

CHAPTER 543

(House Bill 180)

AN ACT concerning

**Washington County – Impact Fees**

FOR the purpose of authorizing, under certain conditions, the County Commissioners of Washington County to fix, impose, and collect development impact fees for financing, in whole or in part, the capital costs of certain public works, improvements, and facilities; requiring the County Commissioners to create a certain public works entity and adopt an adequate facilities plan and a plan for periodic review and modification of a certain adequate facilities plan and comprehensive plan; requiring the County Commissioners to hold a certain public hearing prior to the adoption of an impact fee ordinance or resolution; providing that the impact fee be levied only on certain property and that the funds collected be used only for certain purposes; requiring that certain funds collected be returned to certain persons if the funds are not used for public works, improvements, and facilities within a certain period; providing for a delayed effective date; and generally relating to development impact fees in Washington County.

BY adding to

Article 25 – County Commissioners

Section 9–I

Annotated Code of Maryland

(1987 Replacement Volume and 1989 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That the Laws of Maryland read as follows:

**Article 25 – County Commissioners**

9–I.

(A) IN ACCORDANCE WITH THIS SECTION, THE COUNTY COMMISSIONERS OF WASHINGTON COUNTY, BY ORDINANCE OR RESOLUTION, MAY FIX, IMPOSE, AND COLLECT DEVELOPMENT IMPACT FEES FOR FINANCING, IN WHOLE OR IN PART, THE CAPITAL COSTS OF ADDITIONAL OR EXPANDED PUBLIC WORKS, IMPROVEMENTS, AND FACILITIES REQUIRED TO ACCOMMODATE NEW CONSTRUCTION OR DEVELOPMENT.

(B) BEFORE THE COUNTY COMMISSIONERS OF WASHINGTON COUNTY MAY EXERCISE THE AUTHORITY PROVIDED UNDER SUBSECTION (A) OF THIS SECTION, THE COUNTY COMMISSIONERS SHALL: