1. CALL TO ORDER
   5:00 p.m. Closed Session
   Administrative Function
   “Boards & Commissions”

   5:15 p.m. Closed Session
   “Land Acquisition”

   5:30 p.m. Call to Order,
   Pledge of Allegiance,
   Moment of Silence,
   Approval of Agenda

   Accept County Commissioners’ Minutes
   - Regular Minutes – September 24, 2019
   - Regular Minutes – October 1, 2019
   - Sanitary Minutes – September 10, 2019
   - Closed Session – September 24, 2019

   Press and Public Comments**

2. NEW BUSINESS
   5:35 p.m. Mr. Todd R. Mohn, PE, County Administrator
   “Presentation of Documents for Signatures and Weekly Correspondence”
   Action
   1. Letter to Secretary Rahn – William Preston Lane, Jr. Memorial Bridge – Deck Rehabilitation Project Schedule
   2. Letter to Dr. Kane in regards to the school start date for the 2020/2021 school year
   3. Historic Christ Church/Owenship Transfer to Friends of Historic Christ Church
   4. Shine Like Stars Pre-School 1-Year Lease Extension (Historic Christ Church)
   5. Response to RFP – 2020 Comprehensive Plan Update - Request to Hire Selected Consultant
   6. Road Name Request
   7. Property Lien
   8. Draft Standard Operating Policies, FMLA, Social Media, & Workplace Violence
   9. Dredge Material Placement Site Remediation for Corsica River Dredging Project
   10. Small Business Saturday Proclamation
   11. Economic Development Week – October 20 – 26, 2019
   12. Wreaths across America donation request
   13. FFA request – Trip to the National FFA Convention

   Documents:

   10.08.2019Action.pdf
   10.08.2019Correspondence.pdf

3. LEGISLATION
   6:00 p.m. Public Hearing
   County Ordinance 19-15 – the Prohibition of the Use of Shipping Containers as Accessory Structures in Queen Anne’s County

   Legislative Session
   County Ordinance 19-05 – the Amendment and Update of the Queen Anne’s County Critical Area Maps
   (available to be voted on)

   Documents:

   ORD 19-15.Pdf
   ORD 19-05.Pdf

4. PRESENTATIONS
   Mr. Steven Chandlee, Director
   “Department of Parks and Recreation Update”

   Ms. Janet Salazar, QAC Library Director
   “Dolly Parton Imagination Library Update”

   Mr. Michael Sanderson, MACo Executive Director
   Mr. Barry Glassman, MACo President & Harford County Executive
   “MACo Update”

   Mr. Jonathan Seeman, Budget & Finance & IT Director
   “Financial Update”

   Press and Public Comments**

Commissioner’s Roundtable

* Please note that Schedule times are subject to change, except for public hearings.
PUBLIC COMMENT SIGN-IN SHEET WILL BE AVAILABLE 1 HOUR PRIOR TO THE MEETING.
COUNTY COMMISSIONERS SCHEDULE
TUESDAY, OCTOBER 8, 2019
LEGISLATIVE DAY
CALL TO ORDER
5:00 p.m.
Closed Session
Administrative Function
"Boards & Commissions"
5:15 p.m.
Closed Session
"Land Acquisition"
5:30 p.m.
Call to Order,
Pledge of Allegiance,
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Press and Public Comments**
Commissioner’s Roundtable

* Please note that Schedule times are subject to change, except for public hearings.

** Press and Public Comments at the beginning of the meeting will last 15 minutes. Additional time will be available at the end of the meeting for anyone wishing to speak. Comments are limited to 3 minutes in length. Comments longer than 3 minutes must be submitted in writing. PUBLIC COMMENT SIGN-IN SHEET WILL BE AVAILABLE 1 HOUR PRIOR TO THE MEETING.

*** Part of the meeting may be closed to the Public in accordance to the Open Meetings Act procedures.

****Agendas will be posted by 4:30 pm the Friday prior to the meeting. The meeting attachments will be posted on the agenda by 4:30 pm the Monday prior to the meeting.

Three or more of the County Commissioners will be attending the following events in the next few weeks:
10/8 Meeting with BOE
10/9 Bay Crossing Study Open House
10/9 COG
October 8, 2019

Mr. Pete K. Rahn, Secretary  
Maryland Department of Transportation  
7201 Corporate Center Drive  
Post Office Box 548  
Hanover, Maryland 21076-0548

Re: William Preston Lane, Jr. Memorial Bridge – Deck Rehabilitation Project Schedule  

Dear Secretary Rahn:

At our MDOT Tour meeting on October 1, 2019, MdTA Executive Director Jim Ports advised us that the schedule for the $27 million deck overlay project on the Bay Bridge could possibly be shortened from two seasons down to one season. This would be possible provided: 1) the contractor can work and maintain the lane 1 closure through the Thanksgiving holiday, 2) extending the contract time until the end of April 2020 also with the lane 1 closure, and 3) that acceptable weather conditions continue during this first construction season.

While we remain extremely frustrated concerning the delays and impacts that this project will have on both our constituents and citizens of the state, we support the proposed schedule modification to complete the project in the shortest amount of time.

QUEEN ANNE’S COUNTY  
BOARD OF COUNTY COMMISSIONERS

James J. Moran, President  
Jack N. Wilson, Jr.  
Christopher M. Corchiarino

Stephen Wilson  
Philip L. Dumenil

Cc: Members of the 36th Legislative Delegation  
   Jim Ports, MdTA Executive Director
October 8, 2019

Dr. Andrea Kane, Superintendent  
Queen Anne’s County Board of Education  
202 Chesterfield Avenue  
Centreville, Maryland 21617

Dear Dr. Kane,

We would like to express our dissenting opinion regarding the Board’s decision to start the 2020/2021 school year on August 31 which is before the Labor Day Holiday.

While the State’s intent by starting the school year after Labor Day was largely for economic considerations, it also provided a welcomed highlight to summer for both families and citizens.

It is our understanding that a recent survey conducted by the Board of Education returned overwhelming support to a post Labor Day Holiday start. We agree with this position and would encourage this as a traditional schedule in the future.

QUEEN ANNE’S COUNTY  
BOARD OF COUNTY COMMISSIONERS

James J. Moran, President  
Stephen Wilson

Jack N. Wilson, Jr.  
Philip L. Dumenil

Christopher M. Corchiarino

Cc: The Honorable Governor Larry Hogan
MEMORANDUM

Date: October 8, 2019

To: County Commissioners

From: Dave MacGlashan

Subject: Historic Christ Church / Ownership Transfer to Friends of Historic Christ Church

Attached is a deed prepared by the county attorney to transfer ownership of the property known as Historic Christ Church to Friends of Historic Christ Church. All required conditions for the transferring of county property have been met.

Recommended Motion:

I move to sign the deed transferring ownership of the Historic Christ Church property to Friends of Historic Christ Church.
NO TITLE EXAMINATION

THIS DEED, made this _____ day of ____________, 2019, by and between
THE COUNTY COMMISSIONERS OF QUEEN ANNE’S COUNTY, party of the first part,
hereinafter Grantor; and FRIENDS OF HISTORIC CHRIST CHURCH, INC., a non-stock
corporation organized under the laws of the State of Maryland, party of the second
part, hereinafter Grantee.

WITNESSETH, that for and in consideration of the sum of NO DOLLARS
($0.00), the receipt of which is hereby acknowledged, the said party of the first part
does hereby grant and convey unto the party of the second part, its successors
and/or assigns, in fee simple, all the following described real estate, to wit:

ALL those lots or parcels of land situate, lying and being in Stevensville,
Fourth Election District, Queen Anne’s County, Maryland and being more particularly
described as follows:

PARCEL NO. 1

0.262 acres, more or less

BEGINNING for the same at an iron rod located along the northeasternmost
side of Maryland Route 18, a forty foot (40’) wide right-of-way at the intersection of
the division line between the herein described lands of the Vestry of Christ Church
Parish (see CWC 122/243) and the lands now or formerly of Country Store
Partnership (See MWM 287/575);

THENCE leaving said beginning point so fixed and binding on the aforesaid
division line;

1) North 47 degrees 38’ 46” East 130.97 feet to an iron pipe located at the
southernmost corner of lands now or formerly of Eisinger Associates Limited
Partnership et al. (see MWM 269/355);

THENCE leaving said lands of Country Store Partnership and binding on the
southernmost outline of the aforesaid lands of Eisinger Associates Limited Partnership, et al.;

2) North 47 degrees 43' 35" East 61.19 feet to an iron pipe located along the southwesternmost outline of the lands now or formerly of George O. Dashiell, Jr. (see CWC 31/347);

THENCE leaving the lands of Eisinger Associates Limited Partnership, et al. and binding on the portion of the southwesternmost outline of the aforesaid Dashiell land;

3) South 43 degrees 30' 51" East 57.13 feet to an iron rod;

THENCE leaving the Dashiell lands and binding on the division line between the herein described lands of the Vestry of Christ Church Parish and other lands of the Vestry of Christ Church Parish;

4) South 47 degrees 15' 00" West 202.62 feet to a point located along the northeasternmost side of the aforementioned Maryland Route 18;

THENCE binding on the aforesaid roadside;

5) North 33 degrees 20' 23" West 59.33 feet to the place of beginning, containing in all 0.262 acres of land, more or less.

PARCEL NO. 2

1.026 acres of land, more or less

BEGINNING for the same at the concrete monument located along the northeasternmost side of Maryland Route 18 a forty foot (40') wide right-of-way at the intersection of the division line between lands now or formerly of George C. Cook et ux. (see CWC 8/265) and the herein described lands of Vestry of Christ Church
Parish;

THENCE leaving said beginning point so fixed and binding on the northeasternmost side of Maryland Route 18;

1) North 33 degrees 20' 23" West 196.49 feet to a point located at the southernmost corner of other lands of the Vestry of Christ Church Parish (see CWC 122/243);

THENCE leaving Maryland Route 18 and binding on the southeasternmost outline of the aforesaid lands of the Vestry of Christ Church Parish;

2) North 47 degrees 15' 00" East 202.62 feet to an iron rod located along the southernmost outline of lands now or formerly of George O. Dashiell, Jr. (see CWC 31/347);

THENCE leaving the lands of the Vestry of Christ Church Parish and binding on the southernmost outline of the aforesaid Dashiell lands to the following courses and distances;

3) North 47 degrees 15' 00" East 28.83 feet to a concrete monument;

4) South 55 degrees 44' 50" East 61.36 feet to an iron rod located at the southwesternmost corner of still other lands of the Vestry of Christ Church Parish (see CWC 125/410);

THENCE leaving the Dashiell lands binding on the southernmost outline of the aforesaid lands of the Vestry of Christ Church Parish;

5) South 55 degrees 44' 50" East 86.97 feet to an iron rod located along the westernmost outline of the lands now or formerly of Lot 5 of Chesapeake Court Subdivision (see Plat Book S.M. 22/80);
THENCE leaving the lands of the Vestry of Christ Church Parish and binding on a portion of the westernmost outline of the aforesaid lands of Lot 5 and the westernmost outline of the aforementioned lands of George C. Cook, et ux.;

6) South 37 degrees 49' 13" West 301.00 feet to the place of beginning 1.026 acres of land more or less.

The above described two (2) parcels of land contain in aggregate an area of 1.288 acres, more or less, as described by McCrone, Inc. in June, 2003, pursuant to a survey prepared by McCrone, Inc., Registered Professional Engineers and Land Surveyors, in October of 1990.

BEING the same land which was granted and conveyed unto The County Commissioners of Queen Anne's County by deed from The Vestry of Christ Church Parish, of Kent Island, a religious corporation of the State of Maryland, dated July 14, 2003 and recorded among the Land Record of Queen Anne's County, Maryland in Liber S.M. No. 1115, folio 629.

SUBJECT to the Reversionary interest of the Grantor such that, if Grantee fails to adequately maintain the property as determined in the sole discretion of the Grantor and/or to comply with the terms and conditions of a certain Deed of Easement and Conditional Security Agreement to Maryland Historical Trust dated July 25, 2005 and recorded among the Land Records of Queen Anne's County, Maryland in Liber S.M. No. 1452, folio 642, the property shall automatically revert to the Grantor upon the Grantor recording among the Land Records of Queen Anne's County a Statement of Reversion.

THIS CONVEYANCE, is also subject to the existing restrictive covenants, easements, rights of way and agreements for roadways, electric transmission lines and telephone lines and the service and maintenance thereof.

TOGETHER with the buildings and improvements thereupon erected, made or being, and all and every the rights, alleys, ways, waters, privileges, appurtenances and advantages, to the same belonging or in any way appertaining.

TO HAVE AND TO HOLD the said lot of ground and premises, above described and mentioned, and hereby intended to be conveyed, together with the rights, privileges, appurtenances and advantages thereto belonging or appertaining unto and to the proper use and benefit of the Grantee, its successors and/or assigns, in
fee simple, forever.

AND the said party of the first part hereby covenants that it has not done or suffered to be done any act, matter or thing whatsoever to encumber the property hereby conveyed; that it will warrant specially the property granted and that it will execute such further assurances of the land as may be requisite.

WITNESS the hand and seal of the said Grantor.

WITNESS:

THE COUNTY COMMISSIONERS OF QUEEN ANNE'S COUNTY

______________________________
James J. Moran, President

______________________________
Jack N. Wilson, Jr.

______________________________
Stephen Wilson

______________________________
Philip L. Dumenil

______________________________
Christopher M. Corchiarino

STATE OF MARYLAND, QUEEN ANNE'S COUNTY, TO WIT:

I HEREBY CERTIFY, that on this ___ day of ________________, 2019, before me, the subscriber, a Notary Public of the State and County aforesaid, personally appeared JAMES J. MORAN, JACK N. WILSON, JR., STEPHEN WILSON, PHILIP L. DUMENIL AND CHRISTOPHER M. CORCHIARINO, who acknowledged themselves to be THE COUNTY COMMISSIONERS OF QUEEN ANNE'S COUNTY, and that they as such County Commissioners, being authorized to do so, executed the foregoing instrument for the purposes therein contained; and further made oath in due form of law that NO ACTUAL CONSIDERATION was paid in connection with the foregoing deed.
WITNESS my hand and Notarial Seal.

Notary Public
My commission expires:

The foregoing instrument was prepared by, or under the supervision of, the undersigned, an Attorney duly admitted to practice before the Court of Appeals of Maryland.

Patrick E. Thompson
MEMORANDUM

Date: October 8, 2019

To: County Commissioners

From: Dave MacGlashan

Subject: Shine Like Stars Pre-School 1-Year Lease Extension (Historic Christ Church)

Attached is a 1-Year lease extension with Shine Like Stars Pre-School. The lease expires June 30, 2020. Any future lease negotiations will be between Shine Like Stars Pre-School and Friends of Historic Christ Church.

Recommended Motion:

I move to sign the 1-Year lease with Shine Like Stars Pre-School
LEASE AGREEMENT FOR CHRIST CHURCH PRE-SCHOOL

THIS LEASE AGREEMENT, made this 1st day of September, 2019, by and between THE COUNTY COMMISSIONERS OF QUEEN ANNE'S COUNTY, 107 N. Liberty Street, Centreville, Maryland 21617, hereinafter referred to as "Owner"; and SHINE LIKE STARS PRESCHOOL, LLC, hereinafter referred to as "Lessee".

The County does anticipate transfer of ownership to Friends of Historic Christ Church, Inc. (FHCC) by October 1, 2019. Friends of Historic Christ Church, Inc. (FHCC) will be the new Landlord at time of transfer of ownership and shall succeed to all rights and duties of Owner hereunder.

WITNESSETH, that for and in consideration of the mutual covenants contained herein, the parties agree as follows:

SECTION ONE

Description of Premises

Premises known as the "Historic Christ Church" at 121 Main Street, Stevensville, Maryland, 21666. Lessee shall have access to the Parish Hall, Kitchen, and Bathrooms. Excluded from such use will be the Church Sanctuary, Pastor's Office, Church Sacristy, Rectory House and Rectory House Detached Garage. See attached AERIAL addendum for
allowable usable space by Lessee. The Pre-School dates and
times of use will be from September 1, 2019 thru June 30,
2020, from 7:00 am - 6:00 pm.

SECTION TWO

Term of Lease

The term of this lease shall be one (1) year and shall
commence on July 1, 2019 and end on June 30, 2020. Rent
shall be payable to Lessor in the amount of $1,575 (one
thousand five hundred seventy five dollars per month). Rent
shall be due on the 1st day of each month in accordance with
such schedule. The lessee may terminate the lease early
upon providing 30 days written notice. Rent shall be
payable to Friends of Historic Christ Church, Inc. (FHCC).
Please mail rent to: Nancy Cook 124 Bryce Road, Queenstown,
MD 21658

SECTION THREE

Utilities

Lessee shall be responsible for payment of all utilities,
including, but not limited to heat, electric, refuse pickup and
sewer and water service used on or about the premises. The
Lessee shall be solely responsible for any telephone or internet
usage associated with Lessee's operation.
SECTION FOUR

Use of Premises

Lessee shall use the leased premises solely for the purpose of the conduct of a pre-school center and said premises shall not be utilized for any other purpose without the prior written consent of the Owner (See Addendum #1). The Lessee shall place pre-school items to the sides of the Parish Hall on Thursday nights. Lessee shall provide 2-weeks prior notice of any request for use of the Church Sanctuary. No space heaters are to be used in any part of the church at any time.

Alcoholics Anonymous (AA) will be permitted to use the church parish hall, the kitchen area and the bathrooms (See Addendum #2) on Thursday evenings from 7:00 p.m. to 10:00 p.m. Alcoholics Anonymous (AA) will be responsible for leaving the premises in the same condition as left by the pre-school. Any cleaning supplies needed because of AA not leaving premises in a clean manner, applicable for Pre-School licensing regulations shall be paid for by Owner.

Friends of Historic Christ Church, Inc. (FHCC) will be
allowed to conduct events at the church on days and times that do not conflict with pre-school operations. Friends of Historic Christ Church, Inc. (FHCC) will be responsible for leaving the premises in the same condition as left by the pre-school.

SECTION FIVE

Alterations, Additions and Improvements

The Lessee may not at any time during the lease term make alterations.

The Lessee shall accept the premises in their present "AS IS" condition without any warranty, representation or guarantee whatsoever.

SECTION SIX

Repairs

Lessee shall, at all times during this Agreement and at its own cost and expense, repair, replace and maintain in a good, safe and substantial condition, up to $500 (five hundred dollars), pre-school area of use and any improvements, additions, and alterations thereof and shall use all reasonable precaution to prevent waste, damage or injury to the demised premises. Costs over $500 (five hundred dollars) shall be the
responsibility of Owner. Owner shall keep the demised premises as well as the lawn around the adjacent premises mowed and trimmed and in a presentable condition. Notwithstanding the provisions of this Section, the Lessee shall not be responsible for ordinary wear and tear of the demised premises but shall keep the premises in a clean and presentable manner. The Owner shall have full use of the premises at all times not designated for Pre-School use hereunder and may conduct other activities in and about the premises. Owner (FHCC) shall give the Lessee 2-weeks prior notice of any FHCC event or activity.

SECTION SEVEN

Licensing and Liability Insurance

A. Licensing - The Lessee shall be required to operate the Pre-School Center in accordance with all regulations set by law, including those under COMAR Title 13A, Subtitle 16 ("Licensed Child Care Centers"). All child care centers in Maryland are regulated by the Maryland State Department of Education’s Office of Child Care (OCC). Lessee shall fully comply with all such regulations and requirements.

B. During the term of this Agreement and for any further
time that the Lessee shall hold the demised premises, the Lessee shall obtain and maintain at its expense the following types and amounts of insurance:

(1) Lessee shall keep and maintain a "renters" type insurance policy in effect covering all personal items, equipment, fixtures or other property of the Lessee on the demised premises insured against the loss or damage by fire, with all standard extended coverage that may be available. The insurance shall be in an amount not less than one hundred percent (100%) of the full insurable value of the Lessee's property.

(2) Certificate of Liability - Lessee shall keep and maintain liability insurance and shall provide a Certificate of Liability Insurance, listing Queen Anne's County Commissioners as Certificate Holder and The Friends of Historic Christ Church, Inc. as 'Additional Insured'. Such insurance shall provide liability coverage in the amount of $1,000,000 (one million dollars) per occurrence.
SECTION EIGHT

Liability of the Owner

The Lessee shall indemnify and hold Owner harmless from any claim, damage or cause of action for personal injury, property damage or death arising from the Lessee's operation or utilization of the pre-school premises. Owner shall not be liable to the Lessee for any entry on the premises for Owner's purposes as described herein and Owner shall be entitled to enter upon or over the premises at any reasonable time for such purposes.

SECTION NINE

Assignment and Sub-license

The Lessee shall not assign any rights or duties under this lease nor subject the premises or any part thereof, nor allow any other person to occupy or use the premises without the prior written consent of Owner. A consent to one assignment, sub-license, or occupation or use by any other person shall not be a consent to any subsequent assignments, sub-license, or occupation or use by another person. Any assignment or sub-licensing without consent shall be void.

SECTION TEN
Breach or Default

The Lessee shall have breached this Agreement and shall be considered in default hereunder if (1) the Lessee files a petition in bankruptcy or insolvency or for reorganization under any bankruptcy act, or makes an assignment for the benefit of creditors; (2) involuntary proceedings are instituted against the Lessee under any bankruptcy act; (3) the Lessee fails to pay any rent within 15 days of due date; or (4) the Lessee fails to perform or comply with any of the covenants or conditions of this lease.

SECTION ELEVEN

Effect of Default

In the event of any default hereunder, as set forth in Section Ten, the rights of the Owner shall be as follows:

1.) Owner shall have the right to cancel and terminate this agreement.

2.) Owner may elect, but shall not be obligated, to make any payment required of the Lessee herein or comply with any agreement, term or condition required hereby to be performed by the Lessee, and Owner shall have the right to enter the demised premises for the purpose of correcting or remedying any
such default and to remain until the default has been corrected or remedied, but any expenditure for the correction by Owner shall not be deemed to waive or release the default of the Lessee or the right of Owner to take any action as may be otherwise permissible hereunder in the case of any default.

3. Owner may re-enter the premises immediately and remove the property of the Lessee, and store the property in a public warehouse or at a place selected by Owner, at the expense of the Lessee. After re-entry Owner may terminate this Agreement on giving thirty (30) days written notice of termination to the Lessee. On termination Owner may recover from the Lessee all damages proximately resulting from the breach, including the cost of recovering the premises, and the worth of the balance of this lease over the reasonable lease value of the premises for the remainder of the leased term, which sum shall be immediately due Owner from the Lessee.

SECTION TWELVE

Quiet Enjoyment

Owner warrants that the Lessee shall be granted peaceable and quiet enjoyment of the demised premises free from any eviction or interference by the Owner if the Lessee pays the
rent and other charges provided herein, and otherwise fully and punctually perform the terms and conditions imposed on the Lessee.

SECTION THIRTEEN

Representations by Owner

At the commencement of the term the Lessee shall accept the building and improvements and any equipment in their existing condition and state of repair, and the Lessee agrees that no representations, statements or warranties, express or implied, have been made by or on behalf of Owner in respect thereto except as contained in the provisions of this agreement, and Owner shall in no event be liable for any latent defects.

SECTION FOURTEEN

Total Agreement

This Lease contains the entire agreement between the parties and cannot be changed or terminated except by a written instrument subsequently executed by the parties hereto.

This Lease and the terms and conditions hereof apply to and are binding on the heirs, legal representatives, successors and assigns of both parties.

SECTION FIFTEEN

- 10 -
Applicable Law

This agreement shall be governed by and construed in accordance with the laws of the State of Maryland.

WITNESS our hands and seals the day and year first above written.
Given that I received the new lease terms only 14 days prior to the start of the school year, I am being forced to sign a lease that I don't think is written fairly to me, the lessee. The lessee should only be charged to pay the utilities for the part of the building that the lessee is permitted to use. A map was drawn to clearly show the area that the lessee is permitted to use.

It should be the owner's responsibility to pay the utilities to the building that the owner uses and is not being rented by the lessee. It states in this lease that the owner is allowed to enter and use the building at anytime and use the building for the owner's events. The owner should pay the utilities for the part of the building that the owner uses and not force the lessee to pay the utilities for the parts of the building that the owner does not allow the lessee to use and is reserved for the owner's events.

Also, the owner should pay for repairs of a building that the owner owns. It is not typical that a lessee should pay to repair the building. If the lessee pays for the repairs, then the lessee should be able to deduct the expense from the rent payment.

I am trying to be fair and equitable. In the past 8 years, never have I, the lessee, been forced to pay for the repairs of the building. I have taken very good care of this building.

These unfair terms will cause the closing of a wonderful school that is needed and desired by the community.
Having issued a Request for Proposals for the 2020 Comprehensive Plan Update on 12 October 2019 and publicly opened all proposals in received on 13 September 2019 as outlined in the RFP, staff met with the 2020 Comprehensive Plan Proposal Selection Committee on 30 September 2019 to rank the proposals received. The County received the following 4 proposals (listed below from high to low bid):

- **JMT**
  40 Wight Avenue
  Hunt Valley, MD 21030
  Fee: $300,000.00

- **AECOM**
  Sabre Building, Suite 300
  4051 Ogletown Road
  Newark, DE 19713
  Fee: $297,366.00

- **Wallace Montgomery**
  222 South DuPont Highway, Suite 202
  Dover, DE 19901
  Fee: $258,976.00

- **Smith Planning and Design, LLC**
  76 Baltimore Street
  Cumberland, MD 21502
  Fee: $191,142.00

The FY2020 budget allocation for the Comprehensive Plan totals $250,000.00 for consultant services (see attached Project Transition Analysis).

The RFP and the proposals were forwarded to the Selection Committee members for review in advance of the meeting on 30 September. The Committee is comprised of the of following members: Jim Moran, President of
Based on a thorough review and ranking of all proposals submitted, the selection committee is unanimous in its recommendation that the County enter into a contract with Smith Planning and Design, LLC (SP&D). While this firm was among the smallest to submit a proposal, the committee felt that it was the most thorough in its response to the RFP Scope of Services, Deliverables, and Key Roles and Responsibilities. While this was not a key factor in the selection process, it is worth noting that SP&D also put forward the lowest proposed fee.

It also bears mentioning that all 4 proposals were of high quality, and the selection committee spent a considerable amount of time discussing the merits and shortcomings of each proposal. In general, SP&D was significantly more contemplative of the needs of the County. There is a sharp focus on the needs outlined in the RFP. Efficiencies are identified in the proposal, and it is apparent that the SP&D team has done a great deal of background analysis already. There is a clear understanding where updates are needed and where streamlining might best serve the clarity of the Plan.

In addition, SP&D has outlined a full-bodied schedule of public meetings, as well as web-based outreach opportunities (managed by the Company). SP&D outlines complete management of the project and a mechanism for reporting to key staff and stakeholders.

Therefore, the 2020 Comprehensive Plan Proposal Selection Committee recommends that the County Commissioners of Queen Anne’s County hire Smith Planning and Design, LLC and enter into a contract for their services to update the 2020 Queen Anne’s County Comprehensive Plan.

RECOMMENDED ACTION:
I move that the County hire Smith Planning and Design, LLC and enter into a contract for their services to update the 2020 Queen Anne’s County Comprehensive Plan and authorize Planning Director Mike Wisnosky to sign the contract on behalf of the County Commissioners.
**Key Project - 400757 - Comm & Comprehensive Plan**

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MEMO

TO: Todd R. Mohn, County Administrator
FROM: John E. Shelton, Planning Supervisor
DATE: September 25, 2019
RE: Road Name Request

Please forward the following request to the County Commissioner’s for their approval.

On Monday, September 23, 2019 I met with three (3) of the homeowners, Jeff Morgan from DES, and Tyler Pease from the GIS Division to discuss the naming of what will be a private lane off of Grange Hall Road. After a moderate discussion, the parties involved agreed on Little Star Lane.

This lane will serve at least seven (7) property addresses. The two (2) existing addresses will have to change once this new street is approved. That point was stressed several times during this meeting and it was understood by all parties involved.

Mr. James Alfree from the Department of Emergency Services has reviewed this request and doesn’t have any issues with the name. The road name has not been duplicated in the House Numbering Database.

The Department recommends the County Commissioner’s favorable action on this request.

