmann

Legislative Day No. 13

Date: November 4, 2019

Amendment No. 5

(This Amendment provides for a phase in of the surcharge.)

1 On page 6 in line 23, after "is" insert:

2 ":

3 (i) \$4.08 per square foot of occupiable area in residential new construction through
4 December 31, 2020;

5 (ii) \$5.44 per square foot of occupiable area in residential new construction through
6 December 31, 2021; and

7 (iii)"

8 Also on page 6, at the end of line 23 before the period, insert "thereafter".

9 On page 6, strike line 23, and substitute:

10 "is:

11 (I) \$4.75 PER SQUARE FOOT OF OCCUPIABLE AREA IN RESIDENTIAL NEW CONSTRUCTION
12 THROUGH DECEMBER 31, 2020;

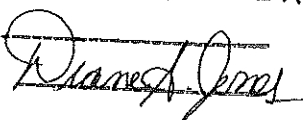
13 (II) \$6.25 PER SQUARE FOOT OF OCCUPIABLE AREA IN RESIDENTIAL NEW CONSTRUCTION
14 THROUGH 5 DECEMBER 31, 2021; AND

15 (III) \$7.50 PER SQUARE FOOT OF OCCUPIABLE AREA IN RESIDENTIAL NEW CONSTRUCTION
16 THEREAFTER."

ADOPTED 11/4/2019 enrolled

FAILED

SIGNATURE



Amendment 1 to Amendment 5 to Council Bill No. 42-2019

BY: David Yungmann

Legislative Day No. 13

Date: November 4, 2019

Amendment 1 to Amendment 5

(This Amendment alters the phase-in rates and the final rate.)

- 1 On page 1, strike lines 1 through 8 in their entirety and substitute:
2 “On page 6, strike line 23, and substitute:
3 “IS:
4 (I) \$4.75 PER SQUARE FOOT OF OCCUPIABLE AREA IN RESIDENTIAL NEW CONSTRUCTION
5 THROUGH DECEMBER 31, 2020;
6 (II) \$6.25 PER SQUARE FOOT OF OCCUPIABLE AREA IN RESIDENTIAL NEW CONSTRUCTION
7 THROUGH 5 DECEMBER 31, 2021; AND
8 (III) \$7.50 PER SQUARE FOOT OF OCCUPIABLE AREA IN RESIDENTIAL NEW CONSTRUCTION
9 THEREAFTER.””

ADOPTED November 4, 2019

FAILED
SIGNATURE Deane A. Jones

Amendment 5 to Council Bill No. 42-2019

BY: David Yungmann

Legislative Day No. 13

Date: November 4, 2019

Amendment No. 5

(This Amendment provides for a phase in of the surcharge.)

1 On page 6 in line 23, after "is" insert:

2 “:

3 (i) \$4.08 per square foot of occupiable area in residential new construction through
4 December 31, 2020;

5 (ii) \$5.44 per square foot of occupiable area in residential new construction through
6 December 31, 2021; and

7 (iii)”

8 Also on page 6, at the end of line 23 before the period, insert “thereafter”.

9

ADOPTED ~~as amended by Amdm 7.~~ November 4, 2019

FAILED

SIGNATURE

James A. Jones

Amendment 6 to Council Bill No. 42-2019

BY: David Yungmann

Legislative Day No. 13

Date: November 4, 2019

Amendment No. 6

(This Amendment alters the rate for housing projects that have reached specified stages of development and sunsets that rate.)

On page 7, before line 1, insert:

“Section 2. And Be It Further Enacted by the County Council of Howard County, Maryland that:

(a) Notwithstanding the school facility surcharge rates established in Section 1 of this Act, the school facility surcharge rate shall be \$1.32 per square foot for non-senior residential new construction projects that have, on or before the effective date of this Act:

(1) an approved preliminary plan original signature or preliminary equivalent sketch plan;

(2) a final plan approval letter for a minor subdivision or resubdivision;

(3) an approved site development plan; or

(4) (i) on file with the Department of Planning and Zoning a final development plan for a project in the Downtown Columbia Development District; and

(ii) posted a notice of the filing on the property before the day that the surcharge is assessed.

(1) within the Planned Service Area, a signed Site Development Plan; or

(2) outside of the Planned Service Area, a technically complete Final Plan; at record plat of phase one for a phased project; or

(3) a final plan approval letter for a minor subdivision.

(b) The rates provided for in this Section 2 shall only apply to construction for which the surcharge is collected on or before the day that is 2 years after the effective date of this Act.”.

ADOPTED 11/4/2019 enclosed
FAILED
SIGNATURE Diane A. Jones

20

21

Also on page 7, in line 1, strike "*Section 2*" and substitute "*Section 3*".

Amendment 1 to Amendment 6 to Council Bill No. 42-2019

BY: Liz Walsh

Legislative Day No. 13

Date: November 4, 2019

Amendment 1 to Amendment 6

(This Amendment helps to ensure that the revenues from the surcharge are not diminished in total by reducing rates for certain projects.)

1 On page 1, before line 1, insert:

2

3 "On page 6, in line 23, strike "\$6.80" and substitute "\$7.30"."

~~ADOPTED~~
~~FAILED November 4, 2019~~
SIGNATURE *Blane A. Jones*

Amendment 2 to Amendment 6 to Council Bill No. 42-2019

BY: David Yungmann

Legislative Day No. 13

Date: November 4, 2019

Amendment No. 2 to Amendment 6

(This Amendment alters the projects that are grandfathered at the existing rate.)

- 1 On page 1, strike lines 7 through 9 and substitute:
2 "(1) within the Planned Service Area, a Site Development Plan that has been accepted by
3 Department of Planning and Zoning; or
4 (2) outside of the Planned Service Area, a technically complete Final Plan; at record plat of
5 phase one for a phased project; or
6 (3) a final plan approval letter for a minor subdivision; or".

ADOPTED

FAILED

SIGNATURE

~~Withdrawn
Nov. 4, 2019~~
~~Dianna J. Jones~~

Amendment 3 to Amendment 6 to Council Bill No. 42-2019

BY: Christiana Mercer Rigby

Legislative Day No. 13

Date: November 4, 2019

Amendment No. 3 to Amendment 6

(This Amendment reduces the kinds of projects that are grandfathered at the existing rate.)

- 1 On page 1, in line 6, strike beginning with the colon down through and including line 13 and
- 2 substitute "an approved site development plan".

ADOPTED

FAILED

SIGNATURE

~~Withdrawn
November 4, 2019~~

~~James S. Jones~~

Amendment 4 to Amendment 6 to Council Bill No. 42-2019

BY: Christiana Mercer Rigby
And David Yungmann

Legislative Day No. 13

Date: November 4, 2019

Amendment No. 4 to Amendment 6

(This Amendment alters the projects that are grandfathered at the existing rate.)

- 1 On page 1, strike lines 7 through 13 and substitute:
- 2 “(1) within the Planned Service Area, a signed Site Development Plan; or
- 3 (2) outside of the Planned Service Area, a technically complete Final Plan; at record plat of
- 4 phase one for a phased project; or
- 5 (3) a final plan approval letter for a minor subdivision.”.

ADOPTED November 4, 2019
FAILED _____
SIGNATURE David Jones

Amendment 6 to Council Bill No. 42-2019

BY: David Yungmann

Legislative Day No. 13

Date: November 4, 2019

Amendment No. 6

(This Amendment alters the rate for housing projects that have reached specified stages of development and sunsets that rate.)

1 On page 7, before line 1, insert:

2 “Section 2. And Be It Further Enacted by the County Council of Howard County, Maryland
3 that:

4 (a) Notwithstanding the school facility surcharge rates established in Section 1 of this Act, the
5 school facility surcharge rate shall be \$1.32 per square foot for non-senior residential new
6 construction projects that have, on or before the effective date of this Act:

7 (1) an approved preliminary plan original signature or preliminary equivalent sketch plan;

8 (2) a final plan approval letter for a minor subdivision or resubdivision;

9 (3) an approved site development plan; or

10 (4) (i) on file with the Department of Planning and Zoning a final development plan for a
11 project in the Downtown Columbia Development District; and

12 (ii) posted a notice of the filing on the property before the day that the surcharge is
13 assessed.

14 (b) The rates provided for in this Section 2 shall only apply to construction for which the
15 surcharge is collected on or before the day that is 2 years after the effective date of this Act.”

16
17 Also on page 7, in line 1, strike “Section 2” and substitute “Section 3”.

ADOPTED as amended by Amend 4 to Amend 4
November 4, 2019
1
FAILED
SIGNATURE Deane A. Jones

Amendment 7 to Council Bill No. 42-2019

BY: Deb Jung

Legislative Day No. 13

Date: November 4, 2019

Amendment No. 7

(This Amendment provides for an annual adjustment of the rate.)

1 On page 6, in line 22, strike "PARAGRAPH (3)" and substitute "PARAGRAPHS (3) AND (4)".

2

3 Also on page 6, after line 26, insert:

4 "(4) THE RATE ESTABLISHED IN PARAGRAPH (2) OF THIS SUBSECTION SHALL BE ADJUSTED FOR
5 INFLATION IN ACCORDANCE WITH THE CONSUMER PRICE INDEX FOR ALL URBAN CONSUMERS
6 PUBLISHED BY THE UNITED STATES DEPARTMENT OF LABOR, FOR THE FISCAL YEAR PRECEDING
7 THE YEAR FOR WHICH THE AMOUNT IS BEING CALCULATED. THE ADJUSTMENT MAY NOT REDUCE
8 THE RATE BELOW \$1.32.".

NOV 4 2019

FAILED

SIGNATURE

Deane A. Jones

Amendment 8 to Council Bill No. 42-2019

BY: The Chairperson
at the request of the
County Attorney

Legislative Day No. 13

Date: November 4, 2019

Amendment No. 8

(This technical Amendment deletes language that has already been enacted by Chapter 744 of the Acts of the General Assembly of 2019.)

- 1 On page 1, in line 19, strike "Sections 20.142. - [Surcharge enacted.] and." and substitute
- 2 "Section".
- 3
- 4 Beginning on page 1, strike line 25 down through and including line 4 on page 6.

ADOPTED November 4, 2019
FAILED _____
SIGNATURE Diane J. Jones

Introduced 9/3/2019
Public Hearing 9/18/2019
Council Action 11/4/2019
Executive Action _____
Effective Date _____

County Council of Howard County, Maryland

2019 Legislative Session

Legislative Day No. 11

Bill No. 42 -2019

Introduced by: Christiana Mercer Rigby and Deb Jung
Co-sponsored by: Opel Jones and Liz Walsh

AN ACT to alter the school facilities surcharge in accordance with Chapter 744 of the Acts of the General Assembly of 2019; and generally relating to the school facilities surcharge.

Introduced and read first time September 3, 2019. Ordered posted and hearing scheduled.

By order Diane A. Jones
Diane Schwartz Jones, Administrator

Having been posted and notice of time & place of hearing & title of Bill having been published according to Charter, the Bill was read for a second time at a public hearing on September 18, 2019.

By order Diane A. Jones
Diane Schwartz Jones, Administrator

This Bill was read the third time on November 4 2019 and Passed X, Passed with amendment X, Failed _____

By order Diane A. Jones
Diane Schwartz Jones, Administrator

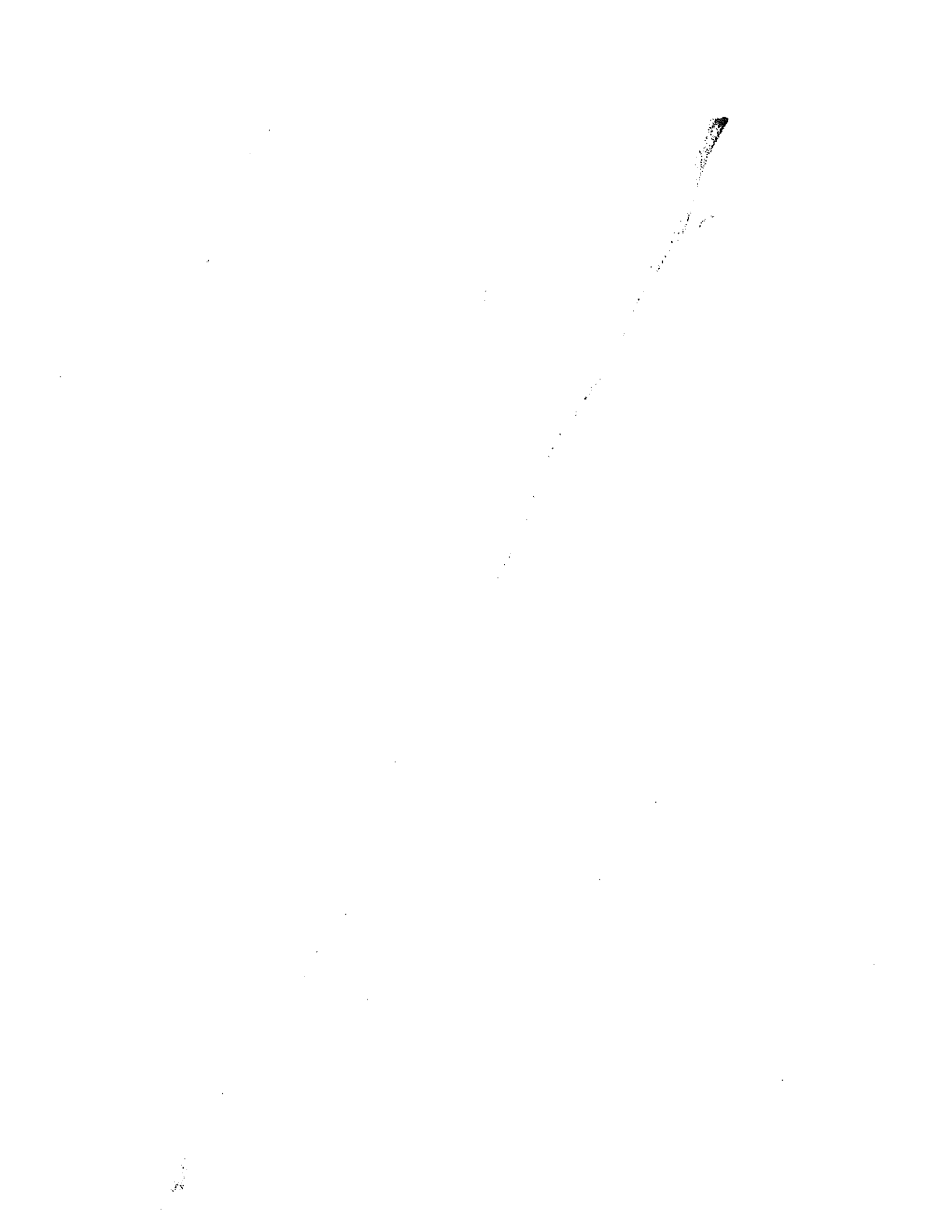
Sealed with the County Seal and presented to the County Executive for approval this 5th day of November, 2019 at 2 a.m. (p.m.)

By order Diane A. Jones
Diane Schwartz Jones, Administrator

Approved by the County Executive _____, 2019

Calvin Ball, County Executive

NOTE: [[text in brackets]] indicates deletions from existing law; TEXT IN SMALL CAPITALS indicates additions to existing law; Strike-out indicates material deleted by amendment; Underlining indicates material added by amendment.



1 **Whereas**, the County Council has considered the following issues when determining the amount
2 of the school facilities surcharge:

- 3 (i) the capital costs for the construction of new public schools and additions to existing
4 public schools;
- 5 (ii) the anticipated amount of the state contribution for school construction funding;
- 6 (iii) the average percentage of student enrollments that will be generated by the
7 residential new construction;
- 8 (iv) the impact of school redistricting by the Howard County Board of Education;
- 9 (v) the potential for charging different amounts for differently sized residential new
10 construction units;
- 11 (vi) the effect on affordable housing units; and
- 12 (vii) sources of tax and fee revenue for the county, including the transfer tax.

13 Now therefore,

14 **Section 1. *Be It Enacted by the County Council of Howard County, Maryland, that the Howard***
15 ***County Code is amended as follows:***

16 *By amending:*

17 *Title 20 - Taxes, charges, and fees.*

18 *Subtitle 1. - Real property tax; administration, credits, and enforcement.*

19 *Sections 20.142. - [Surcharge enacted.] and 20.143. - Surcharge*

20 *imposed.*

21
22 **Title 20 - Taxes, charges, and fees.**

23 **Subtitle 1. - Real property tax; administration, credits, and enforcement.**

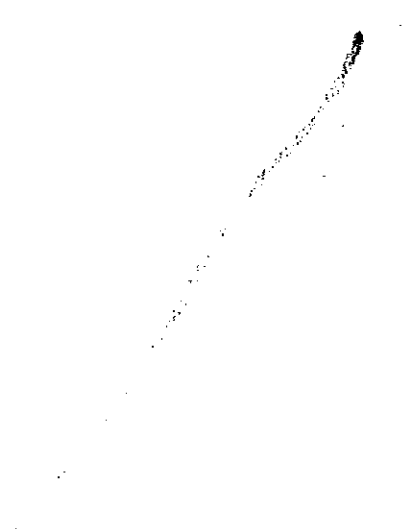
24
25 **SEC. 20.142. - SURCHARGE ENACTED.**

26 (a) (1) In this section the following words have the meanings indicated:

27 (2) Applicant means the individual, partnership, corporation, or other legal
28 entity whose signature appears on the building permit application.

29 (3) (i) Building means a structure with exterior walls which combine to form
30 an occupiable structure.

31 (ii) Building does not include a temporary structure, as defined in the
32 Howard County Building Code.



1 (4) (i) New construction means construction of a building which requires a
2 Howard County building permit.

3 (ii) New construction does not include, if the building replaces an
4 existing building, replacement of a building due to casualty or loss within three
5 years of that casualty or loss, or replacement of a mobile home on a site, except to
6 the extent the gross square footage of the replacement building or replacement
7 mobile home exceeds the gross square footage of the building or mobile home
8 being replaced.

9 (5) Occupiable means space that is:

10 (i) Designed for human occupancy in which individuals may live, work,
11 or congregate for amusement; and

12 (ii) Equipped with means of egress, light, and ventilation.

13 (6) (i) Residential means a building that contains one or more dwelling units
14 and includes a boarding house.

15 (ii) Residential includes all areas that are contained within a residential
16 building, including an attached garage or area for home occupations.

17 (iii) Residential does not include:

18 1. Transient accommodations, including a hotel, country inn, or
19 bed and breakfast inn;

20 2. Nonresidential uses in a mixed-use structure; or

21 3. Detached accessory buildings, including a detached garage or
22 shed that does not contain living quarters.

