

PRINCE GEORGE'S COUNTY COUNCIL
COMMITTEE REPORT
2023 Legislative Session

Reference No.: CR-009-2023

Draft No.: 1

Committee: TIEE

Date: 3/23/2023

Action: FAV

REPORT:

Committee Vote: Favorable, 5-0 (In favor: Council Members Olson, Dernoga, Hawkins, Ivey, and Watson)

The Committee convened on March 23, 2023 to discuss this legislation, which provides the County's two-year Financial Assurance Plan (FAP) to demonstrate the funding capacity necessary to fulfill the watershed protection and restoration requirements in accordance with the National Pollutant Discharge Elimination System (NPDES) Municipal Separate Storm Sewer System (MS4) Permit, issued by the Maryland Department of the Environment (MDE).

The FAP requirement was established due to State legislation (SB 863) enacted in 2015, which removed the requirement for each jurisdiction subject to a Phase I MS4 permit to establish a stormwater remediation fee and added the requirement for each jurisdiction to file a financial assurance plan with MDE by July 1, 2016 and every two years thereafter (on the anniversary of the date the permit was issued). The County's previous FAP was approved by the Council on June 8, 2021 through the adoption of CR-45-2021. As required by state law, the County's FAP must be approved by the local governing body after a public hearing. CR-9-2023 was introduced on February 21, 2023, and the required public hearing was held on March 14, 2023.

Jerry Maldonado, Environmental Programs Supervisor of the County's Department of the Environment, provided details on the County's FAP, which estimates approximately 1,538 acres of impervious surface restoration activities (and funding sources) for FY 2023 and FY2024 with a total implementation cost of approximately \$79 million.

After the discussion, the Committee voted unanimously in favor of CR-9-2023 by a vote of 5-0.