COUNTY COUNCIL

OF

TALBOT COUNTY, MARYLAND

2018 Legislative Session, Legislative Day No. : September 25, 2018

Bill No.: 1406

Expiration Date: November 29, 2018

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

A BILL TO AMEND CHAPTER 70 OF THE TALBOT COUNTY CODE (FLOODPLAIN MANAGEMENT) TO ESTABLISH A NEW STANDARD FOR ELECTRICAL SUBPANELS SERVING PRIVATE PIERS IN SPECIAL FLOOD HAZARD AREAS

By the Council: September 25, 2018

Introduced, read first time, ordered posted, and public hearing scheduled on Tuesday, October 23, 2018 at 6:30 p.m. at 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

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KEY

Boldface.....Heading or defined term

Underlining.....Added by Bill

~~Strikethrough~~.....Deleted by Bill

* * * ..... Existing law unaffected

SECTION ONE: BE IT ENACTED BY THE COUNTY COUNCIL OF TALBOT COUNTY, MARYLAND, that Chapter 70 of the *Talbot County Code* is hereby amended as follows:

* * *

§ 70-16. Building and structure protection.

New *structures* and *substantial improvement* of existing *structures* located, in whole or in part, in a *special flood hazard area* shall:

* * *

D. Locate electrical systems, equipment and components, and mechanical, heating, ventilating, air conditioning, and plumbing appliances, plumbing fixtures, duct systems, pool controls and pool equipment, and other service equipment at or above the *flood protection elevation.* These systems, components and equipment should not be mounted on walls intended to break away under *flood* loads. Electrical wiring is permitted below the *lowest floor* elevation, provided it conforms to the *building code's* wet location provisions to include separate Ground Fault Interrupting Circuit (GFIC) breakers clearly marked on the circuit breaker panel board.

E. Locate new electric circuit breaker panel boards and subpanels at least two feet above the *flood protection elevation.*

(1) Subpanels serving private piers, whether located on the pier itself or within the shoreline development buffer, shall be located at least thirty-six inches (36") above the height of the pier and be equipped with a ground fault circuit interrupter (GFIC) or other device that causes the system to shut off power in the event it is submerged or otherwise inundated with water. The measurement shall be taken vertically from the top of the pier decking to the bottom of the subpanel. If the subpanel is located within the shoreline development buffer and not on the pier itself, the measurement shall be taken from the top of the pier decking to a horizontal point in space where the subpanel would be located if it were on the pier. There must be at least thirty-six inches (36") between these two measurement points.

* * *

SECTION TWO: 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 THREE: AND BE IT FURTHER ENACTED, that if any provision of this Bill 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 FOUR: 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 FIVE: AND BE IT FURTHER ENACTED, that this ordinance shall take effect sixty (60) days from the date of its passage.

[Balance of this page intentionally left blank]

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 _____ in the Bradley Meeting Room, South Wing, Talbot County Courthouse, 11 North Washington Street, Easton, Maryland.

BY THE COUNCIL

Read the third time.

ENACTED: _____

By Order _____
Susan W. Moran, Secretary

Williams -

Pack -

Bartlett -

Price -

Callahan -

EFFECTIVE DATE: _____