Thanks,

Attachment
To: County Commissioners

From: Vivian Swinson, III, Zoning Administrator

Subject: Property Lien’s

Date: October 8, 2019

Map 70, Parcel 93, Lot 36, 325 325 Utah Road, Stevensville ($160.00)
Map 5C, Grid 17, Parcel 134, 213 Fourth Street, Crumpton ($325.00)
Map 60, Grid 13, Parcel 16, 114 Wye Knot Ct., Queenstown ($280.00)
Map 58H, Grid 18, Parcel 287, 203 Gravel Run Road, Grasonville ($250.00)
Map 58I, Grid 24, Parcel 375, 1005 Cemetery Road, Grasonville ($235.00)

An independent contractor hired by the Zoning Office to cut grass at the above referenced addresses after the property owner ignored repeated attempts by the Zoning Inspector to get the site to comply with Queen Anne’s County Code Chapter 19 Article II §19-2 L. (2) which states: A person may not allow any vegetation to grow higher than 12 inches on any lot or parcel that is: (a) Less than three acres in size; and (b) located in an approved or recorded residential subdivision or any part of which is within 200 feet of a neighboring residence.

Recommended Action:

I move to approve Resolutions 19-39, 19-40, 19-41, 19-42 and 19-43 to place a lien on each of the properties listed in the County Zoning Administrator’s memorandum dated October 8, 2019 for nuisance violations.
WHEREAS, The County Commissioners of Queen Anne’s County are authorized under Section 1-34(p) of the Code of Public Laws of Queen Anne’s County (Article 18 of the Code of Public Local Laws of Maryland) “to provide that any valid charges or assessments made against real property within the County shall be liens upon such property to be collected in the same manner as County taxes are collected”.

AND WHEREAS, Queen Anne’s County Ordinance No. 94-04 (“The Nuisance Ordinance”) provides, inter alia, that “The County Commissioners of Queen Anne’s County shall have the full power and authority to abate any nuisance as set forth herein by an appropriate means and to assess the property owner for the costs thereof. Any damage or assessments made hereunder shall be a lien against the real property benefitted and may be collected in the same manner as County real estate taxes.

AND WHEREAS, pursuant to the authority set forth above, The County Commissioners have abated to have caused to be abated a nuisance on the property described below and have determined that the costs thereof are fair and reasonable and are valid charges and assessments.

NOW THEREFORE IT IS RESOLVED, by The County Commissioners of Queen Anne’s County that the amount shown below be assessed as a lien against the property described below and that the same be collected in the same manner as County real estate taxes.

PROPERTY: 325 Utah Road
Stevensville MD 21666

TAX MAP: 70, PARCEL: 93, LOT: 36 TAX ID#: 1804057260

OWNER: Donald & Kathleen Brackens

AMOUNT OF ASSESSMENT: 60.00
ADMINISTRATIVE FEE: $100.00

WITNESS, the hands and seals of the County Commissioners of Queen Anne’s County this day of ______________, 2018.

ATTEST: ________________________________
THE COUNTY COMMISSIONERS
OF QUEEN ANNE’S COUNTY

______________________________
______________________________
______________________________

30
To: County Commissioners

From: Vivian Swinson
Zoning Administrator

September 18, 2019

RE: Tax Map 70, Parcel 93, Lot 36 (325 Utah Road, Stevensville MD 21666) - Uncut Grass

On July 31, 2019 an independent contractor hired by the Zoning Office cut the grass at the above referenced address after the property owner ignored repeated attempts by the Zoning Inspector to get the site to comply with Queen Anne's County Code Chapter 19 Article II §19-2.L.(2) which states: A person may not allow any vegetation to grow higher than 12 inches on any lot or parcel that is: (a) Less than three acres in size; and (b) located in an approved or recorded residential subdivision or any part of which is within 200 feet of a neighboring residence.

Attached is the Resolution to place a lien on the subject property so the County can be reimbursed for the cost of the grass cutting.

Recommended Action:

I move that we approve the Resolution to place a lien on the property located at: 325 Utah Road, Stevensville MD 21666, in the amount of $160.00
Callahan's Lawn Care  
P.O. Box 241  
Queenstown, MD 21658

**BILL TO**  
Queen Anne's County  
Att. Vivian Swinson  
110 Vincit street  
Suite 104  
Centreville, MD 21617

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<td>325 utah {front only} cut overgrown lawn</td>
<td>7/31/2019</td>
<td>60.00</td>
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AUG 2 2019

Thank you for your business.

**Total** $60.00
RESOLUTION 19-40

WHEREAS, The County Commissioners of Queen Anne’s County are authorized under Section 1-04(p) of the Code of Public Laws of Queen Anne’s County (Article 18 of the Code of Public Local Laws of Maryland) “to provide that any valid charges or assessments made against real property within the County shall be liens upon such property to be collected in the same manner as County taxes are collected”,

AND WHEREAS, Queen Anne’s County Ordinance No. 94-04 (“The Nuisance Ordinance”) provides, inter alia, that “The County Commissioners of Queen Anne’s County shall have the full power and authority to abate any nuisance as set forth herein by an appropriate means and to assess the property owner for the costs thereof. Any damage or assessments made hereunder shall be a lien against the real property benefitted and may be collected in the same manner as County real estate taxes.

AND WHEREAS, pursuant to the authority set forth above, The County Commissioners have abated to have caused to be abated a nuisance on the property described below and have determined that the costs thereof are fair and reasonable and are valid charges and assessments.

NOW THEREFORE IT IS RESOLVED, by The County Commissioners of Queen Anne’s County that the amount shown below be assessed as a lien against the property described below and that the same be collected in the same manner as County real estate taxes.

PROPERTY: 213 Fourth Street
Crumpton, MD 21628

TAX MAP: 5C GRID:17 PARCEL:134 LOT: TAX ID#: 1807000804

OWNER: Ruth Ann & Granville H. Wilds Sr.

AMOUNT OF ASSESSMENT: $225.00
ADMINISTRATIVE FEE: $100.00

WITNESS, the hands and seals of the County Commissioners of Queen Anne’s County this day of ____________, 2019.

ATTEST: ______________________________

THE COUNTY COMMISSIONERS
OF QUEEN ANNE’S COUNTY

______________________________

______________________________

______________________________
To: County Commissioners

From: Vivian Swinson
Zoning Administrator

September 25, 2019

RE: Map 5C, Grid 17, Parcel 134 (213 Fourth Street, Crumpton MD 21628)

On August 26, 2019, an independent contractor hired by the Zoning Office cut the grass at the above referenced address after the property owner ignored repeated attempts by the Zoning Inspector to get the site to comply with Queen Anne’s County Code Chapter 19 Article II §19-2.I.(2) which states: A person may not allow any vegetation to grow higher than 12 inches on any lot or parcel that is: (a) Less than three acres in size; and (b) located in an approved or recorded residential subdivision or any part of which is within 200 feet of a neighboring residence.

Attached is the Resolution to place a lien on the subject property so the County can be reimbursed for the cost of the grass cutting.

Recommended Action:

I move that we approve the Resolution to place a lien on the property located at 213 Fourth Street, Crumpton MD 21628 in the amount of $325.00.
B & K Plant Farm & Landscaping, LLC
520 John Powell Road
Church Hill, MD 21623
410-778-4445

Invoice

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Bill To
Queen Anne's Co
110 Vincit St.
Suite 104
Centreville, MD 21617

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<td>8/26 Cut &amp; trimmed tall grass @ 213 Fourth St. Crumpton</td>
<td>225.00</td>
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Thank you for your business. Payment due 10 days from billing date. Total $225.00

Received
SEP 5 2019
RESOLUTION 19-41

WHEREAS, The County Commissioners of Queen Anne’s County are authorized under Section 1-04(p) of the Code of Public Laws of Queen Anne’s County (Article 18 of the Code of Public Local Laws of Maryland) “to provide that any valid charges or assessments made against real property within the County shall be liens upon such property to be collected in the same manner as County taxes are collected”,

AND WHEREAS, Queen Anne’s County Ordinance No. 94-04 (“The Nuisance Ordinance”) provides, inter alia, that “The County Commissioners of Queen Anne’s County shall have the full power and authority to abate any nuisance as set forth herein by an appropriate means and to assess the property owner for the costs thereof. Any damage or assessments made hereunder shall be a lien against the real property benefitted and may be collected in the same manner as County real estate taxes.

AND WHEREAS, pursuant to the authority set forth above, The County Commissioners have abated to have caused to be abated a nuisance on the property described below and have determined that the costs thereof are fair and reasonable and are valid charges and assessments.

NOW THEREFORE IT IS RESOLVED, by The County Commissioners of Queen Anne’s County that the amount shown below be assessed as a lien against the property described below and that the same be collected in the same manner as County real estate taxes.

PROPERTY: 114 Wye Knot Ct.
Queenstown, MD 21658

TAX MAP: 60  GRID: 13  PARCEL: 16  LOT: 1  TAX ID#: 1805044472

OWNER: Federal Home Loan Mortgage Corporation

AMOUNT OF ASSESSMENT: $180.00
ADMINISTRATIVE FEE: $100.00

WITNESS, the hands and seals of the County Commissioners of Queen Anne’s County this_______ day of __________________, 2019.

ATTEST:

THE COUNTY COMMISSIONERS
OF QUEEN ANNE’S COUNTY
To: County Commissioners
From: Vivian J. Swinson
Zoning Administrator
Date: September 30, 2019

RE: Map 60, Grid 13, Parcel 16 (114 Wye Knot Ct. Queenstown, MD 21658)

On Sept 5, 2019, an independent contractor hired by the Zoning Office cut the grass at the above referenced address after the property owner ignored repeated attempts by the Zoning Inspector to get the site to comply with Queen Anne’s County Code Chapter 19 Article II §19-2.L.(2) which states: A person may not allow any vegetation to grow higher than 12 inches on any lot or parcel that is: (a) Less than three acres in size; and (b) located in an approved or recorded residential subdivision or any part of which is within 200 feet of a neighboring residence.

Attached is the Resolution to place a lien on the subject property so the County can be reimbursed for the cost of the grass cutting.

Recommended Action:

I move that we approve the Resolution to place a lien on the property located at 114 Wye Knot Ct. Queenstown, MD 21658 in the amount of $280.00.
September 10, 2019

Federal Home Loan Mortgage Corp.
5000 Plano Parkway
Carrollton, TX 75010

RE: Tax Map 60, Parcel 16 (114 Wye Knot Ct. Queenstown, MD 21658) Grass

To Whom It May Concern:

Queen Anne's County hired an independent contractor to mow the grass on the property referenced above. Attached is a copy of the bill.

Therefore, you have twenty (20) days from the date of this letter to pay the $180.00 bill, plus an administrative fee of $100.00 for a total of $280.00. Failure to pay the full amount will result in a lien being placed against your property. Please make the check payable to the Queen Anne's County Commissioners and mail it to the Dept. of Planning and Zoning 110 Vincit St., Suite 104, Centreville, MD 21617.

I can be reached at 410-758-4088 Monday through Friday from 8:00am to 10:00am if you need to contact me. Thank you for your time in this matter.

Sincerely,

Joe Pippin
Zoning/Nuisance Inspector

Attachments: Invoice: Callahan's Lawn Care
Callahan's Lawn Care  
P.O. Box 241  
Queenstown, MD 21658

BILL TO  
Queen Annes County  
Att. Vivian Swinson  
110 Vincit street  
Suite 104  
Centreville, MD 21617

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<td>114 Wye Knot ct. cut overgrown lawn</td>
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<td>180.00</td>
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Thank you for your business.

Total  
$180.00
August 22, 2019

Federal Home Loan Mortgage Corp.
5000 Plano Parkway
Carrollton, TX 75010

RE: Tax Map 60, Parcel 16 (114 Wye Knot Ct. Queenstown, MD 21658) Grass

To Whom It May Concern:

During an investigation of a nuisance complaint on your property, I have determined that you are in violation of Queen Anne's County Code Chapter 19 Article II §19-2 L. (2) which states: A person may not allow any vegetation to grow higher than 12 inches on any lot or parcel that is: (a) Less than three acres in size; and (b) located in an approved or recorded residential subdivision or any part of which is within 200 feet of a neighboring residence.

You have seven (7) days from the date of this letter to address the violation. You must mow the entire yard. If the grass is not cut, you may be issued a citation or Queen Anne's County may hire an independent contractor to cut the grass. Failure to pay the cost of the grass cutting within twenty (20) days will result in a lien being placed against your property.

I can be reached at 410-758-4088 Monday thru Friday from 8am to 10am if you need to contact me.

Sincerely,

Joe Pippin
Zoning and Nuisance Inspector
WHEREAS, The County Commissioners of Queen Anne's County are authorized under Section 1-04(p) of the Code of Public Laws of Queen Anne's County (Article 18 of the Code of Public Local Laws of Maryland) "to provide that any valid charges or assessments made against real property within the County shall be liens upon such property to be collected in the same manner as County taxes are collected",

AND WHEREAS, Queen Anne's County Ordinance No. 94-04 ("The Nuisance Ordinance") provides, inter alia, that "The County Commissioners of Queen Anne's County shall have the full power and authority to abate any nuisance as set forth herein by an appropriate means and to assess the property owner for the costs thereof. Any damage or assessments made hereunder shall be a lien against the real property benefitted and may be collected in the same manner as County real estate taxes.

AND WHEREAS, pursuant to the authority set forth above, The County Commissioners have abated to have caused to be abated a nuisance on the property described below and have determined that the costs thereof are fair and reasonable and are valid charges and assessments.

NOW THEREFORE IT IS RESOLVED, by The County Commissioners of Queen Anne’s County that the amount shown below be assessed as a lien against the property described below and that the same be collected in the same manner as County real estate taxes.

PROPERTY: 203 Gravel Run Rd.
Grasonville, MD 21638

TAX MAP: 058H    GRID: 0018    PARCEL: 0287    LOT:    TAX ID#: 1805002346

OWNER: Nellie May Butler

AMOUNT OF ASSESSMENT: $150.00
ADMINISTRATIVE FEE: $100.00

WITNESS, the hands and seals of the County Commissioners of Queen Anne's County this ______ day of ________________, 2019.

ATTEST:

THE COUNTY COMMISSIONERS
OF QUEEN ANNE'S COUNTY
To: County Commissioners

From: Vivian Swinson
Zoning Administrator

Date: October 2, 2019

RE: Map 058H Grid 0018 Parcel 0287 203 Gravel Run Rd. Grasonville, MD 21638

On August 29, 2019, an independent contractor hired by the Zoning Office cut the grass at the above referenced address after the property owner ignored repeated attempts by the Zoning Inspector to get the site to comply with Queen Anne’s County Code Chapter 19 Article II §19-2.L.(2) which states: A person may not allow any vegetation to grow higher than 12 inches on any lot or parcel that is: (a) Less than three acres in size; and (b) located in an approved or recorded residential subdivision or any part of which is within 200 feet of a neighboring residence.

Attached is the Resolution to place a lien on the subject property so the County can be reimbursed for the cost of the grass cutting.

Recommended Action:

I move that we approve the Resolution to place a lien on the property located at 203 Gravel Run Rd. in the amount of $250.00
September 11, 2019

Nellie May Butler
C/O Stephanie Cheers
758 Christina Rd. Apt 209
Newark, DE 19713

RE: Tax Map 58H Parcel 287 (203 Gravel Run Rd. Grasonville, MD 21638)

Dear Ms. Cheers:

Queen Anne’s County hired an independent contractor to cut the grass on the property referenced above. Attached is a copy of the bill.

Therefore, you have twenty (20) days from the date of this letter to pay the $150.00 bill plus an administrative fee of $100.00 for a total of $250.00. Failure to pay the full amount will result in a lien being placed against your property. Please make the check payable to the Queen Anne’s County Commissioners and mail it to the above address. If payment has not been made in the twenty (20) day period the payment then must be sent to Queen Anne’s County Finance Office at 107 North Liberty Street Centreville MD 21617.

I can be reached at 410-758-4088 Monday through Friday from 8:00am to 10:00 am if you need to contact me.

Sincerely,

Harold L. Veasel
Nuisance Inspector

Attachments: Invoice: Callahan’s Lawn Care
August 5, 2019

Nellie May Butler  
C/O Stephanie Cheers  
758 Christina Rd. Apt 209  
Newark, DE 19713

RE: Tax Map 58H Parcel 287 (203 Gravel Run Rd. Grasonville, MD 21638)

Dear Ms. Cheers:

During routine inspections in your area I noticed your grass has not been cut. I have determined that you are in violation of Queen Anne’s County Code Chapter 19 Article II §19-2 L. (2) which states: A person may not allow any vegetation to grow higher than 12 inches on any lot or parcel that is: (a) Less than three acres in size; and (b) located in an approved or recorded residential subdivision or any part of which is within 200 feet of a neighboring residence.

You have 7 days from the date of this letter to address the violation. If the grass on the entire lot is not cut, you may be issued a citation or Queen Anne’s County may hire an independent contractor to cut the grass. Failure to pay the cost of the grass cutting within 15 days will result in a lien being placed against your property.

I can be reached at 410 758-4088 Monday thru Friday from 8am to 10am if you need to contact me.

Sincerely,

Harold L. Veasel  
Zoning Inspector
Special Tax Areas: None
Town: None

Above Grade Living Area: 920 SF
Finished Basement Area: 216 SF
Property Land Area: 40,000 SF

Stories: 1/2
Basement Type: NO
Exterior: STANDARD UNIT
Exterior Quality: ASBESTOS SHINGLE

Last Notice of Major Improvements: 07/01/2020

Base Value: Land: $93,700
Value As of 01/01/2019: $103,700
Value As of 07/01/2019: $103,700
Value As of 07/01/2020: $103,700

Improve: $36,100
Value As of 01/01/2019: $42,400
Value As of 07/01/2019: $42,400
Value As of 07/01/2020: $42,400

Total: $129,800
Value As of 01/01/2019: $146,100
Value As of 07/01/2019: $146,100
Value As of 07/01/2020: $146,100

Partial Exempt Assessments:
County: $0
State: $0
Municipal: $0

Homestead Application Status: Denied
Callahan's Lawn Care
P.O. Box 241
Queenstown, MD 21658

**Bill To**
Queen Anne County
Att. Vivian Swinson
110 Vincit street
Suite 104
Centreville, MD 21617

<table>
<thead>
<tr>
<th>ITEM</th>
<th>DESCRIPTION</th>
<th>SERVICED</th>
<th>AMOUNT</th>
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<tbody>
<tr>
<td>cut</td>
<td>203 Gravel run cut overgrown lawn</td>
<td>8/29/2019</td>
<td>150.00</td>
</tr>
</tbody>
</table>

Thank you for your business.

**Total**

$150.00
RESOLUTION 19-43

WHEREAS, The County Commissioners of Queen Anne’s County are authorized under Section 1-94(p) of the Code of Public Laws of Queen Anne’s County (Article 18 of the Code of Public Local Laws of Maryland) “to provide that any valid charges or assessments made against real property within the County shall be liens upon such property to be collected in the same manner as County taxes are collected”,

AND WHEREAS, Queen Anne’s County Ordinance No. 94-04 (“The Nuisance Ordinance”) provides, inter alia, that “The County Commissioners of Queen Anne’s County shall have the full power and authority to abate any nuisance as set forth herein by an appropriate means and to assess the property owner for the costs thereof. Any damage or assessments made hereunder shall be a lien against the real property benefitted and may be collected in the same manner as County real estate taxes.

AND WHEREAS, pursuant to the authority set forth above, The County Commissioners have abated to have caused to be abated a nuisance on the property described below and have determined that the costs thereof are fair and reasonable and are valid charges and assessments.

NOW THEREFORE IT IS RESOLVED, by The County Commissioners of Queen Anne’s County that the amount shown below be assessed as a lien against the property described below and that the same be collected in the same manner as County real estate taxes.

PROPERTY: 1005 Cemetery Rd.
Grasonville, MD 21638

TAX MAP: 0581   GRID: 0024   PARCEL: 0375   LOT:   TAX ID#: 1805014859

OWNER: Melissa Rheel

AMOUNT OF ASSESSMENT: $135.00
ADMINISTRATIVE FEE: $100.00

WITNESS, the hands and seals of the County Commissioners of Queen Anne’s County this day of ________________, 2019.

ATTEST: ________________________________
THE COUNTY COMMISSIONERS
OF QUEEN ANNE'S COUNTY

______________________________
______________________________
______________________________

56
To: County Commissioners

From: Vivian Swinson
Zoning Administrator

Date: October 2, 2019

RE: Map 0581 Grid 0024 Parcel 0375 1005 Cemetery Rd. Grasonville, MD 21638

On August 8, 2019, an independent contractor hired by the Zoning Office cut the grass at the above referenced address after the property owner ignored repeated attempts by the Zoning Inspector to get the site to comply with Queen Anne’s County Code Chapter 19 Article II §19-2.1.(2) which states: A person may not allow any vegetation to grow higher than 12 inches on any lot or parcel that is: (a) Less than three acres in size; and (b) located in an approved or recorded residential subdivision or any part of which is within 200 feet of a neighboring residence.

Attached is the Resolution to place a lien on the subject property so the County can be reimbursed for the cost of the grass cutting.

Recommended Action:

I move that we approve the Resolution to place a lien on the property located at 1005 Cemetery Rd. in the amount of $235.00
September 11, 2019

Mellisa Rheel
1005 Grasonville Cemetery Rd.
Grasonville, MD 21638

RE: Tax Map 581 Parcel 375

Dear Ms. Rheel:

Queen Anne's County hired an independent contractor to cut the grass on the property referenced above. Attached is a copy of the bill.

Therefore, you have twenty (20) days from the date of this letter to pay the $135.00 bill plus an administrative fee of $100.00 for a total of $235.00. Failure to pay the full amount will result in a lien being placed against your property. Please make the check payable to the Queen Anne's County Commissioners and mail it to the above address. If payment has not been made in the twenty (20) day period the payment then must be sent to Queen Anne’s County Finance Office at 107 North Liberty Street Centreville MD 21617.

I can be reached at 410-758-4088 Monday through Friday from 8:00am to 10:00 am if you need to contact me.

Sincerely,

Harold L. Veasel
Nuisance Inspector

Attachments: Invoice: Callahan's Lawn Care
August 16, 2019

Mellisa Rheel
1005 Grasonville Cemetery Rd.
Grasonville, MD 21638

RE: Tax Map 581 Parcel 375

Dear Ms. Rheel:

During routine inspections in your area I noticed your grass has not been cut. I have determined that you are in violation of Queen Anne's County Code Chapter 19 Article II §19-2 L. (2) which states: A person may not allow any vegetation to grow higher than 12 inches on any lot or parcel that is: (a) Less than three acres in size; and (b) located in an approved or recorded residential subdivision or any part of which is within 200 feet of a neighboring residence.

You have 7 days from the date of this letter to address the violation. If the grass on the entire lot is not cut, you may be issued a citation or Queen Anne’s County may hire an independent contractor to cut the grass. Failure to pay the cost of the grass cutting within 20 days will result in a lien being placed against your property.

I can be reached at 410 758-4088 Monday thru Friday from 8am to 10am if you need to contact me.

Sincerely,

Harold L. Veasel
Zoning Inspector

ORDERED CUT
8/28/19
Real Property Data Search (w4)

Search Result for QUEEN ANNE'S COUNTY

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<th>View Map</th>
<th>View GroundRent Redemption</th>
<th>View GroundRent Registration</th>
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<tr>
<th>Tax Exempt: None</th>
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<table>
<thead>
<tr>
<th>Owner Name:</th>
<th>RHEEL MELISSA</th>
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<tr>
<th>Mailing Address:</th>
<th>1005 CEMETERY RD GRASONVILLE MD 21638-0000</th>
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<tr>
<th>Legal Description:</th>
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<th>Basement</th>
<th>Type</th>
<th>Exterior Siding/ Type</th>
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<th>Garage</th>
<th>Last Notice of Major Improvements</th>
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<td>STANDARD UNIT</td>
<td>2</td>
<td>1 full/ 1 half</td>
<td>1 Detached</td>
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<td>As of</td>
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<td>01/01/2019</td>
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<tr>
<th>Seller: CALLAGHAN BRIAN</th>
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<th>Price: $141,500</th>
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<tr>
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<th>Seller: FANNIE MAE A/K/A FEDERAL NATIONAL</th>
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<th>Seller: KING, GARY LANG</th>
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<tr>
<td>State:</td>
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<tr>
<td>Municipal:</td>
<td>000</td>
<td>0.00</td>
<td>0.00</td>
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<table>
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<tr>
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<th>Special Tax Recapture: None</th>
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<table>
<thead>
<tr>
<th>Exempt Class: None</th>
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<table>
<thead>
<tr>
<th>Homestead Application Status: No Application</th>
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<table>
<thead>
<tr>
<th>Homeowners' Tax Credit Application Status: No Application</th>
<th>Date:</th>
</tr>
</thead>
</table>
Callahan's Lawn Care
P.O. Box 241
Queenstown, MD 21658

BILL TO
Queen Anne's County  
Att. Vivian Swinson  
110 Vincit street  
Suite 104  
Centreville, MD 21617

<table>
<thead>
<tr>
<th>ITEM</th>
<th>DESCRIPTION</th>
<th>SERVICED</th>
<th>AMOUNT</th>
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<tbody>
<tr>
<td>cut</td>
<td>1005 Cemetery rd. cut overgrown lawn</td>
<td>8/29/2019</td>
<td>135.00</td>
</tr>
</tbody>
</table>

Thank you for your business.

Total $135.00
### Search Result for QUEEN ANNE'S COUNTY

#### Owner Information

- **Owner Name:** RHEEL MELISSA
- **Use:** RESIDENTIAL
- **Principal Residence:** YES
- **Deed Reference:** /02264/ 00064

#### Premises Address

- **Premises Address:** 1005 CEMETERY RD GRASONVILLE 21638-0000
- **Legal Description:** LOT 11250 SQ FT N/SIDE CEMETERY LANE S/ E GRASONVILLE

#### Location & Structure Information

- **Map:** 0581 0024 0375
- **Grid:** 0024
- **Parcel:** 0375
- **Sub District:** 0000
- **Subdivision:**
- **Section:**
- **Block:**
- **Lot:**
- **Assessment Year:** 2019
- **Plat No.:**
- **Plat Ref.:**

#### Special Tax Areas:

- **Special Tax Areas:** NONE
- **Ad Valorem:**
- **Tax Class:** 2

#### Primary Structure Built

- **1949**
- **Above Grade Living Area:** 998 SF
- **Finished Basement Area:**
- **Property Land Area:** 11,250 SF

#### Stories

- **1**
- **Basement:** NO
- **Type:** STANDARD UNIT
- **Exterior:** SIDING
- **Full/Half Bath:** 1 full/ 1 half
- **Garage:** 1 Detached

#### Value Information

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<td>Land:</td>
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<tr>
<td>Improvements</td>
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<td>148,267</td>
</tr>
<tr>
<td>Preferential Land:</td>
<td>0</td>
<td></td>
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</tr>
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#### Assessment Information

- **Phase-in Assessments As of 07/01/2019:**
- **County:** 0.00
- **State:** 0.00
- **Municipal:** 0.00

#### Transfer Information

- **Seller:** CALLAGHAN BRIAN
  - **Date:** 02/19/2014
  - **Price:** $141,500
  - **Deed1:** /02264/ 00064
  - **Deed2:**

- **Seller:** FANNIE MAE A/K/A FEDERAL NATIONAL
  - **Date:** 05/18/2011
  - **Price:** $84,000
  - **Deed1:** /02026/ 00242
  - **Deed2:**

- **Seller:** KING, GARY LANG
  - **Date:** 08/18/2010
  - **Price:** $195,335
  - **Deed1:** SM /01964/ 00396
  - **Deed2:**

#### Homestead Application Information

- **Homestead Application Status:** No Application
Callahan's Lawn Care  
P.O. Box 241  
Queenstown, MD 21658

BILL TO  
Queen Annes County  
Att. Vivian Swinson  
110 Vincit street  
Suite 104  
Centreville, MD 21617

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<td>8/29/2019</td>
<td>135.00</td>
</tr>
</tbody>
</table>

Thank you for your business.  

Total  
$135.00
TO: Queen Anne’s County Commissioners
FROM: Beverly A. Churchill, Director, Human Resources
DATE: September 23, 2019

SUBJECT: Draft Standard Operating Policy

Attached are several revised policies for approval.

1. **Family & Medical Leave Policy**
   This policy has been revised to reserve the right to prohibit employees from working secondary employment while out on FMLA unless they request otherwise from the County Administrator. Please refer to page seven of the policy for the updated wording which has been reviewed by our attorney.

2. **Social Media Policy**
   This policy has been updated to reflect the continuing changes in technology. In addition, the policy reflects that posts that promote illegal activity or threaten the safety of others of the public system will be forwarded to the Office of the Sheriff for investigation. The policy has been reviewed by Community Affairs, QACTV, IT and our attorney.

3. **Workplace Violence Policy**
   This policy has been revised to add an additional form of communication to employees to report workplace violence through the Office of the Sheriff’s tip line. This recommendation came through our Active Threat Workgroup.

These policies have been reviewed by the department heads and other appropriate committees for any suggestions.

