

[(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 (3) of this subsection, 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.

(3) At the time of the first payment under this subsection, the 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.]

[(e) (D) (1) (I) THE WSSC SHALL DEPOSIT ALL FUNDS COLLECTED UNDER THE SYSTEM DEVELOPMENT CHARGE INTO THE SYSTEM DEVELOPMENT CHARGE FUND.

(II) THE SYSTEM DEVELOPMENT CHARGE FUND IS A SPECIAL FUND WHICH MAY NOT REVERT TO GENERAL FUNDS OF THE WSSC.

(2) The WSSC may only use the funds collected under the system development charge to:

(i) Pay for new treatment, transmission, and collection facilities, the need for which is directly attributable to the addition of new service, and the construction of which began after July 1, 1993; or

(ii) Amortize any bond that is issued in connection with the construction of those new facilities.

[(2)] (3) Other costs of enhancement, maintenance, or environmental regulation on existing or new systems shall be borne equally by all [rate payers] RATEPAYERS.

[(f) (E) (1) The WSSC may allow a developer to design and construct any on-site or off-site facilities necessary for a project of the developer, as long as those facilities are in the WSSC Capital Improvement Program and the 10-year Comprehensive Water Supply and Sewerage System Plan adopted by one of the County Councils, and are designed, constructed, and inspected in accordance with:

(i) The standards utilized by the WSSC; and

(ii) All applicable laws, regulations, and written policies of the WSSC.

(2) After the WSSC approves facilities constructed by a developer under this subsection, the WSSC shall:

(i) Accept the facilities as part of the WSSC system; and