

Chapter 733

(House Bill 1138)

AN ACT concerning

Prince George's County – School Facilities Surcharge – Student Housing Exemptions**PG 439–16**

FOR the purpose of altering the areas within which multifamily housing designated as student housing is exempt from the Prince George's County school facilities surcharge; updating a certain reference; establishing an exemption from the school facilities surcharge for certain multifamily housing designated as graduate student housing by the City of College Park; authorizing the Prince George's County Council, by resolution, to reverse a certain designation by the City of College Park of multifamily housing as graduate student housing within a certain number of days of the designation; and generally relating to exemptions from the school facilities surcharge in Prince George's County.

BY repealing and reenacting, with amendments,

The Public Local Laws of Prince George's County

Section 10–192.01(b)(4)

Article 17 – Public Local Laws of Maryland

(2011 Edition, as amended)

(As enacted by Chapter 254 of the Acts of the General Assembly of 2002, Chapter 166 of the Acts of the General Assembly of 2007, Chapter 108 of the Acts of the General Assembly of 2008, and Chapter 637 of the Acts of the General Assembly of 2014)

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

Article 17 – Prince George's County

10–192.01.

(b) (4) (A) The school facilities surcharge does not apply to multi-family housing designated as student housing that is located in[

(i) The area bounded by Maryland Route 193 to the west and north, U.S. Route 1 to the east, and the southern boundary of the City of College Park to the south;

(ii) The area bounded by U.S. Route 1 to the west, Berwyn House Road to the north, Rhode Island Avenue to the east, and Lakeland Road to the south;

(iii) The area bounded by U.S. Route 1 to the west, Paint Branch Parkway to the north and east, Rhode Island Avenue to the east, and College Avenue to the south;

(iv) The area bounded by University Boulevard to the north, Adelphi Road to the east, Stanford Street to the south, and University Hills Park to the west;

(v) The area bounded by the eastern boundary of Paint Branch Stream Valley Park to the west, Park Road and a line extending from the western end of Park Road directly west to Paint Branch Stream Valley Park to the north, U.S. Route 1 to the east, and Erie Street and a line extending from the western end of Erie Street directly west to Paint Branch Stream Valley Park to the south;

(vi) The area bounded by Autoville Drive and a line extending from the southern end of Autoville Drive directly south to Maryland Route 193 to the west, Erie Street to the north, U.S. Route 1 to the east, and Maryland Route 193 to the south;

(vii) The area bounded by U.S. Route 1 to the west, Maryland Route 193 to the north, 48th Avenue to the east, and Greenbelt Road to the south; or

(viii) The] **THE** area within the campus of Capitol ~~College~~ **TECHNOLOGY UNIVERSITY** located adjacent to and east of Springfield Road in Parcels 1 and 2 in the subdivision of land known as “Parcels 1 and 2, Capitol Institute Of Technology”, as per plat recorded in Plat Book NLP 115 at Plat 31 among the Land Records of Prince George’s County, Maryland.

(B) [Subject to the approval of the County Council and the municipality where the multi-family housing is located, the school facilities surcharge does not apply to multi-family housing designated as student housing for any areas not listed under subparagraph (A) of this paragraph in the City of College Park, the City of Hyattsville, and the Town of Riverdale Park] ~~THE~~

(I) SUBJECT TO SUBSUBPARAGRAPH (II) OF THIS SUBPARAGRAPH, THE SCHOOL FACILITIES SURCHARGE DOES NOT APPLY TO MULTI-FAMILY HOUSING THAT IS LOCATED IN THE CITY OF COLLEGE PARK AND DESIGNATED AS GRADUATE STUDENT HOUSING BY THE CITY OF COLLEGE PARK.

(II) THE COUNTY COUNCIL MAY, BY RESOLUTION, REVERSE A DESIGNATION BY THE CITY OF COLLEGE PARK OF MULTI-FAMILY HOUSING AS GRADUATE STUDENT HOUSING WITHIN 60 DAYS OF THE DESIGNATION.

(C) If the housing is converted from student housing **OR GRADUATE STUDENT HOUSING** to multi-family housing for the general population, the owner of the

property shall pay, at the time of the conversion, the school facilities surcharge in accordance with the laws at the time of the conversion.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 2016.

Enacted under Article II, § 17(c) of the Maryland Constitution, May 28, 2016.