If you wish to adopt these revised policies, please make a motion similar to this:

*I move that the Family & Medical Leave Policy, Social Media Policy and Workplace Violence Policy be adopted as presented, to be effective in seven business days.*
length of continuous service with the County at the time the original leave commenced as follows:

<table>
<thead>
<tr>
<th>Years of Continuous Service</th>
<th>Maximum Non-FMLA Medical Leave</th>
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</thead>
<tbody>
<tr>
<td>0 to 2 years</td>
<td>1 weeks</td>
</tr>
<tr>
<td>3 to 4 years</td>
<td>2 weeks</td>
</tr>
<tr>
<td>5 to 6 years</td>
<td>3 weeks</td>
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<tr>
<td>7 to 8 years</td>
<td>4 weeks</td>
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<tr>
<td>9 to 10 years</td>
<td>5 weeks</td>
</tr>
<tr>
<td>10 + years</td>
<td>6 weeks</td>
</tr>
</tbody>
</table>

3.8.4 If the employee’s request for non-FMLA medical leave is denied or upon completion of the maximum approved leave and the employee has not returned to work, the employee may be terminated or if eligible, may apply for retirement disability.

3.8.5 During the non-FMLA medical leave, salary increases and County provided life insurance shall cease until the employee returns to active work with the County.

3.8.5.1 The health insurance shall continue while the employee is on leave status as long as the employee pays the contribution. At the time of exhaustion of approved leave and termination of employment, health insurance coverage may be continued only if the employee contributes to the full cost in accordance with the Consolidated Omnibus Budget Reconciliation Act of 1986 (COBRA).

3.8.5.2 Other County provided benefits such as leave accrual will continue unless the employee is in a leave without pay status.

3.8.6 While on non-FMLA medical leave, employment is not guaranteed. The employee’s department head may need to begin the process of filling the employee’s position. If the employee is able to return to work at the conclusion of this leave, the County will use its best efforts to find a similar position within the County. If these actions are unsuccessful, employment will then be terminated.
1. **PURPOSE:** To provide for the implementation of the Family and Medical Leave Act.

2. **APPLICABILITY/ELIGIBILITY:** County Employees

3. **PROCEDURE:**

   3.1 **General.** The Family and Medical Leave Act (FMLA) is a federal regulation that protects employment and benefits for up to twelve (12) weeks (480 hours) during a twelve-month period. Eligible employees will be granted a combination of family leave, medical leave, and/or military leave for up to twelve (12) weeks in a rolling twelve-month period.

   3.1.1 The rolling twelve-month period is measured from the last date that an employee uses any family, medical and/or military leave. Employees...
granted military caregiver leave may receive a maximum of twenty-six (26) weeks of leave in a single twelve-month period (refer to section 3.3.3.5).

3.1.2 While on an approved FMLA leave, employees shall use accrued sick leave, personal leave and vacation leave. Employees without sufficient leave time to cover the FMLA period may spread their leave time throughout this period to cover benefit deductions. Should the employee have insufficient leave to cover the FMLA period, the leave will be without pay.

3.1.2.1 Employees are not required to request leave without pay for any approved FMLA reason.

3.1.2.2 Co-workers may donate leave in accordance with the Sick Leave Donation Policy.

3.1.2.3 Employees may request advanced sick leave in accordance with Human Resources Ordinance, §27-91 B, 8.

3.1.3 Holidays occurring during a full workweek of FMLA leave count as FMLA leave; if an employee works any part of a workweek during which a holiday falls, the holiday does not count as FMLA leave.

3.1.4 In a case in which both spouses are employed by the County and are entitled to family and/or medical leave, they would be limited to a combined total of twelve (12) weeks (such as six (6) and six (6) or eight (8) and four (4)) for such leave in the rolling twelve-month period for the birth or placement of a child or to care for a sick spouse, child or parent, if such spouse, child or parent has a serious health condition. Any remaining leave time may be used for the individual employee’s own serious health condition.

3.1.5 If medically necessary, the employee may request that his/her leave be taken on an intermittent or reduced leave schedule. The employee must submit his/her request for intermittent leave along with a statement from the employee’s health care provider that explains why intermittent leave is medically necessary.

3.1.5.1 If the intermittent leave is foreseeable based on planned medical treatment, the County may require the employee to temporarily transfer to an alternative position, with equivalent pay and benefits,
3.2 **Eligibility.** To be eligible for FMLA, an employee must meet both of the following conditions:

3.2.1 He/she has worked a minimum of 1,250 hours during the twelve (12) months prior to the commencement of the leave of absence. and

3.2.2 He/she has been employed with Queen Anne's County for at least one year.

3.2.2.1 The one year of employment need not be continuous. However, breaks in employment of more than seven years do not need to be counted unless the break was due to National Guard or Reserve military service.

3.2.2.2 If the employee meets the one year of employment while on a non-FMLA leave, the employee becomes eligible on the one year date. In this case, leave prior to the one year of employment is non-FMLA leave and leave on or after the one year of employment is FMLA leave.

3.3 **Types of Leave.** Leave will be approved for eligible employees for one or more of the following reasons:

3.3.1 **Family Leave** – (a) The birth of the employee’s child and in order to care for such child or (b) the placement of a child with the employee for adoption or foster care;

3.3.2 **Medical Leave** – (a) In order to care for the spouse, child or parent of the employee due to a serious health condition or (b) the employee’s own serious health condition which makes him/her unable to perform the essential functions of his/her position;

3.3.2.1 **Spouse** is the employee’s legally recognized husband or wife.

3.3.2.2 **Child**, for medical leave, is a person who is under eighteen (18) years of age, or eighteen (18) years or older and incapable of self-care due to a mental or physical disability; and who is the employee's biological child, adopted child, foster child, stepchild or legal ward.
3.3.2.3 Parent is the employee’s biological father or mother, adoptive father or mother, or an individual who assumed the legal rights, duties and responsibilities of guardianship over the employee when the employee was a child. A parent is not a parent-in-law. Additionally, uncles, aunts or other family relatives will not be considered as parents unless those relatives assumed the legal rights, duties and responsibilities of guardianship over the employee when said employee was a child.

3.3.2.4 Serious health condition is an illness, injury, impairment or physical or mental condition that involves either an overnight stay in a medical care facility, or continuing treatment by a health care provider for a condition that either prevents the employee from performing the functions of the employee’s job, or prevents the qualified family member from participating in school or other daily activities.

3.3.2.5 Subject to certain conditions, the Continuing Treatment requirement may be met by a period of incapacity of more than three consecutive calendar days combined with at least two visits to a health care provider or one visit and a regimen of continuing treatment, or incapacity due to pregnancy, or incapacity due to a chronic condition. Other conditions may meet the definition of continuing treatment as provided in the Family Medical Leave Act or in these regulations.

3.3.3 Military Leave – (a) military exigency leave or (b) military caregiver leave.

3.3.3.1 To be a qualifying exigency leave, the leave must be for an employee who has a spouse, son/daughter or parent in the in the Regular Armed Forces, National Guard or Reserves called to covered active duty.

3.3.3.2 Son or daughter, for exigency leave, is a member of the military who is on active duty or called to active duty status, and for whom the employee acted as parent as defined in §3.3.2.3

3.3.3.3 Qualifying exigency includes any one or more of the following as provided in the Family Medical Leave Act or in these regulations:

1. Short-notice deployment activities;
QUEEN ANNE'S COUNTY
STANDARD OPERATING POLICIES

2. Military events and related activities;
3. Childcare and school activities;
4. Financial and legal arrangements;
5. Counseling activities;
6. Rest and recuperation activities;
7. Post-deployment activities; and/or
8. Additional activities.

3.3.3.4 **Military caregiver leave** is to allow an employee who is the spouse, son/daughter, parent or next of kin of a current servicemember in the Regular Armed Forces, National Guard or Reserves who has incurred a serious injury or illness in the line of duty while on active duty to take FMLA leave to care for the service member.

3.3.3.4.1 Caregiver leave includes veterans who are undergoing medical treatment, recuperation or therapy for serious injury or illness and who was a member of the Armed Forces, National Guard or Reserves at any time during the five years preceding the date on which the veteran undergoes that medical treatment, recuperation or therapy.

3.3.3.5 The maximum amount of caregiver leave is twenty-six (26) weeks in a single twelve-month period on a per-covered servicemember, per-injury/illness basis. During the single twelve-month period, caregiver leave is combined with regular FMLA leave and the total cannot exceed twenty-six (26) weeks.

3.3.3.6 **Son or Daughter**, for caregiver leave, is a covered servicemember's biological, adopted or foster child, stepchild, legal ward or a child for whom the covered servicemember acted as a parent as defined in §3.3.2.3.

3.3.3.7 **Next of kin** of a covered servicemember, for caregiver leave, is the nearest blood relative of a covered servicemember (other than his/her spouse, parent, son, daughter), in the following priority order:

1. A blood relative designated in writing by the servicemember as his/her nearest blood relative for purposes of caregiver leave;
2. Blood relatives who have been granted legal custody of the servicemember by court decree or statutory provisions;
3. Brothers and sisters;
4. Grandparents;
5. Aunts and uncles; and
6. First cousins.

3.4 Employee Notice. Employee notice need only be oral however employees are required to notify the designated supervisor based on established departmental attendance procedures.

3.4.1 For foreseeable leave, employees are responsible for providing at least thirty (30) days advance notice or as soon as practicable, normally the same business day or the next business day if off work when he/she learns of the need for leave.

3.4.1.1 The employee must consult with his/her supervisor in advance to make a "reasonable effort" to schedule planned treatment so as not to unduly disrupt departmental operations.

3.4.2 For unforeseeable leave, employees are to provide notice of the need for leave as soon as practicable or within the customary absence notice period established by the respective department, for example within two hours of start of shift.

3.4.3 When requesting leave, the employee must provide detailed information as to the nature of the requested leave in order for the County to determine what benefits are applicable. Simply calling in "sick" is not sufficient.

3.4.4 When subsequently requesting leave for the same FMLA-qualifying reason for which leave has previously been approved, the employee must specifically reference the qualifying reason or state FMLA leave.

3.4.5 Employees are responsible for providing completed Health Care Provider Certification Forms (WH-380-E, WH-380-F, WH-384 and WH-385) as provided by the Department of Human Resources within the established time frame; typically fifteen (15) calendar days.

3.5 Employer Notice.

3.5.1 Supervisors are to notify the Department of Human Resources immediately of any employee notification for FMLA leave. For health conditions whereby it is unclear if it will materialize into FMLA, the supervisor is to notify the Department of Human Resources when the employee has been absent for three days.
3.5.2 The Department of Human Resources will forward a completed Eligibility Notice Form (Form WH-381) to the respective employee indicating if he/she is eligible for FMLA leave and the rights and responsibilities for taking such leave. Typically this form will be sent within five business days.

3.5.3 The Department of Human Resources will forward the appropriate Health Care Provider Certification Form (WH-380-E, WH-380-F, WH-384 and WH-385) with a copy of the respective position description to the employee and a FMLA Application Form.

3.5.4 A Designation Notice (Form WH-382) will be sent to employees by the Department of Human Resources typically within five business days following receipt of the appropriate Health Care Provider Certification Form notifying them if their leave will be designated (approved) as FMLA leave.

3.5.5 The County reserves the right to prohibit an employee from working secondary employment while out on County FMLA. The employee is required to submit a written request to work secondary employment if the employee desires to do so while out on County FMLA. The request must include the nature of the work and authorization from the employee's respective health care provider that the employee is able to work secondary employment during the employee's FMLA usage. The request will be reviewed by the County Administrator. The County Administrator will be the final decision maker as to whether the employee is permitted to work secondary employment while out on FMLA.

3.6 Retention of Benefits. An employee that is on approved FMLA leave may retain their benefits under the following conditions:

3.6.1 Employees using sick leave, personal leave and/or vacation leave to be paid during their leave of absence will continue to have their regular benefit premiums deducted in order to maintain their level of benefits and will continue to accrue sick, personal and vacation leave. Employees will be paid holiday leave in accordance with the Human Resources Ordinance §27-89 for any holidays occurring during their FMLA leave period.

3.6.2 Employees on an unpaid leave of absence will be responsible for making their share of the benefit premium payments to the Department of Budget & Finance in order to maintain their level of benefits and will not accrue sick, personal or vacation leave. Employees on an unpaid leave will continue to be paid holiday leave in accordance with the Human
Resources Ordinance §27-89 for any holidays occurring during their FMLA leave period even though they are not eligible for accruing other forms of leave.

3.7 **Restoration of Employment.** At the end of the approved FMLA leave, the employee will be entitled to either be restored to the position held prior to his/her leave or to an equivalent position with equivalent pay, benefits and other conditions of employment.

3.7.1 Complete and sufficient fitness-for-duty certifications shall be required from employees returning from a continuous leave upon return to work. Failure to provide such certification may lead to a delay in reinstatement of employment.

3.7.1.1 Employees seeking to return to work with work restrictions should provide a statement from their healthcare provider detailing the restrictions. The department head in consultation with the Director of Human Resources will determine if the restrictions can be accommodated. Should additional information be needed to make such determination, the employee will be asked to have the health care provider complete Temporary Modified Duty Notice.

3.7.1.2 If the fitness-for-duty certification is incomplete or insufficient, the Department of Human Resources (not the employee’s immediate supervisor) may contact the employee’s health care provider directly to authenticate and/or clarify it.

3.7.2 Failure to return to work at the expiration of FMLA leave may be considered a resignation. A non-FMLA medical leave of absence may be available following an approved FMLA leave; refer to section 3.8 of this policy.

3.8 **Medical Leave of Absence beyond FMLA.** Employees who exhaust their FMLA leave may request a non-FMLA medical leave of absence.

3.8.2 Non-FMLA medical leave of absence may be with pay if the employee has available sick, vacation or personal leave or without pay if the employee has exhausted all available paid leave.

3.8.3 A written request must be submitted to the Department of Human Resources for approval. If approved, the maximum amount of non-FMLA medical leave available to the employee is based upon the most recent
PURPOSE: Queen Anne's County uses social media to officially and rapidly communicate matters of public interest to stakeholders, partners, the general public and the media and to enhance community relations and customer service.

Due to the reach, immediacy, efficiency and popularity of social media, the County encourages its departments to establish an official social media presence as a way of communication. As each County department is a representative of the County, it is important that its social media content and communications are credible and consistent. The purpose of this policy is to set out the parameters and requirements for establishing and using official departmental social media accounts to achieve those purposes, as well as guidance for the use of personal social media.

APPLICABILITY/ELIBILITY: County employees.

DEFINITIONS:

3.1 Comment – A response to an article or social media content submitted by a Commenter.

3.2 Social networking or social media – Electronic communications by users or members of online communities to share information, ideas, photographs and other content. Types of social media include blogs, micro blogs, social and professional networks, video or photo sharing, and social bookmarking.
Examples of social media sites are YouTube, Facebook, Flickr, Twitter, Instagram, WordPress, Snapchat, RSS, Second Life, LinkedIn, Delicious, Periscope, NextDoor, etc.

4. **PROCEDURE:**

4.1 **General**

4.1.1 As the County’s full-service communications department and clearinghouse for all official County communications with the public and to ensure that Queen Anne’s County, its officials and representatives are consistently presented in a positive professional manner, the Department of Community Affairs will oversee the County Social Media Policy.

4.1.2 The Department of Community Affairs will also be responsible for determining best practices and assisting County departments in defining a social media strategy or plan and implanting that strategy through their social media platform(s). The Department of Community Affairs recognizes that departmental input is valuable to keep pace with the changing landscape of social media: therefore, meetings will be established with Departmental Social Media Administrators to allow for information sharing, open dialogue and strategies for improvement on an as needed basis.

4.1.3 Prior to the creation of a Social Media site, Departments should seek guidance from the Department of Community Affairs.

4.1.4 Each department should select the platform that it believes works best for its social media presence. The Department of Community Affairs will work with each department to develop their strategy and plan but does not recommend multiple sites. This will be discussed on a case by case basis, depending on the department’s needs. Departments should take into account that multiple social media sites relaying the same content can actually hinder communication and clarity of a message.

4.1.5 To ensure consistency and credibility, visual elements of departmental social media sites should be designed, as much as possible, to reflect Queen Anne’s County’s “brand” as shown through its public website www.qac.org.

4.1.6 Department public information staff designees will be responsible for the content and maintenance of their social media site.

4.1.7 The County’s website will continue to be the County’s primary Internet presence. Information provided via Social media should be, where
QUEEN ANNE'S COUNTY
STANDARD OPERATING POLICIES

possible, made available on the County's website. Every effort should be
made to redirect citizens to the website for more detailed information.

4.1.8 The predominate uses of social media will be to:

- Provide the public with critical notifications and alerts
- Inform the public of up and coming events
- Address public concern and provide accurate information to
citizens concerning County departments, initiatives, partnerships and services.

4.1.9 Social Media sites are subject to the State of Maryland public records
laws. Any content maintained in a social media format that is related to
County business, including a list of subscribers and posted
communication, is a public record. The Department maintaining the site
will be responsible for maintaining these records and responding to any
public information act requests. Wherever possible, sites should clearly
state that the information posted is a public document and therefore a
public record. OAC utilizes a Archive System for records management of
social media. OAC IT manages the program. Contact IT to make sure your
social media site is included in the archive system.

4.1.10 Social Media records will be required to be retained for 60 days. The
Department maintaining a site will be responsible for preserving the
information in an easily retrievable format that preserves the integrity of
the record.

4.1.11 Visitors to the sites must be made aware of guidelines they must follow to
post a comment. Comments that will be deleted include:

- Comments that contain profanity
- Comments with sexual content or links to sexual content
- Discriminatory comments on the basis of race, creed, color,
  religion, marital status, gender, age, disability, sexual
  orientation, or national orientation
- Solicitations
  - Comments that are not related to the posting
  - Comments that promote illegal activity and/or
  
  Comments that threaten the safety of others or the public system
  (these comments will be reported to the Office of the Sheriff
  and copies of the posts will be provided)
- Comments that are not related to the posting
QUEEN ANNE'S COUNTY
STANDARD OPERATING POLICIES

These guidelines must be displayed or linked to on the Department’s social media page as outlined below in 4.3.8.2. The County reserves the right to remove from public view any content it feels violates this policy or any other law.

4.1.12 All social media sites will be used for business purposes only. Personal use of social media will be kept to a minimum. See Computer Systems Policy (Information Technology) 700-001.

4.1.13 All social media accounts and/ or pages maintained by the County and County departments will also be monitored by the Department of Community Affairs to ensure that the content is current, the message conveyed is consistent with the County’s message, “brand” and any applicable policies and procedures, and that the message promotes services, programs and/ or events provided by the County and its departments.

4.2 User Guidelines - These guidelines apply to staff that will be creating, editing or posting on a County social media page.

4.2.1 Staff is encouraged to:

- Provide accurate and factual information to citizens.
- Reroute citizens to the County’s website for more detailed information or forms.
- Use social media to further the goals of your Department

4.2.2 Staff may not:

- Share confidential County information
- Provide casual advice or opinions
- Make derogatory statements or provide derogatory representations of the County or a Department
- Reprint copyrighted material without the author’s permission

4.3 General Facebook Page Setup

4.3.1 All County staff managing a County Facebook “page” must first create a work “profile”. Employees are not to use personal Facebook profiles to manage County pages. All Facebook profiles must be a real person and utilize a real name.

4.3.2 All departments will follow all Facebook policies. For government use, a “page” must be set up.
4.3.3 All departments must have a minimum of two "administrators" and two "editors." At least one of the "administrators" will be an employee from the Department of Community Affairs. This is so emergency information can be broadcasted simultaneously during an Emergency Operations Activation. With the exception of QACTV, QACTV+ will not post emergency information during an emergency. At the discretion of the EOC Director.

4.3.4 County Facebook pages should have the same look and feel. The Department of Community Affairs will assist departments in creating custom images that reflect their department and also are consistent with the County’s "brand".

4.3.5 Employees should not "friend request" the public from their work profile.

4.3.6 Content does not need to be posted on an employee's work profile since it is only used as a management tool.

4.3.7 Employees are not permitted to share personal information on their work profile.

4.3.8 A link to the County's website is required. Links to other County Department pages may be added.

4.3.9 Naming your page

4.3.7.1 The name will include "Queen Anne’s County" in the title.

4.3.7.2 The name will describe the Department.

4.3.7.3 Be conscious of abbreviations and slang.

4.3.10 Disclosures and Disclaimers

4.3.8.1 Departments need to include an introduction of their department and a mission statement. This paragraph will include the following:

"(Insert Department) is a department in Queen Anne's County, www.qac.org. This site is intended to serve as a mechanism for communication between the public and (insert department) on the topics listed. All comments submitted to this page are public record and therefore subject to Maryland Public Information Act requests. Public Information Act requests should be directed to the County Administrator."
QUEEN ANNE'S COUNTY
STANDARD OPERATING POLICIES

4.3.8.2 Comments on the page should be available to the public at all times. If comments are allowed on a page, the following disclaimer should be displayed or available through a link: The following disclaimer should be displayed in the "about" section of the page: "Comments posted on this page will be monitored. Civility is expected. Please be aware that comments relating to or containing the following will be deleted: Profanity, sexual content, discriminatory comments, threats to public safety, insults to any person or organization, solicitations; comments that are unrelated to the posted topic. In addition, comments that promote illegal activity or are threats to public safety will be removed and forwarded to the Office of the Sheriff for further investigation. Comments that are unrelated to the posted topic."

4.3.11 Comments

4.3.11.1 Comments from the public should be monitored by the County departments during regular business hours, Monday through Friday, 8:00 am to 4:30 pm, as needed.

4.3.11.2 If the public posts a comment that violates the terms described in the about section of the Facebook page, the comment should be recorded in a screenshot before being deleted.

4.4 YouTube

4.4.1 All videos should contain the following disclaimer:

"Please Note: Queen Anne's County is not responsible for the content provided on "related" and "promoted" videos that are accessible from this county's YouTube channel. All viewers should note that these related videos and comments expressed on them do not reflect the opinions and position of the Queen Anne's County Government or its employees."

4.4.2 All videos produced by the county and posted on the County's YouTube channel should be of a professional nature and include a metadata description, video titles and/or a recorded introduction that accurately describes the content.

4.5 Live Streaming
4.5.1 Any department wishing to utilize Live Streaming should have pre-
approval from the Director Department of Community Affairs. This does
not apply to QACTV or in the event of an emergency, public safety is also
exempt.

4.5.2 If approved by the Director of Community Affairs, all live broadcasts
should announce the following disclaimer at the beginning and end of
broadcast:

"Please Note: This is a live video stream from Queen Anne's County Department of—. This is NOT a professional production of QACTV or in any way associated with them."

4.6 Metrics

4.6.1 The Department of Community Affairs will produce reports on all
approved social media sites, including Facebook, Twitter, and YouTube on
a consistent basis, on a monthly basis or as requested.

4.7 Emergency Operations Center Activations

4.7.1 In the event of an EOC Activation, all departments will suspend normal
posting to social media.

4.7.2 The Department of Community Affairs Emergency Operations Center
Director will authorize and approve all posts unified messages on all
outlets to the public until the EOC is de-activated and normal business can
resume.

4.8 Personal Social Media

4.8.1 The County recognizes social media as a personal venue for employees to
engage with family, friends, and co-workers. The County also recognizes
the use of social media presents potential risks and carries certain
responsibilities. As a result, these guidelines for the use of personal social
media have been established. Employees are solely responsible for what
they post on social media. Conduct that adversely affects co-workers,
citizens, vendors, and/or people who work on behalf of the County may
result in disciplinary action, up to and including termination.

4.8.2 Listed below are some general guidelines concerning personal social
media postings

1. Be fair and courteous to fellow co-workers, citizens, vendors, and people
who work on behalf of the County. You are more likely to resolve work-
QUEEN ANNE'S COUNTY
STANDARD OPERATING POLICIES

related concerns by speaking directly with your co-workers or supervisors than posting them on a social media outlet. Nevertheless, if you decide to post a concern or criticism, avoid using statements, photographs, video or audio that could be viewed as malicious, obscene, threatening or intimidating, that disparage citizens, co-workers or vendors or that might constitute harassment or bullying. Examples of such conduct might include offensive posts meant to intentionally harm someone's reputation or posts that could contribute to a hostile work environment on the basis of race, sex, disability, religion or any other status protected by law or County policy.

2. Maintain confidentiality of private or confidential information.
3. Do not use the County email address to register for personal social media sites.
4. Express only your personal opinions. Never represent yourself as a spokesperson for the County.
5. Refrain from using social media while on work time unless it is work-related.
6. Do not post photographs, video or audio obtained while on business through the County on your personal social media site without supervisor approval. Likewise, do not display County logos, uniforms or similar identifying items without supervisor approval.
7. Be honest and accurate when posting information or news and if you make a mistake, correct it quickly.
8. If you are unsure, contact the Department of Human Resources.
1. **PURPOSE:** Queen Anne's County is concerned and committed to its employee's safety and health. The County refuses to tolerate violence in the workplace and will make every effort to prevent violent incidents from occurring by implementing a Workplace Violence Policy.

2. **APPLICABILITY/ELIGIBILITY:** Directors, managers, supervisors and foremen are responsible for implementing and maintaining the Workplace Violence Program. Employee participation is encouraged in designing and implementing this program. Prompt and accurate reporting of all violent incidents is required whether or not physical injury has occurred. The County will not discriminate against victims of workplace violence.

3. **DEFINITIONS:**

   **Workplace violence** – violence against employees and/or County property that occurs in the workplace, and is committed by persons who may or may not have an employment relationship with the County. Workplace violence may include but is not limited to (1) overtly aggressive physical acts against person or property, (2) verbal threats or vicious statements intended to intimidate or otherwise arouse fear in another person, (3) written threats, vicious notes, discrediting or intimidating pictures, or other material intended to harm, threaten, intimidate or otherwise arouse fear in another person, or (4) covert aggressive behavior or visual acts that are intended to threaten, injure, intimidate or otherwise arouse fear in another person.

   **Weapons** – except for police officers, correctional officers, animal control officers or military personnel acting in an official law enforcement or military capacity, it is unlawful for any person, whether employed by the County or not, to bring a weapon into any building owned, leased or occupied by the County. Weapons include but are not limited to firearms, ammunition, bombs, daggers, and/or knives other than pocket, kitchen or utility knives used in the performance of job duties. Refer to Human Resources Ordinance §27-85.
4. **PROCEDURE:**

4.1 Workplace violence will not be tolerated within the workforce of Queen Anne’s County. Any employee who commits an act of violence at work against a person or property will, depending on the nature and severity of the act, face disciplinary action up to an including dismissal and/or potential legal prosecution. Likewise, any non-employee who commits an act of violence against a County employee or against County property will be referred to the legal authorities for prosecution as appropriate.

4.2 This policy requires the combined efforts of all employees to enforce. Employees will report any act of violence or any threat of violence to their supervisor. All such reports will be fully investigated. Employees who find it necessary to obtain a restraining order, injunction against harassment, order of protection or any other court order designed to prevent acts of violence or harassment from judicial or law agencies, will immediately notify their supervisor, the Department Director, Director of Human Resources and County Administrator. Employees may also call the Office of the Sheriff Tip line at 410-758-6666. Calls to the Tip line are anonymous.

4.3 Supervisors, Managers, and/or Department Directors will take the workplace violence concerns of employees seriously. They will trust the instincts of employees who are worried or fearful of another employee or customer. Supervisors, Managers and/or Department Directors will notify the Office of the Sheriff of bizarre, erratic or aggressive behavior of customers. They will bring bizarre, erratic or aggressive employee behavior to the attention to the Director of Human Resources, County Administrator and the Risk Manager. Swift corrective and/or disciplinary action will be taken as necessary to cause aggressive behavior to stop.

4.4 Employee dismissals will be handled in as positive and forward-looking a manner as possible to avoid and/or deter aggressive retaliation. Support from the Office of the Sheriff will be obtained as necessary to ensure workplace security.
WORKPLACE VIOLENCE
HELPFUL HINTS

Tips for diffusing escalating situations:
• Assess the situation in your mind.
• Project calmness.
• Be patient, empathetic and encourage the person to talk.
• Focus your attention on the person so they feel that you are interested in what they have to say.
• Maintain a relaxed yet attentive posture; position yourself at a right angle instead of directly in front of the person.
• Ask for small favors, such as if you could talk in a quieter area.
• Be reassuring and point out choices.
• Arrange yourself so that your exit is not blocked.

Warning behavior of violence may include:
• History of violence.
• Threatening and/or intimidating behavior.
• Increase in personal stress.
• Negative personality characteristics.
• Marked changes in mood or behavior.
• Socially isolated.

