

HOUSE BILL 1224

M1

11r2763

By: **Delegates Conway, McDermott, and Otto**

Introduced and read first time: February 18, 2011

Assigned to: Rules and Executive Nominations

A BILL ENTITLED

1 AN ACT concerning

2 **Natural Resources – Forest Conservation Act – Alterations to Exceptions**

3 FOR the purpose of increasing the threshold area of forest cut, cleared, or graded
4 above which certain activities no longer qualify as exceptions to the provisions
5 of the Forest Conservation Act; applying a certain exception to the provisions of
6 the Forest Conservation Act to certain activities required for constructing a
7 dwelling intended for the use of a grandchild of the owner; and generally
8 relating to exceptions to the requirements of the Forest Conservation Act.

9 BY repealing and reenacting, with amendments,
10 Article – Natural Resources
11 Section 5–1602(b)(7) and (9)
12 Annotated Code of Maryland
13 (2005 Replacement Volume and 2010 Supplement)

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

16 **Article – Natural Resources**

17 5–1602.

18 (b) The provisions of this subtitle do not apply to:

19 (7) Any activity conducted on a single lot of any size or a linear project
20 provided that:

21 (i) The activity does not result in the cutting, clearing, or
22 grading of more than [20,000] **40,000** square feet of forest; and

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (ii) The activity on the lot or linear project will not result in the
2 cutting, clearing, or grading of any forest that is subject to the requirements of a
3 previous forest conservation plan prepared under this subtitle;

4 (9) Any activity required for the purpose of constructing a dwelling
5 house intended for the use of the owner, or a child **OR GRANDCHILD** of the owner, if
6 the activity does not result in the cutting, clearing, or grading of more than **[20,000]**
7 **40,000** square feet of forest;

8 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
9 October 1, 2011.