23 (b) The County Council by ordinance shall impose a school facilities surcharge on
24 residential new construction for which a building permit is issued on or after July 1,
25 2004.

26 (c) (1) [[For fiscal year 2005, a school facilities surcharge imposed on residential
27 new construction shall be in the amount of one dollar per square foot of occupiable area
28 in the residential new construction.

29 (2) For fiscal year 2006 and each succeeding fiscal year, the facilities surcharge
30 established in paragraph (1) of this subsection shall be adjusted for inflation in
31 accordance with the Consumer Price Index for All Urban Consumers published by the



1 United States Department of Labor, for the fiscal year preceding the year for which the
2 amount is being calculated]].

3 (1) SUBJECT TO PARAGRAPH (2) OF THIS SUBSECTION, FOR FISCAL YEAR 2020
4 AND EACH SUCCEEDING FISCAL YEAR, A SCHOOL FACILITIES SURCHARGE IMPOSED
5 ON RESIDENTIAL NEW CONSTRUCTION SHALL BE IN AN AMOUNT:

6 1. EQUAL TO OR GREATER THAN THE AMOUNT IMPOSED BY THE
7 COUNTY COUNCIL ON JUNE 30, 2019, PER SQUARE FOOT OF OCCUPIABLE
8 AREA IN THE RESIDENTIAL NEW CONSTRUCTION; AND

9 2. EQUAL TO THE AMOUNT IMPOSED BY THE COUNTY COUNCIL ON
10 JUNE 30, 2019, PER SQUARE FOOT OF OCCUPIABLE AREA IN THE
11 RESIDENTIAL NEW CONSTRUCTION THAT IS CLASSIFIED AS SENIOR HOUSING
12 UNDER 42 U.S.C. § 3607(b).

13 (ii) THE COUNTY COUNCIL MAY NOT IMPOSE A SCHOOL FACILITIES
14 SURCHARGE ON RESIDENTIAL NEW CONSTRUCTION THAT IS CLASSIFIED AS SENIOR
15 HOUSING AND AN AFFORDABLE HOUSING UNIT, AS DEFINED IN § 28.116 OF THE
16 COUNTY CODE.

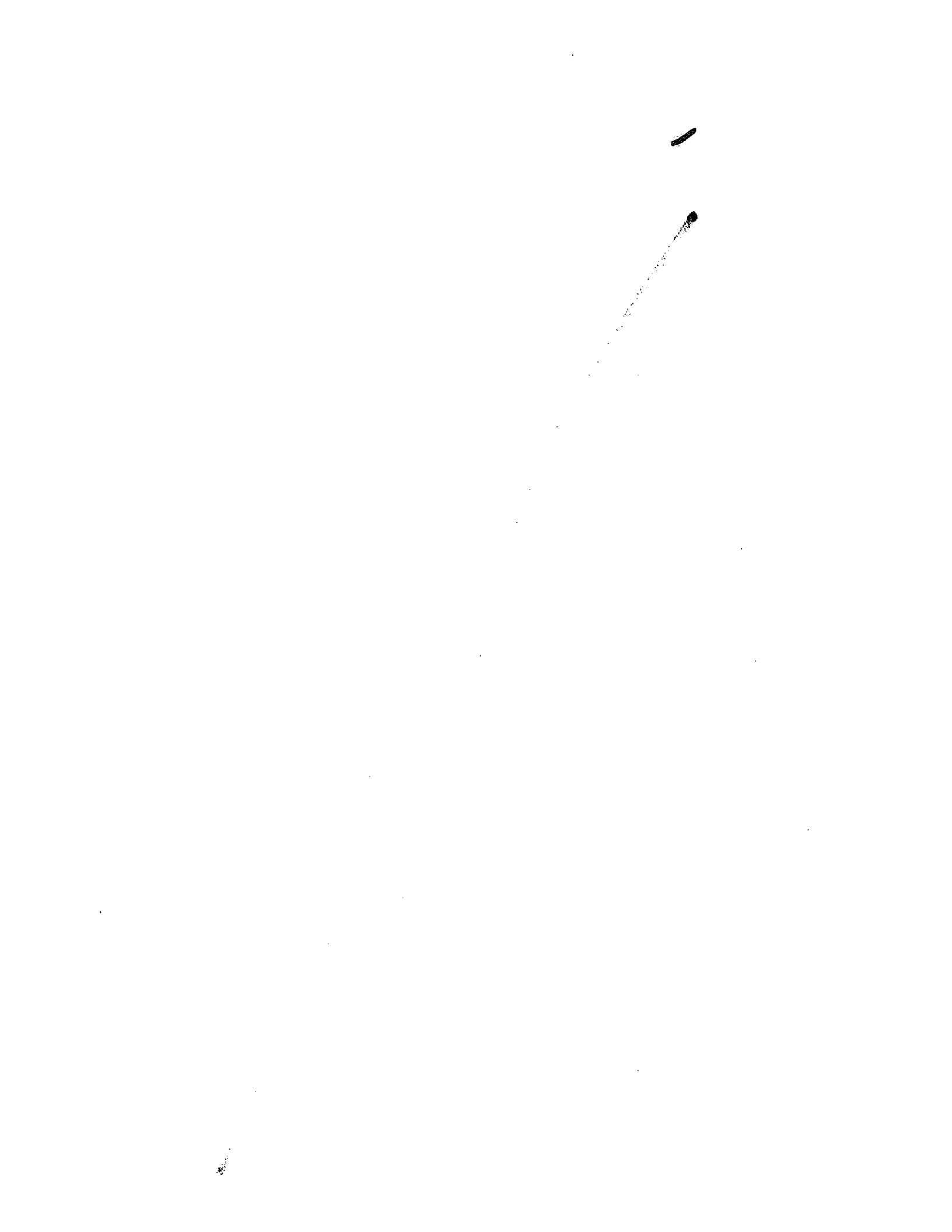
17 (2) THE COUNTY COUNCIL MAY ENACT A LOCAL LAW THAT PROVIDES FOR AN
18 ANNUAL ADJUSTMENT IN THE AMOUNT OF THE SCHOOL FACILITIES SURCHARGE UNDER
19 PARAGRAPH (1)(i) OF THIS SUBSECTION IN THE FOLLOWING MANNER:

20 (i) SUBJECT TO PARAGRAPH (3) OF THIS SUBSECTION, AN INCREASE OR
21 DECREASE IN THE AMOUNT OF THE SCHOOL FACILITIES SURCHARGE UNDER
22 PARAGRAPH (1)(i)1 OF THIS SUBSECTION;

23 (ii) A DECREASE IN THE AMOUNT OF THE SCHOOL FACILITIES SURCHARGE
24 UNDER PARAGRAPH (1)(i)2 OF THIS SUBSECTION; OR

25 (iii) ESTABLISHMENT OF A GRANDFATHERING PROCESS FOR RESIDENTIAL
26 NEW CONSTRUCTION BASED ON THE STATUS IN THE DEVELOPMENT PROCESS.

27 (3) THE COUNTY COUNCIL MAY NOT IMPOSE A SCHOOL FACILITIES SURCHARGE ON
28 RESIDENTIAL NEW CONSTRUCTION UNDER PARAGRAPH (1)(i)1 OF THIS SUBSECTION IN AN
29 AMOUNT THAT IS LESS THAN THE AMOUNT IMPOSED BY THE COUNTY COUNCIL ON JUNE 30,
30 2019.



1 (4) BEFORE ENACTING A LOCAL LAW TO ADJUST THE AMOUNT OF THE SCHOOL
2 FACILITIES SURCHARGE UNDER THIS SUBSECTION, THE COUNTY COUNCIL SHALL CONSIDER
3 THE FOLLOWING ISSUES WHEN DETERMINING THE AMOUNT:

4 (I) THE CAPITAL COSTS FOR THE CONSTRUCTION OF NEW PUBLIC SCHOOLS
5 AND ADDITIONS TO EXISTING PUBLIC SCHOOLS;

6 (II) THE ANTICIPATED AMOUNT OF THE STATE CONTRIBUTION FOR SCHOOL
7 CONSTRUCTION FUNDING;

8 (III) THE AVERAGE PERCENTAGE OF STUDENT ENROLLMENTS THAT WILL BE
9 GENERATED BY THE RESIDENTIAL NEW CONSTRUCTION;

10 (IV) THE IMPACT OF SCHOOL REDISTRICTING BY THE HOWARD COUNTY
11 BOARD OF EDUCATION;

12 (V) THE POTENTIAL FOR CHARGING DIFFERENT AMOUNTS FOR DIFFERENTLY
13 SIZED RESIDENTIAL NEW CONSTRUCTION UNITS;

14 (VI) THE EFFECT ON AFFORDABLE HOUSING UNITS; AND

15 (VII) SOURCES OF TAX AND FEE REVENUE FOR THE COUNTY, INCLUDING THE
16 TRANSFER TAX.

17 (d) (1) The school facilities surcharge shall be paid by the applicant at the time a
18 building permit is issued for the residential new construction.

19 (2) The school facilities surcharge may not be construed to be a settlement cost.

20 (e) (1) The County shall rebate to the Applicant the school facilities surcharge
21 imposed on residential new construction under this section if, on the initial sale of the
22 property, the property is sold for a fair market value that is less than \$200,000.00.

23 (2) If, on completion, the residential new construction is not sold but the
24 property is occupied by the Applicant or the immediate family of the Applicant, the
25 County shall rebate to the Applicant the school facilities surcharge imposed under this
26 section if the initial assessment value assigned to the property by the State Department of
27 Assessments and Taxation for purposes of the County real property tax equates to a
28 market value that is less than \$200,000.00.

29 (3) For fiscal year 2006 and each succeeding fiscal year, the value of the
30 property that is entitled to a rebate under this subsection shall be adjusted for inflation in
31 accordance with the Consumer Price Index for all Urban Consumers published by the



1 United States Department of Labor, for the fiscal year preceding the year for which the
2 value is being calculated.

3 (4) Within 30 days after the start of each fiscal year, the Howard County Office
4 of Finance shall calculate and publish in a newspaper of general circulation in the County
5 the value of the property that is entitled to the rebate specified under this subsection.

6 (f) Payment of the school facilities surcharge does not eliminate any authority to apply
7 any test concerning the adequacy of school facilities under the County's adequate public
8 school facility ordinance.

9 (g) Revenue collected under the school facilities surcharge shall be deposited in a
10 separate account and may only be used to pay for:

11 (1) Additional or expanded public school facilities such as renovations to
12 existing school buildings or other systemic changes; or

13 (2) Debt service on bonds issued for additional or expanded public school
14 facilities or new school construction.

15 (h) Revenue collected under the school facilities surcharge is intended to supplement
16 funding for public school facilities and may not supplant other County or State funding
17 for school construction.

18 (i) (1) Subject to section 22.1000 of the County Code, the County Executive of
19 Howard County shall prepare an annual report on the school facilities surcharge on or
20 before August 31 of each year for the County Council of Howard County, the Howard
21 County Senate Delegation, and the Howard County House Delegation, to include:

22 (I) DETAILED INFORMATION REGARDING THE SCHOOL FACILITIES
23 SURCHARGE, AND THE AMOUNT AND KIND OF RESIDENTIAL DEVELOPMENT AND THE
24 CHANGE IN SCHOOL POPULATION IN THE COUNTY OVER THE PREVIOUS 5 YEARS;

25 ~~[[1]]~~ (II) A detailed description of how fees were expended ~~[[and]]~~

26 ~~[[2]]~~ (III) The amount of fees collected~~[[.]]~~; AND

27 (IV) RECOMMENDATIONS REGARDING HOW THE COUNTY
28 SHOULD PROCEED IN ITS CALCULATION OF THE SCHOOL FACILITIES SURCHARGE
29 FOR THE NEXT 5 YEARS.

30 (K) IN A YEAR THAT THE COUNTY COUNCIL ENACTS A LOCAL LAW TO PROVIDE FOR AN
31 ANNUAL INCREASE IN THE SCHOOL FACILITIES SURCHARGE IN ACCORDANCE WITH



1 SUBSECTION (C)(2) OF THIS SECTION, THE COUNTY EXECUTIVE SHALL INCLUDE IN THE
2 REPORT REQUIRED UNDER PARAGRAPH (1) OF THIS SUBSECTION A DESCRIPTION OF THE
3 COUNTY COUNCIL'S CONSIDERATION OF THE ISSUES UNDER SUBSECTION (C)(4) OF THIS
4 SECTION.

5
6 **Sec. 20.143. - Surcharge imposed.**

7 (a) [[House bill 1445 of the Acts of the General Assembly of 2004]] CHAPTER 744 OF
8 THE ACTS OF THE GENERAL ASSEMBLY OF 2019, [[to be codified as]] SET FORTH IN section
9 20.142 of the Howard County Code, requires that the County Council impose a school
10 facilities surcharge on residential new construction for which a building permit is issued
11 on or after July 1, 2004, with the revenue from the surcharge to be used to pay for
12 additional or expanded public school facilities such as renovations to existing school
13 buildings or other systemic changes, debt service on bonds issued for additional or
14 expanded public school facilities, or new school construction.

15 (b) (1) In accordance with [[House bill 1445]] CHAPTER 744 OF THE ACTS OF
16 THE GENERAL ASSEMBLY OF 2019, there is a public school facilities surcharge imposed on
17 residential new construction for which a building permit is issued on or after July 1,
18 2004, OTHER THAN RESIDENTIAL NEW CONSTRUCTION THAT IS BOTH:

19 (i) CLASSIFIED AS SENIOR HOUSING; AND

20 (ii) AN AFFORDABLE HOUSING UNIT, AS DEFINED IN § 28.116 OF THE
21 COUNTY CODE.

22 (2) EXCEPT AS PROVIDED IN PARAGRAPH (3) OF THIS SUBSECTION, THE SURCHARGE
23 IS \$6.80 PER SQUARE FOOT OF OCCUPIABLE AREA IN RESIDENTIAL NEW CONSTRUCTION.

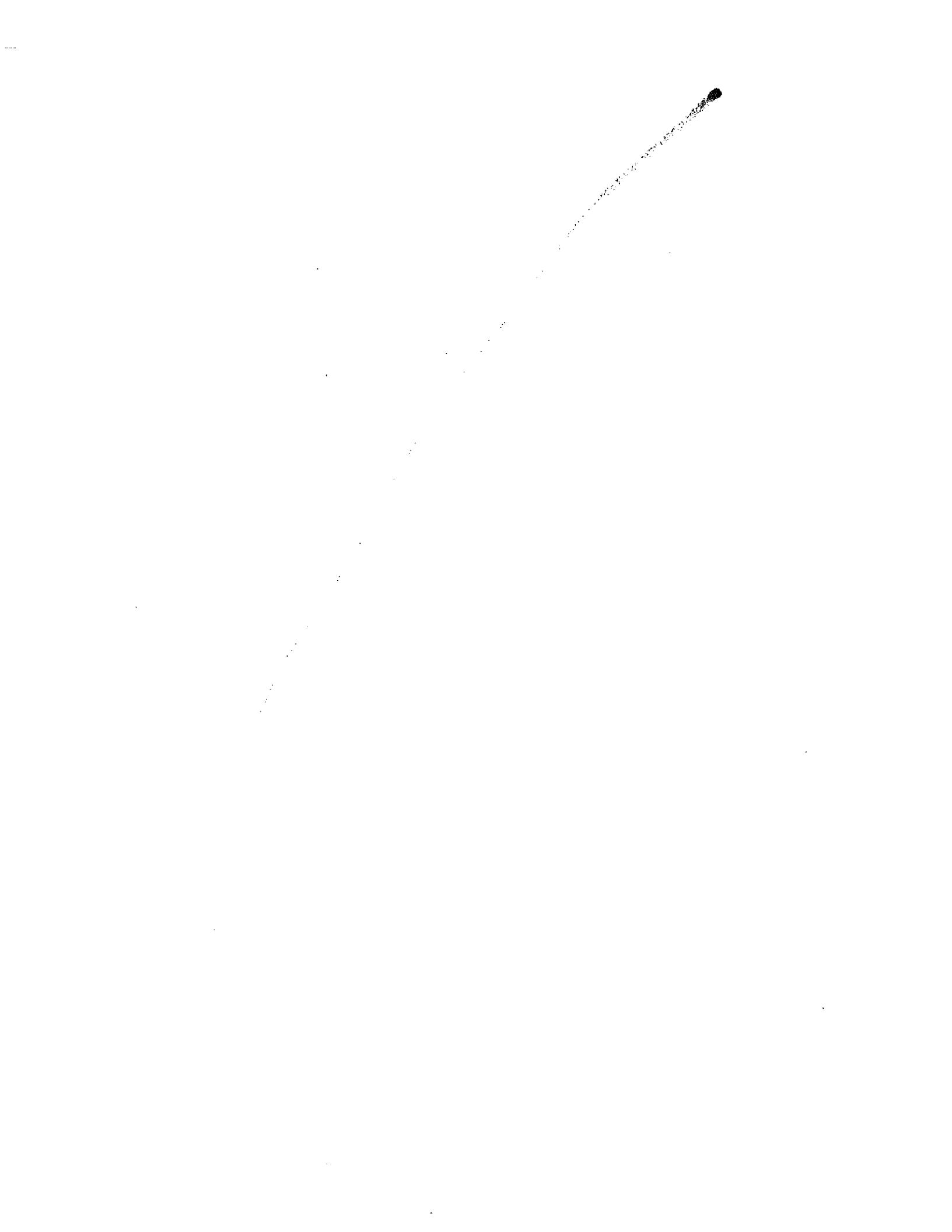
24 (3) THE SURCHARGE IS \$1.32 PER SQUARE FOOT OF OCCUPIABLE AREA IN
25 RESIDENTIAL NEW CONSTRUCTION THAT IS CLASSIFIED AS SENIOR HOUSING UNDER 42
26 U.S.C. § 3607(B).

27 (c) The amount and terms of the surcharge, and the use of the revenue collected under
28 the surcharge, shall be as required by section 20.142 of the Howard County Code, as
29 enacted by [[House bill 1445]] CHAPTER 744 OF THE ACTS OF THE GENERAL ASSEMBLY
30 OF 2019.

31



1 *Section 2. And Be It Further Enacted by the County Council of Howard County, Maryland that*
2 *this Act shall become effective 61 days after its enactment.*



Amendment 1 to Council Bill No. 42-2019

**BY: Deb Jung and
Christiana Mercer Rigby**

Legislative Day No. 13

Date: November 4, 2019

Amendment No. 1

(This Amendment alters the rate for certain moderate income housing units.)

