

Bill No. 18-21

Concerning: Adequate Public Facilities - Adjustment  
of School Construction Fees

Introduced: August 21, 2018

Revised: October 9, 2018 Draft No. \_\_\_\_\_

Enacted: October 16, 2018

Effective: December 15, 2018

Expires: October 31, 2018

Frederick County Code,

Chapter N/A Section(s) N/A

# **COUNTY COUNCIL**

## **FOR FREDERICK COUNTY, MARYLAND**

By: Council President Bud Otis

**AN ACT** to: Adjust School Construction Fees as authorized by §1-20-62(G) of the Frederick County Code.

**Allowed to take effect by the County Executive per  
Article 3, Section 306(a) of the Frederick County Charter.**

Executive: \_\_\_\_\_ Date Received: \_\_\_\_\_

Approved: \_\_\_\_\_ Date: \_\_\_\_\_

Vetoed: \_\_\_\_\_ Date: \_\_\_\_\_

By amending:

Frederick County Code, Chapter, N/A Section(s) N/A

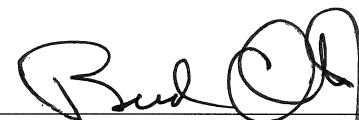
## Other: Department of Planning and Permitting Fee Schedule

<b>Boldface</b>	<i>Heading or defined term.</i>
<u>Underlining</u>	<i>Added to existing law.</i>
[Single boldface brackets]	<i>Deleted from existing law.</i>
* * *	<i>Existing law unaffected by bill.</i>
<u>Double underlining</u>	<i>Added by Amendment.</i>
[[Double boldface brackets]] and <del>strikethrough</del>	<i>Deleted by Amendment.</i>

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The County Council of Frederick County, Maryland, finds it necessary and appropriate to provide for an Annual Adjustment to the School Construction Fees as authorized by Section 1- 20-62(G) of the Frederick County Code (School Construction Fee Option), including: (1) an annual adjustment of School Construction Fees by a percentage based on the most recent data from the State of Maryland School Construction Cost Index; (2) adding an annual increase of two percent (2%) of the then-current School Construction Fees as a method to recapture fee increases that were not adopted for prior fiscal years; (3) setting a maximum annual increase of six percent (6%); and (4) annually amending the Division of Planning and Permitting Fee Schedule on January 1, 2019 through and including January 1, 2026 to reflect the adjusted School Construction Fees.

NOW, THEREFORE, BE IT ENACTED BY THE COUNTY COUNCIL OF FREDERICK COUNTY, MARYLAND, that the Frederick County Division of Planning and Permitting Fee Schedule is hereby, amended as shown on the attached Exhibit 1.

  
Harold F. (Bud) Otis, President  
County Council of Frederick County,  
Maryland

 M.J.C. 10/17/18

**Exhibit 1**

**VII. APFO SCHOOL CONSTRUCTION FEES**

School construction fees due to the county shall be determined by using the chart below. The school construction fees shall be calculated by multiplying the appropriate school construction fee component(s) (based on the proposed development's failure to meet public school adequacy at the elementary, middle or high school level) by the number of residential units of each type.

The school construction fees shall be increased once annually, on January 1, 2019 through and including January 1, 2026, without further action of the County Council. The annual fee increases shall be based on the following formula: the change in the State of Maryland School Construction Cost Index from the prior year to the current year, expressed as a percentage, plus two percent (2%). The result will be multiplied by the then-current school construction fees, provided that the fee increases in any single year shall not exceed six percent (6%).

For purposes of this calculation, the “State of Maryland School Construction Cost Index” shall be statewide per-square-foot school building and site development cost as established and adjusted annually by the State of Maryland Interagency Committee on School Construction.

<b>Housing Unit Type</b>	<b>Failure at Elementary School Level</b>	<b>Failure at Middle School Level</b>	<b>Failure at High School Level</b>
Single Family Detached	\$3,977	\$1,752	\$3,721
Townhouse/Duplex	\$4,981	\$1,533	\$2,894
Other Residential	\$2,182	\$594	\$1,148

[Single boldface brackets] *indicates matter deleted from existing law.*

\*\*\* - *indicates existing law unaffected by bill.*

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