

# FINAL

## COUNTY COUNCIL OF ANNE ARUNDEL COUNTY, MARYLAND

Legislative Session 2015, Legislative Day No. 7

Bill No. 20-15

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

By the County Council, April 6, 2015

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Introduced and first read on April 6, 2015  
Public Hearing set for and held on May 4, 2015  
Bill Expires July 10, 2015

By Order: Elizabeth E. Jones, Administrative Officer

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### A BILL ENTITLED

1 AN ORDINANCE concerning: Volunteer Fire Companies – Charges and Fees

2  
3 FOR the purpose of exempting volunteer fire companies from water and wastewater  
4 system connection charges and development impact fees for construction of new fire  
5 stations; adding fire stations owned by volunteer fire companies to the minimum fees  
6 section of the Construction Code; adding fire stations owned by volunteer fire  
7 companies to a certain grading permit category; providing for the prospective  
8 application of this Ordinance; and generally related to volunteer fire companies.

9  
10 By adding: § 13-5-813(r)  
11 Anne Arundel County Code (2005, as amended)

12  
13 BY repealing and reenacting with amendments: §§ 16-3-207(a) and 17-11-203(c)(1) and  
14 (2)  
15 Anne Arundel County Code (2005, as amended)

16  
17 BY repealing and reenacting with amendments: Construction Code, Chapter 1, §  
18 108.2.1.3  
19 Anne Arundel County Construction and Property Maintenance Codes Supplement,  
20 October 1, 2005 (as amended)

21  
22 SECTION 1. *Be it enacted by the County Council of Anne Arundel County,*  
23 *Maryland,* that Sections(s) of the Anne Arundel County Code (2005, as amended) read as  
24 follows:

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EXPLANATION: CAPITALS indicate new matter added to existing law.

[Brackets] indicate matter stricken from existing law.

Asterisks \*\*\* indicate existing Code provisions in a list or chart that remain unchanged.

**ARTICLE 13. PUBLIC WORKS**

**TITLE 5. UTILITIES**

**13-5-813. Water and wastewater system connection charges and assessments.**

(R) **Exemption for volunteer fire companies.** A FIRE STATION ON PROPERTY OWNED BY A VOLUNTEER FIRE COMPANY FORMED PURSUANT TO § 12-1-201 OF THIS CODE IS EXEMPT FROM THE CAPITAL FACILITY CONNECTION CHARGES AND USER CONNECTION CHARGES DESCRIBED IN THIS SECTION.

**ARTICLE 16. FLOODPLAIN MANAGEMENT, EROSION AND SEDIMENT CONTROL, AND STORMWATER MANAGEMENT.**

**TITLE 3. EROSION AND SEDIMENT CONTROL**

**16-3-207. Fees; refunds.**

(a) **Fees.** The fees set forth in the chart in this subsection apply to all grading permits other than those issued for work on property owned or leased and developed by the County or the Board of Education.

| <b>Grading Permit Category</b>   | <b>Fee</b> |
|--|------------|
| ***  |            |
| Churches, parsonages, [and] incorporated nonprofit eleemosynary and community associations, AND FIRE STATIONS ON PROPERTIES OWNED BY A VOLUNTEER FIRE COMPANY FORMED PURSUANT TO § 12-1-201 OF THIS CODE | \$65       |
| ***  |            |

**ARTICLE 17. SUBDIVISION AND DEVELOPMENT**

**TITLE 11. FEES AND SECURITY**

**17-11-203. Who must pay fees.**

**(c) Exemptions.**

(1) Subject to the conditions set forth in paragraphs (2) and (3) of this subsection, the following shall be exempt from impact fees:

(i) facilities for assisted living programs, as defined in the Health-General Article, § 19-1801, of the State Code;

(ii) hospice facilities, as defined in the Health-General Article, § 19-901(c), of the State Code;

(iii) hospitals, as defined in the Health-General Article, § 19-301(f), of the State Code;

1 (iv) nursing homes, as defined in the Health-General Article, § 19-1401(e),  
2 of the State Code; [and]

3  
4 (v) residential dwelling units, provided that the sale or rental of the units is  
5 restricted to persons having a household income not exceeding 120 percent of the area  
6 median income, adjusted by household size, as defined by the United States Department  
7 of Housing and Urban Development, or that the units were constructed under a program  
8 that requires the homebuyers to participate in the initial construction or rehabilitation of  
9 the units[.] ; AND

10  
11 (VI) A FIRE STATION ON PROPERTY OWNED BY A VOLUNTEER FIRE COMPANY  
12 FORMED PURSUANT TO § 12-1-201 OF THIS CODE.

