COUNTY COUNCIL

OF

TALBOT COUNTY, MARYLAND

2015 Legislative Session, Legislative Day No. : October 27, 2015

Bill No.: 1322

Expiration Date: December 31, 2015

Introduced by: Mr. Bartlett, Mr. Callahan, Mr. Pack, Ms. Price, Ms. Williams

A BILL TO AUTHORIZE EXTENSION OF SEWER SERVICE FROM THE REGION II WASTEWATER TREATMENT PLANT TO THE MARTINGHAM SEWER SERVICE AREA

By the Council: October 27, 2015

Introduced, read first time, ordered posted, and public hearing scheduled on Tuesday, November 24, 2015 at 6:30 p.m. in the Bradley Meeting Room, South Wing, Talbot County Courthouse, 11 North Washington Street, Easton, Maryland 21601.

By Order Susan W. Moran

Susan W. Moran, Secretary

A BILL TO AUTHORIZE EXTENSION OF SEWER SERVICE FROM THE REGION II WASTEWATER TREATMENT PLANT TO THE MARTINGHAM SEWER SERVICE AREA

BE IT ENACTED BY the County Council of Talbot County, Maryland, as follows:

SECTION 1: Expenditure of up to $4,720,000 for extension of Sewer Service from the Region II Wastewater Treatment Plant to the Martingham Sewer Service Area shall be and is hereby authorized as a capital project. The scope of work includes, but is not limited to, securing all required property, rights, easements, and rights-of-way, and planning, design, engineering, and construction of infrastructure necessary to extend sewer service, including without limitation construction of new pump stations and decommissioning of the existing Martingham Sewer Service Facility. Approval of this capital project includes authorization to expend funds, not to exceed the total amount of the appropriation, for all incidental and customary costs and charges associated with, and reasonably necessary for, completion of the project.

SECTION 2: Financing for this capital project shall include both borrowing and Federal and State Grants; acceptance of such grants is hereby authorized for this project. The project shall be funded by $600,000 in State and Federal Grants and $4,120,000 in Long Term Borrowing. Approval of this capital project includes authorization to expend funds, not to exceed the total amount of the appropriation, for all associated transactional costs and for incidental and customary costs and charges associated with and reasonably required for refinancing, planning, engineering, design, construction, and completion of the project. All expenditures and costs incurred for this capital project shall be repaid from revenues generated from connection charges and user fees imposed on properties and users within and served by the Martingham Sewer Service Area.

SECTION 3: AND BE IT FURTHER ENACTED, that if any provision of this Ordinance or the application thereof to any person or circumstance is held invalid for any reason in a court of competent jurisdiction, the invalidity does not affect other provisions or any other application of the Bill which can be given effect without the invalid provision or application, and for this purpose the provisions of this Bill are declared severable.

SECTION 4: AND BE IT FURTHER ENACTED, that the title and a summary of this Bill shall be published once on the first publication date after enactment of the Bill in accordance with County Charter § 213(c). The title is not a substantive part of this Bill. If the Bill is amended, the title may be administratively revised if required to conform the title to the content of the Bill as finally enacted.

SECTION 5: AND BE IT FURTHER ENACTED, that the Publishers of the Talbot County Code or the Talbot County Office of Law, in consultation with and subject to the approval of the County Manager, may make non-substantive corrections to codification, style, capitalization, punctuation, grammar, spelling, and any internal or external reference or citation included in this Bill, as finally adopted, that are incorrect or obsolete, with no further action required by the

County Council. All such corrections shall be adequately referenced and described in an editor's note following the section affected.

SECTION 6: This ordinance will take effect sixty (60) calendar days from the date of enactment.

PUBLIC HEARING

Having been posted and Notice of time, date, and place of hearing, and Title of Bill No. _____ having been published, a public hearing was held on _____ at _____ p.m. in the Bradley Meeting Room, South Wing, Talbot County Courthouse, 11 North Washington Street, Easton, Maryland 21601.

BY THE COUNCIL

Read the third time.

ENACTED _____

By Order_____
Susan W. Moran, Secretary

Pack -

Williams -

Bartlett -

Price -

Callahan -

EFFECTIVE: _____