

COUNTY COUNCIL OF BALTIMORE COUNTY, MARYLAND
Legislative Session 2008, Legislative Day No. 12

Bill No. 66-08

Mr. Vincent J. Gardina, Councilman

By the County Council, July 7, 2008

A BILL
ENTITLED

AN ACT concerning

Basic Services Maps

FOR the purpose of providing that the Basic Services Transportation Map shall be adopted and amended by the Bureau of Traffic Engineering, with annual reports sent to the County Council; and generally relating to the Basic Services Maps.

By repealing and re-enacting, with amendments

Section 4A02.3C and 4A02.3E.1. and 3.
Baltimore County Zoning Regulations

1 SECTION 1. BE IT ENACTED BY THE COUNTY COUNCIL OF BALTIMORE
2 COUNTY, MARYLAND, that Sections 4A02.3C and 4A02.3E.1. and 3. of the Baltimore
3 County Zoning Regulations, as amended, be and they are hereby repealed and re-enacted, with
4 amendments, to read as follows:

5 4A02.3 Adoption of Basic Services Maps.

EXPLANATION:

CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter stricken from existing law.

~~Strike out~~ indicates matter stricken from bill.

Underlining indicates amendments to bill.

1 C. The individual Sewer[,] AND Water Supply [and Transportation] Basic Services Maps
2 shall be adopted by the County Council in accordance with the procedures and requirements of
3 this article, contrary provisions of Article 32 of the Baltimore County Code notwithstanding.

4 THE INDIVIDUAL TRANSPORTATION BASIC SERVICES MAP SHALL BE ADOPTED
5 BY THE BUREAU OF TRAFFIC ENGINEERING IN ACCORDANCE WITH THE
6 REQUIREMENTS OF THIS ARTICLE, WITH ANNUAL REPORTS SENT TO THE
7 COUNTY COUNCIL.

8 E. Amendments.

9 1. On or before January 22 of each year, the Planning Board shall recommend to the
10 County Council any proposed annual revisions to the Basic Services SEWERAGE AND THE
11 BASIC SERVICES WATER SUPPLY Maps. AT THE SAME TIME, A REPORT SHALL BE
12 SENT TO THE COUNTY COUNCIL DETAILING ANY CHANGES MADE TO THE BASIC
13 SERVICES TRANSPORTATION MAP BY THE BUREAU OF TRAFFIC ENGINEERING IN
14 ACCORDANCE WITH THE STANDARDS OF SECTION 4A02.4D.

15 3. The Basic Services SEWAGE AND BASIC SERVICES WATER SUPPLY Maps
16 may be amended only under the annual revision procedures set forth above, except in the
17 following circumstances, after the Planning Board has been given an opportunity, at a regular
18 meeting of the Board, to review and issue a report concerning the proposed amendment:

19 a. Error. In the case of error, the maps may be corrected at any time by resolution
20 of the County Council, provided that the Council finds that an error has, in fact, been made.

21 b. Correction of deficiency. In the case of a deficiency which has been corrected
22 by actual construction of adequate facilities, the maps may be amended, at any time, to reflect

1 the correction, by resolution of the County Council after certification by the Department of
2 Public Works, in the case of a water or sewer deficiency[, or the Department of Traffic
3 Engineering, in the case of a traffic deficiency], that the needed facility has been constructed and
4 is performing so that the area no longer suffers a service deficiency. [Where] IF correction of the
5 deficiency has been accomplished by means of private funding, the developer or developers
6 paying the cost of correction shall have a preferred claim to any increase in the reserve capacity
7 resulting from the correction irrespective of the requirements of Section 4A02.3.G.2.b. Absent a
8 contrary agreement between the developers contributing to the cost of correction, the developers
9 shall share in any increase in reserve capacity on a prorated basis in accordance with their
10 percentage of contribution to the entire cost of correction.

11 SECTION 2. AND BE IT FURTHER ENACTED, that this Act shall take effect 45 days
after its enactment.

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