

Prince George's County Council

Agenda Item Summary

Meeting Date: 7/24/2012
Reference No.: CB-040-2012
Draft No.: 4
Proposer(s): Lehman
Sponsor(s): Lehman, Harrison, Davis, Franklin, Olson, Patterson, Toles, Turner
Item Title: An Act concerning the Stormwater Management Retrofit Program for the purpose of establishing the Stormwater Management Retrofit Program, providing for eligibility requirements for the Program, providing for rebates, providing for funding for the Program, establishing reporting requirements, and generally relating to stormwater management

Drafter: Kathleen H. Canning, Legislative Officer
Resource Personnel: Matt Dernoga, District 1 Policy Analyst

LEGISLATIVE HISTORY:

Date Presented:	6/5/2012	Executive Action:	8/3/2012 S
Committee Referral:	6/5/2012 - THE	Effective Date:	9/17/2012

Committee Action: 6/14/2012 - FAV(A)

Date Introduced: 6/19/2012
Public Hearing: 7/24/2012 - 10:00 AM

Council Action (1) 7/24/2012 - ENACTED
Council Votes: WC:A, DLD:A, MRF:A, AH:A, ML:A, EO:A, OP:A, IT:A, KT:A
Pass/Fail: P
Remarks:

AFFECTED CODE SECTIONS:

32-201.01, 32-201.02, 32-201.03, 32-201.04, 32-201.05

COMMITTEE REPORTS:

Transportation, Housing and Environment Committee

Date 6/14/2012

June 14, 2012

Committee Vote:

Committee Vote: Favorable 5-0 with amendments (In favor: Council Members Toles, Patterson, Davis, Olson and Lehman)

CB-40-2012 seeks to establish a Stormwater Management Retrofit Program to providing residential, multi-family and commercial rebates for investments in improving stormwater management practices and techniques. The Legislative Officers provided a summary of the amendments in Proposed Draft 2 of CB-40-2012 and comments that were received. Staff provided additional information to the Committee in response to questions by members.

The Committee heard from Samuel Wynkoop, Director of Environmental Resources, and Brad Frome, Deputy Chief

of Staff, Office of the County Executive, on long-term maintenance and operations of techniques eligible for rebate, including of residential properties in the maintenance and operations and the possible need to amend the legislation in the future to comply with the County's implementation of the Watershed Implementation Plan (WIP).

The Committee heard public testimony from ten (10) persons representing the environmental, business, development communities and regional government officials in support of CB-40-12.

The Committee adopted amendments are reflected in Draft 2 of CB-40-2012, including the addition of multi-family dwellings as eligible for the rebate program.

The Office of Law indicated that CB-40-2012 was in proper legislative form.

6/19/2012: CB-40-2012 (DR-2) was amended on the floor prior to introduction; DR-3 was introduced.

BACKGROUND INFORMATION/FISCAL IMPACT:

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

This bill establishes the Stormwater Management Retrofit Program. This Program offers rebates for eligible stormwater projects for residential, commercial and public property. The bill provides for funding from the Stormwater Management District Fund from Fiscal Year 2014 and for each fiscal year thereafter.

7/24/2012: CB-40-2012 (DR-3) was amended on the floor as follows:

1. On page 4, line 11, after "(f)" add "The Department shall provide applicants for residential rebates the maintenance guidelines for the project and available resources for technical assistance. The Department may require applicants for residential rebates to sign a voluntary property owner agreement to maintain the project."
2. On page 4, at line 11, strike "(f)" and substitute "(g)"; on page 4, in line 14, strike "(g)" and substitute "(h)"; on page 4, in line 16, strike "(h)" and substitute "(i)"; and on page 5, in line 1, strike "(i)" and substitute "(j)".
3. On page 4, starting at line 11, strike in its entirety from "Applicants" through line 13 "project." and substitute "Applicants for a commercial or public use shall sign an operations and maintenance agreement for the project. The Department shall promulgate regulations to govern all aspects related to maintenance of the project over its useful life."
4. On page 5, in chart, strike "Permeable Pavers" and substitute "Permeable Pavement".

CB-40-2012 (DR-4) was enacted.

CODE INDEX TOPICS:

INCLUSION FILES:
