

FILED

RESOLUTION NO. 2004-20

04 NOV 23 PM 2:29

**A RESOLUTION OF THE COUNTY COUNCIL OF DORCHESTER COUNTY AMENDING RESOLUTION NO. 321 TO PROVIDE THAT ONCE AN INCORPORATED MUNICIPALITY HAS COMPLETELY EXPENDED THE GROWTH ALLOCATION ALLOTMENT PROVIDED TO THEM FOR INFILL DEVELOPMENT BY THE COUNTY IN RESOLUTION NO. 321, THEN THE INCORPORATED MUNICIPALITY MUST HAVE THE APPLICANT FOR A DEVELOPMENT PROJECT SUBMIT AN APPLICATION TO THE DORCHESTER COUNTY PLANNING AND ZONING OFFICE FOR ANY ADDITIONAL GROWTH ALLOCATION NEEDS.**

**WHEREAS**, Natural Resources Article, Section 8-1801 et seq., Annotated Code of Maryland, requires and empowers local jurisdictions to use their growth allocation allotment to create new intensely developed areas and new limited development areas; and

**WHEREAS**, the Dorchester County Planning and Zoning Office met with the municipalities on June 9, 2004 and notified them that the Dorchester County Council was concerned about the distribution of Dorchester County's growth allocation and furthermore had determined that once a municipality uses the growth allocation allotment granted for infill development the municipality must request any additional growth allocation needed for infill from the County Council; and

**WHEREAS**, the Dorchester County Planning and Zoning Office has prepared amendments to the Critical Area Protection District to reflect the policies and procedure outlined in this resolution and former Resolution No. 321 and these were presented to the municipalities for review and comment on June 9, 2004 as well as Chesapeake Bay Critical Area Commission staff.

**WHEREAS**, the Dorchester County Council held an advertised public hearing on September 14, 2004 regarding amendments to the Chesapeake Bay Critical Area Protection District and recommended said amendments to the Chesapeake Bay Critical Area Commission on September 17, 2004; and

**WHEREAS**, the Chesapeake Bay Critical Area Commission, by unanimous vote approved the bill amending the Critical Area Protection District on November 19, 2004


**NOW THEREFORE**, The County Council of Dorchester County does hereby resolve that once an incorporated municipality has completely expended the growth allocation allotment provided for them for infill development by the County in Resolution No. 321, then the incorporated municipality must have the applicant for a development project submit an application to the Dorchester County Planning and Zoning Office for any additional growth allocation needs.

Adopted this 14<sup>th</sup> day of September, 2004.

ATTESTED BY:

  
Jane Baynard  
County Manager

THE COUNTY COUNCIL  
OF DORCHESTER COUNTY

  
Glenn L. Bramble  
President

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Effie M. Elzey  
Effie M. Elzey

Thomas A. Flowers  
Dr. Thomas A. Flowers

David Yockey  
David Yockey

William V. Nichols  
William V. Nichols

**CERTIFICATION**

**THE COUNTY COUNCIL OF DORCHESTER COUNTY HEREBY CERTIFIES TO THE CLERK OF THE CIRCUIT COURT FOR DORCHESTER COUNTY, THAT THE FOREGOING IS A TRUE AND EXACT COPY OF THE RESOLUTION ADOPTED AND ORDAINED BY THE COUNTY COUNCIL OF DORCHESTER COUNTY ON THE 14th DAY OF September 2004 AND FURTHER ORDER THE SAME TO BE RECORDED AMONG THE ORDINANCE BOOKS OF DORCHESTER COUNTY, MARYLAND, WITHOUT COST.**

**ATTEST:**

**THE COUNTY COUNCIL OF DORCHESTER COUNTY**

Jane Baynard  
Jane Baynard, County Manager

Glenn L. Bramble  
Glenn L. Bramble, President

Effie M. Elzey  
Effie M. Elzey

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