General reminders:
• Confrontations are not always personal, many times they are about what you represent; use this to your advantage.
• Do not challenge, threaten, belittle or dare an individual who is demonstrating signs of threatening behavior; instead, politely end the conversation and slowly leave the area. (Be mindful not to make sudden movements.)
• When knowingly approaching a particularly difficult customer, consider having a backup plan or take another person with you.
• Document bizarre, erratic or aggressive customer events and forward to Supervisor and Risk Manager. This will ensure we collect a history on costumers and communicate events across the County for the protection of all employees.
• Develop a departmental plan. The Safety Committee is available to assist you with this.
MEMORANDUM

Date: October 8, 2019
To: County Commissioners
From: Steve Chandlee, Director, Department of Parks and Recreation
       James Wood, Public Landings Supervisor, Department of Parks and Recreation
Subject: Dredge Material Placement Site Remediation for Corsica River Dredging Project

The Department of Parks and Recreation seeks approval to contract with Retallack & Sons, Inc. to provide Dredge Material Placement Site (DMPS) Remediation for Corsica River Dredging Project.

An Invitation to Bid (ITB) was advertised in accordance with Queen Anne’s County’s procurement procedures on August 28, 2019. A pre-bid meeting was held on September 10, 2019. Seven bids were received and read aloud at a Bid Opening on September 23, 2019.

As noted in table 1, Retallack & Sons, Inc. submitted the lowest qualifying base bid with a cost of $150,825.00. County’s engineering consultant, County staff and the MD-Department of Natural Resources (MD-DNR) dredging coordinator reviewed the proposals. Retallack & Sons, Inc.’s references were favorable. There is concurrence Retallack & Sons, Inc. as the low bidder, has the required experience, equipment and personnel to effectively complete this project as requested.

Funding for this contract will come from the approved CORSICA RIVER DREDGING project (#330001) budget that has ample funds available for this expense, see table 2. The project is primarily funded by a $300,000 FY2017 State of Maryland Waterway Improvement grant. Therefore the Local Vendor Preference was not applied.

REQUESTED ACTION/MOTION:

I move to authorize the Department of Parks and Recreation enter into a contractual agreement with Retallack & Sons, Inc. for Dredge Material Placement Site (DMPS) Remediation. This contract will be for the base bid of $150,825 for services described in the invitation to bid, addendums and bid proposal. Funding will be provided by MD-DNR grant funds as identified in the Corsica River Dredging Capital Project #330001.

cc: Jon Seeman
### Table 1: REMEDIATION CORSICA RIVER DMP SITE BID TABULATION - Base Bid

<table>
<thead>
<tr>
<th>Company Name</th>
<th>Item 1 Mobilization Demobilization</th>
<th>Item 2 Excav &amp; Placement of dredge materials</th>
<th>Item 3 Junction box Riser, fill holes</th>
<th>TOTAL Base Bid (Items 1, 2 &amp; 3 per Bid Sheet)</th>
<th>Rank of col. d</th>
</tr>
</thead>
<tbody>
<tr>
<td>A Del Construction Co Inc</td>
<td>Bid Sheet $46,500.00</td>
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<td>Bid Sheet $15,775.00</td>
<td>$150,825.00</td>
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<td>Bid Sheet $422,400.00</td>
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<td>Bid Sheet $338,300.00</td>
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### Table 2: Corsica River Dredging Project Funding Status

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<th>Approved FY17 DNR Waterway Improvement Grant</th>
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<td>Expenditures incurred for Engineering Services, FY19 and FY20 YTD</td>
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<td>Projected Expenditures for Engineering Services, FY20</td>
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<td>Retallack &amp; Sons, Inc - Remediation of Dredge Material Placement Site</td>
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<td>Total FY19 and FY20 Expenditures</td>
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<td>Remaining Budget with Proposed Expenditure</td>
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September 27, 2019

Mr. James Wood
Public Landings Supervisor
QAC Parks and Recreation Department
1945 4H Park Road
Centreville, MD 21617

RE: CORSICA RIVER DMPS REMEDIATION #QA-CR 2019 08
RECOMMENDATION OF CONTRACT AWARD
McCRONE JOB #D1190013

Dear Mr. Wood:

I am writing in regard to the above referenced project and with information that you may use in your decision-making process to award the construction contract. Specifically, I have compiled some relevant information with regard to the apparent low bidder, Retallack & Sons, Inc. (RSI) and the head of the company, Miles Retallack.

At your request, we have reached out to Michael Whitehill, who consults on behalf of the Town of Centreville’s utilities and street upgrade improvement efforts. I had an extended conversation with Mike, who has coordinated extensively with RSI over the past two and a half years. Mike had nothing but positive things to say, including:

- Overall, Mike has had a “really good experience” with RSI, and he finds Miles to be thoughtful and savvy, and that he has a knack for finding solutions and getting work done efficiently
- RSI owns the appropriate equipment that Mike believes would be necessary to complete the job and in sufficient quantities
- RSI’s billing system is sensible, and there have been no conflicts over any invoices
- Mike anticipates that some of the work RSI is performing in town will be ramping down in the near future, and that Miles may envision transitioning right into the work at the Corsica River Dredge Site thereafter.
- Mike advised having a detailed pre-construction meeting and setting schedule expectations upfront (which is typical of all jobs)

As a project manager at McCrone, we have interacted many times with RSI, although I personally have not. Speaking with coworkers, I uncovered no complaints about the company
or staff, with all interactions with RSI being generally considered to have been positive. Accounting has said that the company always pays their bills.

In summary, I have no hesitation in recommending that the County award contract #QA-CR 2019 08 to Retallack and Sons, Inc. Please do not hesitate to contact me if you have any questions or would like additional information.

Sincerely,

McCRONE

Steve Layden, P.E., LEED AP
Senior Project Manager
October 1, 2019

Mr. James Wood, Public Landings Supervisor
Queen Anne’s County Parks and Recreation
Public Landings Division
1945 4-H Park Road
Centreville, MD 21617

RE: Waterway Improvement Fund Grant:
Corsica River DMPS Remediation - DG-1707H-17 $300,000

Dear Mr. Wood:

Thank you for sending the bid information for the Corsica River DMPS Remediation project. After reviewing the information, our office concurs with the County’s recommendation to award the contract to the low bidder, Retallack & Sons Inc., in the amount of $150,825. Please provide our office with a copy of the signed contract when approved by the County Commissioners.

Queen Anne’s County has one Waterway Improvement Fund Grants referenced above for this project. The current balance of the grant is $300,000 but does not reflect payments/obligation to the engineering firm, which our records indicate are approximately $80,000.

We look forward to working with Queen Anne’s County on this project and appreciate your continued efforts to improve boating access in Queen Anne’s County. Please don’t hesitate to contact me at 410-260-8466 if I can be of further assistance.

Sincerely,

Sandi Pepe
Program Administrator
Chesapeake and Coastal Services

cc: Steve Chandlee, Queen Anne’s County Parks & Recreation
    Steve Layden, P.E. McCrone
    Isaac Wilding, DNR, Chesapeake & Coastal Services
WHEREAS, Queen Anne’s County celebrates our local small businesses and the contributions they make to our local economy and community; according to the United States Small Business Administration, there are currently 30.2 million small businesses in the United States, they represent 99.7 percent of all businesses with employees in the United States, are responsible for 65.9 percent of net new jobs created from 2000 to 2017; and

WHEREAS, small businesses employ 47.5 percent of the employees in the private sector in the United States; and

WHEREAS, 94% of consumers in the United States value the contributions small businesses make in their community; and

WHEREAS, 96% of consumers who plan to shop on Small Business Saturday® said the day inspires them to go to small, independently-owned retailers or restaurants that they have not been to before, or would not have otherwise tried; and

WHEREAS, 92% of companies planning promotions on Small Business Saturday said the day helps their business stand out during the busy holiday shopping season; and

WHEREAS, 59% of small business owners said Small Business Saturday contributes significantly to their holiday sales each year; and

WHEREAS, Queen Anne’s County supports our local businesses that create jobs, boost our local economy and preserve our communities; and

WHEREAS, advocacy groups, as well as public and private organizations, across the country have endorsed the Saturday after Thanksgiving as Small Business Saturday;

NOW, THEREFORE, WE, THE COUNTY COMMISSIONERS OF QUEEN ANNE’S COUNTY, do hereby proclaim, November 30, 2019, as:

SMALL BUSINESS SATURDAY

And urge the residents of our community, and communities across the country, to support small businesses and merchants on Small Business Saturday and throughout the year.

QUEEN ANNE’S COUNTY
BOARD OF COUNTY COMMISSIONERS

__________________________
James I. McCoy, President
WHAT IS SMALL BUSINESS SATURDAY*?

Since its inception in 2010, Small Business Saturday, proudly backed by American Express, has illuminated the significance of supporting small, independently owned businesses across the country, bringing consumers and local entrepreneurs closer together. Falling between Black Friday and Cyber Monday, it's a day dedicated to supporting the diverse range of local businesses that help create jobs, boost the economy, and keep communities thriving across the country.

WHY SUPPORT SMALL BUSINESS SATURDAY?

- Demonstrates a conscious commitment to the communities in which we live.
- Creates goodwill within the communities.
- When we support small businesses, jobs are created and local communities preserve their unique culture.

WHAT PEOPLE ACROSS THE NATION ARE SAYING ABOUT 2018 SMALL BUSINESS SATURDAY*:

"Small Business Saturday and the Shop Small® movement have had a great effect on our local merchants and the area in general. This year we went big and saw great participation, and we’re hoping it will have an impact on the community for months to come."
- Mark Gorodetzer, Water Street District Business Association in Clark County, NV

"I love the sense of community Small Business Saturday brings to Denver each year. We’re all supporting each other and fellow business owners while shopping local. I’ve been doing this for 4 years and it’s the highlight of our holiday shopping season here in Larimer Square."
- Steve Carpenter, Director of Sales for Mountain Khaki in Denver, CO

"Small Business Saturday brings awareness to everyday people who are doing their passion and living their dreams. When people support small businesses like ours, they are supporting us sending our children to college. It’s not just about patronizing a business, it’s about patronizing the whole community because it impacts everyone and we’re all in this together."
- Melissa Woods, Co-Owner of CupCake Fairies in New Orleans, LA

"The turnout on Small Business Saturday, starting from 10am, was strong and energy was high. The neighborhood came out to support the local businesses that make Ocean Beach special."
- Tracy Wagner, Project Manager at Ocean Beach Main Street Association in Ocean Beach, CA

*If you would like to include any of this content please reach out to shopsmall@mbooth.com.
2018 SMALL BUSINESS SATURDAY® FACTS:

- In 2018, U.S. consumers reported spending a record high of an estimated $17.8 billion at independent retailers and restaurants on Small Business Saturday.¹

- On average for every dollar spent at local small businesses 67 cents stays in the local community.²

- The U.S. Senate unanimously passed a resolution designating November 24, 2018, as Small Business Saturday, supporting efforts to encourage consumers to shop locally, increase awareness of the value of locally owned small businesses, and highlight these businesses’ impact on the U.S. economy.

- Elected officials in all 50 states, Washington, D.C., Puerto Rico, and other U.S. territories championed Small Business Saturday.

- 659 city proclamations in support of Small Business Saturday were issued by mayors and other elected officials covering all 50 states and Washington, D.C.

- American Express enlisted the support of nearly 100 large companies, known as Corporate Supporters, to help drive excitement for and promote Small Business Saturday.

- The Small Business Saturday Coalition, comprised of national, state and local associations that help coordinate activities for Small Business Saturday with small business owners and consumers, saw more than 615 organizations helped spread the Shop Small® message.

- From November 1 through November 24, there were more than 715,000 social media posts combined on Facebook, Instagram, and Twitter using #ShopSmall and/or #SmallBizSat.

JOIN THE COALITION:

Building on the success of previous years, we plan to scale this year’s Small Business Saturday by expanding the coalition of supporters and creating local events around the country. This includes support from advocacy organizations that join the initiative to motivate constituents through incentives and offers to not only Shop Small on November 30, 2019, but Shop Small all year long.

The coalition will be led by Women Impacting Public Policy, a business advocacy organization representing small businesses. Join Us!

Contact info:
Small Business Saturday Program
Women Impacting Public Policy
Phone: (415) 434-4314 | Email: sbscoalition@wipp.org

¹This spend statistic is an aggregate of the average spend as reported by consumers in surveys commissioned by American Express reporting spend habits on Small Business Saturday of consumers who were aware of the day. It does not reflect actual receipts or sales. Each such survey was conducted among a nationally representative sample of U.S. adults. The surveys had an overall margin of error of between +/- 2.0% and +/- 5.47%, at the 95% level of confidence. The data was projected from the samples based on then-current U.S. Census estimates of the U.S. adult population (18+).

²The 2018 Small Business Economic Impact Study was conducted by Econsult Solutions, Inc. (ESI) on behalf of American Express. ESI calculated the share of national Gross Domestic Product (GDP), employment and employee compensation that small businesses with under 100 employees provide to the economy based on an analysis used by the U.S. Small Business Administration. ESI also estimated how much of each dollar spent at the average small business remains in their local community, and used input-output analysis across 100 representative U.S. counties to calculate the additional impact that is generated locally as the result of the spending of employees and the spending of the small business with local suppliers and service providers.
MEMORANDUM

TO: County Commissioners
   Todd Mohn, County Administrator

FROM: Jean Fabi, Economic Development Manager

CC: Economic Development Commission

DATE: October 2, 2019

SUBJECT: Economic Development Week – October 20 through 26, 2019

The Department of Economic and Tourism Development, with the support of the Economic Development Commission, is pleased to present, for your consideration, a Proclamation to proclaim the week of October 20 through 26, 2019 as Economic Development Week.

Throughout the state, this week is celebrated annually by counties and jurisdictions through events and special programs to highlight economic development and how it transforms lives of Marylanders. The Maryland Economic Development Association (MEDA) is the organization that unites its membership in this effort. MEDA is holding its Fall Conference in Easton on October 21, 2019. Elected officials are invited to attend free of charge. In Queen Anne’s County, the Department is hosting the Business Success Roundtable on October 22. The event is sponsored by Shore United Bank and hosted at RTI Commons in the Chesapeake Bay Business Park. Panelists include representatives from the Maryland Department of Commerce, the Department of Housing and Community Development, and the Small Business Administration, will provide business owners with information on how to access capital, tax credits and employment grant programs. Representatives from SCORE and the Maryland Department of Labor also are attending. The Economic Development Commission will hold its regular meeting on October 23. A tour of manufacturers is scheduled for October 24 to highlight the Queen Anne’s County companies that play an instrumental role in protecting our nation and first responders.

Thank you for the opportunity to showcase economic development in Queen Anne’s County.

SUGGESTED MOTION: I motion to approve proclaiming the week of October 20 to 26, 2019 as Economic Development Week in Queen Anne’s County.
Proclamation

RECOGNIZING THE WEEK OF OCTOBER 20 – 26, 2019 AS

Economic Development Week
in Queen Anne’s County, Maryland

WHEREAS, the economic growth and stability of the State of Maryland affects all regions and jurisdictions; and

WHEREAS, Queen Anne’s County is an important component of the State’s economic success; and

WHEREAS, the Queen Anne’s County Department of Economic and Tourism Development is an active member of the Maryland Economic Development Association (MEDA), a non-profit organization that promotes economic development as an investment in Maryland and Marylanders; and

WHEREAS, MEDA members promote the economic well-being of Maryland by working to improve the state’s business climate and professionalism of those working in the field of economic development; and

WHEREAS, the Department of Economic and Tourism Development, with the support of the Economic Development Commission, shall highlight the county’s business community by hosting a business resource event and a tour of companies during the week of October 20 – 26, 2019;

NOW, Therefore, Be It Resolved, that we, the Board of Commissioners of Queen Anne’s County proclaim the week of October 20, 2019 to October 26, 2019 as Economic Development Week in Queen Anne’s County, and asks all to join with us to recognize and reaffirm the importance of economic development as it creates new opportunities and transforms lives.

BOARD OF COUNTY COMMISSIONERS
OF QUEEN ANNE’S COUNTY, MARYLAND
Dear Queen Anne County Commissioners

Thank you for your support last year for Wreaths Across America. With your help, we were able to cover North Eastern Shore Veterans Cemetery for the 1st time. Here is a picture the next morning after the Wreath Laying.

Thank you.

Melé Willis

Benedict H. Andrew Unit 296
WREATHS across AMERICA

Benedict A. Andrew
American Legion Auxiliary Unit #296
6200 Main St.
QUEENSTOWN, MD 21658
410-827-8182

2019 WREATHS ACROSS AMERICA CAMPAIGN

THANK YOU. Last year, for the first time, a wreath was placed on every grave at the Eastern Shore Veterans Cemetery. The Benedict A. Andrew American Legion Auxiliary Unit #296, in partnership with the Federated Garden Clubs of MD District 1 (MD Eastern Shore), is assisting in the Wreaths Across America Fundraising Campaign again. This campaign is for the purchase of wreaths, so that one can again be placed on each grave at the Eastern Shore Veterans Cemetery in Hurlock on December 14, 2019 at 10 am.

This letter is a request for your support by purchasing wreaths at $15 each. For every two wreaths purchased ($30) Wreaths Across America will donate one free to the Eastern Shore Veterans Cemetery. The cemetery now has more than 7,900 graves and your support, as a memorial to the veterans here on the Eastern Shore, would be greatly appreciated.

You may donate on-line at https://wreathsacrossamerica.org/pages/18226/Overview until November 15, 2019, or go to the Wreaths Across America site and click on “Support a Local Fundraising Group” and enter Group ID #MD0010 AND Location ID # MDES16 to ensure the donation goes to the purchase of wreaths for the Eastern Shore Veterans Cemetery and our fundraising campaign is designated. A donation by check can also be made. Please write the check to “Wreaths Across America” and mail to our Auxiliary at the above address - Attn: Toni Lynn Andrew. Checks must be submitted by November 15, 2019.

Wreaths Across America began in 2007 at Arlington National Cemetery. Now on National Wreaths Across America Day on December 14, 2019, volunteers will place wreaths on graves at over 1,200 locations throughout the U.S., with ceremonies at sea and at each national cemetery on foreign soil. For tax purposes, Wreaths Across America tax exempt # is 20-836-2270.

You are honoring those who served, when you donate. Thank you for your time and attention.

Best regards,

Toni L. Andrew
Pat Bowell
Diane Ruth
Nola Willis
Dawn Thomas

State Tax Exempt #34000139
FED ID #52-1297405
**WREATHS across AMERICA**

**Wreath Sponsorship Form**

*Sponsored wreaths are placed on the grave markers at state, national veterans cemeteries as well as local cemeteries each December. Wreaths may be purchased online at [www.WreathsAcrossAmerica.org](http://www.WreathsAcrossAmerica.org)*

If you wish to make your sponsorship with a credit card please visit our website for a secure online transaction.

**Name:**

**Address:**

**City:**

**State:**

**Zip:**

**Phone:**

**Email:**

Do we have permission to publicize your name as a sponsor?

---

**Individual = 1 Wreath**

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<th>Quantity</th>
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<td>Family = 4 Wreaths</td>
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<tr>
<td>Small Business = 10 Wreaths</td>
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<tr>
<td>Corporate = 100 Wreaths</td>
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**Grand Total**:

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**In Honor of:**

Please provide email of "In Honor Of" recipient, or mailing address so a card can be sent notifying them of your sponsorship in their honor. (If you have a specific message please write it on the back of this sheet and we will include it.)

**Email:**

**Mailing:**

---

**In Memory of:**

This name will be listed on our online memory wall, please provide name, rank, branch of service and state resided.

**Branch of Service:**

**Rank:**

**State:**

---

Please note that all sponsorships are sent directly to the location and no wreaths are sent to the individuals purchasing sponsorships.

**Location ID:** MDESCVH

**Fundraising Group ID:** MD0016

---

**FOR OFFICE USE ONLY:**

Cash $:

Total $:

Total # Checks:

Reconciled:

MO $:

Entered:

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101
The Queen Anne's County FFA will be attending National Convention this year October 29th - November 2nd. Throughout the National FFA Convention, Maryland State winners compete in various Career Development Events, participate in leadership workshops, volunteer for service learning activities, tour the Career Show and view the official business sessions. National Convention is a great learning experience for any youth interested in pursuing a career in agriculture. This trip is quite costly due to flying, hotel, food and registration. To fundraise we have participated in the fruit sale last fall and sold snow cones at our county fair. Excluding food cost for everyone attending, this trip has cost almost $8,000. We are still in need of any donations and would appreciate any to help offset the cost of this trip. You may contact Brian Stokes at +1 (703) 798-2483 or Audrey Karbaum at +1 (410) 490-8092. Thank You.

Sincerely,
FFA President

Audrey Karbaum

Audrey Kárbaum
The Honorable James J. Moran  
Board of County Commissioners President  
Queen Anne's County Commissioners  
107 North Liberty Street  
Centerville, MD 21617  

Dear President Moran:  

The Maryland Department of the Environment (MDE) has completed its review of the Amendment No. 11-13 to the Queen Anne's County Water and Sewerage Plan. The Queen Anne's County Commissioners adopted the Amendment on June 25, 2019. The Amendment proposes a change to the Sewer Service designation from S-3 (4 to 10 years) to S-2 (1 to 3 years) on a vacant 3-acre parcel, zoned Neighborhood Conservation 20,000 square-foot minimum (NC-20), located at 900 Broad Creek Drive, Stevensville.

During MDE's review of the Amendment, the Maryland Department of Planning (MDP) advised the Department that Amendment No. 11-13 is consistent with the Queen Anne's County Comprehensive Plan (see enclosed comments). In accordance with §9-507(a) of the Environment Article, Annotated Code of Maryland, the Department hereby approves Amendment No. 11-13.

This action completes MDE's review, as required by §9-507 of the Environment Article, Annotated Code of Maryland. If you need further assistance, please contact Heather Barthel, Acting Deputy Director, at (410) 537-3512, toll-free at (800) 633-6101, or by email at heather.barthel@maryland.gov.

Sincerely,

[Signature]

D. Lee Currey, Director  
Water and Science Administration

Enclosure

cc:  Alan L. Quimby, P.E., Queen Anne's County Department of Public Works  
     John E. Nickerson, Director, Environmental Health, Queen Anne's  
     Charles Boyd, Director, Planning Coordination, MDP  
     Heather Barthel, Acting Deputy Director, WSA, MDE
September 4, 2019

Ms. Dinorah Dalmasy
Maryland Department of the Environment
Water and Science Administration
1800 Washington Boulevard
Baltimore, Maryland 21230

Re: Queen Anne’s County Water and Sewerage Plan Map Amendment 11-13—Stevensville Ponchock Property, 900 Broad Creek Drive, Tax Map 56, Parcel 196, ~3 acres

Dear Ms. Dalmasy:

Thank you for providing the Maryland Department of Planning (Planning) with a copy of the proposed map amendment to the Queen Anne’s County Water and Sewerage Master Plan. We reviewed this change, as required by the Environment Article, Section 9-507(b)(2) and find the change to be consistent with the Queen Anne’s County Comprehensive Plan. Below is a summary of the Water and Sewer Plan change and our comments regarding consistency, Priority Funding Area findings, and Growth Tier observations for your use in the approval process.

Summary of Map Amendment

The County is proposing to change the Sewer Service designation from S-3 (4 to 10 years) to S-2 (1 to 3 years) on a vacant 3-acre parcel, zoned Neighborhood Conservation 20,000 square-foot minimum (NC-20), located at 900 Broad Creek Drive, Stevensville. The parcel is located on the Chesapeake Bay and is surrounded by the Bay City Subdivision, which is currently served by sewer and is designated S-1 (Current Service Area).

Consistency with the Comprehensive Plan

The subject parcel is located within the County’s designated growth area, as depicted in Map LU-6, Town/County Planning Areas and Priority Funding Areas. The proposed map change is generally consistent with the Comprehensive Plan’s Objective 2 to direct growth to designated growth areas and Recommendation 2 to utilize existing infrastructure to promote infill development. Development on the parcel must comply with Critical Area
restrictions for Limited Development Areas (LDAs).

Priority Funding Areas Review

Pursuant to the State Finance and Procurement Article §5-7B-02, local jurisdictions are eligible to receive State financial assistance under certain programs, if the project is in a Priority Funding Area (PFA). The subject parcel is designated as a PFA.

Growth Tier Map Review

Queens Anne’s County has not adopted a Growth Tier Map but the area, by definition, would be consistent with the Tier II designation following this amendment, and Tier I once sewer is provided.

If you have any questions concerning these comments, please call David Dahlstrom at 410-819-4084 or Sylvia Mosser at 410-767-4487.

Sincerely,

Charles W. Boyd, AICP
Director, Planning Coordination

cc: Robin Pellicano; Nicholai Francis-Lau; and Steve Alfaro, Environment
Tony Redman, DNR
Dwight Dotterer, MDA
Jason Dubow, Planning
Joe Griffiths, Planning
Sylvia Mosser, Planning
David Dahlstrom, Planning
Notice of Application for State Wetland Licenses, Private Wetland Permits, Nontidal Wetlands and Waterways Permits and/or Water Quality Certification and the Opportunity to Provide Written Comment or Request an Informational Hearing

October 1, 2019

The Water and Science Administration has received the applications listed below. A preliminary review has indicated that the listed projects may be subject to the opportunity for a public hearing once the application is substantially complete. Projects may be significantly altered during the review process. The applications and related information are available for inspection and copying. You may also request written notice of any hearing opportunity by having your name placed on the interested persons list for each project in which you are interested. To inspect the file or to have your name placed on the interested persons list, contact the assigned division at the telephone number indicated below no later than November 1, 2019, unless otherwise noted in the Public Notice.

Tidal Wetlands Division - (410) 537-3571

Queen Anne's County

201960841/19-WL-0587: THE TOWN OF QUEENSTOWN, P.O. Box 4, Queenstown, Maryland 21658, has applied to perform maintenance dredging of two areas of the Queenstown Wharf to a depth of 5.5 feet at mean low water by mechanical method. A 1,650 square-foot area is proposed at the end of First Street with the removal of 78 cubic yards of material and a 15,194 square-foot area is proposed at the end of Second Street with the removal of 766 cubic yards of material. The dredged material will be transported in water tight trucks to the Baker Landfill located at 501 4H Park Road, Queenstown, MD. The project is located in the Queenstown Creek near First and Second Streets in Queenstown, Queen Anne's County, MD. The purpose of this project is to improve navigable access. For more information please contact Mary Phipps-Dickerson at Mary.Phipps-Dickerson@maryland.gov or (410) 901-4033.
In the matter of the application of Bluegrass Solar, LLC for a Certificate of Public Convenience and Necessity to construct an 80 MW solar photovoltaic generating facility in Queen Anne’s County, Maryland

To All Parties of Record:

Enclosed please find a copy of the Proposed Order of Public Utility Law Judge filed today in the above-entitled matter.

This Proposed Order will become a final order of the Commission on October 29, 2019, unless before that date an appeal is noted with the Commission by any party to this proceeding, or the Commission modifies or reverses the Proposed Order or initiates further proceedings into this matter. Any appeals noted must be filed with the Commission's Executive Secretary, David J. Collins, at 6 St. Paul Street, Baltimore, Maryland 21202. No appeal received via Email or the Commission's facsimile machine will be considered.

