

County Council of Howard County, Maryland

2021 Legislative Session

Legislative Day No. 7

Resolution No. 71-2021

Introduced by: The Chairperson at the request of the County Executive

A RESOLUTION approving schedules of fees for the functions regulated by the Department of Public Works.

Introduced and read first time _____, 2021.

By order _____
Michelle Harrod, Administrator

Read for a second time at a public hearing on _____, 2021.

By order _____
Michelle Harrod, Administrator

This Resolution was read the third time and was Adopted___, Adopted with amendments___, Failed___, Withdrawn___, by the County Council on _____, 2021.

Certified By _____
Michelle Harrod, Administrator

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**, Section 14.600 and Section 14.601 of the Howard County Code provide
2 that, upon the recommendation of the Director of Public Works, the County Council shall adopt
3 an annual schedule of permit charges, user fees, special charges and late payment penalties for
4 users of the Howard County Sanitary Landfill; and

5
6 **WHEREAS**, Section 18.700 requires the Director of Public Works to prepare a proposed
7 fee schedule to cover the cost of services performed by the Department of Public Works related
8 to the physical inspection and approval of infrastructure in subdivisions and site development
9 plans as shown on the approved subdivision and site development plans; and

10
11 **WHEREAS**, Section 16.130 of the Howard County Code requires developers to pay for
12 the costs of public improvements (water and sewer facilities) required by Section 16.131, which
13 costs include the costs incurred by the Department of Public Works in reviewing the plans for the
14 facilities; and

15
16 **WHEREAS**, Section 18.204 of the Howard County Code requires that the Council set,
17 by annual resolution, a fee to cover notification costs incurred by the County when a road is
18 petitioned for closing or relocation; and

19
20 **WHEREAS**, Section 18.206 of the Howard County Code requires utility contractors and
21 other persons who excavate on public property to obtain a permit for the work, and further
22 provides for County Council approval of a fee for such a permit; and

23
24 **WHEREAS**, as enacted by the passage of Council Bill No. 26-2017, the County shall
25 charge an application review fee for street light attachments in accordance with an Agreement
26 for use of Public Street Lights and that application review fee is included in the attached fee
27 schedule; and

28
29 **WHEREAS**, Section 18.402 of the Howard County Code provides that abutting property
30 owners shall repair or replace sidewalk that is unsafe for public use and further provides that, at

1 the abutting property owner's request, the Department of Public Works may do the sidewalk
2 repair or replacement and bill the property owner for the cost of the work; and

3
4 **WHEREAS**, even though in certain circumstances it is appropriate to amend or extend
5 developer agreements, the County incurs costs in reviewing the agreement and the development
6 to determine whether appropriate progress has been made in meeting the requirements of the
7 Agreement, and therefore charges a fee for approving the amendment or extension of the
8 developer agreement; and

9
10 **WHEREAS**, Section 21.208 of the Howard County Code authorizes the County Council
11 to establish by resolution an annual service fee and the cost of installation of signs when the
12 Department of Public Works issues a permit to establish a loading zone; and

13
14 **WHEREAS**, Section 3.405 of the Howard County Code requires an applicant to provide
15 surety for grading and constructing sediment control; and

16
17 **WHEREAS**, Section 20.901 of the Howard County Code requires the County Council to
18 establish by Resolution the refuse collection charges for residential and commercial property,
19 and to establish the Ellicott City Refuse Collection Zone; and

20
21 **WHEREAS**, Section 16.511 of the Howard County Code provides that the mobile home
22 park refuse collection charge shall be adopted by Resolution of the County Council; and

23
24 **WHEREAS**, Section 21.206 and Section 21.236 of the Howard County Code authorize
25 the Department of Public Works to establish parking meter zones and prohibit a person from
26 parking in a parking meter zone unless the appropriate fee is paid; and

27
28 **WHEREAS**, fees for functions regulated by the Department of Public Works were last
29 adopted by the passage of Council Resolution No. 66-2020 and the only change for FY22 is a
30 technical correction to remove a separate landfill fee for shingles as shingles have not been
31 collected separate from other waste for years.

