

# PROPOSED

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

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

By Order: JoAnne Gray, Administrative Officer

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## 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  
17  
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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

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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:

4  
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.

34  
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.

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