1 On page 6, in line 24, after “(3)” insert “(1)”.

2 Also on page 6, after line 26, insert:

3 “(II) THE SURCHARGE IS THE GREATER OF \$1.32 OR ONE-THIRD THE RATE SET UNDER PARAGRAPH
4 (2) OF THIS SUBSECTION FOR A MODERATE INCOME HOUSING UNIT THAT IS BUILT ONSITE BEYOND
5 THE NUMBER OF MODERATE INCOME HOUSING UNITS REQUIRED FOR THE DEVELOPMENT BY TITLE
6 13, SUBTITLE 4 OF THIS CODE.”.

7

8

Amendment 1 to Amendment 2 to Council Bill No. 42-2019

BY: Christiana Mercer Rigby

Legislative Day No. 13

Date: November 4, 2019

Amendment No. 1 to Amendment 2

(This Amendment eliminates certain projects from the reduced rate.)

- 1 On page 1, in line 4, strike "APPLIED FOR OR".

Amendment 2 to Amendment 2 to Council Bill No. 42-2019

BY: Liz Walsh

Legislative Day No. 13

Date: November 4, 2019

Amendment No. Z to Amendment Z

(This Amendment helps to ensure that the revenues from the surcharge are not diminished in total by reducing rates for certain projects.)

1 On page 1, before line 1, insert:

2

3 "On page 6, in line 23, strike "\$6.80" and substitute "\$6.87"."

Amendment 2 to Council Bill No. 42-2019

BY: Deb Jung and
Christiana Mercer Rigby

Legislative Day No. 13

Date: November 4, 2019

Amendment No. 2

(This Amendment alters the rate for certain affordable housing projects.)

1 On page 6, in line 24, after “(3)” insert “(1)”.

2 Also on page 6, after line 26, insert:

3 “(1) THE SURCHARGE IS ONE-THIRD OF THE RATE SET UNDER PARAGRAPH (2) OF THIS SUBSECTION
4 FOR NON-SENIOR RESIDENTIAL NEW CONSTRUCTION PROJECTS THAT HAVE APPLIED FOR OR
5 RECEIVED FUNDING FROM THE STATE OF MARYLAND OR FROM THE COUNTY AS AN AFFORDABLE
6 HOUSING PROJECT AFTER DECEMBER 31, 2020.”.

7

Amendment 1 to Amendment 3 to Council Bill No. 42-2019

BY: Christiana Mercer Rigby

Legislative Day No. 13

Date: November 4, 2019

Amendment No. 1 to Amendment 3

(This Amendment eliminates certain projects from the reduced rate.)

- 1 On page 1, in line 5, strike "applied for or".

Amendment 2 to Amendment 3 to Council Bill No. 42-2019

BY: Liz Walsh

Legislative Day No. 13

Date: November 4, 2019

Amendment No. 2 to Amendment 3

(This Amendment helps to ensure that the revenues from the surcharge are not diminished in total by reducing rates for certain projects.)

1 On page 1, before line 1, insert:

2

3 "On page 6, in line 23, strike "\$6.80" and substitute "\$6.95"."

Amendment 3 to Council Bill No. 42-2019

BY: Deb Jung and
Christiana Mercer Rigby

Legislative Day No. 13

Date: November 4, 2019

Amendment No. 3

(This Amendment alters the rate for certain affordable housing projects.)

1 On page 7, before line 1, insert:

2 “Section 2. And Be It Further Enacted by the County Council of Howard County, Maryland
3 that notwithstanding the school facility surcharge rates established in Section 1 of this Act, the
4 school facility surcharge rate shall be \$1.32 per square foot for non-senior residential new
5 construction projects that have applied for or received funding from the State of Maryland or
6 from the County as an affordable housing project on or before December 31, 2020.”.

7
8 Also on page 7, in line 1, strike “Section 2” and substitute “Section 3”.

Amendment 1 to Amendment 4 to Council Bill No. 42-2019

BY: Liz Walsh

Legislative Day No. 13

Date: November 4, 2019

Amendment No. 1 to Amendment 4

(This Amendment helps to ensure that the revenues from the surcharge are not diminished in total by reducing rates for certain projects.)

- 1 On page 1, before line 1, insert:
- 2
- 3 "On page 6, in line 23, strike "\$6.80" and substitute "\$7.16"."

Amendment 4 to Council Bill No. 42-2019

BY: Opel Jones

Legislative Day No. 13

Date: November 4, 2019

Amendment No. 4

(This Amendment alters the rate for certain housing units in Downtown Columbia.)

1 On page 6, in line 24, after "(3)" insert "(I)".

2 Also on page 6, after line 26, insert:

3 "(II) THE SURCHARGE ON RESIDENTIAL NEW CONSTRUCTION IN THE DOWNTOWN COLUMBIA

4 DEVELOPMENT DISTRICT, AS DEFINED IN COUNCIL RESOLUTION 105-2016, IS A RATE OF:

5 1. \$1.32 PER SQUARE FOOT OF OCCUPIABLE AREA; PLUS

6 2. ONE-HALF OF THE DIFFERENCE BETWEEN \$1.32 AND THE RATE THAT WOULD BE APPLICABLE

7 TO THE RESIDENTIAL NEW CONSTRUCTION IF IT WAS LOCATED OUTSIDE THE DOWNTOWN

8 COLUMBIA DEVELOPMENT DISTRICT."

9

Amendment 1 to Amendment 5 to Council Bill No. 42-2019

BY: David Yungmann

Legislative Day No. 13

Date: November 4, 2019

Amendment No. 1 to Amendment 5

(This Amendment alters the phase-in rates and the final rate.)

1 On page 1, strike lines 1 through 8 in their entirety and substitute:

2 “On page 6, strike line 23, and substitute:

3 “IS:

4 (I) \$4.75 PER SQUARE FOOT OF OCCUPIABLE AREA IN RESIDENTIAL NEW CONSTRUCTION
5 THROUGH DECEMBER 31, 2020;

6 (II) \$6.25 PER SQUARE FOOT OF OCCUPIABLE AREA IN RESIDENTIAL NEW CONSTRUCTION
7 THROUGH 5 DECEMBER 31, 2021; AND

8 (III) \$7.50 PER SQUARE FOOT OF OCCUPIABLE AREA IN RESIDENTIAL NEW CONSTRUCTION
9 THEREAFTER.””

Amendment 5 to Council Bill No. 42-2019

BY: David Yungmann

Legislative Day No. 13

Date: November 4, 2019

Amendment No. 5

(This Amendment provides for a phase in of the surcharge.)

1 On page 6 in line 23, after "is" insert:

2 ":

3 (i) \$4.08 per square foot of occupiable area in residential new construction through

4 December 31, 2020;

5 (ii) \$5.44 per square foot of occupiable area in residential new construction through

6 December 31, 2021; and

7 (iii)"

8 Also on page 6, at the end of line 23 before the period, insert "thereafter".

9

Amendment 1 to Amendment 6 to Council Bill No. 42-2019

BY: Liz Walsh

Legislative Day No. 13

Date: November 4, 2019

Amendment No. 1 to Amendment 6

(This Amendment helps to ensure that the revenues from the surcharge are not diminished in total by reducing rates for certain projects.)

1 On page 1, before line 1, insert:

2

3 "On page 6, in line 23, strike "\$6.80" and substitute "\$7.30"."

Amendment 6 to Council Bill No. 42-2019

BY: David Yungmann

Legislative Day No. 13

Date: November 4, 2019

Amendment No. 6

(This Amendment alters the rate for housing projects that have reached specified stages of development and sunsets that rate.)

1 On page 7, before line 1, insert:

2 **“Section 2. And Be It Further Enacted by the County Council of Howard County, Maryland**
3 **that:**

4 **(a) Notwithstanding the school facility surcharge rates established in Section 1 of this Act, the**
5 **school facility surcharge rate shall be \$1.32 per square foot for non-senior residential new**
6 **construction projects that have, on or before the effective date of this Act:**

7 **(1) an approved preliminary plan original signature or preliminary equivalent sketch plan;**

8 **(2) a final plan approval letter for a minor subdivision or resubdivision;**

9 **(3) an approved site development plan; or**

10 **(4) (i) on file with the Department of Planning and Zoning a final development plan for a**
11 **project in the Downtown Columbia Development District; and**

12 **(ii) posted a notice of the filing on the property before the day that the surcharge is**
13 **assessed.**

14 **(b) The rates provided for in this Section 2 shall only apply to construction for which the**
15 **surcharge is collected on or before the day that is 2 years after the effective date of this Act.”.**

16 Also on page 7, in line 1, strike “**Section 2**” and substitute “**Section 3**”.

Amendment 7 to Council Bill No. 42-2019

BY: Deb Jung

Legislative Day No. 13

Date: November 14, 2019

Amendment No. 7

(This Amendment provides for an annual adjustment of the rate.)

1 On page 6, in line 22, strike "PARAGRAPH (3)" and substitute "PARAGRAPHS (3) AND (4)".

2

3 Also on page 6, after line 26, insert:

4 "(4) THE RATE ESTABLISHED IN PARAGRAPH (2) OF THIS SUBSECTION SHALL BE ADJUSTED FOR
5 INFLATION IN ACCORDANCE WITH THE CONSUMER PRICE INDEX FOR ALL URBAN CONSUMERS
6 PUBLISHED BY THE UNITED STATES DEPARTMENT OF LABOR, FOR THE FISCAL YEAR PRECEDING
7 THE YEAR FOR WHICH THE AMOUNT IS BEING CALCULATED. THE ADJUSTMENT MAY NOT REDUCE
8 THE RATE BELOW \$1.32."

Amendment 8 to Council Bill No. 42-2019

**BY: The Chairperson
at the request of the
County Attorney**

Legislative Day No. 13

Date: November 4, 2019

Amendment No. 8

(This technical Amendment deletes language that has already been enacted by Chapter 744 of the Acts of the General Assembly of 2019.)

- 1 On page 1, in line 19, strike “Sections 20.142. - [Surcharge enacted.] and.” and substitute
- 2 “Section”.
- 3
- 4 Beginning on page 1, strike line 25 down through and including line 4 on page 6.



HOWARD COUNTY OFFICE OF COUNTY EXECUTIVE

3430 Courthouse Drive ■ Ellicott City, Maryland 21043 ■ 410-313-2013 Voice/Relay

Calvin Ball
 Howard County Executive
 cball@howardcountymd.gov

www.howardcountymd.gov
 FAX 410-313-3051

October 28, 2019

Christiana Rigby, County Council Chairperson
 3430 Court House Drive
 Ellicott City, MD 21043

Dear Ms. Rigby,

Howard County is required to submit an annual report to the Maryland Department of Legislative Services (DLS) pursuant to Article 14 Section 20-142(i) of the Public Local Laws of Howard County. The County Council has requested supplemental information that the County has not previously included in the report to support its ongoing efforts with Council Bill 42. This letter summarizes the Council's information request and provides responses to that request.

Detailed information regarding the school facilities surcharge, and the amount and kind of residential development and the change in school population in the County over the previous five years

The Department of Planning and Zoning's annual Development Monitoring Systems (DMS) report contains a five-year history of the number of housing units built in the county. An excerpt from the 2018 DMS report is attached to this letter. This excerpt indicates that the County issued a total of 8,649 use and occupancy permits for new residential units from 2014 through 2018, which averages to 1,730 permits issued annually over that time period. The actual number of permits issued for the calendar year 2018 equals 1,612.

The Howard County Public School System (HCPSS) publishes official enrollment numbers annually on September 30 of each year. The table below provides enrollment totals by year and school level for the previous five years.

Year	Elementary School	Middle School	High School	Other	Total
9/30/2014	23,698	12,255	16,311	277	52,541
9/30/2015	25,519	12,730	16,370	251	54,870
9/30/2016	25,863	12,874	16,660	241	55,638
9/29/2017	26,287	13,160	17,137	215	56,799
9/30/2018	26,650	13,409	17,612	236	57,907
Percent change (2018/2014)	12%	9%	8%	-15%	



HOWARD COUNTY OFFICE OF COUNTY EXECUTIVE

3430 Courthouse Drive ■ Ellicott City, Maryland 21043 ■ 410-313-2013 Voice/Relay

Calvin Ball
Howard County Executive
cball@howardcountymd.gov

www.howardcountymd.gov
FAX 410-313-3051

A detailed description of how fees were expended

This information is included in the annual report.

The amount of fees collected

This information is included in the annual report.

Recommendations regarding how the County should proceed in its calculation of the school facilities surcharge for the next five years

Now that the County has the authority to alter the public school facilities surcharge annually under certain conditions, the Administration proposes that the County work together to agree upon a formula that can be updated at the County's discretion with consistent source information to periodically assess and adjust the surcharge to the growth realities of the time. The Administration has been working with the County Auditor's Office on this formula and believes this is a predictable and unbiased approach to align the need for additional school construction funding, which evolves over time, with the impact that new development has on HCPSS' Capital Improvement Program (CIP).

The Administration looks forward to working together on a solution to Council Bill 42. Please let us know if you have any questions about what is being provided.

Sincerely,

Calvin Ball
County Executive

Attachment

cc. Liz Walsh, Howard County Council District 1
Opel Jones, Howard County Council District 2
Deb Jung, Howard County Council District 4
David Yungmann, Howard County Council District 5
Diane Jones, Council Administrator
Craig Glendenning, Council Auditor
Sam Sidh, Chief of Staff

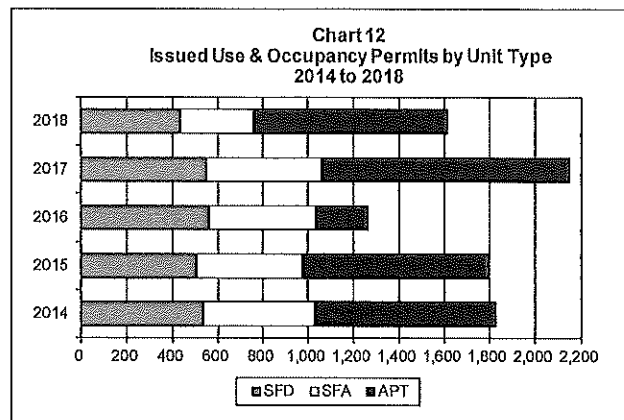
Issued Use and Occupancy Permits

Summary of Last Year

For the latest reporting period from January 1, 2018, to December 31, 2018, the County issued 1,612 use and occupancy permits (Table 29). Of all planning areas, the Southeast had the most with 457. This is followed by Downtown Columbia with 437, Elllicott City with 270, Elkridge with 248, the Rural West with 116, and Columbia with 84. Countywide, 27% of the permits were for single family detached units, 20% were for single family attached units and 53% were for apartment units (both rental and condo).

Table 29
Issued Use and Occupancy Permits by Unit Type In 2018

Planning Area	SFD	SFA	APT	MH	TOTAL	PERCENT
Downtown Columbia	0	0	437	0	437	27%
All Other Columbia	61	23	0	0	84	5%
Elkridge	23	225	0	0	248	16%
Ellicott City	98	39	133	0	270	17%
Rural West	116	0	0	0	116	7%
Southeast	137	37	283	0	457	28%
TOTAL	435	324	853	0	1,612	73%
PERCENT	27%	20%	53%	0%		100%



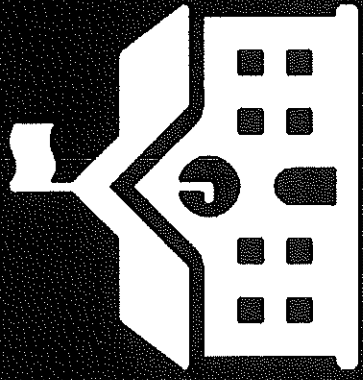
Five Year Results

From 2014 to 2018, a total of 8,649 use and occupancy permits were issued in Howard County (Table 30). This is an annual average of 1,730 permits per year.

Of the 8,649 total use and occupancy permits issued over the five year timeframe, 30% were for single family detached units, 26% for single family attached units, and 44% for apartment units (both rental and condo). There were 25% less units built last year compared to the year before, 1,612 completions in 2018 compared to 2,147 in 2017. Chart 12 shows the results by unit type graphically over time.