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NOW, THEREFORE, BE IT RESOLVED by the County Council of Howard County, Maryland this ___ day of _____, 2021 that it adopts the fee schedules attached to this Resolution for the following functions regulated through the Department of Public Works:

- (1) Review and approval of water and sewer facilities for subdivisions and site development; and
- (2) Miscellaneous DPW Fees and Charges; and

BE IT FURTHER RESOLVED that the fee schedules shall be effective July 1, 2021 and shall continue in effect until changed or repealed by subsequent resolution.

LANDFILL FEES

These fees are adopted pursuant to Section 14.600 and Section 14.601 of the Howard County Code, which provide that the County Council shall adopt an annual schedule of permit charges, user fees, special charges, and late payment penalties for users of the Howard County Sanitary Landfill.

NOTE: No solid waste generated from out-of-County sources will be accepted at the Howard County Alpha Ridge Landfill.

ANNUAL PERMIT CHARGE

Commercial permit (renewable each June)	\$30
Commercial Recycling Permit	No Charge

USER CHARGES

Residential solid waste

No charge for Howard County residents bringing solid waste to the landfill in:

- (1) Vehicles up to 3/4 ton GVW registered in Howard County; or
- (2) Vehicles registered as farm vehicles with the Motor Vehicle Administration hauling qualifying waste.

Residents bringing in household waste must apply for a special exception permit if vehicle is not registered as a farm vehicle, is over 3/4 ton GVW, is not registered to resident, or displays commercial signage.

A maximum of 2 tons of household waste will be accepted from a County resident at no charge during a 1-year period from July through June. Residential users shall be charged for quantities exceeding 2 tons per fiscal year based on the rates below.

Residential construction and demolition debris \$80 per ton

Clean dirt

Clean dirt free of trash and rubble \$100 per ton
(charge may be waived or volume may be limited by the Department of Public Works)

Clean Wood/Yard Trim clean wood trim includes brush, tree branches, unpainted and untreated lumber, grass, leaves and barn cleanings.

Residential	No charge
Commercial (After verification that wood waste is clean)	\$30 per ton

Commercial solid waste (tires must be delivered separately) \$80 per ton

Commercial Auto and truck tires

Auto tires	\$160 per ton
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Truck (oversized) tires	\$220 per ton
Commercial mattresses and box springs (Mixed with Trash- Disposed)	\$100 per ton
Commercial mattresses and box springs (Clean Loads- Recycled)	\$50 per ton
Commercial cardboard (Mixed with trash- Disposed)	\$100 per ton
Commercial appliances with Freon	\$10 each
Broken paving, stone or brick	\$100 per ton
[[Shingles	\$65 per ton]]
Boats, house trailers and campers All Boats, House Trailers and Campers not to exceed 30 feet in length. Acceptance may be limited by the Department of Public Works.	\$80 per ton

SCHEDULE FOR USE WHEN SCALES ARE INOPERATIVE

Size of Vehicle	Solid Waste	Recyclable Yard/Wood Waste
Pickup trucks & leisure vans (1/2 to 3/4 ton)	\$32	\$8
Pickup trucks with side rails, caps, or dump bed	\$65	\$15
Dump trucks (2 axle)	\$190	\$45
Dump trucks (3 or 4 axle)	\$320	\$75
Closed vans (2 axle)	\$130	\$30
Closed vans (3 or 4 axle)	\$190	\$45
Stake body/open body trucks or trailer dump (2 axle)	\$320	\$75
Stake body/open body trucks or trailer dump (3 axle)	\$380	\$90
Front, rear and side load compactor		
under 16 cu.yd.	\$320	\$75
16-23 cu.yd.	\$500	\$120
24 cu.yd. and over	\$600	\$150
Semi-trailer	Not Accepted	\$300
Roll off bed		
under 25 cu.yd.	\$500	\$90
25 - 34 cu.yd.	\$600	\$150
35 cu.yd. and over	\$800	\$225
Auto and Truck Tires		
Auto tires		
Up to 30 tires	\$90 flat rate	
Over 30 tires	\$3.25 per tire	
Truck (oversized) tires		

