

**RESOLUTION NO. 160 WITH PROPOSED AMENDMENTS**

**COUNTY COUNCIL  
OF  
TALBOT COUNTY**

2008 Legislative Session, Legislative Day No.

Resolution No.

Introduced by:

**A RESOLUTION TO AMEND THE TALBOT COUNTY COMPREHENSIVE WATER & SEWER PLAN, AS ADOPTED BY TALBOT COUNTY RESOLUTION 100, TO EXTEND THE SERVICE AREA OF THE EASTON WASTEWATER SYSTEM TO THE TOWN OF OXFORD FOR WATER QUALITY IMPROVEMENTS IN THE THIRD ELECTION DISTRICT, TALBOT COUNTY, MARYLAND; PURSUANT TO THE POWER AND AUTHORITY CONTAINED IN THE ENVIRONMENTAL ARTICLE, TITLE 9, SUBTITLE 5, OF THE ANNOTATED CODE OF MARYLAND**

By the Council:

Introduced, read the first time, and ordered posted, with Public Hearing scheduled on \_\_\_\_\_ at \_\_\_\_\_ in the Bradley Meeting Room, South Wing, Talbot County Courthouse, 11 North Washington Street, Easton, Maryland 21601.

By order: \_\_\_\_\_  
Secretary

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### **RESOLUTION NO.**

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*WHEREAS*, the County Council of Talbot County, State of Maryland, by Resolution Number 100 has adopted the October 2002 Report of the Review of the Comprehensive Water and Sewerage Plan (the “Plan”); and

*WHEREAS*, the Easton Wastewater Treatment Plant was improved with Enhanced Nutrient Removal Technologies which allows for the discharge concentrations of Total Nitrogen of 3 mg/l or less and Total Phosphorus of 0.3 mg/l or less at a design flow of 4.0 million gallons per day; and

*WHEREAS*, the Town of Oxford uses a secondary wastewater treatment system consisting of two stabilization lagoons that discharge to Town Creek, an impaired water body listed by the Maryland Department of the Environment on the 303(d) list; and

*WHEREAS*, the Town of Oxford requested the extension of the Easton Wastewater Treatment System to the Town to improve the water quality of Town Creek; and

*WHEREAS*, the Town of Oxford is working with the Town of Easton, Easton Utilities and Talbot County on a comprehensive approach to addressing the degradation of the Chesapeake Bay and its tributaries; and

*WHEREAS*, the Town of Oxford shall own and operate the pump station(s) and force main used to convey the wastewater to the Easton Wastewater Treatment Plant; and

*WHEREAS*, Easton Utilities shall own and operate the Easton Wastewater Treatment Plant, and shall provide wastewater service to the Town of Oxford; and

*WHEREAS*, the Town of Oxford recognizes the extension of the Easton Wastewater Treatment System presents challenges associated restricted and denied access sewer lines , but will consider that there are other options to improving the wastewater effluent being discharged to Town Creek, and

*WHEREAS*, the Town of Oxford, in the Third Election District, Talbot County, Maryland, shall seek Water Quality Infrastructure Grants and low interest loans from the Maryland

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Department of the Environment for the construction and construction management of ~~this for all the proposed options project~~; and

**WHEREAS**, the Talbot County Council has considered the request, and hereby approves the same, subject to the terms of this Resolution and compliance with applicable design and technical requirements, rules, and regulations of all local, state, and federal authorities;

**NOW, THEREFORE**, be it resolved by the County Council of Talbot County, Maryland as follows:

**Section 1.** The County Council is acting pursuant to Title 9, Subtitle 5, of the Environmental Article of the Annotated Code of Maryland.

**Section 2.** The Talbot County Comprehensive Water and Sewerage Plan shall be amended to include the ~~attached section following~~ Table to replace the Capital Improvement Project Table ~~for of~~ the Wastewater Systems for Oxford:

| <b>TABLE 18. OXFORD SEWERAGE SYSTEM<br/>CAPITAL IMPROVEMENT PROJECTS</b> |                                 |                                   |
|--|---------------------------------|-----------------------------------|
| <b>PROJECT DESCRIPTION</b>   | <b>PROPOSED<br/>FISCAL YEAR</b> | <b>COMMENTS</b>                   |
| Preliminary Evaluation - WWTP Upgrade                                    | FY2004                          | \$300,000 – BNR Grant/SRF         |
| Option 1. Phosphorus Upgrade to WWTP                                     | FY2010                          | \$2,700,000 – BNR/ENR Grant/SRF   |
| Option 2. Advance WWTP Upgrade   | FY2010                          | \$10,200,000 – BNR/ENR Grant/SRF  |
| Option 3. Forcemain to Easton  | FY2010                          | \$10,800,000 – WQI Grant/SRF      |
| Option 4. Explore Relocation of discharge                                | FY2010                          | \$5,000,000 - - BNR/ENR Grant/SRF |
|  |                                 |                                   |
| Sewer Collection System Study  | FY2010                          | \$60,000 – Grant Funding          |
| Sewer Collection System Repairs  | FY2011/12                       | \$1M+ - Grant Funding/SRF         |

SRF – State Revolving Fund – low interest loans

BNR – Biological Nutrient Removal

ENR – Enhanced Nutrient Removal

WQI – Water Quality Infrastructure

**Section 3.** The Town of Oxford shall seek funding for all viable options that will improve the water quality of Town Creek.

~~Section 4. If the time is such that the Maryland Department of the Environment shall not fund any advanced wastewater treatment plant improvements, the Town of Oxford shall seek funding to design and construct the Option 3 within the Table 18 based on the following restrictions defined herein.~~

**Section 5.** The Town of Oxford shall own and operate the pump station(s) and force main that extends from the Town of Oxford to the Easton Wastewater Treatment System.

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**Section 6.** The proposed pump station(s) and force main shall serve be designed to serve only properties within the incorporated limits of the Town of Oxford as it exists as of the effective date of the resolution.

**Section 7.** Sewer service shall not be extended to properties along the force main that are not within the incorporated limits of the Town of Oxford.

**Section 8.** This proposed amendment is contingent upon available grant funds and low interest loans from the State of Maryland.

**Section 9.** The force main agreement and any changes thereto will require the unanimous consent and approval of the Oxford Commissioners, the Easton Town Council and the Talbot County Council with the approval of State agencies (the Maryland Department of the Environment and the Department of State Planning) also being required.

**Section 10.** If ~~this project lacks any of these projects lack~~ sufficient grant funds to proceed ~~with the construction of the pump station(s) and force main from the Town of Oxford to the Easton Wastewater Treatment System received~~ by December 31, 2012, this resolution shall expire unless the Town of Oxford requests, in writing, that this deadline be extended ~~for another three years.~~

**Section 11.** Adoption of this amendment, by the County Council of Talbot County, ~~shall authorize the construction of the projects~~ in accordance with and subject to the approval of the municipal, County, state and/or federal governments and agencies, as may be required, shall authorize the construction of the projects effective from the date of adoption.

Be It Further Resolved that this Resolution shall take effect immediately upon its date of passage.

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**PUBLIC HEARING**

**Resolution No.**

Having been posted and Notice, Time and Place of Hearing, and Title of Resolution No. \_\_\_\_\_ having been published, a public hearing was held on 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: \_\_\_\_\_  
Secretary

Foster –  
Pack –  
Duncan –  
Bartlett –  
Harrison -

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