

(3) IF THE COUNTY COUNCILS DO NOT AGREE ON THE AMOUNT OF THE CHARGE, THE CHARGE IMPOSED DURING THE PREVIOUS YEAR SHALL CONTINUE IN EFFECT FOR THE FOLLOWING FISCAL YEAR.

(4) IF THE COUNTY COUNCILS HAVE NOT PREVIOUSLY AGREED ON ANY SYSTEM DEVELOPMENT CHARGE, A SYSTEM DEVELOPMENT CHARGE MAY NOT BE IMPOSED DURING THAT FISCAL YEAR.

(5) (I) BEFORE JULY 1, 1994, THE WSSC MAY NOT IMPOSE A SYSTEM DEVELOPMENT CHARGE IN AN AMOUNT GREATER THAN 50% OF THE CHARGE ESTABLISHED BY THE COUNTY COUNCILS UNDER THIS SUBSECTION.

(II) BEFORE JULY 1, 1995, THE WSSC MAY NOT IMPOSE A SYSTEM DEVELOPMENT CHARGE GREATER THAN 75% OF THE CHARGE ESTABLISHED BY THE COUNTY COUNCILS UNDER THIS SUBSECTION.

~~(C)~~ (D) (1) IN THIS SUBSECTION, "SMALL BUILDER" MEANS A BUILDER WHO APPLIES FOR AND RECEIVES NOT MORE THAN 15 PLUMBING PERMITS FOR RESIDENTIAL PROPERTIES FROM THE WSSC DURING A SINGLE CALENDAR YEAR.

(2) SUBJECT TO THE PROVISIONS OF PARAGRAPH ~~(2)~~ (3) OF THIS SUBSECTION, AN APPLICANT FOR NEW SERVICE A SMALL BUILDER MAY PAY THE SYSTEM DEVELOPMENT CHARGE IN TWO PAYMENTS AS FOLLOWS:

(I) ONE-HALF AT THE TIME OF FILING THE PLUMBING PERMIT APPLICATION; AND

(II) THE REMAINING ONE-HALF WITHIN 12 MONTHS AFTER THE FIRST PAYMENT OR PRIOR TO THE TRANSFER OF TITLE TO THE PROPERTY, WHICHEVER OCCURS FIRST.

~~(2)~~ (3) AT THE TIME OF THE FIRST PAYMENT UNDER THIS SUBSECTION, THE APPLICANT FOR NEW SERVICE SMALL BUILDER SHALL DEPOSIT WITH THE WSSC SECURITY FOR THE SECOND PAYMENT IN AN AMOUNT AND FORM ESTABLISHED AND APPROVED BY THE WSSC UNDER ITS RULES AND REGULATIONS.

~~(D)~~ (E) (1) THE WSSC MAY ONLY USE THE FUNDS COLLECTED UNDER THE SYSTEM DEVELOPMENT CHARGE TO:

(4) (I) PAY FOR MAJOR NEW TREATMENT, TRANSMISSION, AND COLLECTION FACILITIES THAT PROVIDE SERVICE TO NEWLY CONNECTED PROPERTIES; THE NEED FOR WHICH IS DIRECTLY ATTRIBUTABLE TO THE ADDITION OF NEW SERVICE, AND THE CONSTRUCTION OF WHICH BEGAN AFTER JULY 1, 1993; OR

(2) (II) AMORTIZE ANY BOND THAT IS ISSUED IN CONNECTION WITH THE CONSTRUCTION OF THOSE NEW FACILITIES.

(2) OTHER COSTS OF ENHANCEMENT, MAINTENANCE, OR ENVIRONMENTAL REGULATION ON EXISTING OR NEW SYSTEMS SHALL BE BORNE EQUALLY BY ALL RATE PAYERS.