

COUNTY COUNCIL
OF
TALBOT COUNTY

2013 Legislative Session, Legislative Day No.: March 26, 2013

Resolution No.: 203

Introduced by: Mr. Bartlett, Mr. Duncan, Mr. Hollis, Mr. Pack, Ms. Price

A RESOLUTION TO AMEND THE TALBOT COUNTY COMPREHENSIVE WATER & SEWERAGE PLAN (THE "PLAN"), TABLE 16, TO ADD A NEW CAPITAL PROJECT TO UPGRADE THE TOWN OF EASTON'S WASTEWATER SYSTEM TO REPLACE THE EXISTING PUMP STATION AT THE EASTON AIRPORT WITH A GRAVITY SEWER LINE (*Easton Airport*)

By the Council: March 26, 2013

Introduced, read the first time, and ordered posted, with Public Hearing scheduled on Tuesday, April 16, 2013 at 5:00 p.m. in the Bradley Meeting Room, South Wing, Talbot County Courthouse, 11 North Washington Street, Easton, Maryland 21601.

By order: 
Susan W. Moran, Secretary

A RESOLUTION TO AMEND THE TALBOT COUNTY COMPREHENSIVE WATER & SEWERAGE PLAN (THE "PLAN"), TABLE 16, TO ADD A NEW CAPITAL PROJECT TO UPGRADE THE TOWN OF EASTON'S WASTEWATER SYSTEM TO REPLACE THE EXISTING PUMP STATION AT THE EASTON AIRPORT WITH A GRAVITY SEWER LINE (*Easton Airport*)

WHEREAS, Environment Article § 9-501, *et seq.*, Md. Ann. Code, requires Talbot County to develop and maintain a comprehensive plan to provide sewerage systems throughout the County, including all towns and municipal corporations in the County; and,

WHEREAS, Environment Article § 9-505, Md. Ann. Code prescribes the contents of the County Plan; and,

WHEREAS, the Town of Easton ("Town"), the County and Easton Utilities have worked collaboratively to develop plans for the replacement of the existing pump station at Easton Airport, which is at capacity, with a new gravity sewer line that will address existing and future wastewater flows; and,

WHEREAS, the County desires to amend the County Plan to incorporate the proposed new gravity sewer line into the capital improvement projects table in the Plan, as set forth herein.

NOW, THEREFORE, BE IT RESOLVED by the County Council of Talbot County, Maryland as follows:

Section 1. The above recitals are incorporated by reference as a substantive part of this Resolution.

Section 2. Upon introduction of this Resolution, a public hearing will be scheduled and advertised in a newspaper of general circulation in Talbot County advising the public of the date, time, place, and purpose of the public hearing, at which time the proposed amendment will be open for receipt and consideration of public comment.

Section 3. In accordance with the requirements of Environment Article § 9-506(a)(1), Md. Ann. Code, the proposed amendment shall be submitted to the Talbot County Planning Commission and the Talbot County Public Works Advisory Board for review within a 30 day period and comment, for consistency with planning programs for the County. Pursuant to the requirements set forth in the above State statute, before the County Council may adopt the proposed amendment, the Talbot County Planning Commission must first certify that the amendment is consistent with the County Comprehensive Plan prepared under Ann. Md. Code, Land Use §3-205.

Section 4. Upon conclusion of the public hearing(s), closing of the public record, receipt and consideration of certifications and recommendations from the Planning Commission and Public Works Advisory Board, the County Council will consider and act upon the proposed amendment.

Section 5. The proposed amendment is as follows:

1. Table 16, Capital Improvement Projects, Chapter Two, page 29 of the Talbot County Comprehensive Water and Sewerage Plan shall be amended to add the following capital project:

TABLE 16. EASTON SEWERAGE SYSTEM CAPITAL IMPROVEMENT PROJECTS		
PROJECT DESCRIPTION	PROPOSED FISCAL YEAR	COMMENTS
Replace existing Pump Station with new gravity sewer line at Easton Airport	FY 2013	\$550,000.00

2. The Department of Public Works is directed to amend the Plan pursuant to the terms of this Resolution and compliance with applicable requirements, rules, and regulations of all local, State, and federal authorities.

BE IT FURTHER RESOLVED that this Resolution shall take effect immediately upon its date of passage; and,

BE IT FURTHER RESOLVED, that the title is determined to be a fair summary of this Resolution; and further, that the title is not a substantive part of this Resolution. If the Resolution is amended, the title may be administratively revised if required to conform the title to the content of the Resolution as finally enacted; and,

BE IT FURTHER RESOLVED, that if any provision of this Resolution 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 this Resolution which can be given effect without the invalid provision or application, and for this purpose the provisions of this Resolution are declared severable; and,

BE IT FURTHER RESOLVED, the Talbot County Office of Law, in consultation with and subject to the approval of the County Manager, shall make non-substantive corrections to codification, style, capitalization, punctuation, grammar, spelling, and any internal or external reference or citation to the Code that is 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.

PUBLIC HEARING

Having been posted and Notice, Time and Place of Hearing, and Title of Resolution No. 203 having been published, a public hearing was held on Tuesday, April 16, 2013 at 5:00 p.m. in the Bradley Meeting Room, South Wing, Talbot County Courthouse, 11 North Washington Street, Easton, Maryland.

BY THE COUNCIL

Read the second time:

Enacted: April 16, 2013

By Order: *Susan W. Moran*
Susan W Moran, Secretary

Bartlett - Aye

Hollis - Aye

Pack - Aye

Price - Aye

Duncan - Aye

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