

Certificate of Adequate Public Facilities – Timing of Certification

Rules & Transportation Committees Proposed Amendments

AMENDMENT #1

Page 1, line 5, strike “execution of the corresponding agreement” insert “ISSUANCE OF THE CERTIFICATE”; line 7 after “amended” insert “CERTIFICATE OF” after “Public Facilities” strike “agreement”

Page 1, line 31, strike “the execution of the corresponding agreement” insert “ISSUANCE OF THE CERTIFICATE”; line 32 after “amended” insert “CERTIFICATE OF”; line 33 after “Facilities” strike “agreement”

As amended:

For the purpose of amending the Code of the City of Annapolis concerning approval of a Certificate of Adequate Public Facilities; requiring compliance review of a Certificate of Adequate Public Facilities no later than five years after the date of ~~execution of the corresponding agreement~~ ISSUANCE OF THE CERTIFICATE; and clarifying circumstances whereby a Certificate of Adequate Public Facilities, or new or amended CERTIFICATE OF Adequate Public Facilities ~~agreement~~, would expire after ten years.

AMENDMENT #2

Page 2, line 11 strike “EXECUTION OF THE CORRESPONDING”; insert “ISSUANCE OF THE CERTIFICATE OF” line 12 strike “AGREEMENT”; line 13 strike “AGREEMENT” insert “CERTIFICATE”; line 14 strike “EXECUTION” insert ‘ISSUANCE’; line 17 strike “AGREEMENT’ insert “CERTIFICATE”

As amended:

- A. ~~A Certificate of Adequate Public Facilities shall expire at the end of five years from the date of issuance, unless:~~
1. ~~The applicant has recorded a plat or plats for the proposed project; or~~
 2. ~~The applicant has obtained a building permit for any part of the proposed project.~~ AN ADEQUATE PUBLIC FACILITIES CERTIFICATE ISSUED FOR A PROPOSED PROJECT SHALL BE REVIEWED BY THE CITY FOR COMPLIANCE WITH

APPLICABLE REVIEW CRITERIA SET FORTH IN THIS TITLE NO LATER THAN FIVE YEARS AFTER THE DATE OF THE ~~EXECUTION OF THE CORRESPONDING~~ ISSUANCE OF THE CERTIFICATE OF ADEQUATE PUBLIC FACILITIES ~~AGREEMENT~~. IF ANY PROVISION OF THE ADEQUATE PUBLIC FACILITIES ~~AGREEMENT~~ CERTIFICATE HAS NOT BEEN SATISFIED WITHIN FIVE YEARS AFTER THE DATE OF ITS ~~EXECUTION-ISSUANCE~~, THE CITY MAY REQUIRE NEW OR AMENDED PUBLIC FACILITIES STANDARDS FOR THE PROJECT, WHICH SHALL BE REDUCED TO A NEW OR AMENDED ADEQUATE PUBLIC FACILITIES ~~AGREEMENT-CERTIFICATE~~, WHICHEVER THE CITY DETERMINES IS APPROPRIATE AND APPROVE AND ISSUE A NEW ADEQUATE PUBLIC FACILITIES CERTIFICATE.

AMENDMENT #3

Page 2, line 31 strike “OR REISSUED”; line 33 strike “CORRESPONDING” insert “CERTIFICATE OF” after “FACILITIES” strike “AGREEMENT”; line 34 after “AMENDED” insert “CERTIFICATE OF” after “FACILITIES” strike “AGREEMENT”; line 36 strike “EXECUTION” insert “ISSUANCE”; line 37 strike “AGREEMENT” insert “CERTIFICATE”

As amended:

- A. ~~A request to extend the time of expiration of a Certificate of Adequate Public Facilities shall be submitted to the Director of Planning and Zoning prior to the expiration of the original approval.~~ AN ADEQUATE PUBLIC FACILITIES CERTIFICATE ISSUED OR REISSUED FOR A PROPOSED PROJECT SHALL EXPIRE, WITH NO EXTENSIONS, IF EVERY PROVISION OF THE CERTIFICATE OF CORRESPONDING ADEQUATE PUBLIC FACILITIES ~~AGREEMENT~~, OR NEW OR AMENDED CERTIFICATE OF ADEQUATE PUBLIC FACILITIES AGREEMENT, HAS NOT BEEN SATISFIED WITHIN TEN YEARS AFTER THE DATE OF THE EXECUTIONISSUANCE OF THE ORIGINAL ADEQUATE PUBLIC FACILITIES ~~AGREEMENT~~CERTIFICATE.