
By: **Delegate Weir**
Introduced and read first time: February 9, 2001
Assigned to: Environmental Matters

A BILL ENTITLED

1 AN ACT concerning

2 **Resource Conservation Areas - Lots Created by Intrafamily Transfers and**
3 **Preexisting Lots - Sewer Connections**

4 FOR the purpose of requiring that certain county plans for water and sewer systems
5 allow for one connection between a lot in a resource conservation area created by
6 a certain bona fide intrafamily transfer and a State sewer line bypassing the lot;
7 and requiring that certain county plans for water and sewer systems allow for
8 one connection between a lot that existed before the creation of resource
9 conservation areas and a State sewer line bypassing the lot.

10 BY adding to
11 Article - Environment
12 Section 9-505(a)(14) and (15)
13 Annotated Code of Maryland
14 (1996 Replacement Volume and 2000 Supplement)

15 BY repealing and reenacting, with amendments,
16 Article - Environment
17 Section 9-505(a)(14) through (19)
18 Annotated Code of Maryland
19 (1996 Replacement Volume and 2000 Supplement)

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

22 **Article - Environment**

23 9-505.

24 (a) In addition to the other requirements of this subtitle, each county plan
25 shall:

26 (14) ALLOW FOR ONE CONNECTION BETWEEN A LOT CREATED BY A BONA
27 FIDE INTRAFAMILY TRANSFER UNDER § 8-1808.2 OF THE NATURAL RESOURCES
28 ARTICLE AND A STATE SEWER LINE BYPASSING THE LOT;

1 (15) ALLOW FOR ONE CONNECTION BETWEEN A STATE SEWER LINE
2 BYPASSING A PARCEL IF THE PARCEL EXISTED BEFORE THE CREATION OF
3 RESOURCE CONSERVATION AREAS UNDER § 8-1802.2 OF THE NATURAL RESOURCES
4 ARTICLE AND WAS EXEMPTED FROM THE 1-IN-20-ACRE DENSITY OF DEVELOPMENT
5 PERMITTED FOR PARCELS LOCATED WITHIN RESOURCE CONSERVATION AREAS;

6 [(14)] (16) Except as provided in § 9-515 of this subtitle, provide for
7 amendment or revision of the county plan at least once every 2 years in accordance
8 with a schedule adopted by the Department;

9 [(15)] (17) Designate an appropriate agency of the county to be responsible
10 for creating a workable plan:

11 (i) To keep the environment of the county free of solid waste,
12 including litter; and

13 (ii) To prevent scenic pollution of both public and private property
14 in the county;

15 [(16)] (18) By July 1, 1987, treat each publicly owned community sewerage
16 system as a separate entity for fiscal purposes within the local operating agency;

17 [(17)] (19) Document compliance with and report on actions taken and
18 plans to enforce §§ 12-605 and 12-606 of the Business Occupations and Professions
19 Article;

20 [(18)] (20) For a county with a population greater than 150,000 according
21 to the latest Department of Planning projections, include a recycling plan by July 1,
22 1990 that:

23 (i) Provides for a reduction through recycling of at least 20 percent
24 of the county's solid waste stream by weight or submits adequate justification,
25 including economic and other specific factors, as to why the 20 percent reduction
26 cannot be met;

27 (ii) Provides for recycling of the solid waste stream to the extent
28 practical and economically feasible, but in no event may less than a 10 percent
29 reduction be submitted; and

30 (iii) Requires full implementation of the recycling plan by January
31 1, 1994; and

32 [(19)] (21) For a county with a population less than 150,000 according to
33 the latest Department of Planning projections, include a recycling plan by July 1,
34 1990 that:

35 (i) Provides for a reduction through recycling of at least 15 percent
36 of the county's solid waste stream or submit adequate justification, including
37 economic and other specific factors, as to why the 15 percent reduction cannot be met;

1 (ii) Provides for recycling of the solid waste stream to the extent
2 practical and economically feasible, but in no event may less than a 5 percent
3 reduction be submitted; and

4 (iii) Require full implementation of the recycling plan by January 1,
5 1994.

6 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
7 October 1, 2001.