

COUNTY ORDINANCE NO. 14-16

AN EMERGENCY BILL ENTITLED

AN ACT CONCERNING Revisions to Chapter 14:3 of the Code of Public Local Laws of Queen Anne’s County, Maryland entitled “Floodplain Management”;

FOR THE PURPOSE of revising the Queen Anne’s County Floodplain Management Ordinance to address the concerns and comply with the requirements of the Federal Emergency Management Agency (FEMA);

BY AMENDING Sections 14:3-19.A.(10) and 14:3-40.D. of the Code of Public Local Laws of Queen Anne’s County.

SECTION I

BE IT ENACTED BY THE COUNTY COMMISSIONERS OF QUEEN ANNE’S COUNTY, MARYLAND that Section 14:3-19.A.(10) and 14:3-40.D. be amended to read as follows:

§14:3-19. Application required.

...

A. At a minimum, applications shall include:

...

(10) For accessory structures that are 300 square feet or larger and under 600 square feet in area (foot print) that are below the base flood elevation, a Declaration of Land Restriction (Non conversion Agreement) shall be recorded on the property deed prior to issuance of a certificate of occupancy.

...

§14:3-40. Development that affects flood-carrying capacity of nontidal waters of state.

...

D. Construction of Roads, Bridges, Culverts, Dams and In-Stream Ponds.

Construction of roads, bridges, culverts, dams, and in-stream ponds in nontidal waters of the State shall not be approved unless they comply with this section and the applicant has received a permit from MDE. In-kind repair of culverts and roads will not require hydrologic and hydrologic engineering analyses if it is demonstrated that the cumulative effect of the proposed development, when combined with all other existing development, will not increase the water surface elevation of the base flood more than one foot at any point within the community.

...

SECTION II

BE IT FURTHER ENACTED that this shall be declared an emergency bill affecting the public health, safety and welfare of the County and upon the affirmative vote of at least four-fifths of the total membership of the Board of County Commissioners shall take effect immediately, otherwise the same shall not be deemed an emergency bill and shall take effect on the forty-sixth (46th) day following its passage.

INTRODUCED BY: Commissioner Dumenil

DATE: October 28, 2014

PUBLIC HEARING HELD: November 25, 2014 @ 6:15 p.m.

VOTE: 5 Yea 0 Nay

DATE OF ADOPTION: November 25, 2014

EFFECTIVE DATE: November 25, 2014