

COUNTY COUNCIL OF WICOMICO COUNTY, MARYLAND

LEGISLATIVE SESSION, 2019

AMENDED LEGISLATIVE BILL 2019 - 07

Introduced: October 1, 2019

By: The Council President

AN ACT TO IMPOSE AND DECLARE A MORATORIUM ON THE ISSUANCE OF BUILDING PERMITS FOR AN AGRICULTURAL STORAGE TANK WHICH WILL STORE DISSOLVED AIR FLOTATION (DAF) WASHDOWN WATER FROM A RENDERING PROCESS PURSUANT TO WICOMICO COUNTY CODE CHAPTERS 225, 125 AND 128.

WHEREAS, Wicomico County Code Chapter 225 provides for the construction of storage tanks in the A-1 Rural Zone and Chapter 125 and 128 describe the process for issuance of a building permit; and

WHEREAS, residents of Wicomico County have expressed concerns about the building permit process for storage tanks which would store DAF washdown water from a rendering process in the A-1 Rural Zone;

WHEREAS, the County Council considers the issuance of a building permit for an agricultural storage tank to store DAF washdown water from a rendering process to be an issue which needs further study and legislative action; and

WHEREAS, in the exercise of its police power as a Charter County, Wicomico County, Maryland, through its elected officials, hereby finds that a moratorium bill is needed and deems that a minimum period of six (6) months is necessary for an adequate study of the subject, and for this reason will impose a moratorium on the issuance of Building Permits for an agricultural storage tank to store DAF washdown water from a rendering process for a period of six (6) months.

SECTION I: BE IT ENACTED AND ORDAINED BY THE COUNTY COUNCIL OF WICOMICO COUNTY, MARYLAND, IN LEGISLATIVE SESSION, as follows:

- A. A Moratorium is hereby imposed and declared on the issuance of building permits for an agricultural storage tank to store DAF washdown water from a rendering process.
- B. The Moratorium shall apply prospectively only, beginning on the date this bill is enacted and ending on May 5, 2020.

SECTION II: BE IT ENACTED that this Legislative Bill shall be known 2019 - 07 of Wicomico County, Maryland, and shall take effect sixty (60) days after its final passage, unless a proper Petition for Referendum thereof shall be filed prior to said date; in which event, the Bill shall not take effect until the expiration of thirty (30) days following the approval of this Bill by a majority of the qualified voters of the County voting in any such referendum.

Certified correct as passed and adopted by the County Council of Wicomico County, Maryland this 5th day of November, 2019.

WICOMICO COUNTY, MARYLAND

 _____ (SEAL)

By: John T. Cannon, President

 _____ (SEAL)

By: Laura Hurley, Secretary

I HEREBY CERTIFY that copies of the above Bill are available to the public, the press and other news media at the time of its introduction.

 _____ (SEAL)

By: Laura Hurley, Secretary

Explanation:

~~Strike Out indicates matters deleted from existing law.~~

CAPITALS INDICATE MATTERS ADDED TO EXISTING LAW.

~~CAPITAL STRIKE OUT~~ indicates matter stricken from Bill by Amendment.

Underlining indicates Amendments to Bill

COUNTY COUNCIL
OF
WICOMICO COUNTY, MARYLAND

2019 Legislative Session

Legislative Day No. 20

LEGISLATIVE BILL NO. 2019-07

INTRODUCED BY: The Council President

Bill No. 2019-07: An Act to impose and declare a moratorium on the issuance of Building Permits for an Agricultural Storage Tank which will store Dissolved Air Flotation (DAF) washdown water from a rendering process pursuant to the Wicomico County Code Chapters 225, 125 and 128.

Introduced and read first time on October 1, 2019. Ordered posted and public hearing scheduled for November 5, 2019 at 6:00 p.m.

Laura Hurley
Laura Hurley, Council Administrator

PUBLIC HEARING: Having been posted and notice of time and place of hearing and title of Bill having been published according to the Charter, the Bill was read for a second time at a public hearing held on November 5, 2019 and concluded on November 5, 2019.

Laura Hurley
Laura Hurley, Council Administrator

CERTIFICATION: The undersigned hereby certifies that this Bill was Approved and Adopted by the County Council of Wicomico County, Maryland, on the 5th day of November, 2019.

Laura Hurley
Laura Hurley, Council Administrator

Presented to the County Executive for approval this 6th day of November, 2019 at 10:05 a.m. (5 days §411)

Laura Hurley
Laura Hurley, Council Administrator

BY THE EXECUTIVE:

[Signature]
County Executive

APPROVED
Date: _____
(21 days §411)

VETOED
Date: 11/16/19

BY THE COUNCIL:

Option One: This Bill, having been approved by the County Executive and returned to the Council, becomes law on _____ and effective on: _____.
(60 days §311)

Option Two: This Bill, having received neither the approval nor the disapproval of the Executive within 21 days of its presentation, stands enacted on _____ and becomes effective on _____.
(60 days §311)

Option Three: This Bill, being exempt from the Executive Veto stands enacted on _____ and becomes effective on _____. (Charter Section 305)

ENROLLMENT: Legislative Bill No. 2019-07 is herewith submitted to the County Council of Wicomico County for enrollment as being the text as finally passed.

Laura Hurley
Laura Hurley, Council Administrator

- Veto Override on November 19, 2019, becomes law on November 19, 2019