



## **LEGISLATIVE SUMMARY**

To: All Councilmembers of the Anne Arundel County Council

From: Linda M. Schuett, Legislative Counsel

Date: February 18, 2020

Subject: Bill No. 12-20 – Subdivision and Development – Adequate School Facilities – Workforce Housing

Bill No. 12-20 exempts residential development from having to pass the test for adequate school facilities if the development meets both the conditions for workforce housing under § 18-10-158 of the Code and the three conditions set forth in § 17-5-207(e) of the bill. The conditions are that:

(1) the development consist of 50 dwelling units or less; and

(2) funding for the development includes an award of low-income housing tax credits and the schools serving the development were open when the application for the award was made or, in the alternative, upon testing for adequate school facilities, enrollment for each elementary and middle school is no more than 3% above the percentage of state-rated capacity and enrollment for the each high school is no more than 5% above the percentage of state-rated capacity; and

(3) the above conditions may not be varied, modified, or reduced.

The amendments to § 17-5-207(a) are corrective in nature.