

Expedited Bill No. 59-10
Concerning: Transportation Impact Tax
- Amendments - White Flint Impact
Tax District
Revised: 2-11-11 Draft No. 2
Introduced: December 14, 2010
Enacted: February 15, 2011
Executive: _____
Effective: December 1, 2010
Sunset Date: None
Ch. _____, Laws of Mont. Co. _____

COUNTY COUNCIL FOR MONTGOMERY COUNTY, MARYLAND

By: Council President at the Request of the County Executive

AN EXPEDITED ACT to:

- (1) create a White Flint impact tax district;
- (2) define the boundaries of the White Flint impact tax district;
- (3) set the rates of the transportation impact tax for the district; and
- (4) generally amending the law governing the transportation impact tax.

By amending

Montgomery County Code
Chapter 52, Taxation
Sections 52-49 and 52-57

| | |
|------------------------------|------------------------------------------------------------|
| Boldface | <i>Heading or defined term.</i> |
| <u>Underlining</u> | <i>Added to existing law by original bill.</i> |
| [Single boldface brackets] | <i>Deleted from existing law by original bill.</i> |
| <u>Double underlining</u> | <i>Added by amendment.</i> |
| [[Double boldface brackets]] | <i>Deleted from existing law or the bill by amendment.</i> |
| * * * | <i>Existing law unaffected by bill.</i> |

The County Council for Montgomery County, Maryland approves the following Act:

| <u>Tax per Dwelling Unit or per Square Foot of Gross Floor Area (GFA)</u> | |
|---------------------------------------------------------------------------|--------------------|
| <u>Building Type</u> | <u>White Flint</u> |
| <u>High-rise residential (per dwelling unit)</u> | <u>\$0</u> |
| <u>Multifamily-senior residential (per dwelling unit)</u> | <u>\$0</u> |
| <u>Office (per sq.ft. GFA)</u> | <u>\$0</u> |
| <u>Industrial (per sq.ft. GFA)</u> | <u>\$0</u> |
| <u>Bioscience facility (per sq.ft. GFA)</u> | <u>\$0</u> |
| <u>Retail (per sq.ft. GFA)</u> | <u>\$0</u> |
| <u>Place of worship (per sq.ft. GFA)</u> | <u>\$0</u> |
| <u>Private elementary and secondary school (per sq.ft. GFA)</u> | <u>\$0</u> |
| <u>Hospital (per sq.ft. GFA)</u> | <u>\$0</u> |
| <u>Other nonresidential (per sq.ft. GFA)</u> | <u>\$0</u> |

- 27 [(b)](c) * * *
- 28 [(c)](d) * * *
- 29 [(d)](e) * * *
- 30 [(e)](f) * * *
- 31 [(f)](g) * * *

Sec. 2. Expedited Effective Date; Applicability; Refunds.

The Council declares that this Act is necessary for the immediate protection of the public interest. This Act takes effect on the date when it becomes law, and applies to any development located in the White Flint impact tax district for which ~~[[an application for]]~~ a building permit is ~~[[filed]]~~ issued on or after December 1, 2010. If any development impact tax was collected under Article VII of County Code Chapter 52 before this Act took effect for any development to which this Act applies, the Director of Finance must promptly refund that tax as if a refund were due and claimed under County Code Section 52-54.

42 *Approved:*

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Valerie Ervin

Valerie Ervin, President, County Council

2/16/2011

Date

46 *Approved:*

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49 _____
Isiah Leggett, County Executive

Date

50 *This is a correct copy of Council action.*

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Linda M. Lauer, Clerk of the Council

Date