

FINAL

COUNTY COUNCIL OF ANNE ARUNDEL COUNTY, MARYLAND

Legislative Session 2019, Legislative Day No. 6

Bill No. 18-19

Introduced by Mr. Pruski, Chairman
(by request of the County Executive)

By the County Council, March 18, 2019

Introduced and first read on March 18, 2019
Public Hearing set for and held on April 15, 2019
Bill Expires June 21, 2019

By Order: JoAnne Gray, Administrative Officer

A BILL ENTITLED

1 AN ORDINANCE concerning: Public Works – Utilities – Charges and Assessments for
2 Water and Wastewater System Connection

3
4 FOR the purpose of modifying certain payment options for water and wastewater capital
5 facility connection charges and user connection charges for residential properties with
6 existing improvements; providing for the application and exemption from application
7 of this Ordinance; and generally relating to water and wastewater system connection
8 charges and assessments.

9
10 BY repealing and reenacting, with amendments: § 13-5-813(h)
11 Anne Arundel County Code (2005, as amended)

12
13 SECTION 1. *Be it enacted by the County Council of Anne Arundel County, Maryland,*
14 That Sections of the Anne Arundel County Code (2005, as amended) read as follows:

ARTICLE 13. PUBLIC WORKS

TITLE 5. UTILITIES

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16
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18
19
20 **13-5-813. Water and wastewater system connection charges and assessments.**

21
22 **(h) Residential properties with existing improvements.** [Residential] FOR
23 RESIDENTIAL properties with existing improvements, [and for which a connection is
24 constructed under a County capital project or a petition project initiated in accordance with

EXPLANATION: CAPITALS indicate new matter added to existing law.
[Brackets] indicate matter stricken from existing law.
Captions and taglines in **bold** in this bill are catchwords and are not law.

1 § 13-5-303,] THE APPLICABLE USER CONNECTION CHARGE AND CAPITAL FACILITY
2 CONNECTION CHARGE shall [pay under one of the following methods] BE PAID AS
3 FOLLOWS:

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5 (1) [the user connection charge and the capital facility connection charge] BOTH
6 CHARGES shall be paid in full when application for connection is made; OR

7
8 (2) [the user connection charge shall be paid within one year from the date of
9 application for connection, with the unpaid balance bearing interest at a rate determined by
10 the Controller based on the current rate on invested County funds, and the capital
11 connection charge shall be paid in full when application for connection is made; or

12
13 (3) (i) the user connection charge may be paid in accordance with subsection (h)(1)
14 or (h)(2); or in five annual installments within 60 days of the billing date or in 60 monthly
15 installments beginning one month from the date of application for connection, with the
16 unpaid balance bearing interest at a rate determined by the Controller based on the current
17 rate on invested County funds; and

18
19 (ii) one-third of the capital facility connection charge shall be paid in five annual
20 installments within 60 days of the billing date or in 60 monthly installments beginning one
21 month from the date of application for connection, with the unpaid balance bearing interest
22 at a rate determined by the Controller based on the current rate on invested County funds;
23 and

24
25 (iii) the remaining two-thirds of the capital facility connection charges shall be
26 paid in 30 annual installments within 60 days of the billing date, with the unpaid balance
27 bearing interest at the rate of 8%.] ANY PORTION OF EITHER CHARGE MAY BE PAID WHEN
28 APPLICATION FOR CONNECTION IS MADE AND THE REMAINDER SHALL BE FINANCED IN 30
29 ANNUAL INSTALLMENTS BEARING ANNUAL INTEREST AT THE BOND RATE ESTABLISHED
30 BY THE CONTROLLER AS OF THE DATE OF ISSUANCE OF A NOTICE TO PROCEED FOR A
31 PETITION PROJECT OR, FOR ALL OTHER CONNECTIONS, THE DATE OF ISSUANCE OF A
32 CONNECTION PERMIT. ANY INSTALLMENTS SHALL BE PAID WITHIN 60 DAYS OF THE
33 BILLING DATE.

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35 SECTION 2. *And be it further enacted*, That § 13-5-813(h) as enacted by Section 1 of
36 this Ordinance may not be construed to apply to residential real property with existing
37 improvements to be served by a connection made in association with any petition project
38 for which an initial public hearing was held between November 10, 2014, and the effective
39 date of this Ordinance in accordance with § 13-5-303 of the Anne Arundel County Code
40 (2005 Code, as amended); except that § 13-5-813(h) as enacted by Section 1 of this
41 Ordinance shall be construed to apply to any residential real property with existing
42 improvements to be served by a connection made in association with any petition project
43 for which an initial public hearing was held between November 10, 2014, and the effective
44 date of this Ordinance in accordance with § 13-5-303 of the Anne Arundel County Code
45 (2005 Code, as amended), if the owner of such residential real property makes a request in
46 writing to the Department of Public Works to apply § 13-5-813(h) as enacted by Section 1
47 of this Ordinance.

48
49 SECTION 3. *And be it further enacted*, That this Ordinance shall take effect 45 days
50 from the date it becomes law.

READ AND PASSED this 15th day of April, 2019

By Order:



JoAnne Gray
Administrative Officer

PRESENTED to the County Executive for his approval this 16th day of April, 2019



JoAnne Gray
Administrative Officer

APPROVED AND ENACTED this 23rd day of April, 2019



Steuart Pittman
County Executive

EFFECTIVE DATE:

JUN 7 2019

I HEREBY CERTIFY THAT THIS IS A TRUE AND CORRECT COPY OF BILL NO.
18-19. THE ORIGINAL OF WHICH IS RETAINED IN THE FILES
OF THE COUNTY COUNCIL.



JoAnne Gray
Administrative Officer