Up to 10 tires	\$60 flat rate
Over 10 tires	\$6.00 per tire

NOTE: A maximum of four (4) auto tires per visit may be delivered to the Resident's Convenience Area by residents at no charge. Farm vehicles are also limited to four (4) auto tires per visit. Deliveries of greater than 4 tires will be charged the per ton commercial user charge.

SPECIAL LANDFILL CHARGES

Credit account deposit (amount to be paid before credit is initially extended)	\$200.00 minimum
Credit account deposit - maintenance surety (amount for maintaining extension of credit; reviewed and adjusted every 6 months)	1.5 times average monthly statement
Late payment penalty assessed on the last County work day of the month following the month on which charges are billed. All statements will indicate the penalty date.	10% of unpaid balance –every 30 days balance is due
Service charge for failure to weigh out	\$ 25.00, Plus rate per ton calculated using waste type and vehicle's tare weight
Commercial vehicles remaining after closing time Or unloading longer than the 30-minute time limit	\$100 per 30 minutes

REFUSE COLLECTION CHARGES

These charges are adopted pursuant to Section 20.901 of the Howard County Code, which requires the County Council to establish by Resolution the refuse and recycling collection charges for residential and commercial property, and to establish the Ellicott City Refuse Collection Zone.

Refuse Collection Charges	
Residential Property	\$310 per year for 1 collection per week of refuse and recyclable materials
Residential Property	\$15 per year for 1 collection per week of yard waste and food scraps, where applicable, during the collection season
Residential Property – Private Roads	\$39 per year for 1 collection per week of recyclable materials only. The entire community must “opt out” or charge will be assessed on each individual homeowner.
Commercial Property – Ellicott City Refuse Collection Zone Only	\$310 per year for each collection, 2 or 4 collections per week
Mobile Home Park	\$17.50 per month for 1 collection per week of refuse and recyclable materials (charge based on the number of occupied, permitted sites)
Mobile Home Park	\$1.25 per month for 1 collection per week of yard waste during the collection season (charge based on the number of occupied, permitted sites)
Mobile Home Park	\$3.25 per month for 1 collection per week of recyclable materials only (charge based on the number of occupied, permitted sites)

The Department of Public Works Refuse and Recyclables Collection Rules shall govern the size and weight of acceptable items, and the composition of containers.

Commercial Property is property in Ellicott City Refuse Collection Zone.

ELLICOTT CITY REFUSE COLLECTION ZONE

The Service area boundary for the Commercial Property for which the County provides refuse collection services is the Ellicott City Refuse Collection Zone. The Zone is defined in Exhibit A which is attached hereto and incorporated herein.

**DEPARTMENT OF PUBLIC WORKS
ENGINEERING REVIEW FEE SCHEDULE
Effective July 1, 2021**

These fees are pursuant to Section 16.130 and Section 16.131 of the Howard County Code, which requires developers to pay for the costs of public improvements (water and sewer facilities), which costs include the costs incurred by the Department of Public Works in reviewing the plans for the facilities:

COMMERCIAL, INDUSTRIAL & MULTI-FAMILY SITE DEVELOPMENT PLANS		
Total Estimated Site Construction Costs	Fee For Private Roads, Parking Lots & Storm Water Management**	Fee For Private Storm Drains, Water & Sewer**
Less than \$ 50,000	2.75%	0.8%
\$ 50,001 - \$150,000	2.50%	0.7%
\$150,001 - \$250,000	2.25%	0.6%
over \$250,000	2.00%	0.5%