Table 30
Issued Use and Occupancy Permits by Unit Type, 2014 to 2018

Year	SFD	SFA	APT	MH	Total
2014	536	491	802	0	1,829
2015	506	469	823	0	1,798
2016	564	467	232	0	1,263
2017	550	510	1,087	0	2,147
2018	435	324	853	0	1,612
TOTAL	2,691	2,261	3,797	0	8,649
PERCENT	30%	26%	44%	0%	100%
ANNUAL AVG.	518	452	759	0	1,730



CB42 - 2019

An Act Raising the School
Facilities Surcharge in Howard County



HCPSS Capital Costs: FY 2020 - 2029

Capacity	Project	County Project	Occupancy	Approved Appropriations	FY 2020	FY 2021	FY 2022	FY 2023	FY 2024	FY 2025	FY 2026	FY 2027	FY 2028	FY 2029	Total Approp. plus FY20-FY29 Request
540	Talbot Springs ES Replacement	E1043	Sept 2022	\$ 8,050	\$ 9,500	\$ 14,218	\$ 9,878	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 41,646
1,650	New HS #13	E1035	Sept 2023	\$ 6,732	\$ 9,000	\$ 34,480	\$ 34,480	\$ 19,564	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 138,696
200	Hammond HS Renovation/Addition	E1024	Sept 2023	\$ 4,000	\$ 27,955	\$ 28,075	\$ 28,156	\$ 14,494	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 115,160
600	New ES #43	E1039	Sept 2024	\$ -	\$ 4,000	\$ 15,500	\$ 14,500	\$ 12,439	\$ 4,588	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 51,027
97	Dunloggin MS Renovation/Addition	E1049	Sept 2024	\$ -	\$ 2,000	\$ 8,684	\$ 11,671	\$ 11,534	\$ 5,000	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 38,859
156	Elicott Mills MS Addition	E1037	Sept 2023	\$ -	\$ -	\$ 1,000	\$ 6,415	\$ 1,000	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 8,415
600	New ES #44	E1036	Sept 2026	\$ -	\$ -	\$ -	\$ 4,000	\$ 7,500	\$ 15,500	\$ 12,500	\$ 12,500	\$ 2,810	\$ -	\$ -	\$ 38,310
250	Centennial HS Renovation/Addition	E1040	Sept 2026	\$ -	\$ -	\$ -	\$ -	\$ 15,550	\$ 16,367	\$ 27,278	\$ 26,187	\$ 6,524	\$ -	\$ -	\$ 53,013
TBD	New HS #14	E1025	Sept 2028	\$ -	\$ -	\$ -	\$ -	\$ 11,333	\$ 13,905	\$ 19,948	\$ 33,247	\$ 31,918	\$ 26,186	\$ 13,093	\$ 120,444
480	New ES #45	E1041	Sept 2030	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 4,000	\$ 11,500	\$ 12,500	\$ 28,000
	Systemic Renovations/Modernizations	E1044		\$ 25,955	\$ 34,486	\$ 26,927	\$ 21,270	\$ 21,474	\$ 16,948	\$ 17,000	\$ 18,000	\$ 18,000	\$ 19,000	\$ 20,000	\$ 238,178
	Roofing Projects	E1046		\$ 12,500	\$ 4,497	\$ 1,000	\$ 1,000	\$ 1,000	\$ 1,000	\$ 5,000	\$ 5,000	\$ 5,000	\$ 5,000	\$ 5,000	\$ 49,997
	Playground Equipment	E0990		\$ 2,930	\$ -	\$ 250	\$ 250	\$ 250	\$ 250	\$ 500	\$ 500	\$ 500	\$ 500	\$ 500	\$ 6,430
	Relocatable Classrooms	E1045		\$ 1,800	\$ 1,700	\$ 1,500	\$ 1,500	\$ 1,500	\$ 1,500	\$ 1,500	\$ 1,500	\$ 1,500	\$ 1,500	\$ 1,500	\$ 18,500
	Site Acquisition & Construction Reserve	E1047		\$ -	\$ 2,000	\$ 2,000	\$ 2,000	\$ 2,000	\$ 2,000	\$ 2,000	\$ 2,000	\$ 2,000	\$ 2,000	\$ 2,000	\$ 18,000
	Technology	E1048		\$ 2,750	\$ 1,000	\$ 5,500	\$ 7,500	\$ 7,500	\$ 7,500	\$ 7,500	\$ 7,500	\$ 7,500	\$ 7,500	\$ 7,500	\$ 69,250
	School Parking Lot Expansions	E1012		\$ 4,200	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 600	\$ 600	\$ 600	\$ 600	\$ 600	\$ 7,200
	Planning and Design	E1038		\$ 700	\$ 400	\$ 300	\$ 300	\$ 300	\$ 300	\$ 300	\$ 300	\$ 300	\$ 300	\$ 300	\$ 3,500
	Barrier Free	E0989		\$ 5,753	\$ 200	\$ 200	\$ 200	\$ 200	\$ 200	\$ 200	\$ 200	\$ 200	\$ 200	\$ 200	\$ 7,563
	TOTALS			\$ 75,370	\$ 56,615	\$ 128,169	\$ 141,304	\$ 133,222	\$ 141,543	\$ 110,451	\$ 120,064	\$ 107,039	\$ 106,203	\$ 79,152	\$ 1,199,132

Ten-Year Long-Range Master Plan = \$1,123,762

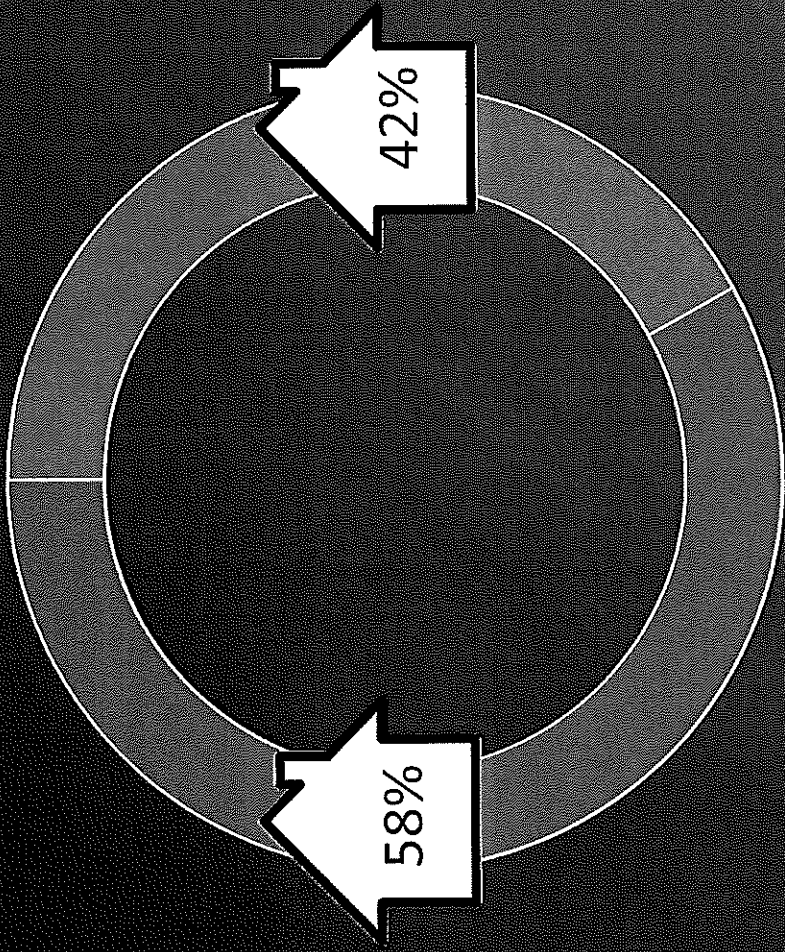
Source: HCPSS Approved FY 2020-2029 Long-Range Master Plan

HCPSS Capital Costs: FY 2020 - 2029

Project	Cost
FY 2020 Long Range Master Plan	\$ 1,123,762,000
Modernization	- \$ 238,178,000
Roofing Projects	- \$ 49,997,000
Playground Equipment	- \$ 6,430,000
Technology	- \$ 69,250,000
Barrier Fee	- \$ 7,533,000
Total Budget for New Construction	\$ 752,374,000

Source: HCPSS Approved FY 2020-2029 Long-Range Master Plan

Projected New Students From New Development



- New Construction
- Resales



Calculating Capital Need

\$ 752,374,000	School capital costs
- 263,330,900	estimated state funding (~35%)
<hr/>	
\$ 489,043,100	Total minus state funding
\$ 489,043,100	
x 0.42	42% student yield from new units*
<hr/>	
\$ 205,398,102	Capital cost of new housing units

*Source: HCPSS Office of Planning

Source: State of Maryland, Public School Construction Program

Post-APFO Unit Projections: 2019-2029

Unit Type	# Units	Average Square Ft	Square Feet
Single Family Detached East	2,256	4,774	10,770,144
Single Family Detached West	818	7,327	5,993,486
Single Family Attached	1,813	2,586	4,688,418
Apartment/Condo	5,989	1,458	8,731,962
Total	10,876 units		30,184,010 sq. ft.

Source: DPZ Round 9A Projections, 2018

Source: Department of Inspections, Licenses, and Permits, Unit Data from 2014-2017

Let's Recap

Capital Cost of New Development - \$ 205,398,102

Total Area of New Development - 30,184,010 sq. ft.

\$ 205,398,102

÷ 30,184,010

\$ 6.81 / sq. ft.

Sayers, Margery

From: Ling liu <lsliu00@gmail.com>
Sent: Tuesday, September 17, 2019 1:31 PM
To: CouncilMail
Subject: CB42 Please vote YES

[Note: This email originated from outside of the organization. Please only click on links or attachments if you know the sender.]

Please vote yes on CB42.

Our schools need the money and developers in HoCo have dramatically lower impact fees than any other country in the state.

Support HoCo Schools Vote Yes on CB42

Thank you,

Sayers, Margery

From: The Proctor's <iproctors@me.com>
Sent: Tuesday, September 17, 2019 12:30 PM
To: CouncilMail
Subject: Support CB42

[Note: This email originated from outside of the organization. Please only click on links or attachments if you know the sender.]

Dear Council,

I'm writing to support the legislation CB42. It is long over due and our children and communities are paying the price. For far too long the extremely low surcharge for building in this county has been accepted. Enough is enough! CB42 is the least we can do, but make no mistake it does not even begin to get us out of the hole we are in. The irresponsible building in this county has everyone scrambling. We need more schools yesterday and have no money for them. Many of the existing schools need additions and repairs/maintenance, and we have no money. The quality of learning environment and technology is not consistent throughout the county but there's no money to fix that. Class sizes are way too big, especially at schools with high need, no money or space to accommodate those changes. There is consistent growth at most schools and all our children are offered tin cans to learn in while being locked out of the building. Unacceptable! Do better! Please think of the needs of our children and all of the communities being disrupted and torn apart in many cases because irresponsible building and extremely low surrogates have been allowed. Pass CB42, it's the least you can do.

Christina Proctor

Sayers, Margery

From: Leah Shepherd <leahcarlson2003@yahoo.com>
Sent: Tuesday, September 17, 2019 11:39 AM
To: CouncilMail
Subject: support CB42

[Note: This email originated from outside of the organization. Please only click on links or attachments if you know the sender.]

Dear County Council,

I'd like to voice my support for CB42, and I hope you will vote for it. The bill will increase the school facilities surcharge fee on developers. I believe the funding for school repairs and construction should be a priority. I want to see money in the budget for renovating Hammond High School, and this bill will help that effort toward funding school repairs and construction in the future. This bill is scheduled to be voted on at 7:00pm on Monday, October 7, 2019.

Thank you,

Leah Shepherd

Howard county resident and parent of future Hammond High School students

Sayers, Margery

From: Laurie Obitz <laurie.obitz@gmail.com>
Sent: Tuesday, September 17, 2019 9:57 AM
To: CouncilMail
Subject: Please support CB 42-21019

[Note: This email originated from outside of the organization. Please only click on links or attachments if you know the sender.]

Hello,

As a Howard County resident for 14 years, I am asking that you please support CB 42-2019.

Thank you,

Laurie Obitz
10770 Taylor Farm Road
Woodstock, MD 21163
District 1

Sayers, Margery

From: Patrick McConnell <skonesam@gmail.com>
Sent: Tuesday, September 17, 2019 8:05 AM
To: CouncilMail
Subject: Support for CB42

[Note: This email originated from outside of the organization. Please only click on links or attachments if you know the sender.]

Ladies & Gentlemen:

I am writing in support of CB42 and the raising of surcharge fees for developers. Our schools are an excellent, valuable resource — but it's also a finite resource. Stop letting developers and buyers have the benefits without contributing their share to maintain that excellence!

Best,
Pat McConnell
District 5

Sayers, Margery

From: Rachael Gross <rkbrick@gmail.com>
Sent: Tuesday, September 17, 2019 7:03 AM
To: CouncilMail
Subject: Support CB42-2019

[Note: This email originated from outside of the organization. Please only click on links or attachments if you know the sender.]

Please support CB42-2019! Our impact fees in Howard County should be at least comparable to neighboring counties and should provide for the added students to our schools. We, like many others, moved here primarily for the school system, and seeing all of the issues with overcrowding, large class sizes, and constant redistricting has been upsetting. Please act to support our students!

Rachael Gross

Sayers, Margery

From: Keisha Allen <kallen@umbc.edu>
Sent: Tuesday, September 17, 2019 1:44 AM
To: CouncilMail
Subject: Support for CB 42 Legislation

[Note: This email originated from outside of the organization. Please only click on links or attachments if you know the sender.]

Dear County Council,

I am writing in support of CB 42 legislation to raise school surcharge fees. I applaud Chair Mercer Rigby, Councilwomen Jung, and Councilman Jones for introducing the legislation and doing their part in setting the course right in our county with this long overdue fee increase.

Thank you,
Dr. Keisha McIntosh Allen
District 3

Keisha McIntosh Allen, Ed.D.

Assistant Professor
Secondary Education Program
Department of Education
University of Maryland Baltimore County

** Click [here](#) to make an appointment with me.

Sayers, Margery

From: Robert Miller <robmillfam@gmail.com>
Sent: Monday, September 16, 2019 11:43 PM
To: CouncilMail
Subject: CB42- Please vote Yes

[Note: This email originated from outside of the organization. Please only click on links or attachments if you know the sender.]

Dear Howard County Councilmembers,

Please consider voting "Yes" to CB42. It is obvious that Howard County needs an increase in revenue to meet the increasing demands of our school system and other services, and it is obvious that our developer fees are significantly less than other neighboring jurisdictions. I understand that there are alternative viewpoints that each express legitimate concerns, but given the big picture, it seems to me that approval of CB42 is the most appropriate decision when it comes to doing what is best for our present and future residents. Future residents will be moving into a county with well-developed services, many of which did not exist in past decades while lower development fees existed, and it is reasonable to expect that this situation should receive some compensation from developers. Furthermore, if our services are not maintained at a high level, long-term negative consequences will likely occur for developers as well as present and future residents. Furthermore, bringing our fees to the level of being competitive with neighboring jurisdictions will likely not cause problems relating to sufficient growth, at least as long as we raise sufficient revenues to maintain high-quality services. These services are, to a large extent, what draw people to want to live in Howard County. We don't have to look far to see the unhappy results of an inability to provide high-quality services to residents; please don't allow us to go down that road. Thank you very much for your consideration.

Sincerely,

Robert

Robert W. Miller
Cell: 410-227-8445
Home: 410-992-1933
robmillfam@gmail.com

Sayers, Margery

From: Marc Steinberg & Jennifer Goldberg <steinberggoldberg@gmail.com>
Sent: Monday, September 16, 2019 9:04 PM
To: CouncilMail
Subject: Written testimony in support of CB42-2019

[Note: This email originated from outside of the organization. Please only click on links or attachments if you know the sender.]

To the members of the Howard County Council:

We write in support of CB42-2019 to increase the school facilities surcharge in Howard County. We have been Howard County residents for more than 10 years and are the parents of a 9th grader at Hammond High School and 6th grader at Hammond Middle School.

HCPSS is a high-performing system, but it is under significant stress. The overcrowding in many of our schools, and the sub-par physical condition of schools like Hammond High School, are evidence of unmet needs. Now, the much-needed and long-delayed renovation and expansion of Hammond High School is in jeopardy because of fears of insufficient revenues. The revenues from CB42-2019 can help solve these problems.

Our county cannot expect to maintain top-notch schools and services without reasonable revenues. New homes bring new families and encourage the turnover of existing homes, both resulting in increased demands on our school system. Yet school facility surcharges are considerably lower in Howard County than in nearby jurisdictions.

We recognize new home building is essential to the economic well-being of Howard County. It is equally important, however, that developers pay their fair share of the costs that their activities create. Increasing this surcharge is not unfair to developers; rather, it will put Howard County on a more even footing with neighboring counties. CB42-2019 is a reasonable step to put our school system on a sustainable financial path.

We thank Councilmembers Christiana Mercer Rigby and Deb Jung for introducing this bill, and Councilmembers Opel Jones and Liz Walsh for co-sponsoring the bill. We urge the full Council to support the bill.

Sincerely,
Marc Steinberg & Jennifer Goldberg
7526 Summer Leave Lane
Columbia, MD 21046
410-381-2186
SteinbergGoldberg@gmail.com

Sayers, Margery

From: Lastova <lastova@comcast.net>
Sent: Monday, September 16, 2019 9:02 PM
To: CouncilMail
Subject: Vote YES on CB42

[Note: This email originated from outside of the organization. Please only click on links or attachments if you know the sender.]

Dear Howard County Council Members,

Our schools need the money and developers in HoCo have dramatically lower impact fees than any other country in the state. Developers have marketed our amazing school system without adequately helping to fund what it takes to provide a place to educate the students they draw into the county. Support Howard County Schools and Vote Yes on CB42.

Thank you,
Jennifer Lastova
30 year King's Columbia resident.

Sayers, Margery

From: jperry1228@gmail.com
Sent: Monday, September 16, 2019 8:58 PM
To: CouncilMail
Subject: Support CB-42

[Note: This email originated from outside of the organization. Please only click on links or attachments if you know the sender.]

Please support CB-42. We need to be able to maintain our schools and roads. It is time to increase the amount per square foot the developers contribute. We do not have enough to support the people of Howard county because of these low impact fees. Make the right choice for the people who live here now!!!

Thank you,
Jennifer Gallagher

Sent from my iPhone

Sayers, Margery

From: Angela LaPier <angelalapier@gmail.com>
Sent: Monday, September 16, 2019 8:56 PM
To: CouncilMail
Subject: Support for CB 42-2019

[Note: This email originated from outside of the organization. Please only click on links or attachments if you know the sender.]

Dear Council Members:

Thank you for considering CB-42-2019. As a homeowner in Columbia and the parent of a second grader at Pointers Run Elementary School, I strongly support this much needed and reasonable increase to the school facilities surcharge. Please vote in favor of **CB-42-2019**.

Thank you,
Angela LaPier

Sayers, Margery

From: Hans and Marie Raven <hansandmarie.raven@verizon.net>
Sent: Monday, September 16, 2019 8:57 PM
To: CouncilMail
Subject: CB-42 support

[Note: This email originated from outside of the organization. Please only click on links or attachments if you know the sender.]

Dear Councilmembers,

I am writing to ask that you all support CB-42 and raise the impact fees on developers. It is important that we may be more in line with other neighboring jurisdictions with our impact fees and begin to create sorely needed funds for capital school projects and other necessary infrastructure to keep residents safe. I highly discourage you from considering ANY sort of grandfathering or roll back date with this vital legislation, or you undermine your authority and the intent of this bill.

Thank you for your support.

Sincerely,
Marie Raven

9104 Gorman Rd
Laurel, MD 20723
301-317-8010

Sayers, Margery

From: alicia.mabry@yahoo.com
Sent: Monday, September 16, 2019 8:36 PM
To: CouncilMail
Subject: Impact Fees - CB42-2019

[Note: This email originated from outside of the organization. Please only click on links or attachments if you know the sender.]

I am writing to you regarding the upcoming vote on developer impact fees on September 18th. I ask you to raise the fees so that the County can fund the infrastructure needed to support the development. My husband and I moved to Howard County in 2009 because it had the best school system, and wonderful communities. Since enrolling our kids in the school system, we've seen overcrowded schools, three rounds of redistricting, as well as increased traffic and congestion in the area. All the while, more signs for new developments pop up all around us. In order for the County to keep pace with development an increase in these fees is absolutely necessary.

Please vote to increase impact fees.

Thanks,

Alicia Mabry

Sayers, Margery

From: Mindy Winebrenner <mwinebrenner@gmail.com>
Sent: Monday, September 16, 2019 7:38 PM
To: CouncilMail
Subject: Support CB42-2019

[Note: This email originated from outside of the organization. Please only click on links or attachments if you know the sender.]

Please support CB42-2019! I am Worried about the overcrowding in our schools and the constant need for redistricting in our county! I am Concerned about the increasing traffic that makes getting across town a nightmare? I Feel like our teachers and staff don't have access to all of the supplies and teaching supports necessary to give our kids the best education possible. Please support CB42-2019!!

Thank you!!!!