Very truly yours,

[Signature]
Leatrice Williams
Administrative Aide

Enclosure
IN THE MATTER OF THE APPLICATION OF BLUEGRASS SOLAR, LLC FOR A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY TO CONSTRUCT AN 80 MW SOLAR PHOTOVOLTAIC GENERATING FACILITY IN QUEEN ANNE'S COUNTY, MARYLAND

PROPOSED ORDER OF PUBLIC UTILITY LAW JUDGE

Before: Ryan C. McLean
Chief Public Utility Law Judge

Issued: September 26, 2019
## TABLE OF CONTENTS

<table>
<thead>
<tr>
<th>Section</th>
<th>Page</th>
</tr>
</thead>
<tbody>
<tr>
<td>APPEARANCES</td>
<td>iii</td>
</tr>
<tr>
<td>I. Procedural History</td>
<td>1</td>
</tr>
<tr>
<td>II. Overview of the Project</td>
<td>4</td>
</tr>
<tr>
<td>III. Parties’ Positions</td>
<td>5</td>
</tr>
<tr>
<td>A. Bluegrass</td>
<td>5</td>
</tr>
<tr>
<td>B. PPRP</td>
<td>19</td>
</tr>
<tr>
<td>1. Environmental Infrastructure</td>
<td>20</td>
</tr>
<tr>
<td>2. Economic, Demographic, and Fiscal Issues</td>
<td>25</td>
</tr>
<tr>
<td>3. Land Use</td>
<td>26</td>
</tr>
<tr>
<td>4. Transportation</td>
<td>26</td>
</tr>
<tr>
<td>5. Visual Quality</td>
<td>27</td>
</tr>
<tr>
<td>6. Cultural and Esthetic Resources</td>
<td>28</td>
</tr>
<tr>
<td>7. Public Services and Safety</td>
<td>30</td>
</tr>
<tr>
<td>8. Property Values</td>
<td>30</td>
</tr>
<tr>
<td>9. Decommissioning</td>
<td>31</td>
</tr>
<tr>
<td>10. Noise Assessment</td>
<td>31</td>
</tr>
<tr>
<td>11. Electromagnetic Fields</td>
<td>32</td>
</tr>
<tr>
<td>12. Resolution of Non-compliance Matters</td>
<td>32</td>
</tr>
<tr>
<td>C. Staff</td>
<td>33</td>
</tr>
<tr>
<td>D. PPRP’s Revised Recommended License Conditions</td>
<td>35</td>
</tr>
<tr>
<td>IV. Public Comments</td>
<td>36</td>
</tr>
<tr>
<td>V. Applicable Law</td>
<td>37</td>
</tr>
<tr>
<td>VI. Analysis and Findings</td>
<td>38</td>
</tr>
<tr>
<td>A. Public Comments</td>
<td>38</td>
</tr>
<tr>
<td>B. PUA § 7-207(e) Factors</td>
<td>40</td>
</tr>
<tr>
<td>1. Recommendation of the County Government</td>
<td>40</td>
</tr>
<tr>
<td>2. Stability and Reliability of the Electric System</td>
<td>40</td>
</tr>
<tr>
<td>3. Economics</td>
<td>41</td>
</tr>
<tr>
<td>4. Esthetics</td>
<td>41</td>
</tr>
<tr>
<td>5. Historic Sites</td>
<td>42</td>
</tr>
<tr>
<td>6. Aviation Safety</td>
<td>43</td>
</tr>
<tr>
<td>7. Air Quality and Water Pollution</td>
<td>43</td>
</tr>
<tr>
<td>8. Ability to Timely Dispose of Waste Products</td>
<td>44</td>
</tr>
<tr>
<td>9. Consistency of Application with the County’s Comprehensive Plan and Zoning</td>
<td>44</td>
</tr>
<tr>
<td>10. Efforts to Resolve Any Issues Presented by the County</td>
<td>45</td>
</tr>
<tr>
<td>C. Other Considerations</td>
<td>46</td>
</tr>
<tr>
<td>1. Decommissioning</td>
<td>46</td>
</tr>
<tr>
<td>2. Noise</td>
<td>46</td>
</tr>
<tr>
<td>3. Electromagnetic Fields</td>
<td>47</td>
</tr>
<tr>
<td>4. Transportation</td>
<td>47</td>
</tr>
<tr>
<td>5. Public Services and Safety</td>
<td>48</td>
</tr>
<tr>
<td>6. Natural Resources</td>
<td>48</td>
</tr>
<tr>
<td>VII. Conclusion</td>
<td>50</td>
</tr>
</tbody>
</table>
APPEARANCES

James K. McGee, Esquire, for Bluegrass Solar, LLC
Sondra Simpson McLemore, Esquire, for the Department of Natural Resources, Power Plant Research Program
Peter A. Woolson, Esquire, and Kenneth Albert, Esquire, for the Staff of the Public Service Commission of Maryland
Patrick O’Laughlin Jr., Esquire, on behalf of the Maryland Office of People’s Counsel
Patrick E. Thompson, Esquire, and Christopher F. Drummond, Esquire, on behalf of Queen Anne’s County, Maryland
I. Procedural History

On November 13, 2018, an application was filed by Bluegrass Solar, LLC ("Bluegrass" or "the Applicant") requesting a Certificate of Public Convenience and Necessity ("CPCN") to construct an 80.0 megawatt ("MW") solar photovoltaic ("PV") generating facility in Queen Anne’s County, Maryland ("the County"), which will be known as the Bluegrass Solar Project ("the Project"). Bluegrass’ application included an Environmental Review Document ("ERD") and other documentation in support of the Project.¹

On November 15, 2018, the Public Service Commission of Maryland ("the Commission") docketed the application as Case No. 9496 and delegated it to the Public Utility Law Judge Division to conduct proceedings.²

On November 28, 2018, the County filed a Petition to Intervene.

On December 6, 2018, the Applicant filed notice that the respective members of the General Assembly, the County, and applicable government agencies were notified of the Project in accordance with Public Utilities Article, Annotated Code of Maryland, ("PUA") § 7-207(c)(1).³

On December 14, 2018, a prehearing conference was held during which a procedural schedule was agreed upon and adopted, and the County’s Petition to Intervene was granted.

¹ Bluegrass’ CPCN application (Applicant Ex. 6) and the Environmental Review Document ("ERD") and Appendices (Applicant Ex. 7) were admitted into the administrative record.
² ML 222914.
³ The letters to the members of the General Assembly, the County, and respective government agencies were admitted into the administrative record, collectively, as Applicant Ex. 1.
On February 11, 2019, in support of the application, Bluegrass filed the Direct Testimonies of the following individuals: Marni Carroll, Director of Development for the Mid-Atlantic region for OneEnergy Renewables; Jason M. Du Terroil, Director of Business Development at Avangrid Renewables, LLC ("Avangrid"); David Glenn, Manager of Transmission and Interconnection for Avangrid; Brendan D. Miller, a Civil Project Manager for Westwood Professional Services; Timothy J. Kellerman, Senior Environmental Scientist for Triad Engineering, Inc.; and Elizabeth A. Comer, Principal at EAC/Archaeology, Inc. ("EAC/A").  

On April 4, 2019, pursuant to PUA § 7-207(d)(2), County Commissioner James J. Moran, President of the Board of County Commissioners ("the Board") for the County, was sent a letter inviting him and any members of the Board to sit jointly with me at the May 1, 2019 public hearing.  

On May 1, 2019, the first of two public hearings was held at Church Hill Elementary School in Church Hill, Maryland, and County Commissioner Jack N. Wilson, Jr. sat jointly with me at the hearing.  

On May 15, 2019, pursuant to PUA § 7-207(d)(2), County Commissioner Moran was sent a letter inviting him and any members of the Council to sit jointly with me at the June 18, 2019 public hearing.  

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4 The Direct Testimonies of Marnie Carroll (Applicant Ex. 8), Jason M. Du Terroil (Applicant Ex. 9), David Glenn (Applicant Ex. 10), Brendan D. Miller (Applicant Ex. 11), Timothy J. Kellerman (Applicant Ex. 12), and Elizabeth A. Comer (Applicant Ex. 13) were admitted into the administrative record.  
5 ML 224609.  
6 ML 225278.
On June 10, 2019, Bluegrass filed the Supplemental Direct Testimonies of Mses. Carroll and Comer, and AJ Arnett, Manager of Engineering for OneEnergy Renewables.7

On June 14, 2019, the Department of Natural Resources ("DNR"), Power Plant Resources Program ("PPRP") filed an executed Secretarial Letter, draft Initial Recommended License Conditions, the Direct Testimonies of Shawn Seaman, Program Manager with PPRP, Brennan Smith, an Environmental Scientist at Versar, Inc., and Dr. Peter Hall, President of Metametrics, Inc., a Draft Project Assessment Report ("PAR"), and Appendix A to the PAR.8 Additionally, Staff filed the Direct Testimony and Exhibits of Christopher Lo, a Staff Engineer in the Commission’s Engineering Division.9

On June 18, 2019, a second public comment hearing was held at Church Hill Elementary School in Church Hill, Maryland. County Commissioner Wilson again sat jointly with me at the evening hearing.

On July 9, 2019, PPRP filed revised Recommended License Conditions.10 Also on that date, an evidentiary hearing was held at the Commission’s offices in Baltimore, Maryland, and all pre-filed testimony and documentation were admitted into the record by stipulation. At the conclusion of the evidentiary hearing, the record was held open to allow

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7 The Supplemental Direct Testimony of Marni Carroll (Applicant Ex. 14), AJ Arnett (Applicant Ex. 15), and Elizabeth Comer (Applicant Ex. 16) were admitted into the administrative record. Parties were provided an opportunity to respond to Bluegrass’ filing since supplemental direct testimony was not included in the procedural schedule; however, no party responded or objected to the Applicant’s filing.
8 The Secretarial Letter (PPRP Ex. 1), the Initial Recommended License Conditions (PPRP Ex. 2), the Direct Testimonies of Shawn Seaman (PPRP Ex. 3), Brennan Smith (PPRP Ex. 4), and Peter Hall (PPRP Ex. 5), the Draft PAR (PPRP Ex. 6), and Appendix A to the PAR (PPRP Ex. 7) were admitted into the administrative record.
9 The Direct Testimony and Exhibits of Christopher Lo were admitted into the administrative record as Staff Ex. 1.
10 PPRP’s Revised Recommended License Conditions, clean and red-lined versions, were admitted into the administrative record as PPRP Exs. 8 and 9, respectively.
the Applicant time to submit the written decision from the County's Board of Appeals ("BoA"), which approved Bluegrass' Conditional Use Application on June 19, 2019.

On September 4, 2019, the Applicant filed the written Opinion and Order of the BoA's decision granting the Project two conditional uses and three variances. Parties were provided an opportunity to comment on the filing, but no responses were filed.

PPRP did not file any additional modifications to its Revised Recommended License Conditions within the 15-day time period permitted by PUA § 7-207(d)(5)(ii). Therefore, the Revised Recommended License Conditions became PPRP's Final Recommended License Conditions.

II. Overview of the Project

In its application, Bluegrass sought a CPCN authorizing the construction of an 80.0 MW alternating current solar PV generating facility on an approximate 487-acre portion of approximately 539 acres of land ("the Site"), privately owned by Knight Farms, LLC and W+C Knight Family Limited Partnership (collectively "the Landowner"). The Project will have a northern and southern array and be connected by a 50-foot easement. The Site is located north of Church Hill, east of State Route 213, north of State Route 300, and southeast of Chestertown. The Project will interconnect to a Delmarva Power and Light Company ("DPL") 138 kV line that runs through the Site and will require a new on-site substation.

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11 ML 226670. The BoA's Opinion and Order was admitted into the administrative record, post-hearing, as Applicant Ex. 17.
12 CPCN Application at 2.
13 Id.
III. Parties’ Positions

A. Bluegrass

Mr. Du Terroil provided an overview of the Project and its economic and environmental benefits, and sponsored portions of the ERD. He claimed the Project would create approximately 250 temporary jobs during construction. He anticipated advertising positions locally and working with nearby colleges to explore job training opportunities. Mr. Du Terroil also noted the Project will provide the County with up to $6 million in tax revenue.\(^\text{14}\)

Mr. Du Terroil noted the Project will not have any negative impacts on air quality, and will provide major positive effects on local air, soil, and water quality as a result of the planned planting and maintenance of 475 acres of pollinator-friendly vegetation mixes.\(^\text{15}\) Upon completion, the Project will be the largest project in Maryland to meet or exceed the State’s Pollinator Friendly Solar Standard having an equivalent impact of more than 288,000 residential pollinator gardens.

The Applicant’s ERD contained a Project Overview (Section 1); a Statement of Need and Purpose (Section 2); a Description of the Generating Station (Section 3 – COMAR 20.79.03.01); the State and Local Permits and Approvals (Section 4); Environmental Information; (Section 5 – COMAR 20.79.03.02); the Applicant’s Information (Section 6); and several tables, figures, and appendices. The Project was initially proposed as a joint project between OneEnergy Renewables and Avangrid.\(^\text{16}\)

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\(^{14}\) Du Terroil Direct at 5.

\(^{15}\) Id.

\(^{16}\) The Applicant subsequently advised the agreement with Avangrid was no longer in place and Bluegrass anticipated securing another partner before the end of 2019. See Carroll Supplemental Direct at 1.
Bluegrass claimed the Project will not have any negative impacts on environmental and archeological features as the Project will avoid wetlands, streams, steep slopes, forests, and the Chesapeake Bay Critical Area. The Applicant noted the positive impacts of the planned pollinator habitat and projected the Project will offset approximately 690,000 metric tons of greenhouse gas to the atmosphere.

The Applicant estimated the Project would consist of approximately 271,375 panels, each rated at 400 watts. The panels will have a maximum height of 8.5 feet, but that height will only be reached for a limited number of hours each day. The panels will be constructed in rows that connect to approximately 32 power centers, each consisting of an inverter and transformer mounted on a concrete pad. The Project will interconnect to a DPL 138 kV line, and DPL will construct portions of an on-site substation, including a 138 kV bus at circuit 13723 between the Church and Wye Mills substations.

Bluegrass anticipated the construction will take approximately 9-12 months. The Applicant noted the design of the Site’s construction access to minimize traffic passing adjacent properties. The Project will be enclosed with 8.36 miles of 7-foot tall black chain-link fence and a 50-foot wide landscaping buffer will be planted along the boundaries that are currently unscreened. Bluegrass described its landscaping plan and noted the final location and composition of the buffer will be subject to the County’s site plan requirements.

Once operational, the Project will require minimal maintenance. Bluegrass claimed there would be quarterly maintenance checks and mowing, and spot treatment of invasive grasses each spring and fall. The Application initially included plans for a

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17 ERD at 4.
18 Id. at 5.
19 Id.
permanent operation and maintenance building; however, plans for that structure were removed and the Project will instead be remotely monitored on a 24-hour basis.\textsuperscript{20} The Project should be operational between 2021 and 2023 and will operate for up to 35 years.\textsuperscript{21}

At the end of the Project's useful life, it will be decommissioned in accordance with a plan that sets forth the safe removal and proper disposal of all components, recycling and reusing materials, and providing adequate security in the form of a bond, letter of credit, or parent guarantee.\textsuperscript{22} The Site will be returned to farming at the Landowner's discretion.

In terms of need, the Applicant explained the Project will produce emissions-free solar energy and highlighted the State's aggressive regulatory and legislative standards related to energy objectives. Bluegrass indicated the State's Renewable Portfolio Standard ("RPS") requires 25 percent of Maryland's electricity come from qualified renewable energy resources by 2020, with at least 2.5 percent required to be solar.

In addition to the estimated $6 million in tax revenue, Bluegrass indicated the Project will result in a $100 million capital investment.\textsuperscript{23} According to the National Renewable Energy Laboratory's Job and Economic Development Impact model, the Project will also result in approximately $49.3 million direct local economic development.\textsuperscript{24}

The referenced pollinator habitat will potentially benefit the local agricultural community by increasing crop yields. Bluegrass explained that in June 2017, Maryland became the second state to establish legislation promoting pollinator-friendly habitat at solar

\textsuperscript{20} Carroll Supplemental Direct at 2.
\textsuperscript{21} ERD at 6.
\textsuperscript{22} \textit{Id}. at 11.
\textsuperscript{23} \textit{Id}. at 11.
projects. The Project, as designed, will exceed the State’s standards. Bluegrass noted that large-scale planting of pollinator meadows positively impacts local water and soil quality by preventing soil erosion and soil loss, and those areas can be maintained without annual tilling or harvesting. Pesticides or herbicides are also unnecessary, resulting in healthier soil. The Applicant pointed out local water quality should also improve because there will be no chemicals in stormwater runoff, and stormwater infiltration will occur at a higher rate due to the lack of required maintenance of pollinator meadows.

The Site is mostly flat with agricultural crop land and some wooded areas, and is not located within a Federal Emergency Management Agency mapped 100-year floodplain. The Applicant noted an unnamed tributary of Hamblen Creek is located west of the northern array, but is more than 1,700 feet away; therefore no stream buffer was required. Bluegrass explained the stormwater management plans that will be used during the Project’s construction and operation. The Applicant claimed the Project’s design will reduce stormwater runoff and allow vegetation to grown under the panels and throughout the Site.

The Applicant cited the County’s requirement for a 50-foot wide vegetative buffer and screen for solar facilities from adjacent public or private roads. The County Code requires all trees to be six-feet tall when planted and which should grow to eight-feet within two years. Bluegrass asserted the landscaping buffer will immediately limit the visual impact of the Project because the panels will only reach their maximum height during short

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25 Id. at 12.
26 Id.
27 Id.
28 Id. at 17.
29 Id.
periods of the day. In accordance with the County’s requirement, Ms. Carroll indicated a maintenance bond for the vegetative buffer will be provided. She noted the County Code requires a maintenance agreement to include a bond or surety to cover the costs of replacement of plantings, and that “[a]ll plantings shall be maintained in a live, healthy condition for the duration of the solar array use and shall be replaced by the solar array operator or owner as necessary to maintain all required screening.”

Once the Project has been completed, the Applicant will re-seed all disturbed areas pursuant to an approved Erosion and Sediment Control Plan. The Site will be maintained with low-cover grass vegetation and/or a pollinator friendly vegetation mix. A grounds maintenance plan will govern the maintenance of the Site’s landscaping buffer and vegetation, and the Applicant’s goal “is to create a self-sustaining, low-growing community of native grass and pollinator species that requires little or no mowing or maintenance.”

In relation to transportation, regular tractor-trailer deliveries of equipment and materials are anticipated during the first two months of construction. Throughout the construction process, the daily construction traffic will include cars, pickup trucks, and other personnel vehicles. Bluegrass explained it designed the Site’s access points and circulation routes to maximize the distance of the routes from residences, and the Applicant will continue to work with the County’s Department of Public Works regarding site access and the circulation routes. The southern array’s primary entrance is proposed to be off Bowers Road with a secondary access point on either side of Pondtown Road, while the northern array’s primary site access will be off Sheriff Meredith Road.

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30 Carroll Direct at 5, citing County Code, Part 7, Art. XXVII of Chapter 18.
31 ERD at 20.
32 Id.; see Appx. A to ERD.
The Applicant indicated the Project was designed to observe the County’s zoning requirements and an application for a Conditional Use Permit was submitted to the County’s Planning and Zoning Department. Mr. Miller indicated the Conditional Use application included both electrical and civil engineering plans, and a landscape design plan. Ms. Carroll added the County recently created a Solar Array Overlay Zone for large-scale solar projects and the Site falls within the overlay zone. She also asserted the Project was consistent with the County’s Comprehensive Plan, “which recognizes the importance of ‘solar and other alternative energy conservation methodologies’ in providing for community development and rural agricultural preservation.”

Additionally, the Applicant asserted that the Project will not result “in substantial or undue adverse impacts on adjacent properties, the character of the neighborhood, traffic conditions, parking, public improvements, public sites or rights-of-way ("ROW"), or other matters affecting the public health, safety, and general welfare.” Ms. Carroll highlighted the Project’s compliance with those parameters as it cannot be viewed by any State highway or major arterial road, views of the Project from nearby residences will be screened by the landscaping buffer, and all vehicular traffic to and across the Site will be internal to the Site and avoid the most densely residential area along Ewingtown Road. In her supplemental testimony Ms. Carroll explained the Project’s landscape buffer was adjusted to avoid DPL’s ROW.

33 Miller Direct at 4.
34 Carroll Direct at 5, quoting the County’s Comprehensive Plan.
35 Carroll Direct at 5.
36 Id. at 5-6.
37 Id. at 6.
Once completed, the Project will be controlled through a Project Operations and Maintenance Agreement that sets forth various duties and functions, including, both local and remote control over the Project to ensure compliance with the interconnection agreement and safety, scheduling of maintenance, remote monitoring of performance data and the physical systems, and to dispatch first responders in the event of an emergency. Bluegrass noted the Project will be designed in accordance with State’s Fire Prevention Code and will allow emergency vehicles proper access pursuant to State and local requirements. The Applicant will also develop a fire protection plan in coordination with local first responders.

The Applicant explained the Site was selected for a variety of reasons, including the close proximity to the on-site 138 kV distribution line and the lack of significant environmental or cultural resources. Additionally, the Site is an open space and has reasonably good isolation in terms of sunlight and the Project’s design avoids significant shading. Finally, Bluegrass noted the Site is zoned Agriculture, which permits solar projects provided the Project is reviewed through the Conditional Use and Site Plan approval process.

In addition to a Commission-issued CPCN, the Project must undergo a process to interconnect to DPL’s system. The Project has 4 separate PJM Queue positions, namely AB1-141, AB1-142, AB2-032, and AB2-153, each 20 MW alternating current. The Applicant indicated the Feasibility Studies were completed in August 2016, the System Impact Studies were completed in April 2017, and the final Interconnection Service

38 ERD at 24.
39 Id.
40 Id. at 27.
41 Id.
Agreement ("ISA") and Interconnection Construction Service Agreement ("CSA") were anticipated to be finalized in May 2019. Mr. Glenn stated the PJM interconnection process has been completed and an interconnection agreement for the initial 40 MWs was expected to be signed in March 2019, and the remaining interconnection study process for the second 40 MWs should be completed during the second quarter of 2019. He explained the interconnection will require upgrades, most of which involve the construction of the 138 kV three-position ring bus, and will include circuit breakers, disconnect switches, a control panel, metering, communications equipment, and lighting. In his supplemental testimony, Mr. Arnett testified that the ISA for the second 40 MW was anticipated to be signed by September 2019. Bluegrass indicated the Project would connect to the distribution system in a safe and reliable manner and would provide additional reliability and stability.

At the conclusion of the Project's useful life, all equipment, above and below ground, structures, fences, and access roads, will be removed within 12 months. The Site will be returned to its original vegetative condition to the extent possible and as desired by the Landowner. Ms. Carroll noted the decommissioning plan must include a commitment to notify the County if the Project ceases to operate for one year and a commitment to remove all equipment and restore the Site within one year following the notice. Bluegrass will submit a Decommissioning Plan to the Commission and PPRP that includes the approximate removal costs of materials, net of salvage value, the various timeframes and responsible parties, and the estimated costs of decommissioning, dismantling, and removal of the

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42 ERD at 32 and Appx. M.
43 Glenn Direct at 3.
44 Id.
45 Arnett Supplemental Direct at 2. Mr. Arnett also adopted Mr. Glenn's Direct Testimony. See also Carroll Supplemental Direct at 2.
46 Carroll Direct at 4.
The plan will include stabilization measures and a sediment and erosion control plan, and will maximize the recycling and reuse of materials. Security for the decommissioning costs in the form of a parent company guarantee, letter of credit, or bond is required so neither the State nor the County will be responsible for the costs.

The Applicant did not anticipate the Project exceeding the maximum allowable noise levels during construction or operation. Bluegrass noted the eight closest off-site residential properties, not owned by the Landowner, are located near the Bowers Road and Pondtown Road intersection, and along Sherriff Meredith Road and Ewingtown Road. The residences’ property lines are over 100 feet away from where the closest pile driver will be used, and the residences are over 400 feet from the closest planned panels. Once the Project is operational, most noise will be from the transformers and inverters. The Applicant anticipated a low level of noise outside the perimeter fence and the inverters will be located as close to the interior of the array as feasible.

Bluegrass did not anticipate installing any lighting. However, minimal lighting may be required by either the County or for security purposes.

The Applicant performed multiple glare analyses with Forge Solar’s Glare Gauge software to determine the possibility of glare on neighboring properties. Numerous locations, both on- and off-site, were analyzed, including simulating views of a pedestrian or driver and from a second-story residence. The results all indicated “no glare potential.” The closest commercial airports to the Site are the Delaware Airpark near Dover (22 miles to the east) and Dover Air Force Base (33 miles to the east). Utilizing the Federal Aviation

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47 ERD at 28.
48 Id. at 30.
49 Id. at 31 and Appx. K.
Administration’s ("FAA") Notice Criteria Tool, the Applicant found the Project did not exceed the FAA’s Notice Criteria and required no further action.\textsuperscript{50}

Bluegrass discussed the numerous permits and approvals required to construct the Project.\textsuperscript{51} In addition to the referenced interconnection agreements, the Project also requires approval from both the County’s Planning Commission and the BoA. Ms. Carroll testified on January 15, 2019, the Applicant’s project team met with the County’s Staff Technical Advisory Committee to review various comments by County Departments. She noted the Project received a favorable recommendation from the County’s Planning Board on March 14, 2019, and the BoA’s consideration of Applicant’s conditional use permit was scheduled for June 19, 2019.\textsuperscript{52}

After those approvals are obtained, further approvals related to a stormwater management concept plan, a site development plan, and a final erosion control and stormwater plan are also necessary. While no trees will be removed, Bluegrass’ consultant completed a Simplified Forest Stand Delineation and Forest Conservation Act ("FCA") worksheet and, based on the preliminary design, determined 40.01 acres of afforestation mitigation was required. The Applicant intended to place the planned landscaping, estimated to be 35 acres, in a perpetual easement and either placing existing, on-site forests under an easement or contributing to a mitigation bank to comply with the FCA.\textsuperscript{53} Additionally, building, electrical, and entrance permits will be required.

Bluegrass discussed the Site’s environmental features and noted it consisted of agricultural land and some forested woodlands. There is a limited variety of wildlife

\textsuperscript{50} ERD at 31 and Appx. 1.
\textsuperscript{51} Id. at 33, Table 7 – State and Local Permits and Approvals.
\textsuperscript{52} Carroll Supplemental Testimony at 3.
\textsuperscript{53} ERD at 33.
habitats and biodiversity due to the historical and current agricultural practices. In terms of wildlife, there are no known no rare, threatened, or endangered ("RTE") flora species and the U.S. Fish and Wildlife Service ("US FWS") confirmed no further consultation was required. On the State level, DNR noted one State-endangered flora, the Sharp-scaled Mannagrass at Chino Pond, located north of the Site.54 However, DNR did not recommend any further action as that species is limited to pond edges, there are no such areas within the Site, and the Project would have no impact on the species.

In terms of wildlife, DNR indicated the Delmarva fox squirrel may occur in the immediate vicinity of the Site’s adjacent forested areas; however, as noted, no trees are being removed.55 The US FWS indicated a nearby federally-listed aquatic species, the Dwarf Wedge Mussel, but there was no critical habitat at the Site. The US FWS recommended using environmentally sensitive designs to protect water quality.

The Applicant’s contractor, EAC/A, conducted a visual survey to identify areas with potential archeological deposits. Ms. Comer stated on April 19, 2018, an updated Project Review Form was submitted to the Maryland Historic Trust ("MHT") to address changes to the Project, and additional updates were provided in October and November 2018.56 She noted in November 2018, EAC/A consulted with the Eastern Shore Heritage, Inc., the nonprofit administrators of Stories of the Chesapeake Heritage Area. Based on the visual survey, MHT determined there was a moderate to high potential for

54 Id. at 34 and Appx. G.
55 Id. at 35 and Appx. G.
56 Corner Direct at 3.
EAC/A also analyzed the historic-built environment within a one-mile radius of the Site to identify an Area of Potential Visual Effects. Ms. Comer explained there were no National Register-eligible archaeological resources within the Project’s limit of disturbance, but seven architectural resources are within the Project’s Area of Potential Visual Effects; however, none were eligible for individual listing on the National Register of Historic Places (“NRHP”). Mr. Comer noted two properties with Maryland Inventory of Historic Preservation numbers were identified, but the structures no longer exist, with the possible exception of some outbuildings. Therefore, she concluded the Project would have no adverse effect on significant cultural resources or historic sites. MHT concurred with EAC/A’s findings and Bluegrass will complete Determination of Eligibility forms for the referenced properties. In her supplemental direct testimony, Ms. Comer indicated that on April 1, 2019, the MHT accepted the Applicant’s archeological and architectural survey reports. Therefore, Ms. Comer asserted there will be no adverse affect on those properties.

Triad Engineering, on behalf of the Applicant, conducted a Phase I Environmental Site Assessment (“ESA”) to review previous ownership and uses of the Site to limit potential future liability pursuant to the Comprehensive Environmental Response, Compensation, and Liability Act. The ESA found “no Recognized Environmental

57 ERD at 36.
58 Comer Direct at 4.
59 Comer Supplemental Direct at 1 and Ex. EAC-4 (“MHT’s April 1, 2019 letter).
Mr. Kellerman discussed the Applicant’s Wetland/Waterway Delineation Studies and referenced a site meeting held on December 20, 2018 with representatives from the Maryland Department of the Environment (“MDE”) and the U.S. Army Corps of Engineers (“the Corps”). Based on that meeting, Mr. Kellerman stated an updated Wetland/Waterway Delineation Study, dated January 9, 2019, was completed. MDE indicated no authorization was required provided no wetlands, wetland buffers, waterways, or floodplains were disturbed.61

Bluegrass claimed the Project would not impact air quality. The Applicant stated the fugitive dust resulting from construction should be less than a normal construction project because excessive earthwork activities are not required. Bluegrass noted the Project’s operation would not generate air pollutants; therefore, the federal and State Air Quality Standards were not applicable.62

The Applicant asserted the Project should not impact streams or aquifers. No other water users will be impacted and any water necessary during construction to control dust or maintain vegetation will be provided by a bulk water services. However, during the evidentiary hearing, Ms. Carroll testified the Applicant planned to use an existing test well for the northern array and to obtain a permit and drill a well for the southern array.63 She estimated the Project would require approximately 80,000 gallons per watering session, a

60 ERD at 37.
61 Kellerman Direct at 4 and Ex. TJK-3.
62 ERD at 38.
63 Transcript ("Tr.") at 30-31.
fraction of the permitted per day use for the Landowner’s existing well which is permitted up to 1 million gallons per day.64

During construction, Bluegrass explained all waste materials will be collected and removed from the Site to an approved handling facility.65 During operations, little or no waste materials would be generated, but any such waste will be disposed of appropriately.

