

BY adding to

The Public Local Laws of Howard County

Section 20.142 to be under the new part "Part VI. Public School Facilities Surcharge"

Article 14 – Public Local Laws of Maryland

(1995 Edition and November 2003 Supplement, as amended)

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

Article 14 – Howard County

PART VI. PUBLIC SCHOOL FACILITIES SURCHARGE

20.142.

(A) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.

(2) "APPLICANT" MEANS THE INDIVIDUAL, PARTNERSHIP, CORPORATION, OR OTHER LEGAL ENTITY WHOSE SIGNATURE APPEARS ON THE BUILDING PERMIT APPLICATION.

(3) (I) "BUILDING" MEANS A STRUCTURE WITH EXTERIOR WALLS WHICH COMBINE TO FORM AN OCCUPIABLE STRUCTURE.

(II) "BUILDING" DOES NOT INCLUDE A TEMPORARY STRUCTURE, AS DEFINED IN THE HOWARD COUNTY BUILDING CODE.

(4) (I) "NEW CONSTRUCTION" MEANS CONSTRUCTION OF A BUILDING WHICH REQUIRES A HOWARD COUNTY BUILDING PERMIT.

(II) "NEW CONSTRUCTION" DOES NOT INCLUDE, IF THE BUILDING REPLACES AN EXISTING BUILDING, REPLACEMENT OF A BUILDING DUE TO CASUALTY OR LOSS WITHIN 3 YEARS OF THAT CASUALTY OR LOSS, OR REPLACEMENT OF A MOBILE HOME ON A SITE, EXCEPT TO THE EXTENT THE GROSS SQUARE FOOTAGE OF THE REPLACEMENT BUILDING OR REPLACEMENT MOBILE HOME EXCEEDS THE GROSS SQUARE FOOTAGE OF THE BUILDING OR MOBILE HOME BEING REPLACED.

(5) "OCCUPIABLE" MEANS SPACE THAT IS:

(I) DESIGNED FOR HUMAN OCCUPANCY IN WHICH INDIVIDUALS MAY LIVE, WORK, OR CONGREGATE FOR AMUSEMENT; AND

(II) EQUIPPED WITH MEANS OF EGRESS, LIGHT, AND VENTILATION.

(6) (I) "RESIDENTIAL" MEANS A BUILDING THAT CONTAINS ONE OR MORE DWELLING UNITS AND INCLUDES A BOARDING HOUSE.