

COUNTY ORDINANCE NO. 06-106

A BILL ENTITLED

AN ACT concerning the Repeal and Re-Adoption with amendments of the Local Public Laws of Queen Anne s County, Chapter 14, CHESAPEAKE BAY CRITICAL AREA ACT, Official Chesapeake Bay Critical Area Overlay Map Number 57.

FOR THE PURPOSE OF amending parcel 155, lot 2 (formerly described as parcels 469 and 485) located on said Official Chesapeake Bay Critical Area Overlay Map 57 to redesignate 2.904 acres from Limited Development Area (LDA) to Intensely Development Area (IDA).

SECTION I

BE IT ENACTED BY THE COUNTY COMMISSIONERS OF QUEEN ANNE S COUNTY, MARYLAND, that the Local Public Laws of Queen Anne s County, Chapter 14, CHESAPEAKE BAY CRITICAL AREA ACT, Official Chesapeake Bay Critical Area Overlay Map Number 57 is hereby repealed and Overlay Map Number 57 be and is hereby amended and adopted with the revisions set forth herein and depicted on Exhibit A, attached hereto, as well as subject to the conditions set forth on Exhibit B attached hereto.

SECTION II

BE IT FURTHER ENACTED that this Act will take effect on the forty-sixth day following its passage.

INTRODUCED BY: Commissioner Ransom

COSPONSORED BY: Commissioner Wargotz

DATE: December 19, 2006

PUBLIC HEARING HELD: January 23, 2007 @ 7:15 p.m.

VOTE: 5 Yea 0 Nay

DATE OF ADOPTION: February 6, 2007

FISCAL IMPACT NOTE

Legislation No: 0-06-106 **Hearing Date:** 1-23-07
Date Introduced: 12-19-06 **Note Date:** 1-11-07

Legislation Title: Amending the Chesapeake Bay Critical Area Act Overlay Map Number 57 change Parcel 155, lot 2 from Limited Area Development (LDA) to Intensely Development Area (IDA)

Description:

The purpose of this legislation is to repeal and re-adopt Chapter 14 of the *Chesapeake Bay Critical Area Act* Critical Area Overlay Map Number 57 in order to amend parcel 155, lot 2 to re-designate 2.904 acres from Limited Development Area (LDA) to Intensely Development Area (IDA).

Analysis of Fiscal Impact:

This legislation produces no significant fiscal impact as it simply changes the designation of property that can already be developed from LDA to IDA.

RESOLUTION NO. 07-03

A RESOLUTION OF THE COUNTY COMMISSIONERS OF QUEEN ANNE'S COUNTY ESTABLISHING CERTAIN CONDITIONS ON THE GRANT OF GROWTH ALLOCATION UNDER COUNTY ORDINANCE NO. 06-106.

WHEREAS, County Ordinance 06-106 was introduced on December 19, 2006 and a public hearing was held on January 23, 2007;

AND WHEREAS, County Ordinance 06-106 would utilize growth allocation to redesignate 2.904 acres +/- to Intensely Developed Area (IDA) under the Queen Anne's County Chesapeake Bay Critical Area Act;

AND WHEREAS, The County Commissioners of Queen Anne's County are willing to approve said County Ordinance 06-106 but only subject to certain conditions as hereinafter set forth;

NOW THEREFORE, BE IT RESOLVED BY THE COUNTY COMMISSIONERS OF QUEEN ANNE'S COUNTY that the approval of County Ordinance 06-106 be and is hereby conditioned upon full compliance with those requirements more fully set forth (i) in a letter dated September 13, 2006 to Ron Serey, Executive Director Critical Area Commission from Paul Comfort, County Administrator, and (ii) in a letter dated November 15, 2006 to Paul Comfort, Queen Anne's County Administrator from Chris Clark, Natural Resources Planner for the State of Maryland, Critical Area Commission. In the event of any conflict between the conditions set forth in the aforesaid letters, the more restrictive condition shall apply.

BE IT FURTHER RESOLVED that a copy of this executed Resolution and of the letters referenced above be delivered to the Queen Anne's County Planning Commission and the Queen Anne's County Department of Planning and Zoning.

WITNESS the hands and seal of the County Commissioners of Queen Anne's County this 6 day of February, 2007.

ATTEST:

THE COUNTY COMMISSIONERS OF
QUEEN ANNE S COUNTY

Eric S. Wargotz, M.D.

Gene Ransom, III

Courtney M. Billups

Paul L. Gunther

Carol R. Fordonski