

MEMORANDUM

TO: County Council

FROM: ^{MF} Michael Faden, Senior Legislative Attorney

SUBJECT: **Introduction:** Bill 25-12, Taxation – Impact Tax - Bikesharing

Bill 25-12, Taxation – Impact Tax - Bikesharing, sponsored by Council President Berliner and Councilmember Ervin, is scheduled to be introduced on September 11, 2012. A public hearing is tentatively scheduled for October 23 at 1:30 p.m.

Bill 25-12 would allow transportation impact tax funds to be used for certain bikesharing stations.

This packet contains:	<u>Circle #</u>
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Bill No. 25-12
Concerning: Taxation - Impact Tax -
Bikesharing
Revised: 7-19-12 Draft No. 1
Introduced: September 11, 2012
Expires: March 11, 2014
Enacted: _____
Executive: _____
Effective: _____
Sunset Date: None
Ch. _____, Laws of Mont. Co. _____

**COUNTY COUNCIL
FOR MONTGOMERY COUNTY, MARYLAND**

By: Council President Berliner and Councilmember Ervin

AN ACT to:

- (1) allow transportation impact tax funds to be used for certain bikesharing stations; and
- (2) generally amend the law governing the transportation impact tax.

By amending

Montgomery County Code
Chapter 52, Taxation
Section 52-58

Boldface	<i>Heading or defined term.</i>
<u>Underlining</u>	<i>Added to existing law by original bill.</i>
[Single boldface brackets]	<i>Deleted from existing law by original bill.</i>
<u>Double underlining</u>	<i>Added by amendment.</i>
[[Double boldface brackets]]	<i>Deleted from existing law or the bill by amendment.</i>
* * *	<i>Existing law unaffected by bill.</i>

The County Council for Montgomery County, Maryland approves the following Act:

Sec. 1. Section 52-58 is amended as follows:

52-58. Use of impact tax funds.

Impact tax funds may be used for any:

- (a) new road or widening of an existing road that adds highway or intersection capacity or improves transit service or bicycle commuting, such as bus lanes or bike lanes;
- (b) new or expanded transit center or park-and-ride lot,
- (c) bus added to the Ride-On bus fleet, but not a replacement bus;
- (d) new bus shelter, but not a replacement bus shelter;
- (e) hiker-biker trail used primarily for transportation;
- (f) bicycle locker that holds at least 8 bicycles;
- (g) bikesharing station (including bicycles) approved by the Department of Transportation;
- [(g)] (h) sidewalk connector to a major activity center or along an arterial or major highway; or
- [(h)] (i) the operating expenses of any transit or trip reduction program.

Approved:

Roger Berliner, President, County Council

Date

Approved:

Isiah Leggett, County Executive

Date

This is a correct copy of Council action.

Linda M. Lauer, Clerk of the Council

Date

LEGISLATIVE REQUEST REPORT

Bill 25-12

Taxation - Impact Tax - Bikesharing

DESCRIPTION: Allows transportation impact tax funds to be used for bikesharing stations approved by the Department of Transportation.

PROBLEM: Need to encourage expansion of bikesharing.

GOALS AND OBJECTIVES: To allow transportation impact tax funds to be used for bikesharing.

COORDINATION: Department of Transportation, Planning Board

FISCAL IMPACT: To be requested.

ECONOMIC IMPACT: To be requested.

EVALUATION: To be requested.

EXPERIENCE ELSEWHERE: To be researched.

SOURCE OF INFORMATION: Michael Faden, Senior Legislative Attorney, 240-777-7905; Glenn Orlin, Deputy Council Staff Director, 240-777-7936.

APPLICATION WITHIN MUNICIPALITIES: Transportation impact tax applies County-wide.

PENALTIES: Not applicable.