

PROPOSED

COUNTY COUNCIL OF ANNE ARUNDEL COUNTY, MARYLAND

Legislative Session 2017, Legislative Day No. 9

Bill No. 54-17

Introduced by Mr. Grasso

By the County Council, May 1, 2017

Introduced and first read on May 1, 2017

Public Hearing set for June 5, 2017

Bill Expires August 4, 2017

By Order: JoAnne Gray, Administrative Officer

A BILL ENTITLED

1 AN ORDINANCE concerning: Subdivision and Development – Adequate Public
2 Facilities – Adequate School Facilities

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4 FOR the purpose of amending the test for additional school capacity by requiring schools
5 with enrollment greater than 95% of the State-Rated Capacity to be listed as closed on
6 the annual school utilization chart; and generally relating to adequate school facilities.

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8 BY repealing and reenacting, with amendments: § 17-5-502(a) (as amended by Bill No.
9 14-17)
10 Anne Arundel County Code (2005, as amended)

11
12 SECTION 1. *Be it enacted by the County Council of Anne Arundel County,*
13 *Maryland,* That Section(s) of the Anne Arundel County Code (2005, as amended) (and as
14 amended by Bill No. 14-17) read as follows:

ARTICLE 17. SUBDIVISION AND DEVELOPMENT

TITLE 5. ADEQUATE PUBLIC FACILITIES

17-5-502. School utilization chart.

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22 (a) **Chart defined.** The Planning and Zoning Officer shall prepare a school
23 utilization chart for approval by ordinance of the County Council. The school utilization
24 chart:

EXPLANATION: CAPITALS indicate new matter added to existing law.
[Brackets] indicate matter stricken from existing law.

1 (1) may not be modified by the Office or be subject to review on any appeal of a
2 decision by the Office under this subtitle after the school utilization chart has been
3 approved as provided in subsection (d);
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5 (2) shall be revised at least once a year by the County Council upon the annual
6 recommendation of the Planning and Zoning Officer made no later than November 30
7 each year, and the chart may be revised more often because of significant changes in
8 enrollments or capacities;
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10 (3) shall be based on enrollments projected by the Board of Education and the
11 capacities of schools as determined by the Board of Education under subsections (b) and
12 (c); and
13

14 (4) shall determine for each public elementary, middle, and high school whether
15 the school [has capacity for additional students] ENROLLMENT IS AT OR LESS THAN 95%
16 OF THE STATE-RATED CAPACITY during the third school year after the school year in
17 which the most recent revision of the school utilization chart is adopted, and designate for
18 that year each public elementary, middle, and high school in the County as "open", IF THE
19 SCHOOL ENROLLMENT IS AT OR LESS THAN 95% OF THE STATE-RATED CAPACITY, or
20 "closed" [based on], IF THE SCHOOL ENROLLMENT IS OVER 95% OF THE STATE-RATED
21 capacity [for additional students].
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23 SECTION 2. *And be it further enacted*, That this Ordinance shall take effect 45 days
24 from the date it becomes law.