

**Article 17 - Prince George's County**

10-192.01.

(a) (1) The County Council, by ordinance, shall impose a school facilities surcharge on new residential construction for which a building permit is [applied for] ISSUED on or after [July 1, 2000] JULY 1, 2003.

(2) (I) EXCEPT AS PROVIDED UNDER SUBPARAGRAPH (II) OF THIS PARAGRAPH, A MUNICIPAL CORPORATION IN PRINCE GEORGE'S COUNTY WITH ZONING AUTHORITY AND THE AUTHORITY TO ISSUE BUILDING PERMITS THE COUNTY COUNCIL MAY IMPOSE A SCHOOL FACILITIES SURCHARGE ON A NEW RESIDENTIAL CONSTRUCTION FOR WHICH A BUILDING PERMIT IS ISSUED ON OR AFTER JULY 1, 2003, BY A MUNICIPAL CORPORATION IN PRINCE GEORGE'S COUNTY WITH ZONING AUTHORITY AND THE AUTHORITY TO ISSUE BUILDING PERMITS.

(II) A MUNICIPAL CORPORATION IN PRINCE GEORGE'S COUNTY THE COUNTY COUNCIL MAY NOT IMPOSE A SCHOOL FACILITIES SURCHARGE ON A NEW RESIDENTIAL CONSTRUCTION FOR WHICH A BUILDING PERMIT IS ISSUED BY A MUNICIPAL CORPORATION IF PRINCE GEORGE'S COUNTY HAS COLLECTED A SURCHARGE ON ISSUANCE OF A COUNTY PERMIT FOR THE SAME NEW RESIDENTIAL CONSTRUCTION.

(b) (1) (I) A FOR FISCAL YEAR 2004, A school facilities surcharge imposed on a single-family detached dwelling, townhouse, or dwelling unit for any other building containing more than a single dwelling unit shall be in the amount of [\$5,000]:

1. EXCEPT AS PROVIDED IN ITEMS 2 AND 3 OF THIS SUBPARAGRAPH, \$10,000 \$12,000 FOR FISCAL YEAR 2004;

2. \$7,000 IF THE BUILDING IS LOCATED BETWEEN INTERSTATE HIGHWAY 495 AND THE DISTRICT OF COLUMBIA; AND

3. \$7,000 IF THE BUILDING IS INCLUDED WITHIN A BASIC PLAN OR CONCEPTUAL SITE PLAN THAT ABUTS AN EXISTING OR PLANNED MASS TRANSIT RAIL STATION SITE OPERATED BY THE WASHINGTON METROPOLITAN AREA TRANSIT AUTHORITY.

(II) FOR FISCAL YEAR 2005 AND EACH SUCCEEDING FISCAL YEAR, THE FACILITIES SURCHARGE ESTABLISHED IN SUBPARAGRAPH (I) OF THIS PARAGRAPH SHALL BE ADJUSTED FOR INFLATION IN ACCORDANCE WITH THE CONSUMER PRICE INDEX FOR ALL URBAN CONSUMERS PUBLISHED BY THE UNITED STATES DEPARTMENT OF LABOR, FOR THE FISCAL YEAR PRECEDING THE YEAR FOR WHICH THE AMOUNT IS BEING CALCULATED.

(2) 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.