

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 784

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and Pinsky” and substitute “Pinsky, Conway, and Raskin”; strike beginning with “requiring” in line 3 down through “practices;” in line 5; in line 6, after “establish” insert “certain regulations and”; in line 7, strike “or model regulation”; strike beginning with “and” in line 9 down through “circumstances” in line 12; and strike beginning with “, on” in line 15 down through “law” in line 17 and substitute “to evaluate certain options and report certain findings on or before a certain date; requiring the Department to seek certain input and work with certain parties in the creation of certain regulations and a certain model ordinance”.

On page 2, in line 2, strike “4–202 and”.

AMENDMENT NO. 2

On page 2, in line 11, strike the first “**TECHNIQUE**”; strike beginning with “**A**” in line 11 down through “**SITE**” in line 14 and substitute “**USING SMALL-SCALE STORMWATER MANAGEMENT PRACTICES, NONSTRUCTURAL TECHNIQUES, AND BETTER SITE PLANNING TO MIMIC NATURAL HYDROLOGIC RUNOFF CHARACTERISTICS AND MINIMIZE THE IMPACT OF LAND DEVELOPMENT ON WATER RESOURCES**”; in line 15, strike “**TECHNIQUE**”; in line 19, after “**CHANNELS,**” insert “**ROOFS,**”; in line 21, after “**EVAPOTRANSPIRATION;**” insert “**AND**”; and strike beginning with “**AT-THE-SOURCE**” in line 22 down through “**ENVIRONMENT**” in line 26 and substitute “**OTHER NONSTRUCTURAL PRACTICES OR INNOVATIVE STORMWATER MANAGEMENT TECHNOLOGIES APPROVED BY THE DEPARTMENT**”.

(Over)

AMENDMENT NO. 3

On pages 2 and 3, strike in their entirety the lines beginning with line 27 on page 2 through line 14 on page 3, inclusive.

On page 3, in line 17, after the second “time” insert “, INCLUDING DURING THE ADOPTION OF REGULATIONS,”.

AMENDMENT NO. 4

On page 4, in line 4, after “**ESTABLISH**” insert “REGULATIONS AND”; strike beginning with “**OR**” in line 4 down through the second “**FOR**” in line 5 and substitute “THAT REQUIRE:

1.”;

strike beginning with “**TECHNIQUES**” in line 6 down through “**PRACTICES**” in line 7 and substitute “TO THE MAXIMUM EXTENT PRACTICABLE”; after line 7, insert:

“2. THE REVIEW AND MODIFICATION, IF NECESSARY, OF PLANNING AND ZONING OR PUBLIC WORKS ORDINANCES TO REMOVE IMPEDIMENTS TO ENVIRONMENTAL SITE DESIGN IMPLEMENTATION; AND

3. A DEVELOPER TO DEMONSTRATE THAT:

A. ENVIRONMENTAL SITE DESIGN HAS BEEN IMPLEMENTED TO THE MAXIMUM EXTENT PRACTICABLE; AND

B. STANDARD BEST MANAGEMENT PRACTICES HAVE BEEN USED ONLY WHERE ABSOLUTELY NECESSARY;”;

strike beginning with “AND” in line 13 down through “ORDINANCES” in line 14; strike beginning with “OR” in line 15 down through “CONSTRUCTION” in line 16; in line 22, strike “AND EXISTING”; and in the same line, after “DEVELOPMENT” insert “AND REDEVELOPMENT”.

AMENDMENT NO. 5

On page 5, in line 2, after “WATER” insert “AS SPECIFIED BY THE DEPARTMENT”; in line 5, strike “1.”; strike beginning with “OR” in line 6 down through “SITE;” in line 21 and substitute:

“(VII) CAPTURE AND TREAT STORMWATER RUNOFF TO REMOVE POLLUTANTS AND ENHANCE WATER QUALITY;

“(VIII) IMPLEMENT A CHANNEL PROTECTION STRATEGY TO REDUCE DOWNSTREAM EROSION IN RECEIVING STREAMS; AND

“(IX) IMPLEMENT QUANTITY CONTROL STRATEGIES TO PREVENT INCREASES IN THE FREQUENCY AND MAGNITUDE OF OUT-OF-BANK FLOODING FROM LARGE, LESS FREQUENT STORM EVENTS;”;

and strike beginning with “(I)” in line 22 down through “AND” in line 27.

AMENDMENT NO. 6

On page 6, strike beginning with “3.” in line 1 down through “(10)” in line 4; strike beginning with “(E)” in line 17 down through “SUBTITLE.” in line 20; after line 20, insert:

“SECTION 2. AND BE IT FURTHER ENACTED, That:

(a) The Department of the Environment shall evaluate options for a stormwater management fee system and an appropriate schedule of fees necessary to

(Over)

improve the enforcement of the provisions of Title 4, Subtitle 2 of the Environment Article.

(b) On or before December 1, 2007, the Department shall report its findings to the House Environmental Matters Committee and the Senate Education, Health, and Environmental Affairs Committee, in accordance with § 2-1246 of the State Government Article.

SECTION 3. AND BE IT FURTHER ENACTED, That:

(a) During the creation of the regulations and model ordinance required under § 4-203(b)(5)(ii) of the Environment Article, as enacted by this Act, the Department of the Environment shall seek the input of interested parties, including each county and municipality that operates a stormwater management program.

(b) The Department shall work with the counties, municipalities, and other interested parties to address any reasonable concern raised by the parties.”;

and in line 21, strike “2.” and substitute “4.”.