

AMENDMENT "D"

**Proposed Amendment to Resolution 148
Region II Sewer Service Allocation Policy**

Proposed by: Councilman Bartlett
Date: January 22, 2008

Proposed Amendment: Page 7, Section 5 B., to strike the following language "~~However, if the sum of all capacity allocated in any Sewer Service Area in any calendar year exceeds the Annual Capacity established for that Sewer Service Area under the formula in Section 4 E., the excess shall reduce the Annual Capacity for that Sewer Service Area for the ensuing calendar year.~~"

1. Purpose of the Proposed Amendment:

To eliminate the reduction, if any, of Annual Capacity in an ensuing year, caused by hookups of single lots in excess of the total Annual Capacity.

2. Substantive:

This is a Resolution, not an Ordinance, and is therefore not subject to the requirement in Charter § 213 (d) that substantive amendments be re-advertised for another public hearing prior to adoption.

SECTION 5. ALLOCATION PROCEDURE

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B. Lots of Record and existing uses.

The following applications shall receive approval from DPW for sewer service provided all wastewater capital charges and other fees are paid, the application is in compliance with all applicable laws, ordinances, and regulations, and all other required permits and approvals have been obtained:

- (1) Lots of Record paying benefit charges for sewer service for the subject property.
- (2) Unimproved Lots of Record for allocation of one (1) EDU or less.
- (3) Expansions of non-residential uses existing on the effective date of this policy resulting in a single flow increase of 225 gpd or less.

(4) Existing Lots of Record to connect existing (failing and non-failing) septic systems for the purpose of enhancing the water quality of the Chesapeake Bay and its tributaries.

Approvals under Section 5 B. are not subject to allocation limits established by Annual Capacity calculations. ~~However, if the sum of all capacity allocated in any Sewer Service Area in any calendar year exceeds the Annual Capacity established for that Sewer Service Area under the formula in Section 4 E., the excess shall reduce the Annual Capacity for that Sewer Service Area for the ensuing calendar year.~~ Capacity allocated under this Section shall be added into Depleted Capacity when calculating ensuing years' Annual Capacity.