

HB1408/420417/1

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 1408
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike in their entirety lines 2 and 3 and substitute “Historic Ellicott City Workgroup on Preservation and Flooding”; strike beginning with “authorizing” in line 4 down through “flooding” in line 9 and substitute “establishing the Historic Ellicott City Workgroup on Preservation and Flooding; providing for the composition, chair, and staffing of the Workgroup; prohibiting a member of the Workgroup from receiving certain compensation, but authorizing the reimbursement of certain expenses; requiring the Workgroup to study certain matters and design a certain process; requiring the Workgroup to report its findings and a certain process to certain entities and the members of the Howard County Delegation to the General Assembly on or before a certain date; providing for the termination of this Act; and generally relating to the Historic Ellicott City Workgroup on Preservation and Flooding”; and strike in their entirety lines 10 through 24, inclusive, and substitute:

“Preamble

WHEREAS, The governing body of Howard County, under local law, may designate locations within the county as historic in order to protect their architectural integrity and preserve their history for future generations; and

WHEREAS, The governing body of Howard County has, under local law, designated a portion of Ellicott City as historic; and

WHEREAS, Historic Ellicott City has retained its unique charm and prospered as a result of this designation; and

(Over)

HB1408/420417/1 Environment and Transportation Committee
Amendments to HB 1408
Page 2 of 5

WHEREAS, Howard County's Historic Preservation Commission serves as a resource to provide advice and counsel to Howard County agencies, boards, commissions, and property owners regarding historic sites, either within or outside the boundaries of historic districts; and

WHEREAS, Historic Ellicott City has a history that includes overbank flooding from the Patapsco River and sudden, intense, high velocity flooding from tributaries in the Tiber-Hudson Watershed; and

WHEREAS, Such flooding has caused repetitive loss of property, loss of capital, loss of employment, loss of home, and loss of life; and

WHEREAS, The recurrence intervals of such flooding in the Tiber-Hudson Watershed has increased; and

WHEREAS, Climate change as a result of global warming increases the likelihood of such recurrences to increase further; and

WHEREAS, Continued preservation of the historic character of Ellicott City is promoted by mitigation and defense against flooding; and

WHEREAS, A workgroup should determine the most effective manner for defending against flooding while preserving the historic character and integrity of Ellicott City; now, therefore.”.

AMENDMENT NO. 2

On page 1, in line 26, strike “the Laws of Maryland read as follows”; and after line 26, insert:

- “(a) There is an Historic Ellicott City Workgroup on Preservation and Flooding.
- (b) The Workgroup consists of the following members:

HB1408/420417/1 Environment and Transportation Committee
Amendments to HB 1408
Page 3 of 5

(1) one representative of Preservation Maryland, selected by Preservation Maryland;

(2) one representative of the Maryland Historical Trust, selected by the Secretary of Planning;

(3) one representative of the Howard County Department of Planning and Zoning's Resources Conservation Division, selected by the Howard County Department of Planning and Zoning;

(4) one representative of the Howard County Department of Parks and Recreation, selected by the Howard County Department of Parks and Recreation;

(5) one representative of the Howard County Department of Public Works' Bureau of Environmental Services, selected by the Howard County Department of Public Works;

(6) one representative of the Howard County Office of Emergency Management, selected by the Howard County Office of Emergency Management;

(7) One representative of the Howard County Historic Preservation Commission, selected by the Howard County Historic Preservation Commission;

(8) one representative of the Historic Ellicott City Flood Workgroup, selected by the Historic Ellicott City Flood Workgroup;

(9) one representative of the Board of Directors of the Patapsco Heritage Greenway, selected by the Board of Directors of the Patapsco Heritage Greenway;

(Over)

HB1408/420417/1 Environment and Transportation Committee
Amendments to HB 1408
Page 4 of 5

(10) one representative of the Board of Directors of Historic Ellicott City, Inc., selected by the Board of Directors of Historic Ellicott City, Inc.;

(11) one representative of the Board of Directors of the Ellicott City Partnership, selected by the Board of Directors of the Ellicott City Partnership;

(12) two individuals who reside within the Ellicott City Historic District, appointed jointly by the Howard County Executive and the Howard County Councilman who represents the Ellicott City Historic District;

(13) two individuals who operate businesses within the Ellicott City Historic District, appointed jointly by the Howard County Executive and the Howard County Councilman who represents the Ellicott City Historic District; and

(14) one individual who owns property within the Ellicott City Historic District, appointed jointly by the Howard County Executive and the Howard County Councilman who represents the Ellicott City Historic District.

(c) The Howard County Executive and the Howard County Councilman who represents the Ellicott City Historic District shall jointly designate the chair of the Workgroup.

(d) The offices of the elected State and county officials who represent the Ellicott City Historic District shall provide staff for the Workgroup.

(e) A member of the Workgroup:

(1) may not receive compensation as a member of the Workgroup; but

(2) is entitled to reimbursement for expenses under the Standard State Travel Regulations, as provided in the State budget.

HB1408/420417/1 Environment and Transportation Committee
Amendments to HB 1408
Page 5 of 5

(f) The Workgroup shall study and design a process for determining instances in which the benefits provided to the historic preservation of the Ellicott City Historic District by adherence to a particular historic preservation standard are outweighed by the benefits provided by the adoption of a particular set of measures that allows for a specific exception to the historic preservation standard:

(1) in order to protect against the risk of severe property damage or harm to individuals caused by flooding;

(2) subject to the supervision, advice, and guidance of the Howard County Historic Preservation Commission; and

(3) if the exception does not threaten current local, State, or federal designations, tax credits, or other benefits.

(g) On or before January 1, 2019, the Workgroup shall report its study and process designed under subsection (f) of this section to the Howard County Historic Preservation Commission, the Howard County Executive, the Howard County Council, and, in accordance with § 2-1246 of the State Government Article, the members of the Howard County Delegation to the General Assembly.”.

On pages 2 through 5, strike in their entirety the lines beginning with line 1 on page 2 through line 4 on page 5, inclusive.

On page 5, in line 6, after “2018.” insert “It shall remain effective for a period of 1 year and 1 month and, at the end of June 30, 2019, this Act, with no further action required by the General Assembly, shall be abrogated and of no further force and effect.”.