

OF

**DORCHESTER COUNTY, MARYLAND**

2019 Legislative Session,  
Legislative Day No. 1


Introduced By: County Council

BILL NO. 2019- 2

AN ACT OF THE COUNTY COUNCIL OF DORCHESTER COUNTY, MARYLAND ACTING PURSUANT TO THE LAND USE ARTICLE OF THE MARYLAND ANNOTATED CODE, WHICH ENTRUSTS LOCAL JURISDICTIONS WITH LAND USE PLANNING AUTHORITY TO GUIDE GROWTH AND DEVELOPMENT AND ACTING PURSUANT TO TITLE 27, CRITICAL AREA COMMISSION FOR THE CHESAPEAKE AND ATLANTIC COASTAL BAYS, SUBTITLE 01, CRITERIA FOR LOCAL CRITICAL AREA PROGRAM DEVELOPMENT, OF THE CODE OF MARYLAND REGULATIONS (COMAR) AND ACTING PURSUANT TO SECTION 8-1808 OF THE NATURAL RESOURCES ARTICLE, PROGRAM DEVELOPMENT FOR THE CHESAPEAKE BAY CRITICAL AREA TO REPEAL AND REENACT SECTION 68.16(e)(1)(a)(2) AND SECTION 68.25(b)(4)(a) OF CHAPTER 68 OF THE DORCHESTER COUNTY CODE ENTITLED "CHESAPEAKE BAY CRITICAL AREA".

Introduced, read first time, ordered posted on the official bulletin board of County, County Office Building, 501 Court Lane, Cambridge, Maryland 21613.

Ordered publication for once a week for two (2) successive weeks, and public hearing scheduled on Tuesday, March 5, 2019, Room 110, County Office Building, 501 Court Lane, Cambridge, Maryland at 6:10 p.m.

By order:   
William V. Nichols  
President of the County Council

Jan.19  
Repeal-ReenactChap68.Pub2/mlh

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SECTION ONE: Be it ENACTED and ORDAINED by the County Council of Dorchester County, Maryland, that Section 68.16(e)(1)(a)(2) of Chapter 68 of the Dorchester County Code be repealed and reenacted to read as follows:

The proposed expansion will not enlarge the existing footprint of the subject structure by greater than 30% of that structure as it existed on March 8, 2010, or 500 square feet, whichever is greater.

SECTION TWO: Be it ENACTED and ORDAINED by the County Council of Dorchester County, Maryland, that Section 68.25(b)(4)(a) of Chapter 68 of the Dorchester County Code be repealed and reenacted to read as follows:

The Buffer is expanded for highly erodible soil on a slope less than 15 percent or is expanded for a hydric soil and the expanded Buffer occupies at least 75% of the lot or parcel excluding privately owned tidal wetlands;

SECTION THREE: Be it further ENACTED and ORDAINED, by the County Council of Dorchester County, Maryland, that that this Bill is subject to the approval of the Critical Area Commission.

SECTION FOUR: Be it further ENACTED and ORDAINED by the County Council of Dorchester County, Maryland, that upon approval of the Critical Area Commission, General Code Publishers is directed to codify the amendments herein enacted to Chapter 68 of the Dorchester County Code entitled "Chesapeake Bay Critical Area".

SECTION FIVE: Be it further ENACTED and ORDAINED by the County Council of Dorchester County, Maryland, that this Bill shall be known as Bill No. 2019- 2 of Dorchester County, Maryland and shall take effect sixty (60) days after its final passage or upon Critical Area Commission approval whichever is later.

SECTION SIX: Be it further ENACTED and ORDAINED by the County Council of Dorchester County, Maryland, that the disapproval or invalidity by Critical Area Commission or its Chairman of any provisions of this Bill shall not affect the validity or enforceability of any other provisions of this Bill, which shall remain in full force and effect. Only those portions of this Bill approved by the Critical Area Commission shall be codified in the Dorchester County Code.

SECTION SEVEN: Be it further ENACTED, pursuant to Section 308 of the Charter of Dorchester County, Maryland, that promptly after enactment of this Act, the County Manager shall cause a fair summary of this Act to be published at least once in a newspaper of general circulation in Dorchester County, Maryland.

PASSED this 5th day of March, 2019.

ATTEST:

COUNTY COUNCIL OF DORCHESTER COUNTY, MARYLAND

BY:   
Donna Lane  
Acting County Manager

BY:   
William V. Nichols  
President

APPROVED this 5th day of March, 2019.

ATTEST:

COUNTY COUNCIL OF DORCHESTER COUNTY, MARYLAND

BY:   
Donna Lane  
Acting County Manager

BY:   
William V. Nichols  
President

Travers - aye  
Pfeffer - aye  
Nichols - aye  
Nagel - aye  
Newcomb - aye

Jan.19  
Repeal-ReenactChap68.Bill2/mlh