Mindy Winebrenner

Sayers, Margery

From: Mark Williams-Abrams <mwabrams@hotmail.com>
Sent: Monday, September 16, 2019 7:28 PM
To: CouncilMail
Subject: Please Support CB42-2019

[Note: This email originated from outside of the organization. Please only click on links or attachments if you know the sender.]

Council Members,

I am writing to encourage you to support CB42-2019. Howard County's builder-friendly fees served a purpose at one time in driving growth for the county. They now are misaligned with the times and instead drive an underfunded school system, overcrowding, and poor county planning. This change is long overdue.

Thanks for your consideration,
Mark Williams-Abrams

Sayers, Margery

From: Sarah McConnell <scmcconnell@gmail.com>
Sent: Monday, September 16, 2019 6:31 PM
To: CouncilMail
Subject: Support for CB42

[Note: This email originated from outside of the organization. Please only click on links or attachments if you know the sender.]

Dear County Council,

I am writing in support of CB 42 legislation to raise school surcharge fees. I hope you all will move to make this change for our county as our schools need additional funding. Please make your mark in history by being the Council that corrects the past with this long overdue fee increase. Our kids need you!

Thank you,
Sarah McConnell
District 5

Sayers, Margery

From: Kaitlyn Stewart <kaitlynrosestewart@gmail.com>
Sent: Monday, September 16, 2019 6:30 PM
To: CouncilMail
Subject: In favor of CB-42

[Note: This email originated from outside of the organization. Please only click on links or attachments if you know the sender.]

Good afternoon,

I am writing as a Howard County resident to express my support for CB-42, increasing fees to developers to support our school system. My hope is that this will help decrease overdevelopment in Howard County while providing needed support to our schools. As the parent of a child who will be attending Howard County public school in a few years, as well as a concerned citizen of a rapidly warming globe, these issues are very important to me.

Thank you for your time!

Kaitlyn Stewart
9059 Baltimore Street, Savage, MD 20763

Sayers, Margery

From: PrabhuShankar Chandrasekeran <cprabhushankar@gmail.com>
Sent: Monday, September 16, 2019 6:21 PM
To: CouncilMail
Subject: Supporting CB42-2019

[Note: This email originated from outside of the organization. Please only click on links or attachments if you know the sender.]

I fully support this legislation and I request the County Council to pass this unanimously.

Sincerely,
Prabhu Chandrasekeran

Sayers, Margery

From: Chris <chonchar@msn.com>
Sent: Monday, September 16, 2019 6:16 PM
To: CouncilMail
Subject: CB42- School Surcharge Fee

[Note: This email originated from outside of the organization. Please only click on links or attachments if you know the sender.]

Dear Members of the County Council:

Developers find it profitable to build homes in Howard County because of its school system. For 15 years, developers have not only profited from building homes, they have also profited from low school surcharge fees.

School surcharge fees are used to partially cover the cost of new school construction. In Howard County this fee was set at an arbitrary value of \$1.00 per square foot and pegged to inflation.

The fee in 2019 is \$1.32 per square foot- a mere 1.7% increase since 2004. According to the 2018 Department of Legislative Services Report the fee in Montgomery County is on average \$30,575 per home, which represents a 10% increase since 2004.

In the last 15 years, the County has approved a minimum of 24,000 new homes. At this rate, the county has forgone nearly \$530 million in school surcharge fees. The three-year average school surcharge fee in 2017 was less than \$5,500, while the cost of building new schools could be a minimum of \$60,000 per new student.

While the proposed fee of \$6.80 is a step in the right direction, I think the fee can be higher. I urge you to raise the fee to \$8 per square foot. I also urge you to provide no exemptions to any developer. No grandfathering of projects.

Raise the fee now so our school system can get the funding it needs to build schools and students can find the resources they need.

Thank you to Councilpersons Christiana Mercer-Rigby and Deb Jung for introducing this legislation.

Sincerely,

Sayers, Margery

From: Karen Knelly <hampandkaren@gmail.com>
Sent: Monday, September 16, 2019 5:24 PM
To: CouncilMail
Subject: 38-2019, CB40-2019, and CB42-2019

[Note: This email originated from outside of the organization. Please only click on links or attachments if you know the sender.]

Dear Council Members:

We are writing to you to let you know about our strong feelings in reference to CB38-2019. We want you to vote in favor of saving all of the Howard County watersheds and their tributaries-Patapsco, Little Patapsco, Middle Patapsco, and the Patuxent. Once they have been used up, we can never get them back. The chopping down of trees, putting more homes and buildings on the land as well as paving around these places-especially around Old Ellicott City-have been the major cause of the current flooding problems-not climate change.

We also want to urge you to vote in favor of CB40-2019, that will continue the temporary prohibition of permits, and vote in favor of CB42-2019, increasing the school surcharge for new homes.

We are thanking you, in advance, for considering our opinions.

Hampton and Karen Knelly

Sayers, Margery

From: J Rivlin <charmcity18@gmail.com>
Sent: Monday, September 16, 2019 5:15 PM
To: CouncilMail
Subject: Support for CB42-2019

[Note: This email originated from outside of the organization. Please only click on links or attachments if you know the sender.]

**Testimony in Support of CB42-2019
A bill to increase the amount of the developer impact surcharge fee**

Weds 9/18/19

- 1) I support the legislation, CB42-2019 to increase the developer impact fee
- 2) As population increases in the county, our law requires us to have a seat for every student. We cannot turn children away.
- 3) Developers build homes that increase our county's population and by extension the number of students entering our school system. As they generate revenues from this activity, they should share in a part of the infrastructure needs as a result of this activity.
- 4) Our various government agencies exist to manage, operate, and secure the community's resources for current and future residents of this county. Although by definition, a government is not-for-profit, that in no way means that it should act as not-profitable. Meaning that public assets (land and land use rights) should be offered to the public at market rates. To offer public assets for less than market rates is to mismanage public assets and to harm the community. It is irresponsible.
- 4a) In economics, a 'Negative Externality' is defined as:
A cost that is suffered by a third party as a consequence of an economic transaction. In a transaction, the producer and consumer are the first and second parties, and third parties include any individual, organisation, property owner, or resource that is indirectly affected.

In our case, the public is the 3rd party. The producer is the government and the consumer is the developers. The shame of this is that the government's sole purpose is to serve the needs of the public.
- 5) It was stated at a public hearing on 11/26/18 by a member of the developer's lobby that, "If you raise this fee, you will kill development in Howard County."

This phrase is repeated often enough that one could believe it as true.
IT IS NOT TRUE!

No one can predict the future and anyone that says they can are either deluded themselves or are attempting to delude their audience.

The fact is that regardless of what we do here today, the population of this county will continue to increase, if for no other reason than our location in between two major cities, proximity to 3 international airports, 2 harbors, major

highways, major universities, and major hospitals. Howard County is one of the most well educated and wealthiest counties in the entire nation.

This current bill proposes to raise the fee to \$6.80/SQFT. If the fee be raised to 3 times that amount, it is still a safe bet to continue developing in this county if for no other reason that there will be a continued and increasing amount of buyers for the wares of the developers.

We must not give in to such baseless appeals to our fear of the unknown.

It is interesting to note that those who claim that such a fee increase will spell the immediate and everlasting economic doom of this county call themselves 'conservative'.

What are they conserving?

I have been a CPA for 21 years, long enough to have seen the fads and exuberance give way as so much vaporware. The one thing that remains constant, as reliable as the North Star, are basic fundamentals of finance and accounting. Revenues in should at least equal expenses out. The Fair Market Value of an asset is a reasonable measure of what a public good should be sold for. Resist accounting gimmicks and overly complex siren songs. Question those breathless forecasts and projections based solely on assumptions for those assumptions are flawed.

The truly conservative position, from a financial accounting point of view, is to charge an appropriate fee that covers the cost associated with the underlying activity.

For too long this county has undervalued its primary resource, kicking the can down to future generations to deal with. This dire situation is admittedly not the creation of this currently seated Council. But it is the responsibility of this Council to stand up and put a stop to the gross mismanagement of our county's finances vis-à-vis the sale of land rights for grossly less than fair value.

At a Council hearing on June 17th 2019, I was asked to consider what would become of my home when I sell it after my children graduate from the HCPSS. The purpose of the question, as I understood it, was to suggest that the eventual sale of my home, an existing property, will, in the aggregate, contribute more expense to the county than new developments, particularly over the long sweep of time.

The rebuttal to this premise is that it is four-fold:

1) No one can predict the future. I may sell and move out before my children graduate, thereby reducing the burden on the HCPSS. A great tragedy might befall us and force us out. Or we might win the lottery and buy our own tropical island and move out.

2) The question hides an ethical problem. The notion that a sale some 20 years in the future might burden the school system cannot serve as an excuse to delay or deny action in the present!

3) Because the future is unknowable and fortune is unpredictable, we can only act on that which we know, now. This is not to suggest that we should not consider the future; of course we should! But not at the expense of today. Moreover, given the pace of projected population increase, and subsequent demands on the HCPSS, if one is truly concerned with the residents and students of 20 years from now, this is all the more reason to build the legislative infrastructure (i.e. raising the surcharge) that will pave the way for the physical infrastructure that will follow.

4) The question asked, as well as the reply to the refrain "...raising the fee will kill development in this county..." assumes that once every blade of grass is brought under a subdivision, that development will cease. This is simply a preposterous notion. As neighborhood infill projects are completed, as westward expansion fills, those developments in the eastern part of the county will need to be re-developed to keep up with changing times, changing building codes, and ever-increasing population. The fact is that development in this county will continue for as long as there is a county to develop!

Recommendations:

1) We, as a county, will have to accept the fact that we are at or nearing a tipping point of population such that we will need to let go of the idea of ourselves as a rural/agrarian place. We are quickly urbanizing and the sooner we embrace this and account for this in our legislation and growth plans, the better prepared we will be to deal with the challenges that come with such growth - at some point we will need to add more seats at the Council as districts fill to capacity and new districts would be created.

2) An outgrowth of recommendation #1 above is that the HCPSS will have to adopt novel building designs. Historically, as a cost saving measure, a prototype design was used for all the various school types. These designs require a great deal of land, something that in the eastern part of the county, is not readily available. The schools must build 'up' as much as 'out', if not more so. Additionally, mixed use facilities such as a building that can hold both a high school and middle school where rooms and entire wings can be assigned to various grades as population changes over time should be added to the tool belt.

3) Lastly, the surcharge fee should be indexed to inflation, and tied to an independent financial metric, beyond the reach of parochial interests, so that transparency can be maintained for all parties, as well as to facilitate budget planning for both the government and the developers.

Thank you for the opportunity to offer testimony in support of this legislation.

Sincerely,
Jonathan Rivlin
9926 Windflower Dr
Font Hill

Sayers, Margery

From: Cathy Nagle <cathy.nagle1@gmail.com>
Sent: Monday, September 16, 2019 5:07 PM
To: CouncilMail
Subject: CB42-2019

[Note: This email originated from outside of the organization. Please only click on links or attachments if you know the sender.]

Dear Council Members,

My name is Cathy Nagle and my children are students at Burleigh Manor Middle School and Centennial High School. I am writing to urge the Council to approve CB42-2019.

Due to the lack of adequate funding for school infrastructure the hallways of Centennial High School and Burleigh Manor Middle School are so crowded that kids are told to leave their backpacks in their lockers because there is not enough room to move about the hallways during bell changes. This is what I was told at 9th grade parent orientation. Burleigh Manor is so crowded that there is a one way hallway system put in place because during bell changes the halls are too crowded for students to move in both directions. That doesn't sound safe to me.

When my kids were at Centennial Lane Elementary, they spent much of their time in portables. My son's entire 5th grade class (5 classes) were located in portables. And when my daughter came, her orchestra teacher was in a portable. Now that they are in High School and Middle School, both kids have classes in portables once again.

We emphasize safety and security by requiring visitors to buzz into schools, but our children, as young as elementary school, come and go between buildings unsupervised all day long. That doesn't sound safe to me.

This week's announcement of delays to much-needed school capital projects underscores the urgency of increasing the school surcharge fees on new residential construction to be closer to the actual cost of adding a new student seat to a brick and mortar classroom. CB42 does exactly that.

Please support CB42. Our schools can not wait!!

Sincerely,
Cathy Nagle
9872 Fox Hill Court
Ellicott City, MD 21042
301-602-4890

Sayers, Margery

From: Tigist G/Egziabher <tigiab1@yahoo.com>
Sent: Monday, September 16, 2019 5:04 PM
To: CouncilMail
Subject: CB 42 bill support

[Note: This email originated from outside of the organization. Please only click on links or attachments if you know the sender.]

Hi, Dear Council members,

I would like to express my support for this bill and would strongly urge the county council persons to support this legislation.

Thank you so much for those who introduced and co-sponsored the bill.

Sincerely,

Tigist Teklemichael

Sayers, Margery

From: Tigist G/Egziabher <tigiab1@yahoo.com>
Sent: Monday, September 16, 2019 5:04 PM
To: CouncilMail
Subject: CB 42 bill support

[Note: This email originated from outside of the organization. Please only click on links or attachments if you know the sender.]

Hi, Dear Council members,

I would like to express my support for this bill and would strongly urge the county council persons to support this legislation.

Thank you so much for those who introduced and co-sponsored the bill.

Sincerely,

Tigist Teklemichael

Sayers, Margery

From: Gina Desiderio <desiderio@gmail.com>
Sent: Monday, September 16, 2019 4:56 PM
To: CouncilMail
Subject: Written Testimony in Support of CB42-2019

[Note: This email originated from outside of the organization. Please only click on links or attachments if you know the sender.]

Dear Councilmembers:

My name is Gina Desiderio Edmison and my children are students at Hollifield Station Elementary. I am writing to urge the Council to approve CB42-2019.

Due to the lack of adequate funding for school infrastructure, our schools are overcrowded, students are packed into unhealthy portable classrooms, our children's safety is a liability, and Howard County is risking the integrity and quality overall of our school system--long known to be one of the major selling points of our County and a draw for those taxpayers the County needs for its sustainability.

This week's announcement of delays to much-needed school capital projects underscores the urgency of increasing the school surcharge fees on new residential construction to be closer to the actual cost of adding a new student seat to a brick and mortar classroom. CB42 does exactly that.

We are at a minimum of a decade too late and overdue for matching school infrastructure with school capacity. We don't have the funds to build HS13, let alone plan for the already needed HS14 and renovations for Hammond High School and Talbott Springs Elementary.

With your CB112-2019, you called on our schools to integrate, without looking at the Council's history and role in ensuring Howard County housing and neighborhoods are segregated. HCPSS needs to redistrict, but that is their role and responsibility (though they alone can't address the segregation the Council has facilitated). YOUR ROLE is to make sure we hold developers accountable with reasonable and right developer impact fees. And it's more than just our schools, I know well, that impact fees support. We have a stronger APFO, but without the impact fees as well, we can never hope to come close to building the infrastructure to support the tax base the developers are bringing.

(And please, I don't want to hear about the turnover in resale housing...I know we get new students, new constituents that way, too...) Howard County is out of line with every other county in the state. We see Councilmembers champion Howard County when it ranks as one of the most desirable places to live, or when our schools rank as the best--nationwide. We don't need to settle. Developers are profiting. Turn away from their expensive lobbyists. We

see their political contributions to election campaigns. But your constituents are watching. We are voting for Councilmembers who support their constituents, not their donors and lobbyists.

Please support CB42. Our schools cannot wait!!

Sincerely,

Gina Desiderio Edmison

District 1

9822 Sawmill Branch Trail

Ellicott City, MD 21043

Sayers, Margery

From: Abiy Abebe <dabiyabebe@gmail.com>
Sent: Monday, September 16, 2019 4:46 PM
To: CouncilMail
Subject: Support CB 42 Bill

[Note: This email originated from outside of the organization. Please only click on links or attachments if you know the sender.]

Thank you for the councilpersons who introduced and Co sponsored this wonderful bill. If this bill passed ,It will have a huge impact on the quality of our school system as it will raise tremendous amount of dollars and the school system will be funded adequately. As one of a responsible Howard county resident I strongly support this bill and would urge the council persons to support the bill.

Thank you,

Abiy Aregawi

Sayers, Margery

From: Casagrande, Aaron <ACasagrande@wtplaw.com>
Sent: Monday, September 16, 2019 4:36 PM
To: CouncilMail
Subject: Developer Fee

[Note: This email originated from outside of the organization. Please only click on links or attachments if you know the sender.]

Dear Members of the County Council:

Developers find it profitable to build homes in Howard County because of its school system. For 15 years, developers have not only profited from building homes, they have also profited from low school surcharge fees. School surcharge fees are used to partially cover the cost of new school construction. In Howard County this fee was set at an arbitrary value of \$1.00 per square foot and pegged to inflation.

The fee in 2019 is \$1.32 per square foot- a mere 1.7% increase since 2004. According to the 2018 Department of Legislative Services Report the fee in Montgomery County is on average \$30,575 per home, which represents a 10% increase since 2004. In the last 15 years, the County has approved a minimum of 24,000 new homes. At this rate, the county has forgone nearly \$530 million in school surcharge fees. The three-year average school surcharge fee in 2017 was less than \$5,500, while the cost of building new schools could be a minimum of \$60,000 per new student.

While the proposed fee of \$6.80 is a step in the right direction, I think the fee can be higher. I urge you to raise the fee to \$8 per square foot. I also urge you to provide no exemptions to any developer. No grandfathering of projects. Raise the fee now so our school system can get the funding it needs to build schools and students can find the resources they need.

Regards,

Aaron



Aaron L. Casagrande | Partner
7 St. Paul Street | Baltimore, MD | 21202-1626
t: 410-347-8714 | f: 410-234-2326
ACasagrande@wtplaw.com | [Bio](#) | www.wtplaw.com

This transmission contains information from the law firm of Whiteford, Taylor & Preston LLP which may be confidential and/or privileged. The information is intended to be for the exclusive use of the planned recipient. If you are not the intended recipient, be advised that any disclosure, copying, distribution or other use of this information is strictly prohibited. If you have received this transmission in error, please notify the sender immediately.

Sayers, Margery

From: Kimberlee Drake <kimdrakeenv@gmail.com>
Sent: Monday, September 16, 2019 4:10 PM
To: CouncilMail
Subject: Sept. legislation

[Note: This email originated from outside of the organization. Please only click on links or attachments if you know the sender.]

Howard county council members,

This is not testimony.

I support CB38, CB40, and CB42
(that is not to say I don't support the others, but that I am only writing to you about these)

As a degreed environmental scientist and a member of the HoCo Sierra club board, I would like you to know that I am in favor of CB38. Councilwoman Walsh did a presentation to explain the details of the bill and it is quite comprehensive. With her background in Engineering, I trust her approach to land use is sound. We should not allow developers to work around their responsibility to proper land use by being granted waivers. I have not been able to read all the legislation presented this session, but I support anything that prevents developers from essentially doing whatever they want regardless of environmental, infrastructure and social consequences. In this vein, I support raising developer fees like the school facilities surcharge and not allowing fee in lieu for such things such as storm water management or tree plantings.

