

COUNTY ORDINANCE NO. 10-15

A BILL ENTITLED

AN ACT CONCERNING Reclamation of Areas Disturbed by Major Extraction Operations;

FOR THE PURPOSE of defining and clarifying the requirement for appropriate reclamation of areas disturbed by major extraction operations.

BY AMENDING Section 18:1-95 E. (9)(b) of the Code of Public Local Laws of Queen Anne's County.

SECTION I

BE IT ENACTED BY THE COUNTY COMMISSIONERS OF QUEEN ANNE'S COUNTY, MARYLAND that Section 18:1-95 E. (9)(b) be amended to read as follows:

Article XVII. Procedures and Standards

...

§18:1-95. Additional standards for specified conditional uses.

...

E. Major extraction, major and minor dredge disposal and organic fertilizer storage and transfer operations.

...

(9) Major Extraction Operations.

(a) Major extraction operations shall comply with the performance standards specified in this subsection.

(b) The maximum area disturbed by any major extraction operations shall not exceed twenty (20) acres at any time. A major extraction operation may only be expanded in increments up to twenty (20) acres by conditional use approval granted by the Board of Appeals, provided that the previously disturbed area is appropriately reclaimed. As used herein, the term "appropriately reclaimed" shall include the requirement that the entire

excavated area and all sides thereof be restored and reclaimed and shall not be interpreted to permit or allow the expansion or extension of an excavated area without such restoration and reclamation.

...

SECTION II

BE IT FURTHER ENACTED that upon introduction this Ordinance be referred to the Queen Anne’s County Planning Commission for investigation and recommendation pursuant to Section 18:1-218 B. of the Code of Public Local Laws.

SECTION III

BE IT FURTHER ENACTED that this Ordinance shall take effect on the forty-sixth (46th) day following its enactment.

INTRODUCED BY: Commissioner Ransom

CO-SPONSORED: Commissioner Fordonski

DATE: August 24, 2010

PUBLIC HEARING HELD: _____

VOTE: _____ Yea _____ Nay

DATE OF ADOPTION: Withdrawn – September 28, 2010