13  
14 (2) To be eligible for exemption under paragraph (1):

15  
16 (i) a facility for an assisted living program, hospice facility, hospital, [or]  
17 nursing home, OR A FIRE STATION ON PROPERTY OWNED BY A VOLUNTEER FIRE  
18 COMPANY FORMED PURSUANT TO § 12-1-201 OF THIS CODE shall be owned and operated  
19 by an entity exempt from taxation under § 501(c) of the Internal Revenue Code that has  
20 been in existence for at least three years preceding the date of application for the  
21 exemption under paragraph (3); or

22  
23 (ii) a residential dwelling unit was constructed by or under a program  
24 sponsored by an entity exempt from taxation under § 501(c) of the Internal Revenue  
25 Code that has been in existence for at least three years preceding the date of application  
26 for the exemption under paragraph (3).

27  
28 SECTION 2. *And be it further enacted*, that Sections(s) of the Anne Arundel County  
29 Construction and Property Maintenance Codes Supplement, October 1, 2005 (as  
30 amended) read as follows:

31  
32 **CONSTRUCTION AND PROPERTY MAINTENANCE CODES SUPPLEMENT**

33  
34 **CONSTRUCTION CODE**

35  
36 **SECTION 108**

37 **Fees**

38  
39 **108.2 Schedule of permit fees.** On buildings, structures, electrical, gas, mechanical, and  
40 plumbing systems or alterations requiring a permit, a fee for each permit shall be paid as  
41 required, in accordance with the schedule as established by the applicable governing  
42 authority. A \$25.00 dollar nonrefundable permit application fee will be assessed for all  
43 permits.

44  
45 **108.2.1 Building Permit Fees**

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| Estimated Value                                     | Fee    |
|---|--------|
| \$0 - \$ 3,000                                      | \$50   |
| 3,001 - 5,000                                       | \$60   |
| 5,001 - 10,000                                      | \$85   |
| 10,001 - 15,000                                     | \$95   |
| 15,001 - 20,000                                     | \$115  |
| 20,001 - 25,000                                     | \$140* |
| *Plus .007 times the estimated value above \$25,000 |        |

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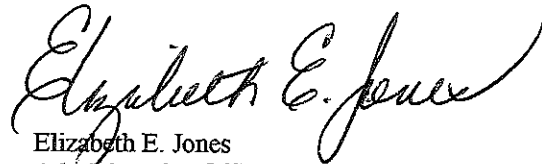
**108.2.1.3 Churches and other nonprofit agencies.** Churches, parsonages, eleemosynary, [and] community association facilities, AND FIRE STATIONS ON PROPERTIES OWNED BY A VOLUNTEER FIRE COMPANY FORMED PURSUANT TO § 12-1-201 OF THIS CODE shall be charged the minimum fee.

SECTION 3. *And be it further enacted,* That this Ordinance shall be construed to apply only prospectively and may not be applied or interpreted to have any effect on or application to any cause of action arising before the effective date of this Ordinance.

SECTION 4. *And be it further enacted,* That this Ordinance shall take effect 45 days from the date it becomes law.

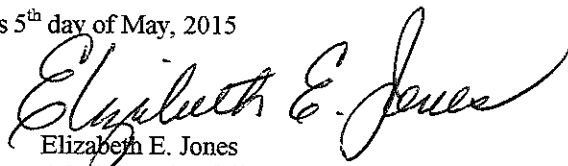
READ AND PASSED this 4<sup>th</sup> day of May, 2015

By Order:



Elizabeth E. Jones  
Administrative Officer

PRESENTED to the County Executive for his approval this 5<sup>th</sup> day of May, 2015



Elizabeth E. Jones  
Administrative Officer

APPROVED AND ENACTED this 12 day of May, 2015



Steven R. Schuh  
County Executive

EFFECTIVE DATE: June 26, 2015

I HEREBY CERTIFY THAT THIS IS A TRUE AND CORRECT COPY OF BILL NO.  
20-15. THE ORIGINAL OF WHICH IS RETAINED IN THE FILES  
OF THE COUNTY COUNCIL.

  
Elizabeth E. Jones  
Administrative Officer