I also support CR112-2019.

Thank you for your time.
Kim Drake
District 2

人

Sayers, Margery

From: Debbie Medsker <pebbles18@gmail.com>
Sent: Monday, September 16, 2019 3:46 PM
To: CouncilMail
Cc: Mike Medsker
Subject: CB42 School Surcharge Fees

[Note: This email originated from outside of the organization. Please only click on links or attachments if you know the sender.]

Dear Members of the County Council:

Developers find it profitable to build homes in Howard County because of its school system. For 15 years, developers have not only profited from building homes, they have also profited from low school surcharge fees.

School surcharge fees are used to partially cover the cost of new school construction. In Howard County this fee was set at an arbitrary value of \$1.00 per square foot and pegged to inflation.

The fee in 2019 is \$1.32 per square foot- a mere 1.7% increase since 2004. According to the 2018 Department of Legislative Services Report the fee in Montgomery County is on average \$30,575 per home, which represents a 10% increase since 2004.

In the last 15 years, the County has approved a minimum of 24,000 new homes. At this rate, the county has forgone nearly \$530 million in school surcharge fees. The three-year average school surcharge fee in 2017 was less than \$5,500, while the cost of building new schools could be a minimum of \$60,000 per new student.

While the proposed fee of \$6.80 is a step in the right direction, I think the fee can be higher. I urge you to raise the fee to \$8 per square foot. I also urge you to provide no exemptions to any developer. No grandfathering of projects.

Raise the fee now so our school system can get the funding it needs to build schools and students can find the resources they need.

Thank you to Councilpersons Christiana Mercer-Rigby and Deb Jung for introducing this legislation.

*Sincerely,
Debra Medsker
7839 Grand Champion St. Fulton, MD 20759*

Sayers, Margery

From: Meg Ricks <capizziricks@gmail.com>
Sent: Monday, September 16, 2019 3:33 PM
To: CouncilMail
Subject: Support for CB 42
Attachments: CB42.19Ricks.odt

[Note: This email originated from outside of the organization. Please only click on links or attachments if you know the sender.]

Please see attached testimony.



Virus-free. www.avast.com

Dear Council Members:

My name is Meg Ricks and my children are students at Elkridge Elementary, Elkridge Landing Middle, and Howard High School. I am writing to urge the Council to approve CB42-2019.

Due to the lack of adequate funding for school infrastructure, my children have attended overcrowded schools their entire academic careers. They have had to attend classes in portables and they have had to deal with noisy and cramped conditions in hallways, cafeterias, and related arts classes in elementary school (ask a teacher what "sprinkles" are).

This week's announcement of delays to much-needed school capital projects underscores the urgency of increasing the school surcharge fees on new residential construction to be closer to the actual cost of adding a new student seat to a brick and mortar classroom. CB42 does exactly that.

Please support CB42. Our schools cannot wait!!
Sincerely,

Meg Ricks

Elkridge MD (District 1)

Sayers, Margery

From: lada2@verizon.net
Sent: Monday, September 16, 2019 3:06 PM
To: CouncilMail
Subject: Support for CB42

[Note: This email originated from outside of the organization. Please only click on links or attachments if you know the sender.]

Members of the Howard County Council/Zoning Board:

Regarding CB 42: Please increase the School Facilities Surcharge Rate to \$6.80, or better still to \$8 per square foot. Please do not allow any grandfathering of projects. Neighboring counties charge developers far more than Howard County does, and the loss of revenue over the years hurts our students. The absurdly low fees in Howard County have also encouraged runaway growth that our schools and other infrastructure cannot keep up with. Our schools are overcrowded, thousands of students are facing the prospect of redistricting, HCPSS is pinching pennies, and now we learn that the county cannot provide enough funding for critical capital projects such as the expansion of Hammond High School and a rebuilt Talbott Springs Elementary. It is high time that developers pay their fair share. Our students should not be forced to carry the burden so that developers can continue to reap huge profits.

Regarding CR 112: It is not the job of the school system to solve all of our community's problems. The socio-economic segregation that exists in our county is the direct result of housing decisions made by previous county councils/zoning boards, county executives, and DPZ. If this Council/Zoning Board truly wishes to reduce segregation in our county, the way to do that is to:

- stop approving new housing (especially high density housing) where schools are already overcrowded
- stop putting low and moderate income housing where there are already concentrations of such housing
- approve low and moderate income, high density housing in areas such as River Hill/Clarksville (and no, Robinson Overlook isn't really River Hill - it's Hickory Ridge) and western parts of the county where such housing does not exist, where schools still have capacity, and where there is room to build new schools. No infrastructure in the western county? build it there.

HCPSS is already faced with the overwhelming task of redistricting thousands of students because of the severe overcrowding that has resulted from poor housing decisions, as well as from a lack of adequate funding for capital projects due to low impact fees. Please do not saddle them with the responsibility for solving the problem of segregation too.

Sincerely,
Lada Onyshkevych
6200 Bright Plume

Columbia, MD 21044

Sayers, Margery

From: Patricia Williams <pwilliamsmd@verizon.net>
Sent: Monday, September 16, 2019 3:06 PM
To: CouncilMail
Subject: Raise school surcharge fees NOW; No "grandfathering" and no exceptions

[Note: This email originated from outside of the organization. Please only click on links or attachments if you know the sender.]



Dear Members of the County Council:

Developers find it profitable to build homes in Howard County because of its school system. For 15 years, developers have not only profited from building homes, they have also profited from low school surcharge fees.

School surcharge fees are used to partially cover the cost of new school construction. In Howard County this fee was set at an arbitrary value of \$1.00 per square foot and pegged to inflation.

The fee in 2019 is \$1.32 per square foot- a mere 1.7% increase since 2004. According to the 2018 Department of Legislative Services Report the fee in Montgomery County is on average \$30,575 per home, which represents a 10% increase since 2004.

In the last 15 years, the County has approved a minimum of 24,000 new homes. At this rate, the county has forgone nearly \$530 million in school surcharge fees. The three-year average school surcharge fee in 2017 was less than \$5,500, while the cost of building new schools could be a minimum of \$60,000 per new student.

While the proposed fee of \$6.80 is a step in the right direction, I think the fee can be higher. I urge you to raise the fee to \$8 per square foot. I also urge you to provide no exemptions to any developer. No grandfathering of projects.

Raise the fee now so our school system can get the funding it needs to build schools and students can find the resources they need.

Thank you to Councilpersons Christiana Mercer-Rigby and Deb Jung for introducing this legislation.

With deep appreciation for the opportunity to email my testimony, I have emailed my voice in place of in-person testimony and hope it's message has as much weight.

*Sincerely,
Patricia Williams
District 5*



Sayers, Margery

From: lada2@verizon.net
Sent: Monday, September 16, 2019 3:06 PM
To: CouncilMail
Subject: Support for CB42

[Note: This email originated from outside of the organization. Please only click on links or attachments if you know the sender.]

Members of the Howard County Council/Zoning Board:

Regarding CB 42: Please increase the School Facilities Surcharge Rate to \$6.80, or better still to \$8 per square foot. Please do not allow any grandfathering of projects. Neighboring counties charge developers far more than Howard County does, and the loss of revenue over the years hurts our students. The absurdly low fees in Howard County have also encouraged runaway growth that our schools and other infrastructure cannot keep up with. Our schools are overcrowded, thousands of students are facing the prospect of redistricting, HCPSS is pinching pennies, and now we learn that the county cannot provide enough funding for critical capital projects such as the expansion of Hammond High School and a rebuilt Talbott Springs Elementary. It is high time that developers pay their fair share. Our students should not be forced to carry the burden so that developers can continue to reap huge profits.

Regarding CR 112: It is not the job of the school system to solve all of our community's problems. The socio-economic segregation that exists in our county is the direct result of housing decisions made by previous county councils/zoning boards, county executives, and DPZ. If this Council/Zoning Board truly wishes to reduce segregation in our county, the way to do that is to:

- stop approving new housing (especially high density housing) where schools are already overcrowded
- stop putting low and moderate income housing where there are already concentrations of such housing
- approve low and moderate income, high density housing in areas such as River Hill/Clarksville (and no, Robinson Overlook isn't really River Hill - it's Hickory Ridge) and western parts of the county where such housing does not exist, where schools still have capacity, and where there is room to build new schools. No infrastructure in the western county? build it there.

HCPSS is already faced with the overwhelming task of redistricting thousands of students because of the severe overcrowding that has resulted from poor housing decisions, as well as from a lack of adequate funding for capital projects due to low impact fees. Please do not saddle them with the responsibility for solving the problem of segregation too.

Sincerely,
Lada Onyshkevych
6200 Bright Plume

Columbia, MD 21044

Sayers, Margery

From: Patricia Williams <pwilliamsmd@verizon.net>
Sent: Monday, September 16, 2019 3:06 PM
To: CouncilMail
Subject: Raise school surcharge fees NOW; No "grandfathering" and no exceptions

[Note: This email originated from outside of the organization. Please only click on links or attachments if you know the sender.]



Dear Members of the County Council:

Developers find it profitable to build homes in Howard County because of its school system. For 15 years, developers have not only profited from building homes, they have also profited from low school surcharge fees.

School surcharge fees are used to partially cover the cost of new school construction. In Howard County this fee was set at an arbitrary value of \$1.00 per square foot and pegged to inflation.

The fee in 2019 is \$1.32 per square foot- a mere 1.7% increase since 2004. According to the 2018 Department of Legislative Services Report the fee in Montgomery County is on average \$30,575 per home, which represents a 10% increase since 2004.

In the last 15 years, the County has approved a minimum of 24,000 new homes. At this rate, the county has forgone nearly \$530 million in school surcharge fees. The three-year average school surcharge fee in 2017 was less than \$5,500, while the cost of building new schools could be a minimum of \$60,000 per new student.

While the proposed fee of \$6.80 is a step in the right direction, I think the fee can be higher. I urge you to raise the fee to \$8 per square foot. I also urge you to provide no exemptions to any developer. No grandfathering of projects.

Raise the fee now so our school system can get the funding it needs to build schools and students can find the resources they need.

Thank you to Councilpersons Christiana Mercer-Rigby and Deb Jung for introducing this legislation.

With deep appreciation for the opportunity to email my testimony, I have emailed my voice in place of in-person testimony and hope it's message has as much weight.

Sincerely,

Patricia Williams

District 5



Sayers, Margery

From: Beth D <exaa2011@gmail.com>
Sent: Monday, September 16, 2019 2:51 PM
To: CouncilMail
Subject: CB42-2019

[Note: This email originated from outside of the organization. Please only click on links or attachments if you know the sender.]

September 16, 2019

Re: CB42-2019

Dear Honorable County Council members,

Please vote YES on Council Bill 42. I strongly believe the school facilities surcharge rate should be increased on new residential construction. This will not be a hardship on developers, as they will simply pass the increase along to the new home buyer, and it will greatly benefit Howard County. It's time for Howard County to reap some of the benefits of its success and stop being a victim of it.

I also urge you to provide no exemptions to any developer, and no grandfathering of projects.

Please vote YES on Council Bill 42. Do the right thing for the people you represent.

Thank you for your consideration.

Sincerely,
Beth Daniel
3247 Old Fence Court
Ellicott City, MD 21042
(District 5)

Sayers, Margery

From: Lisa Siano <lsianoesq@gmail.com>
Sent: Monday, September 16, 2019 2:41 PM
To: CouncilMail
Subject: redistricting and developer school facility surcharges

[Note: This email originated from outside of the organization. Please only click on links or attachments if you know the sender.]

As a homeowner and grandparent of children in the Howard County Public Schools, I am very interested in the redistricting plan and the proposed surcharge for developers.

I am 100% in favor of the redistricting plan, even though it will mean my grandchildren will have to move from Centennial Lane ES, which is around the block from their house to another school some distance away.

First, I see how overcrowded the school is. Children are forced to have classes in portable trailers which is not only inconvenient and difficult, it is not safe. The school has an open campus. If there were to be a shooter with an assault rifle on school grounds, he/she could shoot right through the thin walls of those trailers and the students and teachers inside would have no where to go or hide. The thought of a shooter at the Centennial Lane facility terrifies me. However, even if that were not an issue, children cannot experience optimal learning in overcrowded, cramped classes. Teachers cannot provide optimal lessons and interaction with so many children in inadequate spaces. Secondly, I live in Columbia, one of the founding principles of which was diversity and equality in education. Mr. Rouse's vision was exemplary and should be expanded throughout Howard County so that all children of all races, ethnicities, and economic strata would benefit from knowing and learning from each other.

Lastly, developers are reaping enormous profits from their developments while taxpayers are bearing the brunt of the additional burden placed on the school system by their developments. They should be forced to bear their fair share of this burden.

Thank you for your consideration and your courtesies.

*Lisa Siano
5041 Castle Moor Dr.
Columbia MD 21044
516-323-6540
FAX - 888-868-3139*

Sayers, Margery

From: Lin Zhou <lynnlz2002@yahoo.com>
Sent: Monday, September 16, 2019 2:22 PM
To: CouncilMail
Subject: I support CB42 to increase the impact fee.
Attachments: Support CB42.pdf

[Note: This email originated from outside of the organization. Please only click on links or attachments if you know the sender.]

Please see attached.

Thanks.

-Lin Zhou

To whom it may concern,

I am writing to support CB42 to increase the impact fee.

We need more funding for our schools and we need to think comprehensively before approving new building projects. Once the houses are built, the impact on traffic, schools, environments are permanent.

Thank you,

Lin Zhou

Polygon 1028

09/16/19

Sayers, Margery

From: Terry Tsai <terrytsai1@gmail.com>
Sent: Monday, September 16, 2019 2:22 PM
To: CouncilMail
Subject: CB42 - Please vote YES

[Note: This email originated from outside of the organization. Please only click on links or attachments if you know the sender.]

To whomever this may concern:

Please vote yes on CB42.

Our schools need the money and developers in HoCo have dramatically lower impact fees than any other country in the state. Currently development rates are outpacing the resources available to the community. Please support Howard County schools by voting Yes on CB42.

Thank you,
Terry Tsai

Sayers, Margery

From: Karen Beck <beckfamilyis1@verizon.net>
Sent: Monday, September 16, 2019 2:14 PM
To: CouncilMail
Subject: SUPPORT FOR CB42

[Note: This email originated from outside of the organization. Please only click on links or attachments if you know the sender.]

I am writing today in support of CB-42 to finally increase fees on developers so they pay more of their fair share of the cost of additional schools in Howard County, as they do in surrounding counties.

I understand that the school overcrowding issue originated during previous administrations, but this administration has not been able to stem the tide of development in the last few years, and the problem worsens. I understand that the County does not have the funds to properly support the growing base of students with brick-and-mortar classrooms, para-educators and other services. You simply can't spend what you don't have.

As I see it, we have two choices to address the mismatch in resources and needs: 1) cut costs through streamlining/compromise or 2) raise revenue and keep/grow resources for education.

Cost cutting is not the answer—our kids need the buildings and the support services necessary to learn. My heart sinks every time I hear of school construction delays and staff cuts.

Revenue generation is, however, a good step toward sustaining quality education in Howard County. Now that the County has more control over impact fees (versus the state), this administration has the opportunity to secure the funding it needs to start taking forward steps.

(Note that I did not include redistricting as a solution here—I know some of that may be necessary—but we can't recklessly reshuffle kids around to the extent needed to solve the problem when there just isn't enough capacity to go around!)

PLEASE DON'T MISS THIS OPPORTUNITY TO TAKE A STAND. I know that the developers are powerful in Howard County, and I know that they provide campaign contributions to many of you (indirectly or directly). Yet, no doubt you got into public service to help the citizens of Howard County—please remember this as you support CB-42!

Thank you very much for your efforts,

Karen Beck
10300 Winners Circle Way
Laurel, MD 20723
301-490-1013

Sayers, Margery

From: Emily Shreve <jmubelle03@gmail.com>
Sent: Monday, September 16, 2019 1:58 PM
To: CouncilMail
Subject: Support for CB42-2019

[Note: This email originated from outside of the organization. Please only click on links or attachments if you know the sender.]

Dear council members,

My family recently moved, and we decided to stay in Howard County largely due to the great schools. I urge you to support CB42-2019 at the vote this week - with all of the new construction taking place now and proposed in the future in our county, we believe that the developers should invest in schools. At the end of the day, families will not continue moving to or staying in HoCo if the schools are not excellent so it is a win-win.

Thanks for your consideration,
Emily

Sayers, Margery

From: Uday Sreekanth <udayhouse@gmail.com>
Sent: Monday, September 16, 2019 1:34 PM
To: CouncilMail
Subject: In support of CB42 fee

[Note: This email originated from outside of the organization. Please only click on links or attachments if you know the sender.]

Dear Members of the Council:

As a long time county resident I am writing IN SUPPORT of CB42, the school surcharge fee. It is a step in the right direction.

Developers find it profitable to build homes in Howard County because of its school system. For 15 years, developers have not only profited from building homes, they have also profited from low school surcharge fees.

School surcharge fees are used to partially cover the cost of new school construction. In Howard County this fee was set at an arbitrary value of \$1.00 per square foot and pegged to inflation.

The fee in 2019 is \$1.32 per square foot- a mere 1.7% increase since 2004. According to the 2018 Department of Legislative Services Report the fee in Montgomery County is on average \$30,575 per home, which represents a 10% increase since 2004.

In the last 15 years, the County has approved a minimum of 24,000 new homes. At this rate, the county has forgone nearly \$530 million in school surcharge fees. The three-year average school surcharge fee in 2017 was less than \$5,500, while the cost of building new schools could be a minimum of \$60,000 per new student.

While the proposed fee of \$6.80 is a step in the right direction, I think the fee can be higher. I urge you to raise the fee to \$8 per square foot. I also urge you to provide no exemptions to any developer. No grandfathering of projects.

Raise the fee now so our school system can get the funding it needs to build schools and students can find the resources they need.

Thank you to Councilpersons Christiana Mercer-Rigby and Deb Jung for introducing this legislation.

- Uday Sreekanth
12015 Misty Rise Ct
Clarksville MD 21029

Sayers, Margery

From: Ari <arisi1@verizon.net>
Sent: Monday, September 16, 2019 1:25 PM
To: CouncilMail
Subject: I support CB42-2019

[Note: This email originated from outside of the organization. Please only click on links or attachments if you know the sender.]

