

ORDINANCE NO. 01-01A

AN AMENDMENT TO A BILL ENTITLED

AN ACT concerning the Repeal and Readoption with amendments of the Public Local Laws of Queen Anne's County (1996 Ed.) Title 14, Environmental Protection, 1996 Official Chesapeake Bay Critical Area Map Nos. 49 and 57.

FOR THE PURPOSE of conditioning the grant of Critical Area Growth Allocation contemplated by County Ordinance No. 01-01 on the performance and satisfaction of certain conditions and providing for the recapture of said Growth Allocation if certain conditions are not met.

SECTION I

BE IT ENACTED BY THE COUNTY COMMISSIONERS OF QUEEN ANNE'S COUNTY, MARYLAND that Title 14 of the Code of Public Local Laws of Queen Anne's County (1996 Ed.) be amended by the repeal of Official Chesapeake Bay Critical Area Map Nos. 49 and 57 and the adoption of the attached Map Nos. 49 and 57 as the Official Chesapeake Bay Critical Area Map Nos. 49 and 57 provided, however, that the map amendments and the use of Critical Area Growth Allocation in connection therewith are conditioned in their entirety on (i) the negotiation and execution of an acceptable Developer Rights and Responsibilities Agreement between the County Commissioners of Queen Anne's County and K. Hovnanian of Maryland, Inc. in accordance with Resolution No. 01-13 of the County Commissioners of Queen Anne's County adopted April 10, 2001 and (ii) full compliance with all other conditions set forth in said Resolution 01-13.

SECTION II

BE IT FURTHER ENACTED BY THE COUNTY COMMISSIONERS OF QUEEN ANNE'S COUNTY, MARYLAND that in the event a satisfactory Developer Rights and Responsibilities Agreement is not negotiated and executed within six (6) months from the date of adoption of this Ordinance, or the other conditions set forth in Resolution 01-13 are not complied with in full as a part of or before final subdivision approval the grant of growth allocation and the amendments to Chesapeake Bay Critical Area Map Nos. 49 and 57 contemplated herein shall be null and void. The County Commissioners of Queen Anne's County may extend said six (6) month period by resolution adopted prior to the expiration of said six (6) month period. Any such resolution shall extend said six (6) month period to a day certain.

SECTION III

BE IT FURTHER ENACTED that County Ordinance 01-01 shall be amended as set forth above immediately upon adoption of this Amendment.

Amendment Introduced By: Marlene Davis

Date of Introduction: 8-21-01

Vote: 3 Yea _____ Nay

Date of Vote: 8-21-01

Amended County Ordinance No. 01-01

Vote: 3 Yea _____ Nay

Date of Vote: 8-21-01