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**TOPIC:** Proposed Board Policy on Community Notification of Capital Projects

**COMMITTEE:** Finance

**DATE OF COMMITTEE MEETING:** June 15, 2010

**SUMMARY:** During the 2010 Legislative Session, a bill (HB 348) to require community notification of certain capital improvements at USM institutions passed the House unanimously. The bill stalled in the Senate, but the Joint Chairs of the Budget Committees included language (2010 JCR, page 147) requiring a "Report on Policies Regarding Interactions with the Community when Considering Construction Projects."

Specifically, the "committees request that the University System of Maryland (USM), Morgan State University (MSU), and St. Mary's College of Maryland (SMCM) submit a report on institutional policies regarding interactions with the surrounding community before a new building is designed or prior to exterior modifications to an existing building." The report is due September 1, 2010.

As part of the fulfillment of this requirement, a new Board policy is proposed that addresses the need for notification and formalizes the requirements outlined in the House bill. Because community participation is an integral part of Facilities Master Planning, Capital Budgeting, Capital Improvements, and Real Property Procurement—and each is covered by a separate Board policy—a distinct, new policy is recommended.

**ALTERNATIVE(S):** The Board could elect to encourage institutions to pursue individual policies related to community notification.

**FISCAL IMPACT:** Any fiscal impact should be minimal.

**CHANCELLOR'S RECOMMENDATION:** That the Finance Committee recommend that the Board of Regents approve for the University System of Maryland a new Policy on Community Notification of Capital Projects, as proposed.

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COMMITTEE RECOMMENDATION: \_\_\_\_\_ DATE: \_\_\_\_\_

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BOARD ACTION: \_\_\_\_\_ DATE: \_\_\_\_\_

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SUBMITTED BY: Joseph F. Vivona (301) 445-1923

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## VIII-10.40\* — POLICY ON COMMUNITY NOTIFICATION OF CAPITAL PROJECTS

(To be submitted for approval by the Board of Regents, June 18, 2010)

- I. Each USM Institution is charged by the Board of Regents with developing its campus facilities in a way that best accommodates the needs of students, faculty and staff, while pursuing plans that benefit all stakeholders in the success of the campus—including the local neighborhoods and municipalities on its borders.
- II. During the planning phase of a new structure or the substantial exterior modification of an existing structure on land owned by a USM Institution, if the new structure or modification of the structure is adjacent to or abutting land that is privately owned, the institution shall make reasonable efforts to provide notice of the proposed new structure or modification of the structure either electronically or by first-class mail to:
  - A. All adjoining property owners or occupants, including owners or occupants whose properties lie directly across a street, alley, or stream, if the new or modified structure is visible from the adjoining property; and
  - B. All Local Governments located within one mile of the project site.

\*Tentative numerical designation only