Dear Councilmembers:

Please raise school facilities surcharges. I support CB42-2019.

Thank you.

Ari Silver-Isenstadt
10174 Deep Skies Drive, Laurel, MS 20723 school districts: Gorman Crossing, Murray Hill, Atholton

Sayers, Margery

From: Jean Silver-Isenstadt <jeansi@verizon.net>
Sent: Monday, September 16, 2019 12:54 PM
To: CouncilMail
Subject: I support CB42-2019

[Note: This email originated from outside of the organization. Please only click on links or attachments if you know the sender.]

Dear Councilmembers—

Please pass CB42-2019 and raise school facilities surcharges.

Sincerely,
Jean Silver-Isenstadt
10174 Deep Skies Drive
Laurel MD 20723
School Districts: Gorman Crossing, Murray Hill, Atholton

Sayers, Margery

From: Melissa <macheadle1@aol.com>
Sent: Monday, September 16, 2019 12:41 PM
To: CouncilMail
Subject: CB 42

[Note: This email originated from outside of the organization. Please only click on links or attachments if you know the sender.]

Dear County Council,

I am writing in support of CB 42 legislation to raise school surcharge fees. I applaud Chair Mercer Rigby, Councilwomen Jung, and Councilman Jones for introducing the legislation and doing their part in setting the course right in our county with this long overdue fee increase.

Thank you,
Melissa

Sent from my iPhone

Sayers, Margery

From: Wayne Davis <wayne.davis103@gmail.com>
Sent: Monday, September 16, 2019 12:37 PM
To: CouncilMail
Subject: Support for CB42!!

[Note: This email originated from outside of the organization. Please only click on links or attachments if you know the sender.]

i am writing to urge the Council to approve CB42-2019. It is time for Howard Council County to stand up for the citizens and school children of our County, instead of serving only to please the developers who profit from the lowest impact fees in the area. It is time to make this right!

Due to the lack of adequate funding for school infrastructure we depend on the use of portable classrooms, overcrowded schools, deferred maintenance and renovations at our local Hammond High School, etc., all of which negatively impacts this County's future. If we don't increase these school surcharge fees and bring up our classrooms and schools to meet student and teacher needs, we will no longer be the sought after school district in the region.

The recent announcement of delays to much-needed school capital projects underscores the urgency of increasing the school surcharge fees on new residential construction to be closer to the actual cost of adding a new student seat to a brick and mortar classroom. CB42 does exactly that.

Please support CB42. Our schools cannot wait, and we can no longer tolerate the half-truths coming from the developers and their trade groups.

Wayne Davis
HoCo District 3
21046

Sayers, Margery

From: Wendy Williams-Abrams <wmrlz@hotmail.com>
Sent: Monday, September 16, 2019 12:25 PM
To: CouncilMail
Subject: PLEASE SUPPORT CB42-2019!

[Note: This email originated from outside of the organization. Please only click on links or attachments if you know the sender.]

Dear Council Members,

Our county's citizens need you to vote in support of CB42-2019. Howard County, the third wealthiest county in the country, is unable to financially support all of the infrastructure and educational needs of our citizens because developers have forever paid much lower impact fees than in neighboring counties. We have allowed this to happen for too long, and it is becoming clear that we cannot continue with the status quo. Our roads are too crowded, our schools are unable to purchase necessary supplies (per my conversation with my boys' elementary school principal), our hospital has increasingly deadly wait times for emergency services, and our first responders struggle to keep up with the demands for their critical services.

I want Howard County to continue to be a county that thrives. In order for that to be a reality, we must increase builders' impact fees. You must support CB42-2019 if you also want Howard County to remain a "top place to live".

Thank you,

Wendy Williams-Abrams

3144 Saint Charles Place
Ellicott City, MD 21042
District 1

Sent from [Outlook](#)

Sayers, Margery

From: Wildt, Bridget <Bridget.Wildt@fda.hhs.gov>
Sent: Monday, September 16, 2019 12:14 PM
To: CouncilMail
Subject: CB42 Please vote YES

[Note: This email originated from outside of the organization. Please only click on links or attachments if you know the sender.]

Please vote yes on CB42. Our schools need the money and developers in Howard County have dramatically lower impact fees than any other county in the state. Support HoCo Schools, vote Yes on CB42.

Bridget Wildt, Ph.D.

Renal and Transplantation Devices Team
DHT3A: Division of Renal, Gastrointestinal, Obesity and Transplant Devices
OHT3: Office of Gastrorenal, OBGyn, General Hospital and Urology Devices
OPEQ: Office of Product Evaluation and Quality

CDRH | Food and Drug Administration
White Oak, Bldg. 66, Rm. 2686 | 10903 New Hampshire Avenue | Silver Spring, MD 20993
Ph: (301) 796-0244
Bridget.Wildt@fda.hhs.gov



Excellent customer service is important to us. Please take a moment to provide feedback regarding the customer service you have received: <https://www.research.net/s/cdrhcustomerservice?ID=1511&S=E>

Sayers, Margery

From: Rachel Neil <rachelneil725@gmail.com>
Sent: Monday, September 16, 2019 12:15 PM
To: CouncilMail
Subject: I support CB 42 Legislation

[Note: This email originated from outside of the organization. Please only click on links or attachments if you know the sender.]

To Whom It May Concern:

I am a parent with a four year old and eight year old. We love our community and our schools.

We are concerned that there will be a development of over 300 homes built on Leisher at Gorman Road that will negatively impact the community and especially the schools.

I am in support of any legislation that will raise fees for builders to then have that money support our schools. I moved here and paid significantly for my home to take advantage of Howard County schools. That combined with the amount of taxes I expect a good education for my kids.

We need builders to support the schools and minimize the impact of over development.

Rachel Neil
Laurel, MD Howard County

Sayers, Margery

From: Suzanne Jones <jones.suze@gmail.com>
Sent: Monday, September 16, 2019 12:03 PM
To: CouncilMail
Subject: CB42 - Support

[Note: This email originated from outside of the organization. Please only click on links or attachments if you know the sender.]

Dear County Council,

I support CB42. It is unconscionable what developers are allowed to do in out county in comparison to other nearby counties. Fair is fair and... developers need to pay their fair share of fees!

--

Regards,

Sue

Go placidly amid the noise and the haste.
You are a child of the universe.
And whether or not it is clear to you,
no doubt the universe is unfolding as it should.

Sayers, Margery

From: David Dempster <dempsterdave@gmail.com>
Sent: Monday, September 16, 2019 11:58 AM
To: CouncilMail
Subject: CB42 Please vote YES

[Note: This email originated from outside of the organization. Please only click on links or attachments if you know the sender.]

Please vote yes on CB42.

Our schools need the money and developers in HoCo have dramatically lower impact fees than any other country in the state.

Support HoCo Schools Vote Yes on CB42

Thank you,
David Dempster

Sayers, Margery

From: cpixiew@verizon.net
Sent: Monday, September 16, 2019 11:28 AM
To: CouncilMail
Subject: CB 42: RAISING SCHOOL SURCHARGE FEES

[Note: This email originated from outside of the organization. Please only click on links or attachments if you know the sender.]

Good morning, Council Members,

I am in favor of CB 42.

I am in support of raising the surcharge fees - something that is long, long overdue by previous administrations. In fact, I think the rate should be higher than the proposed \$6.80.

In addition, there should NOT be any exemptions to any developer, and there should be NO grandfathering of any projects.

This is my request - short and simple. If I don't have the opportunity to testify on Wednesday, September 18th, I wanted to go on record as being in favor of CB 42.

Thank you for your time,

Carolyn Weibel
Valley Mede

Sayers, Margery

From: Alex Hoffman <hoffman21046@gmail.com>
Sent: Monday, September 16, 2019 11:02 AM
To: CouncilMail
Subject: In Support of CB42

[Note: This email originated from outside of the organization. Please only click on links or attachments if you know the sender.]

We are writing in support of CB42, which would raise developer fees in order to help pay for school facility construction, maintenance, and repair. For far too long, the developers in Howard County have been gifted low development fees, relative to every neighboring county. This has led to overcrowding of many of the schools, particularly in the southeastern portion of the county. As a result, redistricting is becoming a nearly constant issue facing our school board, as children must be shuffled around (and communities potentially disrupted) to balance out the numbers. In addition, much-needed construction and renovation projects are being delayed or eliminated altogether owing to limited funds.

Developers will continue to claim that fee increases will stifle growth in the county. One recent incident illustrates the fallacy of that argument. On September 12, I-95 was closed for ~6 hours at Route 216. The resulting rerouting of traffic led to such severe traffic congestion around the Columbia area that commute times that normally take 10-12 minutes were extended to 35-40 minutes or more. In our own neighborhood, Murray Hill Road/Gorman Road was backed up for hours. Clearly, the infrastructure around Columbia and surrounding areas is limited in its ability to absorb growth at the current rate. Increasing developer fees, while not the only solution, is certainly one way in which the county can help to limit unsustainable growth. More importantly, the enhanced revenues can be put to use in improving the infrastructure for our schools and community. It is high time that developers be required to bear a greater share of the costs that has been shouldered almost exclusively by the taxpayers of Howard County.

For these reasons, we strongly support CB42.

Sincerely,
Alex and Allison Hoffman
Kings Contrivance
Columbia MD

Sayers, Margery

From: Nicole Mazzei-Williams <nmazzeiwilliams@gmail.com>
Sent: Monday, September 16, 2019 10:55 AM
To: CouncilMail
Subject: I support CB42 Legislation

[Note: This email originated from outside of the organization. Please only click on links or attachments if you know the sender.]

--
Nicole Mazzei-Williams
Laurel, MD

443-890-4414

Sayers, Margery

From: Amanda D. Wadsworth <Amanda_Wadsworth@hcpss.org>
Sent: Monday, September 16, 2019 10:48 AM
To: CouncilMail
Subject: CB42-2019

[Note: This email originated from outside of the organization. Please only click on links or attachments if you know the sender.]

Dear Council,

As an elementary school principal, I would highly encourage the passing of this legislation. I know that when I lived in North Carolina, developers were required to build schools as part of the development that they were building. This legislation would be a wonderful beginning to getting our developers to support our school communities. The loss of our RST/MST has had a huge impact on supporting our teachers as well as our students. The reduction of technology has made it very challenging to implement the technology curriculum. In a 21st century world, this is a critical area. In addition, without a paraeducator for each grade level, we are hindering the ability of our paras to provide interventions to our neediest students.

I hope you all understand the impact that the loss of revenue has had on our children, and I believe this legislation would be beneficial in helping us as we go forward.

Amanda Wadsworth
Principal
Hollifield Station Elementary

"To teach a child well, you must know a child well."

Sayers, Margery

From: lindsaydecker@gmail.com
Sent: Monday, September 16, 2019 10:34 AM
To: CouncilMail
Subject: CB 42

[Note: This email originated from outside of the organization. Please only click on links or attachments if you know the sender.]

Dear County Council,

I am writing in support of CB 42 legislation to raise school surcharge fees. I applaud Chair Mercer Rigby, Councilwomen Jung, and Councilman Jones for introducing the legislation and doing their part in setting the course right in our county with this long overdue fee increase.

Thank you,
Lindsay Decker
District 3

Facchine, Felix

From: Barbara Watson <info@email.actionnetwork.org>
Sent: Monday, September 16, 2019 8:11 PM
To: Rigby, Christiana
Subject: Support for school facility surcharge bill CB42-2019

[Note: This email originated from outside of the organization. Please only click on links or attachments if you know the sender.]

Christiana Rigby,

Dear Liz Walsh,

Thank you for being a strong advocate of Ellicott City and Howard County.

Do you support CB42-2019?

The funds raised from this bill should help improve the infrastructure of our county schools.

Education is a right for every child and teen, and a county as well-off as Howard must do more to provide adequate and safe learning environments.

Developers have too long enjoyed the financial rewards of building new homes in the county without being responsible for an honest share of the full life-cycle costs of that development.

Our county residents are shouldering an unfair burden, and our students (especially those in schools that are behind in scheduled maintenance) suffer the most.

Please do what you can to ensure passage of this important bill.

Sincerely,

Barbara Watson

(constituent)

Barbara Watson

bwinterwatson@gmail.com

10314 Cromwell CT

Ellicott City, Maryland 21042

Facchine, Felix

From: Kathleen Maclaughlin <KATHLEEN_MACLAUGHLIN@hcpss.org>
Sent: Monday, September 16, 2019 8:09 PM
To: Rigby, Christiana
Subject: School Facility Surcharge

[Note: This email originated from outside of the organization. Please only click on links or attachments if you know the sender.]

Christiana Rigby,

Dear Council Members,

Howard County draws new families and businesses with one thing, our great public schools. People come to our county because they know we invest in a high quality education for our kids. Developers need to recognize this priority when seeking to build here. Without funds to support the infrastructure, we will see new growth without the foundation to support it. Crumbling schools beside new buildings will not send the message of a high quality education system. Please support the School Facility Surcharge to help developers invest in the main reason everyone wants to come here: an amazing school system.

Thank you,

Kathleen MacLaughlin

Howard County Resident

Kathleen Maclaughlin

KATHLEEN_MACLAUGHLIN@hcpss.org

9529 White Spring Way

Columbia, Maryland 21046

Facchine, Felix

From: Mary Armstrong <mary_armstrong@hcpss.org>
Sent: Monday, September 16, 2019 8:14 PM
To: Rigby, Christiana
Subject: School Facility Surcharge Bill

[Note: This email originated from outside of the organization. Please only click on links or attachments if you know the sender.]

Christiana Rigby,

Dear County Council Members,

I am writing as a HCPSS teacher who has worked at Guilford Elementary and Centennial Lane Elementary School, and others over the past 17 years. I am concerned about the overcrowding in the buildings that requires portable classrooms that have been there for many many years. The continued reliance on portables pose risks to the safety of students for security reasons and in some cases, for health reasons.

Our schools need the funds to expand capacity. They also need to replace HVAC systems that result in extremely inconsistent heating and cooling in the buildings. Please consider supporting the school facilities surcharge bill which seems like a fair way to raise the revenue needed to educate all the new residents that move to our wonderful county in part because of the school system. Thank you so much for your service to the county.

Sincerely,

Mary Armstrong

Mary Armstrong

mary_armstrong@hcpss.org

12486 Lime Kiln Road

Fulton, Maryland 20759

Facchine, Felix

From: Cecilia Haley <cecilia_haley@hcpss.org>
Sent: Monday, September 16, 2019 8:20 PM
To: Rigby, Christiana
Subject: CB42-2019

[Note: This email originated from outside of the organization. Please only click on links or attachments if you know the sender.]

Christiana Rigby,

Please support passage of Bill CB42-2019 -- the school facility surcharge bill. As a teacher working in a middle school built in the 70's, I have experienced first hand the disruptions that faulty HVAC systems has had on daily learning. Rooms that are too cold in winter and too hot in summer make learning incredibly difficult for middle school students. Our school desks and bookshelves are wobbly and old, and our chairs are often rickety. Our storage closets house electric boxes and provide little space to keep books and other supplies. We are over capacity and have too few classrooms, with too few desks, to house all children well. If we want to continue to be a great school system, more money must be invested in our building infrastructure.

Thank your for your support of this bill.

Cecilia Haley
cecilia_haley@hcpss.org
6221 Stratford Court
Elkridge, Maryland 21075

Facchine, Felix

From: Lizabeth Smull <Lizabeth_Smull@hcpss.org>
Sent: Monday, September 16, 2019 8:50 PM
To: Rigby, Christiana
Subject: Hcpss buildings needs

[Note: This email originated from outside of the organization. Please only click on links or attachments if you know the sender.]

Christiana Rigby,

Dear Councilman,

My children attended Talbot Springs Elementary school and I remember when our PTA began talking about the future of the new TSES. And when the agreement took place the new building would come in 2020 the whole neighborhood felt uplifted and positive.

The more you defer what Talbot Springs and Oakland Mills deserves the stronger we become as a community. We will never stop fighting for what we believe our common deserves!

Sincerely,

Lizabeth Smull

Oakland Mills community neighbor and employee of HCPSS at OMMS

Lizabeth Smull

Lizabeth_Smull@hcpss.org

9465 catfeet court

columbia, Maryland 21045

Facchine, Felix

From: Arthurlea Parham <arthurlea_kimbrough@hcpss.org>
Sent: Monday, September 16, 2019 9:17 PM
To: Rigby, Christiana
Subject: Bill (CB42-2019).

[Note: This email originated from outside of the organization. Please only click on links or attachments if you know the sender.]

Christiana Rigby,

Dear County Council member: David Yungman,

It is imperative that this bill be passed and put into action. our schools are in need of repair. We suffer from overcrowding due to the immersion of new development but the benefits fall short on our school system. Please consider this bill, the impact will help to support our local schools and provide the needed repairs that school warrant. Make them pay to play. This bill will supplement revenues in the HCPSS capital budget by charging developers more per square foot for new residential development.

Concerned and dedicated teacher,

Mrs. Parham

Arthurlea Parham
arthurlea_kimbrough@hcpss.org
4365 Breeders Cup Circle
Randallstown, Maryland 21133



Facchine, Felix

From: Arthurlea Parham <Arthurlea_parham@hcpss.org>
Sent: Monday, September 16, 2019 9:20 PM
To: Rigby, Christiana
Subject: Bill (CB42-2019).

[Note: This email originated from outside of the organization. Please only click on links or attachments if you know the sender.]

Christiana Rigby,

Dear County Council members, It is imperative that this bill be passed and put into action. our schools are in need of repair. We suffer from overcrowding due to the immersion of new development but the benefits fall short on our school system. Please consider this bill, the impact will help to support our local schools and provide the needed repairs that school warrant. Make them pay to play. This bill will supplement revenues in the HCPSS capital budget by charging developers more per square foot for new residential development.

Concerned and dedicated teacher,

Mrs. Parham

Arthurlea Parham
Arthurlea_parham@hcpss.org
3825 Centennial Lane
Ellicott City, Maryland 21042

Facchine, Felix

From: Aimee Kandelman <aimee_kandelman@hcpss.org>
Sent: Monday, September 16, 2019 9:40 PM
To: Rigby, Christiana
Subject: School Facility Surcharge

[Note: This email originated from outside of the organization. Please only click on links or attachments if you know the sender.]

Christiana Rigby,

Dear Members of the County Council:

I am writing in support of the school facility surcharge bill. Our school buildings need ongoing maintenance, and some buildings need extensive renovations. When developers improve land and bring in new residents, they need to share the responsibility for supporting the necessary infrastructure to support those new residents.

Thank you for your consideration.

