
A G E N D A I T E M S U M M A R Y

Reference No: CR-53-1991

Draft No: 3

P r i n c e G e o r g e ' s

Meeting Date: 7/9/91

C o u n t y C o u n c i l

Requester: CO. EXEC.

Item Title: Ten Year Water and Sewerage Plan
April 1991 Amendment Cycle

Sponsors MC F

Date Presented	___/___/___	Executive Action	___/___/___	---
Committee Referral	(1) 5/29/91	H&ED	Effective Date	7/31/91
Committee Action	(1) 7/2/91	FAV(A)		
Date Introduced	5/29/91			
Pub. Hearing Date	(1) 6/25/91	2:30	PM	

Council Action (1) 7/9/91 Adopted
Council Votes CA: A_, B_: A_, C_: A_, D_: A_, F_: A_, MC: A_,
M_: A_, P_: A_, WI: A_, __: __, __: __, __: __
Pass/Fail P

Remarks

Drafter: Paivi Spoon, DER	Resource John Porcari, Office of Personnel: the County Executive
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LEGISLATIVE HISTORY

COUNTY COUNCIL MEETING

July 9, 1991

Staff noted that on the day following the Council Committee-of-the-Whole worksession a letter was received from the Health Department indicating that the Southern States Cooperative's (91-W-007) septic system was determined to be failing and a potential health hazard. Chapter 2 of the County's Adopted Ten Year Water and Sewerage Plan, Section V.D. (2) Requirements Applicable in the Service Areas, states that a property shall be deemed to be in Category 3 regardless of how it is shown on the Adopted Water and Sewerage Service Area maps, whenever the Health Officer has certified a septic system is failing or causing a public nuisance. Staff brought this to County Council's attention indicating that the failing septic system made the request by Southern States for sewer Category 3 unnecessary, since the Health Officer's certification had already constructively made public sewerage service available to the property.

The Council concurred with staff's interpretation and by a vote of 5-4 (In favor: Castaldi, Casula, Del Giudice, MacKinnon, and Wineland;

Opposed: Bell, Fletcher, Mills, and Pemberton) voted to retain the property in sewerage service area Category 6.

Subsequently an Amendment 1 was circulated for Council consideration. It proposed a revision of subsection (d) of footnote 1 pertaining to the Southern States application. The intent was to clarify that the applicant would pay the costs of the sewer extension in accordance with normal WSSC policy. Amendment 1 was approved within the overall motion to approve CR-53-1991 (Draft 2).

The Council also clarified that inasmuch as the preliminary subdivision for Camden Estates had been approved by the Planning Board on June 13, 1991, this property should be shown in system area 3.

COMMITTEE OF THE WHOLE REPORT

July 2, 1991

Committee Vote: Favorable, as amended 8-0 (In favor: Council Members Bell, Castaldi, Casula, Del Giudice, Fletcher, MacKinnon, Pemberton and Wineland)

Mr. Kahle presented an overview of the materials circulated for the Council's information: (1) June 11, 1991 letter from the County Executive transmitting the April 1991 cycle water and sewer amendment requests, the staff report thereon, and the Executive's recommendations; (2) a packet of eight letters received pertaining to properties in this amendment cycle; (3) a three page summary of projects, grouped by size and type of land use proposal (printed on blue paper); and (4) a one-page summary of redesignation criteria (yellow paper). He also introduced agency staff members present to respond to Council questions.

The Council reviewed each proposal separately and voted upon each group as shown in the summary. All water and sewer category change requests were approved as recommended by the County Executive, except for the Southern States Cooperative (91/W-007) for which the Council supported Category 3, for both water and sewer service, with three stipulations proposed by the applicant's attorney; and Camden Estates (90/P-013), which was reported out with no recommendation. Council Member Wineland indicated the need for additional information on the latter item before he was prepared to support the request.

BACKGROUND INFORMATION/FISCAL IMPACT

(Includes reason for proposal, as well as any unique statutory requirements)

The County's Comprehensive Ten Year Water and Sewerage Plan provides for three cycles of category change requests to amend the Plan. This resolution represents the April Cycle of Amendments.

The 1988 Ten Year Water and Sewerage Plan was adopted by CR-17-1988, and amended CR-12-1988, CR-67-1988, CR-103-1988, CR-27-1989, CR-60-1989, CR-

84-1989, CR-102-1989, CR-14-1990, CR-45-1990, CR-53-1990, CR-61-1990, CR-67-1990, CR-84-1990 and CR-11-1990. The April Cycle of Amendments contains eighteen requests for a category change and two requests for water withdrawal/point of discharge. One of the category change requests is in the Blue Plains WWTP basin, ten in the Western Branch basin, four in the Piscataway basin, and three in the Mattawoman basin.

Environmental Article, Title 9, Subtitle 5 sets procedures for amendments and revisions to the Plan. At least 30 days prior to the public hearing on the amendments, the County Council must submit to the WSSC and M-NCPPC a copy of the proposed resolution for their recommendations.