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1. Fees represent half of the total fee charged. The total fee is shared between DPW and DPZ.
2. A partial advance fee is to be paid in full prior to submission of plan for signature approval. This partial fee shall be 50% of the fee based upon the developer's preliminary construction cost estimate. The minimum fee is \$100.
3. The final fee is calculated based on actual construction quantities and the Howard County Department of Planning and Zoning's approved unit prices and item codes, dated July 1, 2021 (see attached exhibit 1).
4. Final fee is to be paid in full prior to submission of plan for signature approval.

FINAL SUBDIVISIONS WITH PUBLIC ROADS AND STORM DRAINAGE STRUCTURES	
Cost of Improvements	Fee*
Less than \$50,000	2.75% but not less than \$100
\$50,001 - \$150,000	2.5%
\$150,001 - \$250,000	2.25%
Over \$250,000	2%

*

1. Fees represent half of the total fee charged. The total fee is shared between DPW and DPZ.
2. A partial advance fee is to be paid in full prior to submission of plan for signature approval. This partial fee shall be 50% of the fee based upon the developer's preliminary construction cost estimate. The minimum fee is \$100.
3. The final fee is calculated based on actual construction quantities and the Howard County Department of Planning and Zoning approved unit prices and item codes, dated July 1, 2021 (see attached exhibit 1).
4. Final fee is to be paid in full prior to submission of plan for signature approval.

REVIEW OF SUBDIVISIONS AND SITE DEVELOPMENT PLANS WATER & SEWER FACILITIES		
Work To Be Done	Partial Advance Fee	Total Fee
Review of water or sewer systems, including engineering, administrative and legal costs associated with the review.	1.75% of DPZ's established unit cost for sewer main and established unit cost for water main and fire hydrant (attached as "Exhibit 1"). Must be deposited with application for preliminary plan approval based on quantities shown on developer's preliminary plan.	3.5% of DPZ's established unit cost for sewer main and established unit cost for water main and fire hydrant (attached as "Exhibit 1"), based on quantities shown on developer's approved construction drawings and paid prior to delivery of developer agreement for execution.

Total fee of 7% is shared fees between DPZ and DPW

**REVIEW AND APPROVAL OF WATER & SEWER FACILITIES
FOR SUBDIVISIONS AND SITE DEVELOPMENT**

These fees are adopted pursuant to Section 16.130 of the Howard County Code which requires developers to pay for the costs of public improvements (water and sewer facilities) required by Section 16.131, which costs include the costs incurred by the Department of Public Works in reviewing the plans for the facilities and in inspecting them during construction.

Construction Inspection of Private and Public Water and Sewer

WORK	CHARGE* (NON-REBATABLE)
Single Family Detached (ex: R-12, R-20, etc.) No Minor Subdivisions	\$600 per lot
Townhome, Cluster Home No Minor Subdivisions	\$250 per lot
Minor Subdivisions, Site Development Plans, etc.	\$800 Lump Sum Administration and Project Coordination Fee, plus \$7 per linear foot Field Inspection Fee.
Inspection of private water & sewer 8” or larger (from the connection to within 5 feet of the building improvement).	\$800 Lump Sum Administration and Project Coordination Fee, plus \$7 per linear foot Field Inspection Fee.
TV Inspection	\$.60 per foot, to be paid prior to delivery of developer agreement for execution.

* These fees cover the costs associated with the inspection of water and sewer facilities during the construction time established in the developer agreement and construction documents. If construction time exceeds the established time, additional inspection fees will be charged in the amount of 1.5% of the total estimated construction costs included in the developer agreement with a minimum fee of \$1,500.

UTILITY CONSTRUCTION PERMITS

This fee is adopted pursuant to Section 18.206 of the Howard County Code, which requires utility contractors and other persons who excavate in the public roads and rights-of-way to obtain a permit for the work, and further provides for County Council approval of a fee for such a permit.