Aimee Kandelman
aimee_kandelman@hcpss.org
6907 Meadowlake Road
New Market, Maryland 21774

Facchine, Felix

From: Jennifer Johannes <Jennifer_Johannes@hcpss.org>
Sent: Monday, September 16, 2019 9:43 PM
To: Rigby, Christiana
Subject: Please start charging developers instead of teachers and students!!!

[Note: This email originated from outside of the organization. Please only click on links or attachments if you know the sender.]

Christiana Rigby,

Dear Council Members,

Please start surcharging developers! Why is HoCo the lowest charging county? Aren't our students worth more? Don't they deserve state of the art classrooms? I work at Oakland Mills Middle School, our HVAC is not good, our antiquated computers shut off when our kids are taking MAP tests (great for our scores), we are busting at the seams. Our renovation is put off and put off. Shame on you if you don't start balancing the budget on the backs of developers, instead of our children. Shame shame shame.

Jen Johannes NBCT
Oakland Mills Middle School

Jennifer Johannes
Jennifer_Johannes@hcpss.org
8213 Tyson Rd
Ellicott Coty, Maryland 21043

Facchine, Felix

From: Dawn Davis-Brodeur <info@email.actionnetwork.org>
Sent: Monday, September 16, 2019 10:02 PM
To: Rigby, Christiana
Subject: CB 42-2019

[Note: This email originated from outside of the organization. Please only click on links or attachments if you know the sender.]

Christiana Rigby,

I am writing in support of CB 42-2019. Please pass this now.

Dawn Davis-Brodeur

Dawn Davis-Brodeur
behavhead@yahoo.com
6374 Woodburn Ave
Elkridge , Maryland 21075

Facchine, Felix

From: Carolyn Loughry <carrie_loughry@hcpss.org>
Sent: Monday, September 16, 2019 10:21 PM
To: Rigby, Christiana
Subject: Support School facility surcharge Bill

[Note: This email originated from outside of the organization. Please only click on links or attachments if you know the sender.]

Christiana Rigby,

To the County Council ~

I'm writing in support of the school facility surcharge bill (CB42-2019).

First, the Talbott Springs ES and Hammond HS communities have waited far too long for adequate facilities and repairs, and shouldn't have to wait longer for projects that have already been approved.

In my own school, we've seen regular maintenance like painting put off year after year. I've been in my school building for 13 years. In that time, we've never had a paint update - although we were on the list twice. Think of that: students who started in kindergarten at Elkridge ES are now in college or graduated HS, and we haven't had fresh paint in all that time. And wow, you can tell.

HVAC systems are not always reliable, which has led to mold issues throughout our school.

There's no reason that developers should not contribute more to the communities that they are so very eager to build in and make money from, year after year. I'm not sure why we even need to give incentives to developers to build here - they will no matter what we do because of the demand to live in this area. That demand will begin to decrease as our facilities show more and more age, and as our schools get more and more over-crowded.

You have the power to change this. Please do, by voting in favor of CB42-2019.

Sincerely,

Ms. Carrie Loughry

Educator and Resident in HoCo

Carolyn Loughry

carrie_loughry@hcpss.org

9088 Lambskin Lane

Columbia, Maryland 21045

Facchine, Felix

From: Joel Davis <joel_davis@hcpss.org>
Sent: Monday, September 16, 2019 10:50 PM
To: Rigby, Christiana
Subject: We need our schools maintained!

[Note: This email originated from outside of the organization. Please only click on links or attachments if you know the sender.]

Christiana Rigby,

The development of Howard County should bring in the funds to create the services we are known for.

Joel Davis
joel_davis@hcpss.org
9076 Bellwart Way
Columbia, Maryland 21045

Facchine, Felix

From: Douglas Lea <doug_lea@hcpss.org>
Sent: Monday, September 16, 2019 10:54 PM
To: Rigby, Christiana
Subject: CB42- 2019

[Note: This email originated from outside of the organization. Please only click on links or attachments if you know the sender.]

Christiana Rigby,

Good evening,

Our school system is the economic train that drives Howard County. The property values are relatively high in the state due to the quality of our schools. The developers have been making lots and lots of money for a very long time. Meanwhile, our schools are underfunded. It's time the developers do their share and pay more to mitigate the impact of the growing population.

Thank you for your consideration,

~Doug Lea

Douglas Lea
doug_lea@hcpss.org
10964 Eight Bells Lane
Columbia, Maryland 21044

Facchine, Felix

From: Elizabeth Arbaugh <Elizabeth_Arbaugh@hcpss.org>
Sent: Tuesday, September 17, 2019 5:47 AM
To: Rigby, Christiana
Subject: make developers pay their share

[Note: This email originated from outside of the organization. Please only click on links or attachments if you know the sender.]

Christiana Rigby,

Developers should not be allowed to walk away with tens of millions of dollars in profit and stick the taxpayers with the school and road improvement bill. We are one of the wealthiest counties in the nation yet our schools lack basic support due to the political structures in this county. How can Fairfax county give every student a laptop, but in Howard County we don't even have enough batteries for our calculators? Shameful. Please pass CB42-2019 so that we can start fixing something that has gone very wrong .

Elizabeth Arbaugh
Elizabeth_Arbaugh@hcpss.org
4264 Hermitage Dr
Ellicott City, Maryland 21042

Facchine, Felix

From: Erin Smart <erin_smart@hcpss.org>
Sent: Tuesday, September 17, 2019 6:17 AM
To: Rigby, Christiana
Subject: In support of impact surcharge

[Note: This email originated from outside of the organization. Please only click on links or attachments if you know the sender.]

Christiana Rigby,

Dear Councilman Jones,

I'm writing to express my full-throated support for an increase to the impact surcharge assessed on new development in Howard County.

For the 17 years I have been both an educator and a resident in the county, taxes and other assessments have lagged far behind the revenues needed to fund the services--the school system especially-- which continue to attract new residents and fuel new development. It's high time that developers contribute their fair share.

As you know, the Superintendent has submitted a revised budget which defers replacement of my daughters' elementary school, Talbott Springs, for another 5 years. Please take the necessary action to help reinstate funding and prevent such unacceptable compromises in future.

Thank you!

Best wishes,

Erin Smart

Erin Smart
erin_smart@hcpss.org
5840 Morningbird Lane
Columbia, Maryland 21045

Facchine, Felix

From: Steven Burnett <STEVEN_BURNETT@hcpss.org>
Sent: Tuesday, September 17, 2019 6:35 AM
To: Rigby, Christiana
Subject: Building Surcharge

[Note: This email originated from outside of the organization. Please only click on links or attachments if you know the sender.]

Christiana Rigby,

Hello,

Please support the bill to charge a building surcharge. This is a logical way to fund the infrastructure that create the schools that allow builders to make the profits they do. It also provides an avenue to continue the high level of public education that attracts so many to Howard County.

Thanks for your consideration

Dr. Steve Burnett

Steven Burnett
STEVEN_BURNETT@hcpss.org
15 Mary Carroll Court
Pikesville, Maryland 21208

Facchine, Felix

From: Jacquelyn De Bella <jacquelyn_debella@hcpss.org>
Sent: Tuesday, September 17, 2019 7:02 AM
To: Rigby, Christiana
Subject: Support for CB42-2019

[Note: This email originated from outside of the organization. Please only click on links or attachments if you know the sender.]

Christiana Rigby,

As a resident of the Laurel community , I attended many meetings regarding the possible development of the milk producer land . We raised many concerns including environmental factors, traffic, and the over crowding of the 3 closest elementary schools . The developers were not impacted or delayed in their aggressive pursuit of this opportunity . Now the land a few miles from my home will be developed with 397 houses. The schools my children attend and will attend in the future will be overcrowded .

I support the school facility surcharge bill (CB42-2019) because developers need to contribute to the schools. As I have stated in previous testimony , the school my children attend , Hammond Elementary school , was built for the neighborhood and was never intended to serve an additional 400 students . This is the case with many of the schools in Columbia as well. Many schools in our county are in need of additions to hold the increase in students due to development .

It is my hope if the bill is passed , we will continue to slow down or possibly stop development until our schools and roads can catch up to the existing needs. In addition , I hope the money from the bill will be used to fully fund the school budget . The budget has been underfunded for years and last year was the most impactful for my elementary children . My husband and I paid full taxes for over 20 years as well as supported school programs before children . We are very disappointed that our own children will not receive the same curriculum or services due to the lack of funding.

Thank you for providing some accountability for developers.

Jacquelyn De Bella
jacquelyn_debella@hcpss.org

7913 Hammond Pkwy
Laurel, Maryland 20723

Facchine, Felix

From: Rebecca Stryker <Rebecca_Stryker@hcpss.org>
Sent: Tuesday, September 17, 2019 7:07 AM
To: Rigby, Christiana
Subject: Funds for Hammond High

[Note: This email originated from outside of the organization. Please only click on links or attachments if you know the sender.]

Christiana Rigby,

Dear County Council,

I write to you as both a parent and educator in Howard County to request that you provide our school board with the funds needed to begin the renovation for Hammond High School. As a teacher at Patuxent Valley Middle School, I have seen the difference that a renovation makes to the students, staff, and community. We are proud to welcome people into our building, and we are no longer distracted by peeling wallpaper and dust-filled carpets. I proudly send my children to Hammond High School. The teachers at that school are wonderful, and I love seeing my own kids become friends and teammates with my former students. But there is such an enormous discrepancy between the physical building of Hammond vs other schools in the county. It is unfair. It is unequitable. As you know, Hammond's renovations have been pushed aside for 13 years, and now perhaps three more. There is no excuse for this. And we all know that this would never have happened in a wealthier part of our community.

Therefore, I am writing to ask that funds from the county be increased in order to move forward with Hammond's renovations. I am also writing to show my support of legislation CB42-2019 to raise the developer surcharge. I applaud Chair Mercer Rigby, Councilwoman Yung, and Councilman Jones for introducing the legislation and doing their part in setting the course right in our county with this long overdue fee increase.

Respectfully,
Rebecca Stryker

Rebecca Stryker
Rebecca_Stryker@hcpss.org

7375 Kindler Road
Columbia, Maryland 21046

Facchine, Felix

From: Melissa Kiehl <melissa_kiehl@hcpss.org>
Sent: Tuesday, September 17, 2019 7:41 AM
To: Rigby, Christiana
Subject: Equity

[Note: This email originated from outside of the organization. Please only click on links or attachments if you know the sender.]

Christiana Rigby,

I find it astonishing that the county discusses equity as paramount in our schools, and yet plans to defer needed updates at Hammond High School and Talbot Springs Elementary School again. These schools have terrible facilities ratings. How can you possibly preach about equity in education when you ignore equity in facilities? I hope you will literally "put your money where your mouth is" and vote for CB42-2019.

Melissa Kiehl
melissa_kiehl@hcpss.org
700 Hunter Way
Catonsville, Maryland 21228

Facchine, Felix

From: Jennifer Corb <Jennifer_Corb@hcpss.org>
Sent: Tuesday, September 17, 2019 8:29 AM
To: Rigby, Christiana
Subject: County Bill CB42-2019

[Note: This email originated from outside of the organization. Please only click on links or attachments if you know the sender.]

Christiana Rigby,

I strongly support the school facility surcharge bill to provide funds for school renovations by charging developers a higher per sq ft impact fee. I work in a renovated school building. I see how design improvements, sound structures and accommodations for technology help our students. I think all students have the right to such conducive learning environments.

Jennifer Corb
Jennifer_Corb@hcpss.org
3026 Ramblewood Rd
Ellicott City, Maryland 21042

Facchine, Felix

From: Courtney Proudlock <COURTNEY_PROUDLOCK@hcpss.org>
Sent: Tuesday, September 17, 2019 8:37 AM
To: Rigby, Christiana
Subject: School Facility Surcharge Bill

[Note: This email originated from outside of the organization. Please only click on links or attachments if you know the sender.]

Christiana Rigby,

Hello,

I wanted to write to you this morning encouraging you to support the school facility surcharge bill (CB42-2019). Many of my students will attend Hammond High School. That school was slated to be renovated. The school desperately needs updates to make the environment comfortable for the students to learn and for the teachers and staff to work. The county should support all schools by updating the buildings that are older and deserve to be updated.

Sincerely,
Courtney Proudlock

Courtney Proudlock
COURTNEY_PROUDLOCK@hcpss.org
486 Hawkrigde Lane
Sykesville, Maryland 21784

Facchine, Felix

From: Christa Donnelly <CHRISTA_DONNELLY@hcpss.org>
Sent: Tuesday, September 17, 2019 9:01 AM
To: Rigby, Christiana
Subject: Support CB42-2019

[Note: This email originated from outside of the organization. Please only click on links or attachments if you know the sender.]

Christiana Rigby,

I would encourage you to support bill CB42-2019, as a resident and HCPSS employee I know the affects of over crowding. I think that it outrageous that HoCo collects the lowest per sq foot building fees and allows developers to fill our schools and roads without putting into the community. Our county is in an uproar over the much needed redistricting thanks to the over crowded schools. Builders need to help fund the mess that they have been allowed by the council to build.

Christa Donnelly
CHRISTA_DONNELLY@hcpss.org
5148 Celestial Way
Columbia, Maryland 21044

Facchine, Felix

From: Linda Nachenberg <LINDA_NACHENBERG@hcpss.org>
Sent: Tuesday, September 17, 2019 10:05 AM
To: Rigby, Christiana
Subject: CB42-2

[Note: This email originated from outside of the organization. Please only click on links or attachments if you know the sender.]

Christiana Rigby,

I support the school facility surcharge bill (CB42-2019).

Linda Nachenberg
LINDA_NACHENBERG@hcpss.org
6919 Mystic Woods Way
Columbia, Maryland 21044

Facchine, Felix

From: Tara Terry <TARA_TERRY@hcpss.org>
Sent: Tuesday, September 17, 2019 10:07 AM
To: Rigby, Christiana
Subject: Fund Our Schools

[Note: This email originated from outside of the organization. Please only click on links or attachments if you know the sender.]

Christiana Rigby,

HCPSS has deferred over \$500 million dollars in maintenance needs and now may be unable to renovate Hammond HS and Talbott Springs ES. Our students and staff deserve better.

I urge the County Council to consider implementing a school facility surcharge on developers that would create an increase in capital funds for HCPSS to address many needs.

Currently, we collect the lowest per square foot impact fee in the State. Our facilities are used for community events as well as everyday educational us. Class sizes are increasing which creates the need for better climate and additional maintenance of the buildings. Teachers around the county are complaining of students being too warm in classrooms with no windows/interior rooms of buildings and are requesting fans for the classrooms.

Our students and staff deserve better than these current conditions. Hammond HS and Talbott Springs ES families deserve facilities that are equal to those throughout the county-free of mold, rats and over crowded hallways.

Please consider implementing a school facility surcharge on developers that would create an increase in capital funds for HCPSS to address many needs.

Thank you.

Tara Terry
TARA_TERRY@hcpss.org
7527 Rain Flower Way
Columbia, Maryland 21046

Facchine, Felix

From: Lisa Katzen <lisa_katzen@hcpss.org>
Sent: Tuesday, September 17, 2019 10:24 AM
To: Rigby, Christiana
Subject: support of school facility surcharge bill CB42-2019

[Note: This email originated from outside of the organization. Please only click on links or attachments if you know the sender.]

Christiana Rigby,

I support the bill to supplement revenues for school facilities by charging developers more per square foot for new residential development.

Our schools are becoming seriously overcrowded. Developers are making huge profits in the meantime. Their good fortune should be passed to the school system they are impacting.

Please pass this bill and improve our facilities.

Lisa Katzen
Resident of Kings Contrivance

Lisa Katzen
lisa_katzen@hcpss.org
9841 Rainleaf Ct
Columbia, Maryland 21046

Facchine, Felix

From: Teresa Dennison <teresa_dennison@hcpss.org>
Sent: Tuesday, September 17, 2019 11:03 AM
To: Rigby, Christiana
Subject: CB42-2019

[Note: This email originated from outside of the organization. Please only click on links or attachments if you know the sender.]

Christiana Rigby,

Dear Council members,

Our most precious resource in Howard County is our children. Growth in this county is not keeping pace with the financial obligations we have to ensure that our children are educated in well maintained, safe school environments. We desperately need the county council members supporting the school facility surcharge bill (CB42-2019). Developers have benefited much too long without contributing to the growth equitably.

Sincerely,

Teresa Dennison

Teresa Dennison
teresa_dennison@hcpss.org
4236 Buckskin Lake Drive
Ellicott City, US

Facchine, Felix

From: Shannon Blount <info@email.actionnetwork.org>
Sent: Tuesday, September 17, 2019 11:15 AM
To: Rigby, Christiana
Subject: (CB42-2019)

[Note: This email originated from outside of the organization. Please only click on links or attachments if you know the sender.]

Christiana Rigby,

Good morning,

I am writing in support of CB42-2019, to increase the school facilities surcharge. It is unacceptable that developers are allowed to continue to overdevelop in Columbia without paying their fair share to maintain facilities. The current problem with school overcrowding is in part due to this unchecked development. Greed and politics cannot be worth more than our good schools and infrastructure. Hammond HS and Talbott Springs ES have waited long enough. Maybe if the county collected appropriate fees on new developments, we would have the funds to not only maintain and improve our Columbia schools, but to keep our kids in Columbia and not have to move them to schools out west just because development is slower out there.

It's high time we started to expect developers to pay their dues.

Thank you,
Shannon Blount
Columbia

Shannon Blount
shanblount@gmail.com
7314 Farthest Thunder Ct.
Columbia, Maryland 21046

Facchine, Felix

From: Gina Davis-Brodeur <info@email.actionnetwork.org>
Sent: Tuesday, September 17, 2019 11:18 AM
To: Rigby, Christiana
Subject: CB42 must pass!

[Note: This email originated from outside of the organization. Please only click on links or attachments if you know the sender.]

Christiana Rigby,

I implore you to vote yes on CB 42. Howard county in general and especially the Elkridge area can not take anymore new developments untill we have enough school capacity. Make developers pay their fair share like in surrounding counties. Please think about the education of our children over the almighty dollar for once.

Gina Davis-Brodeur
lunarastro@hotmail.com
6374 Woodburn Ave
Elkridge , Maryland 21075

Facchine, Felix

From: sean miskimins <smiskimins@dbcr.org>
Sent: Tuesday, September 17, 2019 11:19 AM
To: Rigby, Christiana
Subject: Cb42-2019

[Note: This email originated from outside of the organization. Please only click on links or attachments if you know the sender.]

Christiana Rigby,

Please support (vot Yes) on this bill. These 2 schools are BADLY in need of updates/maintenance. Thanks for your time--vote accordingly. Sean Miskimins

sean miskimins
smiskimins@dbcr.org
9150 winding way
ellicott city, Maryland 21043