
By: Senator Dorman

Introduced and read first time: January 31, 1997

Assigned to: Select Committee Nos. 6 and 7

A BILL ENTITLED

1 AN ACT concerning

2 **Washington Suburban Sanitary Commission - Water and Sewer Subdivision Lines**

3 FOR the purpose of requiring certain water and sewer pipelines, facilities, or connections
4 to be constructed by certain owners or developers; requiring certain owners or
5 developers to enter into certain agreements with the Washington Suburban Sanitary
6 Commission (WSSC); exempting certain authorizations for service from the
7 requirements of this Act; defining certain terms; and generally relating to water and
8 sewer pipelines in the Washington Suburban Sanitary District.

9 BY adding to

10 Article 29 - Washington Suburban Sanitary District
11 Section 3-101.1
12 Annotated Code of Maryland
13 (1993 Replacement Volume and 1996 Supplement)

14 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
15 MARYLAND, That the Laws of Maryland read as follows:

16 **Article 29 - Washington Suburban Sanitary District**

17 3-101.1.

18 (A) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE MEANINGS
19 INDICATED.

20 (2) "DEVELOPMENT" MEANS ANY PROJECT FOR THE CONSTRUCTION
21 OF:

22 (I) TWO OR MORE RESIDENTIAL DWELLING UNITS; OR

23 (II) ANY COMMERCIAL OR INDUSTRIAL STRUCTURE.

24 (3) "SUBDIVISION LINES" MEANS ALL WATER AND SEWER PIPELINES OR
25 FACILITIES NECESSARY TO PROVIDE SERVICE TO A DEVELOPMENT, INCLUDING
26 SERVICE CONNECTIONS TO INDIVIDUAL LOTS OR PROPERTIES IN A DEVELOPMENT
27 OTHER THAN PIPELINES OR FACILITIES CONSTITUTING "MAJOR PROJECTS" AS
28 DEFINED IN § 7-101 OF THIS ARTICLE.

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1 (4) "HEALTH HAZARD" MEANS AN OWNER OCCUPIED RESIDENTIAL
2 PROPERTY WITH A FAILING WELL OR SEPTIC SYSTEM AS CERTIFIED BY THE STATE
3 OR A LOCAL HEALTH DEPARTMENT.

4 (5) "AUTHORIZATION FOR SERVICE" MEANS AN APPLICATION BY A
5 PROPERTY OWNER OR DEVELOPER TO THE WSSC FOR WATER OR SEWER SERVICE
6 THAT REQUIRES THE CONSTRUCTION OF SUBDIVISION LINES.

7 (B) NOTWITHSTANDING ANY OTHER PROVISION OF LAW AND EXCEPT AS
8 PROVIDED IN SUBSECTION (D) OF THIS SECTION, ALL SUBDIVISION LINES IN THE
9 SANITARY DISTRICT SHALL BE CONSTRUCTED BY THE OWNER OR DEVELOPER OF
10 THE PROPERTY AT THE EXPENSE OF THE OWNER OR DEVELOPER.

11 (C) PRIOR TO CONSTRUCTING SUBDIVISION LINES, THE OWNER OR
12 DEVELOPER OF THE PROPERTY SHALL ENTER INTO AN AGREEMENT WITH THE
13 WSSC THAT INCLUDES, BUT IS NOT LIMITED TO, PROVISIONS THAT:

14 (1) REQUIRE THAT THE SUBDIVISION LINES BE CONSTRUCTED UNDER
15 PLANS AND SPECIFICATIONS SUBMITTED TO AND APPROVED BY THE WSSC;

16 (2) REQUIRE THAT THE OWNER OR DEVELOPER COMPLY WITH ALL
17 APPLICABLE LAWS AND REQUIREMENTS FOR THE CONSTRUCTION OF THE
18 SUBDIVISION LINES; AND

19 (3) PROVIDE FOR THE INSPECTION OF THE SUBDIVISION LINES BY THE
20 WSSC BEFORE THE LINES ARE PLACED IN SERVICE.

21 (D) SUBJECT TO SUBSECTION (E) OF THIS SECTION, THE PROVISIONS OF THIS
22 SECTION MAY NOT APPLY TO:

23 (1) AUTHORIZATIONS FOR SERVICE FOR WHICH:

24 (I) APPLICATION IS MADE WITH THE WSSC ON OR BEFORE JUNE 30,
25 1998; AND

26 (II) THE WSSC ENTERS INTO A CONTRACT FOR CONSTRUCTION OF
27 SUBDIVISION LINES WITH NOTICE TO PROCEED ISSUED BY THE WSSC TO ITS
28 CONTRACTOR ON OR BEFORE JUNE 30, 2000; OR

29 (2) AUTHORIZATIONS FOR SERVICE FOR THE RELIEF OF HEALTH
30 HAZARDS.

31 (E) EACH PART OF A MULTIPART AUTHORIZATION FOR SERVICE SHALL BE
32 CONSIDERED A SEPARATE AUTHORIZATION UNDER SUBSECTION (D) OF THIS
33 SECTION.

34 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
35 October 1, 1997.