

~~(b) (1) A school facilities surcharge [may not exceed \$2,500] SHALL BE \$7,000 per:~~

~~(A) [single family] SINGLE FAMILY, detached dwelling;~~

~~(B) [townhouse] TOWNHOUSE; or~~

~~(C) [dwelling] DWELLING unit for any other building containing more than a single dwelling unit.~~

(b) (1) A school facilities surcharge [may not exceed \$2,500 per] IMPOSED ON A[:

(A) Single-family,] SINGLE-FAMILY detached [dwelling;

(B) Townhouse;] DWELLING, TOWNHOUSE, or

[(C) Dwelling] DWELLING unit for any other building containing more than a single dwelling unit SHALL BE IN THE FOLLOWING AMOUNTS:

(A) AMOUNT OF \$5,000 IN FISCAL YEARS 2000, 2001, 2002, 2003, AND 2004;

(B) \$4,000 IN FISCAL YEARS 2005, 2006, 2007, AND 2008; AND

(C) \$2,500 IN FISCAL YEAR 2009 AND EVERY FISCAL YEAR THEREAFTER.

(2) [The County Council, by ordinance, may provide a full or partial credit against the school facilities surcharge for moderately priced dwelling units.

(3) The school facilities surcharge does not apply to a mixed retirement development or elderly housing.

(3) THE SCHOOL FACILITIES SURCHARGE DOES NOT APPLY TO A SINGLE-FAMILY DETACHED DWELLING THAT IS TO BE BUILT OR SUBCONTRACTED BY AN INDIVIDUAL OWNER IN A MINOR SUBDIVISION AND THAT IS INTENDED TO BE USED AS THE OWNER'S PERSONAL RESIDENCE.

(c) The school facilities surcharge shall be paid by the seller at the time a building permit is issued for the dwelling unit. The school facilities surcharge may not be construed to be a settlement cost.

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

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

(1) Additional or expanded public school facilities; or

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