In relation to hazardous materials, the Applicant explained, “All solar panel materials are contained in a solid matrix, insoluble and non-volatile at ambient conditions, and enclosed. Therefore, releases to the ground from leaching, to the air from volatilization during use, or from panel breakage, are not a concern.”66 Bluegrass also dismissed the potential for particulate emissions. Similarly, the release of toxic materials from the inverters was deemed unlikely if appropriate electrical and installation requirements were followed.

Ms. Carroll explained Bluegrass’ community outreach efforts. On January 2, 2019, the Applicant sent a letter to all adjoining property owners describing the Project and providing Ms. Carroll’s contact information. She followed up with phone calls to property owners with publicly-listed numbers and reached three landowners, with two expressing support for the Project and one expressing concern about property values. Ms. Carroll indicated the Applicant commissioned a property value analysis by a real estate expert and she agreed to share the analysis with the referenced landowner and any landowner or stakeholder that wanted to review it.67 She noted a fourth landowner, who owns a nursery business, contacted Bluegrass to see if landscaping services would be required. Ms. Carroll

64 Tr. at 31-32.
65 ERD at 40.
66 Id.
67 Carroll Direct at 7.
explained the Applicant has been willing to work with landowners and stakeholders to resolve any issues. She stated Bluegrass moved the substation to the north and west (southern array) to allow a greater distance from the wetland areas.68

During the evidentiary hearing, Ms. Carroll affirmed the Applicant’s acceptance of PPRP’s revised license conditions, and that the BoA granted the Project a Condition Use on June 19, 2019. She also provided an update to the interconnection process and indicated a $1.1 million deposit was scheduled to be made on July 12, 2019 as required by the ISA and CSA for the initial 40 MWs.69 Ms. Carroll testified the earliest construction would begin would be in the spring of 2020, but it was dependent upon the interconnection process. Finally, she verified that the Applicant’s proposed landscaping plan addressed the County’s concerns related to three homes near the corner of Bowers Road and Pondtown Road.

B. PPRP

Mr. Seaman explained PPRP’s evaluation of the Project, the results of its evaluation, and provided an overview of both the Project and the Site. As part of its filing, PPRP included an executed Secretarial Letter and its Initial Recommended License Conditions.70 Mr. Seaman explained the conditions were developed in coordination with seven State agencies and approved by each agency’s respective Secretary or Director. Based upon PPRP’s evaluation, Mr. Seaman concluded the Project was viable based on multiple factors, including the State’s policies related to renewable energy, financial

68 Id. at 8.
69 Tr. at 28.
70 PPRP Exs. 1 and 2.
incentives, the Site’s open land free from shading, and the proposed technology is sound and well tested.\textsuperscript{71}

1. Environmental Infrastructure

Mr. Smith described the Site, which includes embedded streams, wetlands, and forests that are part of Maryland’s Green Infrastructure Network and Biodiversity Conservation Network. These areas support rare and sensitive species of plants and animals, and provide transportation corridors and high quality habitats for a variety of species. Mr. Smith testified Maryland’s Green Infrastructure Network, developed by DNR, “represents Maryland’s highest priority lands for protection in order to preserve and protect reproducing populations of Maryland’s vital forest species,” and he noted the southern array has substantial amounts of natural vegetation and Green Infrastructure areas.\textsuperscript{72} Mr. Smith indicated there are sensitive resources areas near the Project, specifically, Stronghold Watersheds, Tier II streams, and Biodiversity Conservation Network areas.\textsuperscript{73} The impacts of the Project on the referenced areas could be difficult to quantify; however, Mr. Smith noted the Applicant has taken precautions and proposed mitigation strategies to avoid negative environmental impacts and could likely improve the habitats on the Site.

PPRP indicated a majority of the Site has been planted annually with conventional crops and over 400 acres of the Site are classified as prime farmland. There are approximately 70 acres of existing forest located on the Site. However, there is little permanent vegetation within the proposed areas for the solar panels. Mr. Smith determined

\textsuperscript{71} Seaman Direct at 7-8.

\textsuperscript{72} Id. at 4.

\textsuperscript{73} Stronghold watersheds are watersheds with high biodiversity that are likely to provide habitat for rare and endangered species; Tier II streams are stream segments where water quality is better than minimum requirements; and Biodiversity Conservation Network areas are areas of terrestrial and freshwater biodiversity conservation. Smith Direct at 4-5.
the Project would not impact vegetation resources as construction will not disturb or remove existing vegetation resources. He noted Bluegrass’ plan to plant and maintain grasses and pollinator-friendly seed mixes in the array portions of the Site, approximately 311 acres, will help retain soil and replenish organic matter and plant nutrients over time. PPRP recommended a vegetation management program for the array portion of the Project that will preserve the Site’s natural resources, create wildlife and pollinator habitats, and protect stream resources. PPRP’s recommended license conditions specified planting certain types of vegetation, mowing requirements and schedules, and management of invasive species.

Mr. Smith described the types of wildlife found on and around the Site, and stated, “[t]he area is located in the seasonable bird migration route known as the Atlantic Flyway and contains important bird habitat that support both resident birds and transients.” He acknowledged the Project would reduce the amount of open farmland for existing wildlife, could change the species in the area, and the perimeter fence will hinder travel of certain species. PPRP indicated the Project could cause significant changes in open space, forage availability, water retention, and runoff, could increase competition for usage of nearby agricultural fields, and wildlife populations may decrease and the species may change.

However, Mr. Smith noted the Applicant’s efforts to protect and enhance habitats, including the referenced planting and vegetative management plans, will provide

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74 Id. at 6.
75 Id. at 6-7; see PPRP Ex. 9 — Red-lined Revised Initial Recommended License Conditions (“Revised Conditions”) 13. The red-lined version of the recommended license conditions will be referred to throughout for ease of reference.
76 Smith Direct at 7.
77 PAR at 19.
habitat for ground-nesting birds and could create new wildlife habitats. PPRP included license conditions intended to protect wildlife by addressing impacts from spills or leaks, erosion and sediment, vegetation management, and limiting construction during breeding seasons. At the evidentiary hearing, Mr. Seaman stated he consulted with DNR’s waterfowl expert who was not aware of any research papers or literature that indicated solar facilities impact or are problematic for migratory birds.

PPRP indicated the presence of RTE species on and around the Site. Specifically, DNR’s Wildlife Heritage Service ("WHS") found the federally-endangered Dwarf Wedge Mussel, the State-endangered Triangle Floater, and the State listed in-need-of-conservation Creeper in the Southeast Creek system, including Brown’s Branch, into which the Project drains. Mr. Smith stated construction could impact the referenced RTE species in the form of sediment or contaminants from the Site migrating downstream. Accordingly, PPRP recommended Bluegrass use best practices and third-party monitoring during construction, avoid disturbance to wetlands and streams, and consultation with DNR WHS if additional RTE or sensitive species are encountered during planning, construction, operation, or maintenance of the facility.

PPRP noted the existence of several streams, ditches, and wetland areas on the Site, which is adjacent to or upstream of several environmentally important water features, such as the Chesapeake Bay Critical Area and Tier II streams. Mr. Smith cited the Applicant’s approaches to mitigate impacts to these resources, including planting

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78 Smith Direct at 9 and PAR at 20; see Revised Conditions 8, 9, 12, 13, and 17.
79 Tr. at 51-52.
80 Smith Direct at 9-10.
81 Id. at 11 and Revised Condition 17; see also Revised Conditions 8, 9, 12, 18, and 19.
82 ERD at 21.
permanent vegetation cover, reducing surface evaporation and runoff (compared to an agricultural field), minimizing compaction, and erosion and stormwater control plans. There are several necessary permits that address these issues, including the Pollutant Discharge Elimination System General Permit and County-issued grading and building permits. PPRP also recommended several conditions designed to avoid possible negative impacts and protecting the high-quality waters of Brown’s Branch.

In response to existing stormwater concerns raised by a neighboring property owner at the second evening hearing, Mr. Seaman explained he did not have sufficient information regarding the individual’s concerns. However, he noted if the Project moves forward, there will be stormwater mitigation measures in place through the County and the MDE, whereas there are no such measures currently in place.

Mr. Smith discussed the potential impacts from the Project’s underground interconnection of the two arrays, which will include crossing under jurisdictional wetlands using horizontal-directional drilling bores and the trenching of non-jurisdictional ditches. PPRP recommended the Applicant meet the requirements set forth by the Maryland State Programmatic General Permits issued by the Corps and to use containment structures to prevent spills or leaks of transformer fluids.

PPRP indicated the Project could impact environmental conditions on neighboring properties, including displacement of wildlife, the reduction of open space, discharges to streams and changes in hydrology, and effecting RTE species. The solar panels also impact the environment as PPRP noted studies that found slightly higher

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83 PAR at 7-9 and 26; see Revised Conditions 4, 8, and 20.
84 Smith Direct at 13 and Revised Conditions 8, 9, 12, 14, 16, 18, and 19.
85 Tr. 55-56.
86 Smith Direct at 14 and PAR at 30; see Revised Conditions 12 and 19.
temperatures around the panels; however, the heat effect has been found to dissipate quickly and does not cause micro-climate changes.\textsuperscript{87}

Mr. Smith claimed the FCA applies to the Project and requires a Forest Stand Delineation and Conservation Plan to be submitted to the County. Bluegrass provided a preliminary Forest Conservation Worksheet and Simplified Forest Stand Delineation that identified 69.77 acres of existing forest of the Project's net tract area of 587.55 acres (which is reduced by 37.82 acres of wetland buffers and transmission ROW), for a total of 549.73 acres. Based on those calculations, PPRP included a license condition that requires no less than 40.18 acres of afforestation.\textsuperscript{88} Mr. Smith noted the Applicant's proposal to place all existing forested areas on the Site into conservation easements, planting over 32 acres of landscape buffer and 8 acres of afforestation. The proposed afforestation areas are adjacent to existing forests, and he opined the afforestation could enhance the habitat and environmental services of the forested areas.\textsuperscript{89}

PPRP indicated minimal water would be required for the Project and would be limited to semi-annual cleanings of the panels. In the event a well is required, an appropriations permit would be necessary, which could require a modification to the CPCN as withdrawing groundwater for commercial use requires a new appropriation to be issued through the CPCN process.\textsuperscript{90} Additionally, PPRP noted the potential need for dewatering in light of the 3- to 5-foot trench that will be required to connect the northern and southern

\textsuperscript{87}PAR at 28-29.  
\textsuperscript{88}Smith Direct at 15.  
\textsuperscript{89}Id.  
\textsuperscript{90}PAR at 9.
arrays. In the event significant dewatering from the excavated areas is necessary, an appropriations permit will be required.\textsuperscript{91}

PPRP noted the Project will not emit air emissions once it becomes operational, and the only emissions will be construction-related and will be for a temporary period. PPRP included conditions related to air emissions, including particulate matter from materials handling and construction, nuisance and air pollution, and odors.\textsuperscript{92}

2. **Economic, Demographic, and Fiscal Issues**

Dr. Hall testified the Project would create approximately 250 direct design, management, and construction jobs at the Site or remote locations, and many construction positions could be filled from the local labor pool.\textsuperscript{93} The use of local contractors would positively impact the local economy from worker payrolls and consumption expenditures, local purchases of construction materials, and associated multiplier effects. PPRP did not anticipate impacts on the local population and housing, or population-related public services as most of the workforce will be within a daily commuting distance. Dr. Hall concluded the Project's construction would provide a positive net benefit for both the County and State.\textsuperscript{94}

Additionally, the Project will provide fiscal benefits for the State (corporate income tax revenue) and the County (property tax revenues). PPRP estimated the utility personal property taxes from the Project could exceed $470,000 in the first year of operation, declining to approximately $178,000 in year 30, depending on the final design.\textsuperscript{95}

\textsuperscript{91} Id. at 9-10.
\textsuperscript{92} Id. at 10-11; see Revised Condition 4.
\textsuperscript{93} Hall Direct at 2 and PAR at 31.
\textsuperscript{94} Id.
\textsuperscript{95} PAR at 32.
3. **Land Use**

The Site consists of three parcels and the Site’s boundary encompasses approximately 538 acres with approximately 528 acres being within the limit of disturbance, and is located within the County’s Priority Preservation Area and the County’s Utility Scale Array Overlay. Dr. Hall indicated most of the Site is prime farmland, but there are no agricultural or preservation easements. All three parcels are zoned Agriculture and solar arrays are permitted as a conditional use, subject to approval by the BoA and site plan requirements. PPRP recommended the Applicant be required to design the Project in substantial conformity to the County’s site plan requirements, to receive site plan approval, and the necessary local permits prior to beginning construction.

4. **Transportation**

Dr. Hall stated construction vehicles would access the southern array by a new entrance off Bowers Road and a secondary entrance off Pendtown Road, while the northern array would be accessed by a new entrance off Sheriff Meredith Road. It was estimated that 4,000 one-way truck trips would deliver materials, and PPRP concluded the level of service on local roads would not be degraded. However, Dr. Hall stated traffic-related conflicts could occur and child safety could be compromised during weekday hours when school buses use the narrow roads in the Site’s proximity. Therefore, PPRP recommended Bluegrass to consult with the County Schools’ Transportation Department to determine school bus routes and adjust delivery routes as necessary.

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96 Hall Direct at 3 and PAR at 33-34.
97 Hall Direct at 3 and PAR at 35; see Revised Condition 20.
98 Hall Direct at 4 and PAR at 36.
99 Hall Direct at 4-5 and PAR at 37; see Revised Condition 21.
Dr. Hall noted both the Maryland Department of Transportation ("MDOT") and the County require hauling permits for oversized or overweight loads. PPRP included a condition requiring Bluegrass to comply with all permit requirements for use, crossing, and occupancy of State and County roads.100 In order to minimize damage to the roads nearby the Site, PPRP also recommended the Applicant be required to document road and shoulder conditions on Shine Smith Road, Bowers Road, Pondtown Road, and Sheriff Meredith Road, monitor road conditions weekly during the construction period, and in the event the Applicant damages any of the referenced roads during its work, it must contact the County Public Works Department to report any such damage and to correct all road, shoulder, and ROW damages within 48 hours of being detected or reported.101 Bluegrass will also be responsible for any debris on the surrounding roads from construction vehicles.

In relation to impacts on aviation, PPRP noted three private-use airports within 2.5 miles of the Project and the Massey Aerodrome, the closest public-use airport, was approximately 12 miles away. PPRP’s glare analysis of the flight paths into the airports predicted no glare.102

5. Visual Quality

The Site is open farmland and views from adjacent roads are mostly unencumbered by vegetation. PPRP determined the Project would have a relatively small visual footprint and views would be mitigated by the setbacks and the County’s landscaping

100 Hall Direct at 5 and PAR at 37-38; see Revised Conditions 22 and 23.
101 Hall Direct at 5 and PAR at 38; see Revised Condition 23.
102 Hall Direct at 6 and PAR at 40.
requirements, although the results will not be immediate.\textsuperscript{103} PPRP ultimately concluded that the County’s landscaping requirements will enhance the Project’s appearance and reduce incompatibilities between other land uses in the area, and recommended conditions that the Applicant submit is final landscaping plan and maintenance agreement to PPRP and the Commission, and to create a complaint process to document and address visual-related impacts associated with structures within the Project’s perimeter fence.\textsuperscript{104}

The Project will have no lighting requirements with the exception of lighting for security purposes or to satisfy worker-safety requirements. PPRP concluded the Project would not create a new source of substantial light, provided any lighting conforms to County standards.\textsuperscript{105}

PPRP’s review included a glare analysis to consider the potential for reflective glare from the Project on nearby residents and roadways. The analysis found no glare would be cast upon any observation point used by PPRP and concluded it was extremely unlikely that reflected sunlight from the arrays would affect nearby properties or traffic on nearby roads. However, PPRP included a license condition to address any negative impacts from reflective glare in the event it becomes an issue.\textsuperscript{106}

6. Cultural and Esthetic Resources

Dr. Hall explained there are no properties on the NRHP within one-half mile of the Site, but a property on the Maryland Inventory of Historic Properties is adjacent to the Site and another property is approximately 500 feet from the Project. However, the MHT

\textsuperscript{103} Hall Direct: at 6 and PAR at 41.
\textsuperscript{104} Hall Direct: at 7 and PAR at 41-44; see Revised Conditions 24-26.
\textsuperscript{105} Hall Direct: at 7.
\textsuperscript{106} Id. at 8 and PAR at-46-47; see Revised Condition 27.
determined neither property was NRHP-eligible. Additionally, there are no MHT easements near the Project.

MHT reviewed Bluegrass’ limited Phase I archeological investigation and determined no further investigation was required. PPRP recommended the Applicant consult with MHT to develop and implement a plan for avoidance and protection, data recovery, or destruction without recovery of unforeseen relics or sites revealed by construction.

The Site is within the programmatic boundaries of the Stories of the Chesapeake Country Certified Heritage Area. Additionally, a segment of the Chesapeake Country National Scenic Byway (“Byway”) is approximately one-half mile west of the Project at its closest point, and both arrays are within the Byway’s viewshed. PPRP initially recommended Bluegrass be required to coordinate with the MDOT SHA Byways Coordinator to ensure the Project’s layout, landscaping, and lighting maintained and enhanced the ways’ visual quality; however, the condition was subsequent removed because the State Byway, Route 213, is not adjacent to the Project.

There are several State- and County-designated bike trails and routes near the Project and the increased construction-related traffic could affect cycling safety. Therefore, PPRP included a condition that Bluegrass instruct its suppliers and contractors to be aware of bicycle routes near the Project and Maryland traffic laws regarding bicycles, and that

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107 Hall Direct at 8 and PAR at 47.
108 Hall Direct at 8 and PAR at 48; see Revised Condition 28.
109 Tr. at 49.
Bluegrass coordinate with the Regional and Intermodal Planning Division for any potential development or activity during construction that may conflict with bicyclist.\footnote{Hall Direct at 9 and PAR at 50; see Revised Conditions 29-30.}

7. Public Services and Safety

Dr. Hall claimed the Project’s construction and operation would not impact public services. However, PPRP recommended Bluegrass be required to design, install, and maintain the Project to meet the minimum requirements set forth in the National Fire Protection Association’s NFPA 1 Fire Code Handbook and NFPA 70 National Electrical Code.\footnote{Hall Direct at 10 and PAR at 51; see Revised Condition 31.} PPRP noted the risk of fire post-construction was low; however, solar facilities present unique challenges to firefighters and the County’s fire and rescue services’ procedures may not address operations at solar facilities. Therefore, PPRP recommended that the Applicant contact Church Hill Volunteer Fire Company and the County’s Department of Emergency Services to develop protocols for on-site emergencies.\footnote{Hall Direct at 10 and PAR at 51-52; see Revised Condition 32.}

8. Property Values

PPRP claimed the Project will be largely out of site from nearby properties due to the Project’s minimal vertical profile and the existing and proposed buffering around the perimeter. Upon completion, the Project will not create significant traffic, will not emit noise or pollution (air or water), and no hazardous waste will be generated. Therefore, Dr. Hall concluded, “the proposed facility will have a moderately benign local presence once the facility is operational suggests that property values will be unaffected by the Project.”\footnote{Hall Direct at 10 and PAR at 52-53.}
9. Decommissioning

PPRP included a license condition that requires Bluegrass to submit a decommissioning plan for the Project to PPRP and the Commission, prior to beginning construction. The decommissioning plan must include the responsible party(ies), timeframes, and estimated costs for decommissioning, dismantling, and legal disposal of all components. The referenced plan must address site conditions after decommissioning and requires recycling and reuse of materials, if possible. Bluegrass must provide a financial instrument to ensure the costs of decommissioning are not borne by the State or County in the event the Project is abandoned. PPRP will consider the Project to be abandoned if it is non-operational for 12 consecutive months. A cost estimate from a third-party consultant is required in order to determine the amount of the financial instrument and the estimate must be updated every five years during the life of the Project.

10. Noise Assessment

Mr. Seaman discussed the allowable noise levels set forth in COMAR and testified the noise should not exceed the allowable levels during construction. In terms of operational noise, PPRP noted noise from solar facilities is typically low and is primarily associated with the inverter and transformers. Mr. Seaman testified the distance between an inverter pad and the nearest residential dwelling was approximately 450 feet. Based upon that distance, PPRP expected the Project’s operational noise to have no significant impact. He also noted the new substation will be located approximately 800 feet from the nearest residential dwelling and similarly concluded that noise from the substation will have

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114 PAR at 11; see Revised Condition 33.
115 Id.
116 Seaman Direct at 10 and PAR at 56.
no significant impacts to nearby residential receptors. PPRP included a condition requiring construction and operation of the Project to comply with both the applicable State and County noise standards.117

11. Electromagnetic Fields

PPRP addressed electromagnetic fields ("EMF") and the potential impacts to human health from exposure to EMF, specifically EMF and solar facilities. Mr. Seaman cited to the International Commission on Non-Ionizing Radiation Protection, which did not find a causal relationship between EMF and an increased risk of cancer or other long-term effects in its 2010 Guidelines.118 Solar facilities do produce magnetic fields, however, Mr. Seaman testified, "EMF levels, in particular magnetic field levels, from the proposed Project are projected to fall below threshold human health standards at a distance of 3 feet."119

PPRP cited an evaluation of EMF levels at a 3 MW solar project in Oregon and the strength of the EMF fields generated as an example. That evaluation found the magnetic fields to be significantly below the minimum thresholds at a distance of 10 feet from the modules. In this case, the closest residential property is approximately 450 feet away from the modules; therefore, PPRP stated the EMF levels were not anticipated to pose health risk to nearby residents.120

12. Resolution of Non-compliance Matters

PPRP included conditions that require the Applicant to provide a representative, with contact information, to address issues of non-compliance raised by the

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117 PAR at 56; see Revised Condition 4(j).
118 PAR at 58.
119 Seaman Direct at 11; see PAR at 58-60.
120 PAR at 60.
County, PPRP, or another party in the docket to notify a Bluegrass representative of a noncompliance concern.121 The conditions require Bluegrass to respond within 45 days of receiving the notice, officially file with the Commission the noncompliance issue, and how the matter will be addressed.

C. Staff

Mr. Lo described the Project, noted the four separate PJM interconnection requests (AB1-141, AB1-142, AB2-032, and AB2-153), each 20 MW, and discussed the necessary upgrades for interconnection.122 He explained the process to connect to the regional transmission system, and the required studies (Feasibility, System Impact, and Facilities) and agreements for interconnection.123 Mr. Lo indicated PJM will execute a CSA with Bluegrass and DPL since the Project will ultimately connect to DPL’s 138 kV line. He stated the referenced studies determine a project’s interconnection requirements and network impacts, and the system enhancements necessary to accommodate the generator and maintain the reliability and stability of the transmission system. The costs associated with the upgrades will be borne by the Applicant.

Mr. Lo stated the PJM studies determined the total MW capacity granted to the Project to be 48.1 MW. He testified the capacity right for AB2-153 was limited to 38 percent of its maximum MW output (7.6 MW out of 20 MW) compared to the other 3 queues, which each had capacity rights of 68 percent (13.5 MW out of 20 MW).124 Bluegrass intends to reapply and provide the necessary evidence to PJM for AB2-153 before the end of 2019 in order to increase capacity right to 68 percent.

121 Revised Conditions 35-36.
122 Lo Direct at 4.
123 Id. at 4-6.
124 Id. at 8.
The Facilities Studies for AB1-141 and AB1-142 were completed in January 2019 and confirmed the Project’s ability to interconnect to DPL’s 138 kV, but a new 138 kV substation will be required. Bluegrass has executed an ISA and a CSA with DPL and PJM for AB1-141 and AB1-142, and will need the same agreements for AB2-032 and AB2-153 upon completion of the Facilities Studies for those queues.\(^{125}\) Mr. Lo explained the Project has four interconnection requests because AB1-141 and AB1-142 were initially filed based on the size of DPL’s line, then 69 kV, and the leased area with the Landowner. Once DPL upgraded the line to 138 kV and an agreement with Landowner to expand the Project was reached, AB2-032 and AB2-153 were submitted.

Mr. Lo detailed how the Project will connect to DPL’s distribution system through the existing 138 kV line. He testified the point of interconnection (“POI”) “will be adjacent to DPL’s 138 kV Circuit 13723 between Church Substation and Wye Mills Substation.”\(^{126}\) A new substation with a three-position ring bus, switching station, and a new breaker position will be required, and the Applicant will be responsible for design and construction related to activities on its side of the POI and all the costs of interconnection upgrades required by PJM. Bluegrass must also provide revenue metering and real-time telemetering data to PJM. Mr. Lo stated the total estimated costs for the new substation, transmission line, and substation interconnection is $8.34 million.\(^{127}\)

Mr. Lo explained the importance of the stability analysis for projects interconnecting with PJM, and highlighted that the System Impact Study found the Project would not adversely impact the reliability and stability of the electric system. He indicated

\(^{125}\) *Id.* at 9.

\(^{126}\) *Id.*

\(^{127}\) *Id.* at 10-11.
Bluegrass would be required to comply with DPL’s interconnection requirements, complete any necessary upgrades, and meet milestones in the ISAs and CSAs prior to the Project becoming operational.\textsuperscript{128}

Mr. Lo concluded the Project will bring Maryland closer to the RPS target of 50 percent renewable energy by 2030, with 14.5 percent being supplied by solar generation. He recommended a CPCN be issued for the Project subject to six conditions, one of which includes any conditions recommended by PPRP.\textsuperscript{129}

D. PPRP’s Revised Recommended License Conditions

Mr. Seaman discussed the revisions to PPRP’s recommended license conditions filed on the day of the evidentiary hearing. Some changes consisted of minor clarifications (Conditions 1, 2, 6, 14, and 17), while other conditions were entirely rewritten or deleted.\textsuperscript{130} Mr. Seaman stated Conditions 10 and 11 were revised based upon the Applicant’s removal of the proposed on-site operations and maintenance building and consultation with MDE.\textsuperscript{131} The revised conditions provide Bluegrass with flexibility in relation to the use of water on the Site, and require PPRP and the Commission to be informed of and provided copies of any request that seeks approval to use groundwater for any Project-related purposes.\textsuperscript{132} Condition 13 was amended to allow the Applicant to use selective mowing in order to enhance the pollinator habitat growth and control invasive species.\textsuperscript{133} Finally, as previously noted, Condition 29 was removed in its entirety after it

\textsuperscript{128} \textit{Id}. at 11-12.
\textsuperscript{129} \textit{Id}. at 13-14.
\textsuperscript{130} See generally Revised Conditions.
\textsuperscript{131} Tr. at 42-43.
\textsuperscript{132} Revised Conditions 10-11.
\textsuperscript{133} Tr. at 44-45; Revised Condition 13.
was determined that the State Byway was not adjacent to the Project, and the subsequent conditions were renumbered.¹³⁴

IV. Public Comments

Approximately 10-15 people attended the initial hearing, but none offered comments on the Project. The second evening hearing was attended by approximately 20-25 people with 8 offering comments in opposition to the Project. Citizens raised numerous issues, including the impact on waterfowl flight patterns and associated economic impacts related to hunting, the loss of farmland, current stormwater impacts on neighboring properties, impacts on property values and wildlife, the adequacy and maintenance of the proposed landscape buffer, the Project’s use of water and the impact on the area’s water table, the Project’s size and location, the tax revenue generated from the Project, and the impact to local roads from construction-related traffic.

A neighboring property owner that claimed stormwater from the Site was running onto his property provided several photographs of the runoff’s impact on his property and a letter from the County Soil Conservation District Board of Supervisors (“SCD”) was submitted that related the stormwater issue. The SCD letter referenced visits to the property and noted the difficulty in presenting a way to correct the runoff.

Several sets of written comments and photographs were also submitted to the Commission expressing opposition to the Project. The written comments raised many of the same issues referenced during the second evening hearing. Other issues raised in the written comments included the impact of wildlife on surrounding properties, noise from the new substation, glare, changing the character of the County, and the visual impact of the Project.

¹³⁴ Tr. at 48; Revised Conditions at p. 10-12.
A letter from a local relator was submitted who opined the Project would severely impact residential development and property values.

