

HOUSE BILL 824

Unofficial Copy  
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SB 729/97 - Sel. Com. No. 6/7

1998 Regular Session  
8lr0357

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By: **Prince George's County and Montgomery County Delegations**

Introduced and read first time: February 12, 1998

Assigned to: Commerce and Government Matters

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A BILL ENTITLED

1 AN ACT concerning

2 **Washington Suburban Sanitary Commission - Water and Sewer Subdivision**  
3 **Lines**  
4 **PG/MC 15-98**

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

12 BY adding to  
13 Article 29 - Washington Suburban Sanitary District  
14 Section 3-101.1  
15 Annotated Code of Maryland  
16 (1997 Replacement Volume and 1997 Supplement)

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

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

20 3-101.1.

21 (A) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE MEANINGS  
22 INDICATED.

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

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

25 (II) ANY COMMERCIAL OR INDUSTRIAL STRUCTURE.

1 (3) (I) "SUBDIVISION LINES" MEANS ALL WATER AND SEWER  
2 PIPELINES OR FACILITIES NECESSARY TO PROVIDE SERVICE TO A DEVELOPMENT,  
3 INCLUDING SERVICE CONNECTIONS TO INDIVIDUAL LOTS OR PROPERTIES IN A  
4 DEVELOPMENT.

5 (II) "SUBDIVISION LINES" DOES NOT INCLUDE PIPELINES OR  
6 FACILITIES THAT CONSTITUTE "MAJOR PROJECTS" AS DEFINED IN § 7-101 OF THIS  
7 ARTICLE.

8 (4) "HEALTH HAZARD" MEANS AN OWNER-OCCUPIED RESIDENTIAL  
9 PROPERTY WITH A FAILING WELL OR SEPTIC SYSTEM AS CERTIFIED BY THE STATE  
10 OR A LOCAL HEALTH DEPARTMENT.

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

14 (B) NOTWITHSTANDING ANY OTHER PROVISION OF LAW AND EXCEPT AS  
15 PROVIDED IN SUBSECTIONS (D) AND (E) OF THIS SECTION, ALL SUBDIVISION LINES IN  
16 THE SANITARY DISTRICT SHALL BE CONSTRUCTED BY THE OWNER OR DEVELOPER  
17 OF THE PROPERTY AT THE EXPENSE OF THE OWNER OR DEVELOPER.

18 (C) BEFORE CONSTRUCTING SUBDIVISION LINES, THE OWNER OR  
19 DEVELOPER OF THE PROPERTY SHALL ENTER INTO AN AGREEMENT WITH THE WSSC:

20 (1) REQUIRING THAT THE SUBDIVISION LINES BE CONSTRUCTED  
21 UNDER PLANS AND SPECIFICATIONS SUBMITTED TO AND APPROVED BY THE WSSC;

22 (2) REQUIRING THAT THE OWNER OR DEVELOPER COMPLY WITH ALL  
23 APPLICABLE LAWS AND REQUIREMENTS FOR THE CONSTRUCTION OF THE  
24 SUBDIVISION LINES; AND

25 (3) PROVIDING FOR THE INSPECTION OF THE SUBDIVISION LINES BY  
26 THE WSSC BEFORE THE LINES ARE PLACED IN SERVICE.

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

29 (1) AUTHORIZATIONS FOR SERVICE FOR WHICH:

30 (I) APPLICATION IS MADE WITH THE WSSC ON OR BEFORE JUNE  
31 30, 1999; AND

32 (II) THE WSSC ENTERS INTO A CONTRACT FOR CONSTRUCTION OF  
33 SUBDIVISION LINES WITH NOTICE TO PROCEED ISSUED BY THE WSSC TO ITS  
34 CONTRACTOR ON OR BEFORE JUNE 30, 2001; OR

35 (2) AUTHORIZATIONS FOR SERVICE FOR THE RELIEF OF HEALTH  
36 HAZARDS.

1 (E) EACH PART OF A MULTIPART AUTHORIZATION FOR SERVICE SHALL BE  
2 CONSIDERED A SEPARATE AUTHORIZATION UNDER SUBSECTION (D) OF THIS  
3 SECTION.

4 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
5 October 1, 1998.