

THE COUNTY COMMISSIONERS OF KENT COUNTY, MARYLAND

July 16, 2019
Legislative Session Day

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July 16, 2019

CODE HOME RULE
BILL NO. 4-2019

INTRODUCED BY: P. Thomas Mason, President of the Board of County Commissioners for Kent County, Maryland.

AN ACT to amend Article VI Special Provisions, Section 9.8 (Review and Approval of Erosion and Sediment Control Plans) and Article XI Definitions, Section 2 (Definitions) of the *Kent County Land Use Ordinance* by amending the validity of an approved sediment and erosion control plan and the definition of grading unit in accordance with Maryland Department of the Environment (MDE) revisions to COMAR 26.17.01 Erosion and Sediment Control and to Maryland's Erosion and Sediment Control Handbook which were enacted on April 28, 2017.

RECEIVED
CLERK, CIRCUIT COURT
2019 SEP 11 PM 4:06
KENT COUNTY

THE COUNTY COMMISSIONERS OF KENT COUNTY

P. Thomas Mason
P. Thomas Mason, President

INTRODUCED, read first time, July 16, 2019, ordered posted and public hearing scheduled August 20, 2019, at 6:00 p.m. in the County Commissioners Hearing Room, R. Clayton Mitchell, Jr., Kent County Government Center, 400 High Street, Chestertown, Maryland.

By order of:

Sondra M. Blackiston
Sondra M. Blackiston, Clerk

PUBLIC HEARING

HAVING been posted and notice of time and place of hearing and copies having been made available to the public and the press, a public hearing was held on August 20, 2019. Reported favorably ~~(with)~~ [without] amendments; read a second time and ordered to be considered on September 3, 2019, a legislative session day.

A BILL ENTITLED CHR 4-2019 EROSION AND SEDIMENT CONTROL

NOW THEREFORE BE IT ENACTED BY THE COUNTY COMMISSIONERS OF KENT COUNTY, MARYLAND that Article VI Special Provisions, and Article XI Definitions of the *Kent County Land Use Ordinance* is hereby amended as follows:

**ARTICLE VI.
SPECIAL PROVISIONS**

Section 9.8 Review and Approval of Erosion and Sediment Control Plans

7. Approved plans remain valid for ~~two (2)~~ **THREE (3)** years from the date of approval unless extended or renewed by the *approving agency*.

**ARTICLE XI.
DEFINITIONS**

Section 2 Definitions

147.5 Grading Unit - The maximum contiguous area allowed to be graded at a given time. For the purposes of *erosion and sediment control*, a grading unit is ~~20 acres or less.**~~ **THE MAXIMUM CONTIGUOUS AREA ALLOWED TO BE GRADED AT A GIVEN TIME AND CAN BE ESTABLISHED ON A SITE SPECIFIC BASIS.**

BE IT FURTHER ENACTED by the County Commissioners of Kent County that this Act shall take effect on the 13th day of September 2019.

Read Third Time September 3, 2019

PASSED this 3rd day of September 2019

Failed of Passage _____



By order of:

Sondra M. Blackiston
Sondra M. Blackiston, Clerk

THE COUNTY COMMISSIONERS OF KENT COUNTY

P. Thomas Mason
P. Thomas Mason, President

Ronald H. Fithian
Ronald H. Fithian, Member

Robert N. Jacob, Jr.
Robert N. Jacob, Jr., Member

ORDERED a fair summary thereof of the entire bill shall be published in at least one newspaper of general circulation in the County, not less than three times at weekly intervals within a four-week period.