This fee applies only to power and communication utility work in existing subdivisions and existing public rights-of-way and easements. The construction permit fees do not apply to utility construction in projects being constructed in accordance with the subdivision regulations.

Annual Fee for Use of Howard County Right-of-Way in accordance with Agreement for Use of Howard County Right-of-Way.

Gas or electric utility	\$36,000 per year, or \$10,000 per year for a gas or electric utility company serving up to and including 3,000 Howard County customers
Communication utility	\$25,000 per year

Permit Fee for Underground Utility Construction. *Repair, maintenance and/or new utility construction permit review fee for the processing of the Permit in accordance with an Agreement for Use of Howard County Right-of-Way.*

\$300 each permit

Permit Fee for Underground Utility Construction. *New utility construction permit review fee for the processing a single Permit for a utility that is not operating under an Agreement for Use of Howard County Right-of-Way.*

\$600 each permit

Permit Fee for Street Light Attachment. Review fee for the processing of a *wireless facility street light attachment* under an Agreement for Use of Howard County Street Lights.

\$1,800 each permit review

REINSPECTION SURCHARGE

A reinspection surcharge shall be imposed for utility installation sites which required more than one reinspection to verify or determine compliance with a notice of violation issued.

2 nd reinspection (3 rd visit to property)	\$100
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3 rd reinspection (4 th visit to property)	\$150
4 th reinspection (5 th visit to property)	\$200

INSTALLING UTILITIES WITHOUT A PERMIT

Charge for new utility construction in existing public rights-of-way without the required permit.

\$500 each occurrence

LOADING ZONE PERMIT/SIGN INSTALLATION FEES

These fees are established pursuant to Section 21.208 of the County Code, which authorizes the County Council to establish an annual service fee and the cost of installation of signs when the Department of Public Works issues a permit to create a loading zone.

Cost of installation of signs indicating the border of a loading zone established under a permit.

\$160 per sign.

Annual service fee for a loading zone permit.

\$25 per year or portion of a year.

GRADING SURETY

These fees are adopted pursuant Section 3.405 of the Howard County Code that requires an applicant to provide surety for grading and constructing sediment control

Surety shall be based on the size of the area to be disturbed and the type of construction. The amount of the surety shall be determined using the following schedule:

Residential/utility grading	\$300 for the 1 st 5000 sq. ft. plus \$.02 for each additional square foot of disturbed area
Commercial/industrial grading	\$2,500 for the 1 st 5000 sq. ft. plus \$.04 for each additional square foot of disturbed area

PARKING METER RATES

These rates are adopted pursuant to Sections 21.206 and 21.236 of the Howard County Code, which authorize the Department of Public Works to establish parking meter zones, and which prohibit a person from parking a vehicle in a parking meter zone unless the applicable rates have been paid.

Location of Parking Meters	Parking Meter Fee
George Howard Complex	Up to \$.25 per hour per space
Ellicott City Post Office Lot	Up to \$.50 per hour per space
Patapsco River Lot in Ellicott City	Up to \$.50 per hour per space
Maryland Ave. Lot in Ellicott City	Up to \$.50 per hour per space
Maryland Ave. (On-street)	Up to \$1.00 per hour per space
Talbot Lot in Ellicott City	Up to \$.50 per hour per space
Main Street, Ellicott City	Up to \$1.00 per hour per space

MISCELLANEOUS DPW FEES AND CHARGES

SERVICE

COST

Sidewalk repair/replacement	Actual cost to the County
Amendment, extension, or revision of Developer Agreements	
Cost for a project with up to 4 agreements	\$400 per agreement
Cost for a project with 5 or more agreements	\$1,600 per project
Petition for road closing/road relocation	\$1,500
Additional recycling containers	
18 gallon	\$7.50 each
35 gallon	\$36.00 each
65 gallon	\$45.00 each