V. **Applicable Law**

Bluegrass’ application was filed pursuant PUA § 7-207. Pursuant to PUA § 7-207(e), the Commission shall take action on an application for a CPCN only after due consideration of the followings factors:

1. the recommendation of the governing body of each county or municipal corporation in which any portion of the construction of the generating station, overhead transmission line, or qualified generator lead line is proposed to be located;

2. the effect of the generating station, overhead transmission line, or qualified generator lead line on:

   (i) the stability and reliability of the electric system;
   (ii) economics;
   (iii) esthetics;
   (iv) historic sites;
   (v) aviation safety as determined by the Maryland Aviation Administration and the administrator of the Federal Aviation Administration;
   (vi) when applicable, air quality and water pollution; and
   (vii) the availability of means for the required timely disposal of wastes produced by any generating station; and

3. for a generating station:

   (i) the consistency of the application with the comprehensive plan and zoning of each county or municipal corporation where any portion of the generating station is proposed to be located; and
   (ii) the efforts to resolve any issues presented by a county or municipal corporation where any portion of the generating station is proposed to be located.

In order to obtain a CPCN, the burden is on the applicant to demonstrate that the project meets the public convenience and necessity.\(^{135}\)

VI. Analysis and Findings

A. Public Comments

There was a significant amount of participation at the second evening hearing and several sets of written comments were submitted, all in opposition to the Project. The comments raised a number of legitimate concerns; however, in reviewing the record, I find the issues raised in opposition were addressed by PPRP’s analysis and proposed license conditions, are not supported by the record, or are not relevant to my findings.

While construction of the Project will result in the loss of farmland, the Site clearly lies within the County’s Utility-Scale Solar Array Overlay, which is specifically intended for the construction of solar facilities. Additionally, as noted by both the Applicant and PPRP, the Site is relatively flat, free from shading, and properly zoned, the Project was favorably received by the County’s Planning Commission, and the BoA approved the requested conditional uses and variances. Moreover, at the conclusion of the Project’s operation life, the land will be returned to its current state.

The environmental issues, such as stormwater and drainage, impacts on wetlands, streams and wildlife in the area, and the landscaping buffer will be sufficiently addressed provided Bluegrass complies with PPRP’s license conditions. Moreover, the County expressed confidence in its new landscaping ordinance and the requirement for an enhanced landscaping buffer and maintenance thereof will adequately screen the Project.136

There is nothing in the record that would support a finding that the Project will impact property values. Similarly, there was no evidence related to the concern about the Project’s location in a migratory flyway and the potential negative economic impact. As

136 June 18, 2019 Evening Hearing Tr. at 53-55.
Mr. Seaman testified, PPRP's expert was unaware of any study or literature of a solar generating facility negatively impacting the flight patterns of migratory birds. Any potential transportation issues will be addressed by the Applicant's coordination with the County and State to minimize traffic, and the requirement to repair any damages to nearby roads.

In relation to the stormwater issue on a neighboring property, there was insufficient evidence to determine the exact location of the issue or the cause. Mr. Seaman testified to the extent those conditions are present, PPRP's license conditions, which include the requirement to obtain various permits from the County, could improve current conditions as there is nothing in place to manage stormwater.\(^\text{137}\) I also note the Project cannot be the cause of any current stormwater-related issues as construction has not started.

Finally, there is no indication the amount of water that could be used at the Site for irrigation purposes will negatively impact the water table. At the evidentiary hearing, Ms. Carroll testified Bluegrass anticipated using only a fraction (80,000 gallons per day) of the permitted amount (1 million gallons per day) from a current on-Site well during the first couple years.\(^\text{138}\) Additionally, PPRP proposed a license condition that requires the Applicant to notify both PPRP and the Commission of the submission of a water appropriations permit.\(^\text{139}\) Thus, there is no evidence that the Project will negatively impact the area's water table, and any proposed change in the current usage will be reviewed.

\(^{137}\) Tr. at 55-56.
\(^{138}\) Tr. at 31-32.
\(^{139}\) Revised Condition 10.
B. PUA § 7-207(e) Factors

Based upon my review of Bluegrass’ application testimony and filings, PPRP’s testimony and filings, both PPRP and Staff’s recommended licensing conditions, supplemental filings, and public comments, I make the following findings:

1. Recommendation of the County Government

The County intervened in this proceeding, but did not officially file comments or testimony with the Commission in relation to the Project or participate at the evidentiary hearing. The County’s Director of Planning and Zoning and Commission Wilson attended the evening comment hearings, and made statements and/or responded to questions related to the Project. While the County implicitly supported the Project, there is no testimony or official filing in this proceeding from the County that explicitly makes a recommendation on the Project.

I respectfully disagree with the Applicant’s counsel that the BoA’s Opinion and Order serves as the County’s recommendation to approve the CPCN. The BoA’s Opinion and Order approving the requested conditional uses and variances is not the same as a recommendation from the Board of County Commissioners to approve the Project. Therefore, I find no record of the County either explicitly supporting or opposing the Project.

2. Stability and Reliability of the Electric System

The evidence is undisputed that the Project will have no adverse impacts on the electric grid, provided Bluegrass complies with the conditions recommended by Staff.

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140 See May 1, 2019 Evening Hearing Tr. at 10-12, and June 18, 2019 Evening Hearing Tr. at 14-17, 45, 53-58, 61-63, 65-69, and 75-76.
141 See ML 226670. A County officer, department, board, or bureau could appeal the BoA’s findings. See Queen Anne’s County Code § 18:1-119A(1-3).
Mr. Lo stated the Project must, prior to operation, submit executed an ISA and CSA to the Commission, and the Applicant’s compliance with those agreements with ensure the reliability and stability of the electric system is maintained. Additionally, Mr. Lo testified Bluegrass’ compliance with those agreements will ensure that the interconnection facilities will be properly designed, procured, installed, and constructed. Therefore, I find if the Project is constructed and operated in accordance with Staff’s proposed license conditions, the Project will have no impact upon the reliability and stability of the electric system.

3. Economics

The record demonstrates the Project’s economic benefits will positively impact both the County and State. In addition to contributing towards the RPS, Bluegrass will make an approximate $100 million capital investment, create approximately 250 direct and indirect jobs, and provide the County will approximately $6 million in property taxes over the Project’s life. Bluegrass also estimated an additional $49.3 million in direct local economic development resulting from the Project. Therefore, I find the Project, if constructed, will provide positive economic benefits for both the County and the State.

4. Esthetics

Pursuant to both the County’s requirements and PPRP’s license conditions, the Applicant must plant and maintain a 50-foot landscaping buffer along unscreened portions of the Project. The buffer will include trees that will be at least six-feet tall at installation and grow to eight-feet within two years, as well as various types of shrubs, and

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142 Staff Ex. 1 at 12.
143 Id.
144 ERD at 11, Hall Direct at 2, and PAR 31.
145 ERD at 11.
the landscaping plan and maintenance agreement must be approved by the County and submitted to both PPRP and the Commission.\textsuperscript{146}

PPRP found that the low visual profile of the solar arrays and adhering to the County's landscaping requirements the Project's appearance would be improved, while reducing incompatibilities with other nearby properties.\textsuperscript{147} PPRP concluded that provided the proposed landscape buffer provides complete opacity up to 20 feet, the Project's visual footprint will be relatively small, and PPRP recommended several license conditions to address the landscaping plan, visual impacts, and the maintenance of the landscaping buffer.\textsuperscript{148}

The County's Planning Director also expressed confidence in the County's enhanced landscaping buffer requirements and the landscaping requirements should block views of the solar panels in three to five years.\textsuperscript{149} Additionally, PPRP found the potential for glare trespass onto surrounding parcels unlikely based on its independent analysis. Bluegrass is still required to develop a process to address both complaints related to visual impacts related to the Project's structures and glare-related complaints.\textsuperscript{150}

Based on these facts, I find that the Project will have no significant effects on esthetics on nearby properties provided the Applicant complies with the PPRP's license conditions and the County's requirements.

5. Historic Sites

\textsuperscript{146} ERD at 18-19 and PAR at 41; Revised Conditions 24 and 26.
\textsuperscript{147} Hall Direct at 7 and PAR at 40-44.
\textsuperscript{148} Hall Direct at 7 and Revised Conditions 24-26.
\textsuperscript{149} June 18, 2019 Evening Hearing Tr. at 54-55; see also Hall Direct at 6 and PAR at 41.
\textsuperscript{150} Revised Conditions 25 and 27.
There are no NRHP properties or MHT easements near the Site, and the two properties on the Maryland Inventory of Historic Properties nearby the Site are not NRHP-eligible. Furthermore, the MHT found further investigation following the Applicant’s limited Phase I archeological investigation was unnecessary. However, PPRP recommended the Applicant consult with the MHT to develop and implement a plan for avoidance and protection, data recovery, or destruction without recovery of unforeseen relics or sites revealed by construction. Based on MHT’s findings and PPRP’s license condition, I find that the Project will have no adverse impacts on historical sites.

6. **Aviation Safety**

There are 3 private-use airports nearby the Project and are approximately 2.5 miles away. Based upon PPRP’s glare analysis of the flight paths for those airports, all of which predicted no glare, as well as the FAA’s indication that the Project does not exceed the FAA’s Notice Criteria, I find that the Project will have no adverse effects on aviation safety if the Project is constructed as proposed.

7. **Air Quality and Water Pollution**

The record demonstrates the Project will be neither a direct nor indirect source of air emissions. During construction, emissions will be limited to construction activities and construction equipment, which will only be used for a temporary period. PPRP included license conditions designed to minimize impacts to air quality during construction activities. Once the Project is operational, no air emissions or water pollutants will be produced or impact nearby streams or wetlands.

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151 Hall Direct at 8 and PAR at 48; see Revised Condition 28.
152 Revised Condition 4.
The Applicant specified all wetlands, streams, and the Chesapeake Bay Critical Area on and around the Site would be avoided during construction and not impacted by the Project. PPRP agreed with Bluegrass’ findings, but recommended numerous conditions as further protection to ensure none of the referenced areas are impacted. PPRP specifically recommended license conditions related to erosion and sediment control, spill control, and the preservation of the Brown’s Branch Stronghold Watershed as further protection for streams and wetlands. Therefore, I find the Project will have no adverse effects on air or water pollution provided the Applicant complies with PPRP’s license conditions.

8. Ability to Timely Dispose of Waste Products

No party contested Bluegrass’ assertions related to the appropriate disposal of construction-related waste, which are not expected to be significant, from the Site. Any such waste will be removed from the Site and transported to an approved waste handling facility. Once operational, the Project will produce little if any waste. Therefore, I find that waste materials produced during construction and operation of the Project will be collected and removed from the Site, and disposed of at an approved facility, and conditions are in place governing the decommissioning of the Project.

9. Consistency of Application with the County’s Comprehensive Plan and Zoning

The record demonstrates the Project is consistent with both the County’s Comprehensive Plan and zoning. The Site is located within the County’s Solar Overlay

153 Kellerman Direct at 4 and Ex. TJK-3.
154 Revised Conditions 4(b-e), 8-9, 12, 16, and 18.
155 ERD at 40.
156 Id. at 40-41 and Revised Condition 34.
Zone and Ms. Carroll highlighted the County’s Comprehensive Plan recognizes the importance of solar energy.\textsuperscript{157} Bluegrass also specified the Project was designed to observe the County’s zoning requirements,\textsuperscript{158} which was evident as the BoA approved the conditional uses and variances necessary to construct the Project. In its Opinion and Order, the BoA specifically concluded that both the proposed solar arrays and substation were consistent with the Comprehensive Plan, and that solar arrays were permitted within the Agriculture zoning district.\textsuperscript{159}

Given the Comprehensive Plan’s recognition of renewable energy, the Project’s location within the Solar Overlay Zone, the referenced BoA’s Opinion and Order approving the Applicant’s conditional uses and variances for the Project, and the lack of any opposition by the County on these points, I find the Project to be consistent with both the County’s Comprehensive Plan and the County’s zoning.

10. **Efforts to Resolve Any Issues Presented by the County**

The County did not raise any concerns in this proceeding. To the extent there were any County-related issues or concerns, those items were likely addressed outside of this proceeding. As noted by PPRP, the County’s Planning Commission approved Bluegrass’ Concept Plan and the Project was approved by the BoA.\textsuperscript{160}

There are numerous recommended license conditions which require the Project to comply with various County ordinances and requirements, including site planning, forest conservation, floodplain management, sediment and erosion control and stormwater management, submitting the Project’s as-built details, allowing access to the Site, vegetation

\textsuperscript{157} Carroll Direct at 5.
\textsuperscript{158} ERD at 23.
\textsuperscript{159} BoA’s Opinion and Order at 50-52.
\textsuperscript{160} PAR at 3 and BoA’s Opinion and Order.
management, development of a truck routing plan, site plan and landscaping, all of which will ensure the County will remain actively involved as the Project progresses towards construction and operation. Additionally, to the extent issues arise in the future, PPRP’s recommended license conditions will provide the County the opportunity to be involved in the resolution of such issues.

C. Other Considerations

1. Decommissioning

Bluegrass agreed with PPRP’s recommended license condition related to the decommissioning of the Project. I find such a plan is necessary to ensure the Project is decommissioned in an appropriate manner at the end of its useful life, in the event the Project is abandoned, or ceases to be operational. I also find PPRP’s recommended license conditions related to the financial mechanism will ensure neither County nor State taxpayers will be responsible for the costs of decommissioning the Project as the financial instrument must be updated every five years. Additionally, I find the recommended license conditions also provides the County an avenue to begin the decommissioning process consistent with the County Code in the event the Project is abandoned or ceases to operate.

2. Noise

PPRP’s independent analysis found the noise generated by the Project, both during and post-construction, would comply with the levels set by COMAR. PPRP specifically included a license condition requiring Bluegrass to construct and operate the Project in compliance with both State noise regulations and the County’s noise ordinance. Therefore, I find, subject to PPRP’s license conditions, the construction and operation of the

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161 Revised Condition 33.
162 Revised Condition 4(j).
Project will have no significant impact from noise associated with the Project on nearby residential dwellings.

3. **Electromagnetic Fields**

PPRP specified the EMF levels were projected to fall below the threshold human health standards at a distance of three feet. As the closest residential property is approximately 450 feet away from the modules, based upon the record, I find that no health risks will be posed by the Project to nearby residential properties from EMF.

4. **Transportation**

The construction of the Project will require an estimated 4,000 one-way truck trips; however, PPRP's analysis found the level of service on local roads would not be degraded. PPRP included several conditions to mitigate the impact of the Project's construction-related traffic. In addition to the requirement to obtain permits from MDOT SHA and the County, Bluegrass must document and monitor road conditions, contact the County to report damages to roads, shoulders, and ROWs, and to correct any damages within 48 hours the detection or report.¹⁶³ The Applicant must also coordinate with the County Schools' Transportation Department to adjust / restrict construction traffic when school buses are operating on roads nearby the Site, instruct suppliers and contractors to be aware of cyclist and bicycle routes near the Project and bicycles laws, and to coordinate with MDOT SHA's Bicycle and Pedestrian Coordinator to minimize potential conflicts with cyclist during construction.¹⁶⁴

Based on the record, subject to PPRP recommended license conditions, I find the Project will not contribute significantly to or impact road traffic during the construction

¹⁶³ Revised Conditions 22-23.
¹⁶⁴ Revised Conditions 21, 29, and 30.
period. I also find PPRP's license conditions that the Applicant promptly repair any
construction-related road damage to be reasonable, and the coordination of the construction-
related traffic with the County Schools' Transportation Department and MDOT SHA will
minimize any potential impacts or conflicts with school buses and cyclists.

5. Public Services and Safety

The record demonstrates the Project will not require additional public
services or create safety-related concerns provided the Applicant complies with the license
conditions. Although the likelihood of a fire is unlikely, PPRP recommended the Project be
constructed in accordance with the minimum standards set forth in the National Fire
Protection Association 70, the National Electrical Code, and the NFPA Fire Code, and to
develop protocols for on-site emergencies with local first responders. Based on PPRP's
recommendations, I find the recommended license conditions are necessary to ensure that
any emergency events at the Site will be handled appropriately, and the Project will not
create unreasonable burdens on first responders in the event of an emergency.

6. Natural Resources

Both the Applicant's and PPRP's analyses indicate the Site includes streams,
wetlands, and forest, all of which will be avoided by the Project. PPRP also pointed out the
presence of sensitive resource areas near the Project, including Stronghold Watersheds,
Tier II streams, and Biodiversity Conservation Network areas, as well as several RTE
species on and around the Site, all of which could be impacted by the construction of the
Project. However, PPRP noted the Applicant's precautions and mitigation strategies to
avoid environmental impacts could improve habitats around the Site. In order protect the

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165 Revised Conditions 31 and 32.
environmental resources on and near the Site, PPRP recommended multiple license conditions. Specifically, for erosion and sediment control, PPRP recommended Bluegrass use best practices and third-party monitoring during construction and avoid disturbances to wetlands and streams, provide both PPRP and the County the Project’s grading and stormwater management plans, and obtain the necessary permits. These conditions will protect not only the streams and wetlands, but also the RTE species that live in those areas. Additionally, Bluegrass must comply with the FCA’s afforestation requirements, which PPRP noted could improve both the habitat and environmental services of forested areas. Both the Applicant and PPRP referenced the proposed pollinator habitat to be planted, approximately 475 acres, and the positive effects it could have on air, soil, water quality, and the local agricultural community.

I find PPRP’s recommended license conditions to be reasonable. The Applicant has numerous permitting requirements and must submit various plans to government agencies, all of which are designed to protect the environmental resources on and around the Site, and the pollinator habitat could improve the air, water, and soil quality and benefit the local community. Based upon the record, I find that Bluegrass’ compliance with PPRP’s license conditions will minimize or avoid impacts to the natural resources identified by PPRP, and those resources will be protected in accordance with applicable statutes and regulations, and potentially improved by the pollinator habitat.

166 See Revised Conditions 4, 8-9, 12, 14, 16-18, and 20.
167 See Revised Condition 15.
168 See Du Terroil-Direct at 5, ERD at 4, Smith Direct at 6, and PAR at 14-15.
VII. Conclusion

Based upon the entire record of this proceeding, I find the Project, as inclusive of the Final Licensing Conditions proposed by PPRP and Staff, attached hereto as Appendices A and B and made a part hereof, to be in the public convenience and necessity.

IT IS, THEREFORE, this 26th day of September, in the year Two Thousand Nineteen,

ORDERED: (1) That the Application, filed for a Certificate of Public Convenience and Necessity to construct a 80.0 MW solar photovoltaic generating facility in Queen Anne’s County, Maryland is hereby granted in accordance with the findings and decision rendered herein.

(2) That the license conditions in Appendices A and B attached hereto and incorporated herein are hereby accepted as licensing conditions of the Certificate of Public Convenience and Necessity in accordance with the findings of this Proposed Order.

(3) That this Proposed Order will become a final order of the Commission on October 29, 2019, unless before that date an appeal is noted with the Commission by any party to this proceeding as provided in Section 3-113(d)(2) of the Public Utilities Article, or the Commission modifies or reverses the Proposed Order or initiates further proceedings in this matter as provided in Section 3-114(c)(2) of the Public Utilities Article.

Ryan C. McLean
Chief Public Utility Law Judge
Public Service Commission of Maryland
APPENDIX A
Revised Initial Recommended License Conditions
PSC Case No. 9496
Bluegrass Solar, LLC - Bluegrass Solar Project

1. Applicability of Conditions - Except as otherwise provided for in the following provisions, the application ("Application") for the Certificate of Public Convenience and Necessity ("CPCN") is considered to be part of this CPCN for the Bluegrass Solar, LLC, also referred to by the Applicant as the Bluegrass Solar Project ("Project"). The Application consists of the original application filed with the Maryland Public Service Commission ("PSC" or "Commission") on November 13, 2018 direct testimony filed on February 11, 2019, and supplemental direct testimony filed on June 10, 2019. Construction and operation of the Project shall be undertaken in accordance with these conditions. If there are any inconsistencies between the conditions specified below and the Application, the conditions in this CPCN shall take precedence. If CPCN conditions incorporate federal or State laws through paraphrased language, where there is any inconsistency between the paraphrased language and the actual State or federal laws being paraphrased, the applicable federal or State laws shall take precedence.

2. Project Scope - The Project shall be constructed as a single-axis tracking photovoltaic (PV) system and within the limit of disturbance and approximate dimensions (surface, in total acreage, and height) as described in the Application or, if applicable, otherwise incorporated in the CPCN. Except as provided for in Condition 6, modifications to the Project’s specifications may not be covered by this CPCN and must be reviewed and approved by the PSC and the Power Plant Research Program ("PPRP").

3. CPCN Expiration - Construction of the Project must commence within three (3) years of receiving the CPCN and the Project must be in operation no later than four (4) years after receipt of the CPCN. If the Project is not completed and operational within four years of issuance of the final order by the PSC granting a CPCN, the CPCN shall expire and no longer constitute authorization to construct and operate the Project.

4. Applicable Laws and Regulations - Construction and operation of the solar facility shall be undertaken in accordance with this CPCN and shall comply with all applicable local, State, and federal laws and regulations, including but not limited to the following:
   a. Nontidal Wetlands - COMAR 26.23.01 applies to activities conducted in nontidal wetlands and wetland buffer.
   b. Waterway Construction - COMAR 26.17.04 applies to regulations governing construction activities in nontidal waters and floodplains.
c. Water Quality and Water Pollution Control – COMAR 26.08.01 through COMAR 26.08.04 apply to discharges to waters of the State and maintenance of surface water quality.

d. Erosion, Sediment and Storm Water Control – COMAR 26.17.01 applies to the preparation, submittal, review, approval, and enforcement of erosion, sediment and storm water control plans, including any dewatering plans and associated water recycling plans.

e. Oil Pollution Control – EPA 40 CFR 112 and COMAR 26.10.01.12 apply to the procedures for oil spill control.

f. Forest Conservation – Maryland’s Forest Conservation Act (FCA), Md. Code, Sections 5-1601 through 5-1613 of the Natural Resources Article.

g. Particulate Matter from Materials Handling and Construction - COMAR 26.11.06.03D applies to airborne particulate matter such that a person may not cause or permit any material to be handled, transported, or stored, or a building, its appurtenances, or a road to be used, constructed, altered, repaired, or demolished without taking reasonable precautions to prevent particulate matter from becoming airborne.

h. Nuisance - COMAR 26.11.06.08, applies to the creation of nuisance or air pollution such that an installation or premises may not be operated or maintained in such a manner that a nuisance or air pollution is created. Nothing in this regulation relating to the control of emissions may in any manner be construed as authorizing or permitting the creation of, or maintenance of, a nuisance or air pollution.

i. Odors - COMAR 26.11.06.09, applies to the discharge of air pollution such that a person may not cause or permit the discharge into the atmosphere of gases, vapors, or odors beyond the property line in such a manner that a nuisance or air pollution is created.

j. Noise - COMAR 26.02.03 applies to noise regulations whereby Bluegrass Solar shall construct the proposed Project in such a way that it complies with the Maryland noise regulations and with relevant Queen Anne’s County noise ordinances.

k. Land Use Ordinance for Queen Anne’s County, Maryland – Relevant portions of the ordinance that address site planning, forest conservation, floodplain management, sediment and erosion control, and stormwater management.

5. Site Control - In accordance with COMAR 20.79.03.01, prior to construction, Bluegrass Solar shall provide PPRP and the PSC with a copy of the purchase agreement, land lease, or similar agreement with the owners of the properties on which the Project site is located. Bluegrass Solar shall also identify any applicable term of the purchase agreement, land lease, or similar agreement and provide
assurances to PPRP and the PSC that such term of the purchase agreement, land lease, or similar agreement meets or exceeds any applicable Power Purchase Agreement (“PPA”) term and includes any time necessary for complete closure and removal of the Project facilities.

6. **Project As-Built Details** - Within 60 days of commencement of operation, Bluegrass Solar shall provide to the PPRP, the PSC, and Queen Anne’s County, the following as-built details: engineering and construction plans for the Project, including the total acreage of the Project site; the PV panel and module type, dimensions, and locations; and a consistent count of the number of PV modules, a consistent count of the number of support posts for the PV modules, as well as a consistent depth of post/pile burial and height of the PV panels above grade. Where the as-built details are identical to those submitted with the CPCN application, Bluegrass Solar shall provide a statement to this effect and not resubmit the information.

7. **Access** - Representatives of the PSC, Maryland Department of Natural Resources (DNR), Maryland Department of the Environment (MDE), and Queen Anne’s County shall be afforded access to the Project site at any reasonable time, with appropriate notification, to conduct inspections and evaluations necessary to assure compliance with the CPCN requirements. Bluegrass Solar shall provide assistance as reasonably may be necessary to conduct inspections and evaluations effectively and safely, which may include, but need not be limited to, the following:
   a. Inspecting construction authorized under this CPCN;
   b. Accessing or copying any records that Bluegrass Solar is required to keep pursuant to this CPCN or applicable regulations;
   c. Obtaining any photographic documentation and evidence; and
   d. Determining compliance with the conditions and regulations specified in the CPCN.

8. **Grading and Stormwater Management** - Bluegrass Solar shall provide PPRP and the PSC Engineering Staff with copies of all plans that Bluegrass Solar submits to Queen Anne’s County in connection with the Project for grading the site, and all permits received for such grading, within fifteen (15) calendar days of submitting such plans or receiving such permits.
   a. Grading and associated stormwater controls shall be designed to minimize hydrological changes to off-site streams and wetlands and to maintain the existing flow regime to these streams and wetlands. In no case shall such plans include removal of topsoil from the site.
   b. Except to implement drainage improvements, Bluegrass Solar shall avoid construction in any existing drainage ditches.

9. **Sediment Control** - Bluegrass Solar shall implement erosion and sediment control best management practices (BMPs) presented in the MDE document titled, 2011
Maryland Standards and Specifications for Soil Erosion and Sediment Control, and as otherwise may be approved or required by Queen Anne’s County. All portions of the Project site disturbed during construction shall be stabilized as soon as practicable after the cessation of construction activities within that portion of the site, followed by seed application, in accordance with the above-cited document. In no instance shall non-native species be seeded or otherwise planted.

10. **Water Supply**

Bluegrass Solar shall inform the PSC and PPRP of any request submitted to MDE Water and Science Administration (WSA) by Bluegrass Solar, its successors, or participating landowners seeking approval to use groundwater for any Project-related purposes. Bluegrass Solar shall provide the PSC and PPRP with copies of any such request submitted to MDE-WSA.

11. **Construction Dewatering**

Bluegrass Solar shall inform the PSC and PPRP of any request submitted to MDE-WSA by Bluegrass Solar, its successors, or participating landowners seeking approval construction dewatering activity for any Project-related purposes. Bluegrass Solar shall provide the PSC and PPRP with copies of any such request submitted to MDE-WSA.

12. **Spill Control**

The streams, ditches, and wetlands on the project parcels, the offsite streams and wetlands to which these flow, and all adjacent properties shall be protected from spills or leaks of transformer fluids or other biologically detrimental substances by appropriate containment structures. Redundant containment structures shall be used around the Project substation to protect tributaries to Brown’s Branch.

13. **Vegetation Management**

The area of the Project site beneath and between the solar panels shall be planted and established with native, warm season grasses and low-growing pollinator-friendly plant species. Further, Bluegrass Solar shall, prior to commencement of Project construction, develop and submit to PPRP for review a grounds management plan that includes the following:

a. Description of grasses and plant species to be maintained at the site;

b. Except for the establishment period for the pollinator habitat where mowing may be employed to manage invasive species, schedule for mowing that avoids or minimizes mowing activities during the nesting season of most ground-nesting birds (i.e., May through August);

c. Restriction of grass mowing height at all times to not less than 10 inches except in areas where this would present a fire hazard or impede required access to equipment;

d. Protocol for managing invasive plant species, consistent with Queen Anne’s County regulations;
e. Plan for avoiding or minimizing the use of herbicides or pesticides at the Project site, including specific conditions under which such substances will be used. Herbicides or pesticides shall be EPA-registered at the time of application and shall only be applied in accordance with label recommendations, applicable law, and landowner requirements;

f. An Integrated Vegetation Management (IVM) approach for creating and maintaining 25-foot-wide buffer areas on either side of the streams and drainage ditches that run through the properties as self-sustaining, low-growing vegetation communities that require little if any mowing and provide wildlife and pollinator habitat.

14. **Soil Compaction Management** – Soil inside the Project Limits of Construction should be effectively managed for compaction according to the guidance provided in the NRCS Soil Quality – Agronomy Technical Note No. 17 “Soil Compaction: Detection, Prevention and Alleviation”. Ripping (to a minimum depth of 12”) and compost amendment shall be performed in compacted areas (e.g. graded areas, staging areas, etc.) to ensure planting success and the proper post-construction runoff characteristics.

15. **Forest Conservation** – To satisfy FCA requirements for development, Bluegrass Solar shall develop and implement a forest planting plan that includes not less than 40.18 acres of forest planting and landscape buffers.
   a. Within 5 years of planting, all areas to be counted toward the 40.18 acres shall meet the statutory definition of forest in NRA 5-1601.k.
   b. To the maximum extent practicable, the planted areas shall connect with existing forests, provide corridors between existing forest patches, and provide buffers between developed areas of the project parcels and streams, ditches, and wetlands.
   c. For a period of 5 years subsequent to the planting of the forest areas, Bluegrass Solar shall maintain these areas free of invasive species and shall monitor them to ensure survival of the plantings. During this period, the areas shall be restocked annually to the planned stem density to compensate for seedling mortality.
   d. During the 5-year monitoring period, annual monitoring reports - including the number of dead trees replaced with new plantings; statistical estimates of live stem density, average stem diameter, average height, and biomass; and a professional assessment of the general condition of the trees - shall be provided to the DNR Forest Service and PPRP.
   e. The existing forest areas on parcels that are purchased and owned by Bluegrass Solar or its successors shall be placed in permanent Forest Conservation easements approved by DNR.
16. **Brown's Branch Stronghold Watershed** – To preserve water quality in Brown's Branch, to which the Project drains, Bluegrass Solar shall implement all applicable practices identified in the MDE document "Enhanced Best Management Practices for Tier II Waters." During construction, flagging, fencing, access barriers, and any other necessary measures shall be used to ensure that onsite drainages to the Brown’s Branch / Southeast Creek system are not disturbed by construction personnel, equipment, or activities. Special effort shall be made to retain fine particle silt, sand, and clay sediments, including the incorporation of redundant/additional control measures in the erosion and sediment control plan to ensure maximum filtration of any sediment-laden runoff (e.g., accelerated stabilization, super silt fence instead of silt fence, etc.).

17. **Rare, Threatened, or Endangered Species** - Bluegrass Solar shall minimize construction disturbance to all rare, threatened, endangered (RTE), or disturbance-sensitive species that may be present in or adjacent to the Project area. If recommended by DNR Wildlife and Heritage Service (WHS) in its December 23, 2016 letter or pursuant to condition 17(c), minimization efforts may include the use of fencing around known habitat areas, restricting construction during breeding or growing seasons, and implementing a third-party environmental monitoring program during construction activities, and reporting to WHS.

a. All direct disturbance to or indirect effects on the streams and wetlands of the Brown’s Branch / Southeast Creek system, which has been identified by DNR WHS as being known habitat for Federally-listed RTE species (*Alasmidonta heterodon*) and State-listed RTE species (*Alasmidonta undulata, Strophitus undulates*), shall be avoided or minimized to the maximum extent practicable.

b. Construction activities that would cause disturbance or disruption to DNR-designated Forest Interior Dwelling Species (FIDS) areas adjacent to the Project site or interconnection routes, raptor nests, or ground-dwelling birds within the Project site shall be avoided to the maximum extent practicable during the breeding seasons for these species.

c. Bluegrass Solar shall notify and consult with the Maryland DNR WHS to determine appropriate actions if any additional rare, threatened, or endangered species are encountered during planning, construction, operation, or maintenance of this facility.

18. **Stream/Wetland Impacts** – All direct or indirect impacts (temporary or permanent) to wetlands and to streams and their 100-year floodplains shall be assessed by Bluegrass Solar prior to the start of any construction activities.

a. Bluegrass Solar shall apply for and obtain permits from MDE for all construction in or disturbance to permanent and intermittent streams ditches, floodplains, and nontidal wetlands or their regulatory buffers,
including but not limited to culverts to be installed in streams or ditches for access roads or other purposes.

b. All culverts in ditches or streams shall be inspected annually for structural damage and erosion at the outfall point. Structural damage or erosion below the outfall invert shall be corrected as soon as practicable.

19. **Generator Interconnection** - While conducting directional drill operations required for the underground transmission cables that connect Project subareas, Bluegrass Solar shall protect surface waters above the drill path and adjacent lakes, streams, and wetlands from all construction and operations impacts.

a. Bluegrass Solar shall meet the standards for construction, maintenance, or repair of underground utility lines in stream or wetland areas that are enumerated in Section IV.B.1.c.(1) of the Maryland State Programmatic General Permit–5 (MDSPGP-5) issued by the U. S. Army Corps of Engineers. These requirements include, but are not limited to, developing a remediation plan for inadvertent returns of drilling fluid (IV.B.1.c.(1)(c)(xiv)).

b. Bluegrass Solar shall not begin construction of the underground transmission cable until it has formulated contingency plans to immediately address and contain inadvertent releases of drilling fluid or other materials that occur while constructing the boreholes for the underground transmission lines, and has provided these plans for review to PPRP, MDE, and any other cognizant agencies.

c. Bluegrass Solar shall ensure that its contingency plans are ready to be implemented before starting drilling operations, including the presence of monitoring and response equipment onsite. During any drilling or boring operations work authorized by this CPCN, Bluegrass Solar shall provide an onsite Independent Environmental Monitor (IEM) to ensure compliance with this Condition. The IEM shall report directly to the MDE’s Compliance Program and notify the Program of any reported, or observed, violations or noncompliance with the conditions and requirements of this CPCN.

d. During construction, Bluegrass Solar shall record all release events and report them within 24 hours of occurrence to PPRP, the PSC, MDE and all other agencies that have issued permits for the construction. Reports shall include the location, volume, and duration of the release, the action(s) taken to stop the release, the containment procedures used to minimize the effects of the release, and the initial assessment of the clean-up or restoration actions that will be required to repair any natural resources damages resulting from the release.

20. **Site Plan** - Prior to the commencement of Project construction, Bluegrass Solar shall certify to the PSC and to PPRP that it has designed the facility in substantial
conformity to Queen Anne’s County Site Plan requirements as codified in adopted amendments to Chapter 18:1 of the Queen Anne’s County Zoning and Subdivision Regulations Regarding Conditional Use Standards for Solar Arrays, and has received site plan approval and all required local permits prior to the commencement of construction. Bluegrass Solar shall file the approved site plan in the PSC docket for Case No. 9496.

21. **Truck Routing Plan** - Prior to construction, Bluegrass Solar shall certify to the PSC and PPRP that it has consulted with Queen Anne’s County Schools Transportation Department regarding school bus routes and schedules, and has adjusted its traffic management plan if needed to restrict truck deliveries during times when school buses are occupying local roads leading to the site.

22. **Road Permits** - Bluegrass Solar shall comply with all permit requirements for use, crossing and occupancy of State and county roads and obtain appropriate approvals, as necessary.

23. **Roadway Maintenance** - Prior to construction, Bluegrass Solar shall document road, shoulder, and right-of-way (ROW) conditions on Shine Smith Road, Bowers Road, Pondtown Road and Sheriff Meredith Road, and monitor road conditions weekly during the construction period, or when notified of damage or debris caused by construction vehicles. In the event Bluegrass Solar damages or drops debris on any of these county roads during its work, it shall contact the Queen Anne’s County Public Works Department to report any damage to the roadway. Bluegrass Solar shall correct all identified road conditions that deviate from its initial reconnaissance within 48 hours of being detected or reported. Repairs to roads, shoulders, and ROWs shall conform to the Queen Anne’s County Design Manual, as adopted by the Public Works Department.

24. **Landscaping Plan** - Bluegrass Solar shall submit to PPRP and the PSC the final landscaping plan which documents its visual mitigation strategy, as approved by Queen Anne’s County. Bluegrass Solar shall file the landscaping plan in the PSC's docket for Case No. 9496.

25. **Visual Impacts** - Bluegrass Solar shall develop a process to document and address complaints related to visual impacts associated with project structures, such as array modules and inverters within the project’s perimeter fence. An admissible complaint shall be one formally submitted in writing to Bluegrass Solar within two (2) years of the project's commencement of operation. Bluegrass Solar shall provide to the PSC and PPRP both a copy of the complaint and its response to the complaint. Bluegrass Solar’s response to any written complaint shall clearly inform the aggrieved party that if not satisfied with Bluegrass Solar’s response, the aggrieved party may seek relief by filing a complaint with the PSC. If the PSC determines after notice and an opportunity to be heard that the complaint is justified, it may direct Bluegrass Solar to prepare and implement a screening plan to mitigate impacts from visual impacts upon the affected property. The screening
plan shall be in conformance with all applicable State and local laws and regulations.

26. **Bonding and Buffer Yard Maintenance** - Bluegrass Solar shall certify to the PSC and to PPRP that it has executed a surety agreement that conforms to §18:1-95.S.(3)(c) of the Queen Anne’s County Zoning and Subdivision Regulations Regarding Conditional Use Standards for Solar Arrays, as adopted.

27. **Reflective Glare** - Bluegrass Solar shall develop a process to document and address admissible complaints related to potential solar reflections. An admissible complaint shall be one formally submitted in writing to Bluegrass Solar within two (2) years of the project’s commencement of operation. Bluegrass Solar shall provide to the PSC and PPRP both a copy of the complaint and its response to the complaint. Bluegrass Solar’s response to any written complaint shall clearly inform the aggrieved party that if not satisfied with Bluegrass Solar’s response, the aggrieved party may seek relief by filing a complaint with the PSC. If the PSC determines after notice and an opportunity to be heard that the complaint is justified, it may direct Bluegrass Solar to prepare and implement a screening plan to mitigate impacts from reflective glare upon the affected property. The screening plan shall be in conformance with all applicable State and local laws and regulations.

28. **Archaeological Discoveries** - In the event that relics from unforeseen archeological sites are revealed and identified during construction, the Applicant, in consultation with and as approved by the MHT, shall develop and implement a plan for avoidance and protection, data recovery, or destruction without recovery of such relics or sites.

29. **Cycling Safety** - Bluegrass Solar shall instruct its suppliers and contractors to be aware of on-road bicycle route designations near the Project and Maryland traffic laws regarding bicycles on the road, and include the condition in all contracts with suppliers or contractors.

30. **Cycling Impacts** - Bluegrass Solar shall certify to the PSC and to PPRP that it has consulted with the MDOT SHA Bicycle and Pedestrian Coordinator to ensure activity during construction minimizes conflict with bicyclists.

31. **Fire Safety** - Bluegrass Solar shall design, install and maintain the Project to meet all applicable minimum standards set forth in the National Fire Protection Association (NFPA) 70: National Electrical Code and all applicable minimum
standards appropriate for ground-mounted solar facilities set forth in NFPA 1: Fire Code.

32. **Emergency Preparedness** - Bluegrass Solar shall contact the Church Hill VFC and the Queen Anne’s County Department of Emergency Services to develop appropriate protocols for addressing on-site emergencies.

33. **Solar Decommissioning**
   
a. At least 30 days prior to the start of construction, the Bluegrass Solar shall submit a decommissioning plan to the PSC and PPRP for review. The decommissioning plan shall describe the responsible party(ies), timeframes, and estimated costs for decommissioning, dismantling, and legal disposal of all components, including cables, wiring, and foundations below ground surface. The plan shall address site conditions after decommissioning, including stabilization, grading and seeding all disturbed areas. The plan shall maximize the extent of component recycling and reuse, where practicable, and ensure all materials are handled in accordance with applicable federal, State, county, and local requirements. The Bluegrass Solar shall not begin construction until the Bluegrass Solar has addressed all comments from the PSC and PPRP, the PSC has approved the plan, and all specified financial guaranties are in place. The approved plan, and any updated plans, shall be filed in the PSC docket for Case No. 9496.

b. Bluegrass Solar shall implement a financial mechanism to ensure that decommissioning costs are not borne by the State and/or the County at the end of the useful life of the Project or in the event of abandonment of the Project. The Project will be considered to be abandoned if there is no output from the Project to the grid for a period of twelve (12) consecutive months. The financial instrument may be in the form of a surety bond, a letter of credit issued by a financial institution, or other alternative arrangement and must be in place prior to the commencement of construction of the Project. The financial mechanism is subject to the evaluation and approval of the PSC as to the credit-worthiness and financial capabilities of the counter-party(ies).

c. Bluegrass Solar shall develop an estimate of decommissioning costs by a third-party consultant to determine the amount of the decommissioning surety bond, letter of credit or other alternative arrangement. The cost estimate shall address provisions for the safe removal and proper disposal of all components of the Project, including any components containing hazardous or toxic materials.

d. Over the life of the Project, Bluegrass Solar shall update the decommissioning cost estimate and corresponding approved financial
instrument every five (5) years after the issuance of the CPCN to adjust for inflation and any other necessary changes. The salvage value of the panels may only be included in a five (5) year update as an offset to decommissioning costs if Bluegrass Solar can provide evidence that a recycling market exists for such panels and the value is commercially supported. Bluegrass Solar shall provide the revised cost estimate to the PSC for approval, file the revised cost estimate in the PSC docket for Case No. 9496 and execute an adjustment to the financial guarantee mechanism.

e. Except in the event of a pending request for repowering filed with the Commission, Bluegrass Solar shall begin implementation of the approved decommissioning plan within 12 months after the Project ceases to generate electricity for sale. Prior to starting implementation, Bluegrass Solar shall notify the PSC and PPRP of its intent to decommission.

34. Project Transfer - All provisions and requirements of this CPCN shall apply to any and all subsequent owners and/or operators of the Project. In the event of any pending change in control or ownership, the current owner/operator shall notify the succeeding owner/operator of the existence of the requirements of this CPCN by letter and shall send a copy of this letter to the PSC and PPRP. Information provided to the PSC and PPRP shall also be filed in the PSC docket for Case No. 9496.

35. Current Point of Contact - The Applicant or its legal successor shall specify a representative for Project matters, including compliance with the CPCN conditions ("Representative"). The Applicant or its legal successor shall file in the PSC docket for Case No. 9496 the representative’s contact information, including the representative’s name, title, email address and physical address. Any change in the representative or to the representative’s contact information shall be filed in the PSC docket within 30 days.

36. Compliance - Issues of non-compliance with CPCN conditions raised by Queen Anne’s County, PPRP, or any other party to the case shall be addressed by the Project’s Representative. Within 45 days of receiving notice, a summary of the non-compliance issue and a statement of how the Project has addressed or is addressing the matter shall be filed in the PSC for Case No. 9496.

37. Submissions to PPRP - Informational copies of the required communications, reports or studies referenced in the preceding recommended license conditions shall be sent to PPRP by e-mail (and by mail if requested) at:

Director
Power Plant Assessment Division
Department of Natural Resources
Tawes State Office Bldg., B-3
580 Taylor Avenue
Annapolis, Maryland 21401
e-mail: pprp.dnr@maryland.gov
Recommended Licensing Conditions of the Public Service Commission Staff
Bluegrass Solar Energy, LLC – Case No. 9496

(1) Grant a CPCN to Bluegrass Solar, LLC for an 80 MW solar generating facility in Queen Anne’s County, Maryland; and

(2) Require the filing of a request for CPCN amendment with the Commission for any generation capacity in excess of 80 MW; and

(3) Require the signed Interconnection Services Agreement ("ISA") and Construction Service Agreement ("CSA") executed by Bluegrass Solar with PJM Interconnection, LLC ("PJM") and Delmarva Power & Light Company ("DPL") be filed with the Commission prior to the commencement of construction; and

(4) Require Bluegrass Solar, its successors and assigns to provide sixty (60) days written advance notice to the Commission of any non-wholesale electricity sale by Bluegrass Solar to a Maryland retail electric customer, and comply with all regulations regarding such sale including executing any requisite Interconnection Agreement(s), and obtaining retail supplier approval(s) prior to delivering electricity into the respective systems of Maryland electric companies; and

(5) Require Bluegrass Solar, its successors and assigns, to provide written notice of any proposed change in ownership of all, or any portion of the Project, at least thirty (30) days prior to the closing date of any sale to a third party. The written notice should include, but not be limited to, the identity of the proposed owner with contact information to receive any Commission inquiries, the proposed effective date of any change in ownership, and documentation that demonstrates the capability of the prospective owner to operate and maintain the Project in accordance with any CPCN issued in this proceeding; and

(6) Grant any additional conditions proposed by the other State agencies having jurisdiction in this proceeding.
24 September 2019

Brian R. DeMoss, President
Commissioners of Barclay, MD
1602 Barclay Road
PO Box 39
Barclay, MD 21607

Re: Town of Barclay Resolution 2019-01
Annexation of the Lands of Demoss and Semans
Waiver Request

Dear President DeMoss,

Thank you for conveying the Town of Barclay’s Annexation Resolution #2019-01 to the County for findings of Comprehensive Plan and zoning consistency, as well as consideration of a waiver of the 5-year hold on the existing zoning classification. The County Commissioners of Queen Anne’s County have reviewed the Annexation Resolution and the Annexation Plan and are pleased to provide favorable comments on the proposal citing the following:

- In accordance with Maryland Annotated Code § 4-415 (Annexation plan) and § 4-416 (Planning and zoning authority), this item was reviewed at the 12 September 2019 Planning Commission meeting and received a favorable recommendation.
- The proposal is consistent with the several 2010 Queen Anne’s County Comprehensive Plan goals and strategies.
- A waiver of the 5-year hold on the existing zoning classification is hereby approved in accordance with the following facts:
  - Per § 4-415, the Town has amended its Municipal Growth Element to include these 4 parcels specifically. Town of Barclay Resolution 2016-5, approved in December 2016, removed parcels located to the west of MD Route 313 and redefined its Municipal Growth Area to include the parcels identified in this annexation plan. These parcels are identified at a density of 3.5 dwelling units per acre or greater within the MGA. Therefore, the Town is enacting its planning vision for this area with this Annexation Plan and waiver request.
  - Upon adoption of Annexation Resolution #2019-01, the Town will pursue the following amendments:
    - Queen Anne’s County Comprehensive Water and Sewer Plan amendment
    - Priority Funding Area expansion per Annotated Code of Maryland §5-7B (State Planning, Priority Funding Areas)
QUEEN ANNE'S COUNTY
BOARD OF COUNTY COMMISSIONERS

James J. Moran, President

Jack N. Wilson, Jr.

Christopher M. Corchiarino

Stephen Wilson

Philip L. Dunenil

CC: Patrick W. Thomas, Town Attorney
DATE: October 1, 2019

TO: County Commissioners

CC: Todd Mohn, County Administrator
    Jonathan R. Seeman, Director, Budget, Finance and IT

FROM: County Staff and Broadband Advisory Committee (BAC)

RE: Broadband Feasibility Study Kick-off Meeting

Queen Anne's County is kicking off their Broadband Feasibility Study with their vendor CTC Technology and Energy (CTC) on Monday October 21st, 2019 from 4 - 6pm in the Planning and Zoning Conference Room (110 Vincit St, Centreville, MD). The intent of the study is to determine the best path forward with the expansion of broadband in the County. This meeting is intended to provide an overview of how CTC expects to create this plan as well as to gather information from community stakeholders.

In addition to the members of the Broadband Committee, members of the following organizations were invited:

University of Maryland QAC Extension
Queen Anne's County Public Schools

Jenny Rhodes and Paul Rickert
Andrea Kane, Superintendent
Gregory Pelewski, Assistant Superintendent
Josh Combs, Technology System Supervisor
Jacquelyn Wilhelm, Principal, Church Hill Elementary
Thomas Walls, Principal, Sudlersville Elementary
Rob Watkins, Principal Sudlersville Middle
Susan O'Noili, Executive Director
Sharon Darling, President, Board of Director
Janet Salazar, QAC Library Director
Trish Bucci, Eastern Shore Regional Director
Bill Faust, Robbie March, Tracey Johnson
Dale Walls, President
Linda Friday

Fire and EMS Commission
Corsica Tech
QAC Chamber of Commerce
QAC Department Heads
September 19, 2019

Beverly Churchill
Director, Human Resources
Queen Anne’s County
107 North Liberty Street
Centreville, MD 21617

Dear Ms. Churchill:

The Upper Shore Regional Council Board of Director’s reviewed the contracts for Executive Director Susan O’Neill and Executive Assistant Janice Palmer at their board meeting on Wednesday, September 18, 2019. The contracts for each employee were renewed and extended for three more years. The board also voted for a salary increase for each.

Susan O’Neill’s current salary is $85,000 and will increase to $95,000. Janice Palmer’s current salary is $40,000 and will increase to $50,000.

The salaries and benefits provided by Queen Anne’s County to USRC employees are 100% reimbursable by the Upper Shore Regional Council to Queen Anne’s County.

Please note the increases took effect as of September 18, 2019. Should you need any more information please do not hesitate to call. We appreciate the human resource services offered by Queen Anne’s County Government.

Sincerely,

Bob Meffley
Chair, Upper Shore Regional Council

Cc: Susan O’Neill, Executive Director

Jack Wilson, 1st Vice President
QUEEN ANNE'S COUNTY PLUMBING & HVAC BOARD
August 22, 2019

PRESENT: Mike Sipes, James (Zeke) Warner, Scott (Rocky) Jones, John Nickerson, Mike Bozek, Tim Wilson, Robby Pardoe, Dorsey Patchett

ABSENT: None

GUEST: None

The meeting was called to order at 9:05 a.m.

A motion was made by Rocky Jones to approve the July minutes as sent; this was seconded by Zeke Warner and approved by all.

SANITARY DISTRICT: Did not attend.

HEALTH DEPARTMENT: Nothing new to report.

CLERK: Received an email from Dennis Hager about concerns he has as to if the plumbing for his new house meets code. The Board instructed the Clerk to forward his email to M.D.I.A.

Received a complaint that Michael Baumgardner was doing hvac work in Beach Harbor without a State or County license. The Clerk called Mr. Baumgardner who said he was only helping out a friend. Clerk explained that you cannot do any work in the County until you have a State and County license and apply for the appropriate permits. Information was then emailed to him so that he could get the necessary licenses. The Clerk notified Planning and Zoning who was sending an Inspector down to see if work was still being done and will issue a citation if so. Sandy Baumgardner called to ask if a permit was required to do hvac work on an RV. The Clerk asked the Board for clarification as to when does RV / trailer become a dwelling that needs a hvac permit. The Board stated as long as all the hvac equipment is contained inside the unit it does not require a permit, if it has any outside equipment it does.

Brief discussion on fire sprinklers regulations.

Being no further business the meeting adjourned at 9:55 a.m.

Checks to be requested: John Nickerson $25 Scott Jones $25
Dorsey Patchett $25 Mike Sipes $25
James Warner $25 Robby Pardoe $25
Mike Bozek $25 Tim Wilson $25

______________________________
Michael Sipes, President

______________________________
Cindy Gadow, Clerk
# Queen Anne’s County Plumbing Board Report

**August 2019**

## Jobs per District

<table>
<thead>
<tr>
<th>District</th>
<th>Count</th>
</tr>
</thead>
<tbody>
<tr>
<td>First District</td>
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<tr>
<td>Second District</td>
<td>3</td>
</tr>
<tr>
<td>Third District</td>
<td>13</td>
</tr>
<tr>
<td>Fourth District</td>
<td>104</td>
</tr>
<tr>
<td>Fifth District</td>
<td>9</td>
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<tr>
<td>Sixth District</td>
<td>5</td>
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<tr>
<td>Seventh District</td>
<td>2</td>
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<tr>
<td><strong>Total</strong></td>
<td>137</td>
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## Type of Construction

<table>
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<tr>
<th>Type of Construction</th>
<th>Count</th>
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</thead>
<tbody>
<tr>
<td>New Homes</td>
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</tr>
<tr>
<td>Addition</td>
<td>4</td>
</tr>
<tr>
<td>Renovation/Alteration</td>
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<tr>
<td>Gas</td>
<td>39</td>
</tr>
<tr>
<td>Modular/Double-Wide</td>
<td>0</td>
</tr>
<tr>
<td>Trailer</td>
<td>0</td>
</tr>
<tr>
<td>HVAC</td>
<td>40</td>
</tr>
<tr>
<td>Backflow</td>
<td>21</td>
</tr>
<tr>
<td>Commercial</td>
<td>2</td>
</tr>
<tr>
<td>Farm Building</td>
<td>1</td>
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<tr>
<td>Replacement</td>
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<td><strong>Total</strong></td>
<td>137</td>
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## Fees From Permits

<table>
<thead>
<tr>
<th>Description</th>
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<th>Amount</th>
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<tbody>
<tr>
<td>Administrative Fee</td>
<td>116</td>
<td>$1,160.00</td>
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<tr>
<td>Public Sewer Connection Permit</td>
<td>0</td>
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<tr>
<td>Public Water Connection Permit</td>
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</tr>
<tr>
<td>Mechanical Permit</td>
<td>40</td>
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<tr>
<td>Plumbing Permit</td>
<td>37</td>
<td>$3,795.00</td>
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<td>Gas Permit</td>
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<tr>
<td>Re-Inspection Fees</td>
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<tr>
<td><strong>Total</strong></td>
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## Fees From Backflow

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<tr>
<td>Backflow Test and Maintenance Forms</td>
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<td>$525.00</td>
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<td></td>
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## Fees From Licenses

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<td>Master HVACR (HM)</td>
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<td>Master HVACR (HM)</td>
<td>3</td>
<td>$90.00</td>
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<tr>
<td>Master Plumber Non-Resident (PN)</td>
<td>9</td>
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<tr>
<td>Septic Installer Non-Resident (SN)</td>
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<tr>
<td>Septic Installer Resident (SR)</td>
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<td><strong>Total</strong></td>
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## Refunds

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<tr>
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<td></td>
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<td>-$5.00</td>
</tr>
<tr>
<td><strong>Total</strong></td>
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<td>-$30.00</td>
</tr>
</tbody>
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## Revenue

- **Administrative Fee Revenue (07/01/2019 - 08/31/2019):** $2,220.00
- **Q.A. County License Revenue (07/01/2019 - 08/31/2019):** $4,160.00
- **MDIA Permit Revenue (07/01/2019 - 08/31/2019):** $13,017.00
- **Q.A. County Permit Revenue (07/01/2019 - 08/31/2019):** $4,339.00
- **Q.A. County Backflow Forms (07/01/2019 - 08/31/2019):** $1,325.00
- **Refunds (07/01/2019 - 08/31/2019):** $-30.00

**Total Revenue (07/01/2019 - 08/31/2019):** $25,031.00
COUNTY ORDINANCE NO. 19-15

A BILL ENTITLED

AN ACT CONCERNING the Prohibition of the Use of Shipping Containers as Accessory Structures in Queen Anne’s County.

FOR THE PURPOSE of establishing a definition of “shipping container” in Chapter 18App and prohibiting the use of shipping containers as accessory structures in Queen Anne’s County.

BY ADDING a definition of “Shipping Container” to Chapter 18App of the Code of Public Local Laws of Queen Anne’s County, Maryland.

SECTION I

BE IT ENACTED BY THE COUNTY COMMISSIONERS OF QUEEN ANNE’S COUNTY, MARYLAND that the following definition be ADDED to Chapter 18App of the Code of Public Local Laws:

“Chapter 18App Appendix a: Glossary

. . .

Shipping containers: A container that is resealable and lockable that is used with standard equipment for intermodal shipments; often found on shipping ships, trains, and trucks for the transport of goods.”

. . .

SECTION II

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

INTRODUCED BY: Commissioner Moran

DATE: September 10, 2019

PUBLIC HEARING HELD: October 8, 2019 @ 6 pm

VOTE: ___________ Yea ____________ Nay

DATE OF ADOPTION: ______________________

EFFECTIVE DATE:  ______________________
COUNTY ORDINANCE NO. 19-05

A BILL ENTITLED

AN ACT CONCERNING the Amendment and Update of the Queen Anne’s County Critical Area Maps;

FOR THE PURPOSE of adopting the comprehensive update of the Critical Area Buffer Exempt Area Maps by replacing the same with a digitally generated geo-referenced Modified Buffer Area mapping as part of the Queen Anne’s County Critical Area Overlay Maps;

BY AMENDING the official Queen Anne’s County Critical Area Maps by replacing the Critical Area Buffer Exempt Area Maps with the Modified Buffer Areas shown on the digitally generated geo-referenced Modified Buffer Area mapping.

SECTION I

BE IT ENACTED BY THE COUNTY COMMISSIONERS OF QUEEN ANNE’S COUNTY, MARYLAND that the Queen Anne’s County Official Critical Area Overlay Maps be and are hereby AMENDED as respects Buffer Exempt Areas by REPLACING the Critical Area Buffer Exempt Area Maps with the digitally generated geo-referenced Modified Buffer Area mapping.

SECTION II

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

INTRODUCED BY: Commissioner Moran

DATE: August 27, 2019

PUBLIC HEARING HELD: September 24, 2019 @ 5:45 pm

VOTE: Yea Nay

DATE OF ADOPTION:

EFFECTIVE DATE: