

Amendment No. 1 to Resolution No. 338

Proposed by: Ms. Mielke
Introduced by: Mr. Leshner, Ms. Mielke
Date: November 28, 2023

A RESOLUTION TO AMEND THE TALBOT COUNTY COMPREHENSIVE WATER AND SEWER PLAN (CWSP) FOR CONSISTENCY WITH DISCHARGE PERMIT NO. 19-DP-3460, ISSUED BY THE MARYLAND DEPARTMENT OF THE ENVIRONMENT ON OCTOBER 27, 2022 AND TO REQUIRE THAT ANY FUTURE EXPANSION OF THE NEW LAKESIDE WASTEWATER TREATMENT PLANT SHALL REQUIRE AN AMENDMENT TO THE CWSP

KEY
Boldface.....Heading or defined term
Underlining.....Added to CWSP by Resolution
Double Underlining.....Added by amendment
* * *Existing CWSP/Resolution unaffected

Proposed Amendments: The amendments proposed to the text of the Resolution are as follows:

EXHIBIT A
AMENDMENT TO CHAPTER TWO, PP. 45-46, OF THE TALBOT COUNTY
COMPREHENSIVE WATER AND SEWER PLAN
AMENDMENT NO. 1

* * *

TRAPPE AREA SEWERAGE SYSTEM – FUTURE PLANNING

* * *

Table 1 – Lakeside WWTP Permit 19-DP-3460 Limitations and Requirements

<u>Effluent Parameter</u>	<u>Effluent Limitations</u>			<u>Monitoring Requirements</u>	
	<u>Loading</u>		<u>Concentration</u>	<u>Monitoring Frequency</u>	<u>Sample Type</u>
	<u>Yearly Average</u>	<u>Monthly Average</u>	<u>Monthly Average</u>		
<u>Flow⁽¹⁾</u>	<u>100,000 GPD</u>	<u>N/A</u>	<u>N/A</u>	<u>Continuous</u>	<u>Recorded</u>
<u>BOD₅</u>	<u>N/A</u>	<u>N/A</u>	<u>10 mg/l</u>	<u>Weekly</u>	<u>8 hr. Comp</u>
<u>Suspended Solids</u>	<u>N/A</u>	<u>N/A</u>	<u>10 mg/l</u>	<u>Weekly</u>	<u>8 hr. Comp</u>
<u>Nitrite + Nitrate</u>	<u>N/A</u>	<u>N/A</u>	<u>Monitor Only</u>	<u>Weekly</u>	<u>8 hr. Comp</u>
<u>Total Nitrogen (N)</u>	<u>N/A</u>	<u>N/A</u>	<u>3 mg/l</u>	<u>Weekly</u>	<u>8 hr. Comp</u>
<u>Total Phosphorus</u>	<u>N/A</u>	<u>N/A</u>	<u>0.3 mg/l</u>	<u>Weekly</u>	<u>8 hr. Comp</u>
<u>Escherichia coli (E. coli)</u>	<u>N/A</u>	<u>N/A</u>	<u>3 MPN/100ml</u>	<u>Weekly</u>	<u>Grab⁽²⁾</u>

(1) As stated in Permit 19-DP-3460, a major permit modification is required for any future expansion of the Lakeside WWTP. Such expansion shall also require an amendment to this Plan, including a certification by the Talbot County Planning Commission that the amendment is consistent with the Talbot County Comprehensive Plan pursuant to Md. Code Ann., Environment § 9-506(a)(1)(ii).

(2) As stated in Permit 19-DP-3460, grab samples must be obtained from the effluent line as it enters the pump chamber.

* * *

Purpose: This amendment is intended to expressly incorporate Md. Code Ann., Environment § 9-506(a)(1)(ii), pursuant to which the County Council must submit a proposed CWSP amendment to the Talbot County Planning Commission for a certification that the amendment is consistent with the County’s Comprehensive Plan.

Amendment not substantive: The amendments proposed herein are non-substantive, as they do not enlarge or narrow the scope of Resolution No. 338 as introduced to such an extent that Resolution No. 338, if adopted with the foregoing amendments, could be said to be misleading in a substantial manner. The amendments proposed herein merely reinforce what Md. Code Ann.,

Environment § 9-506(a)(1)(ii) already requires. Furthermore, such amendments do not defeat the original purpose of Resolution No. 338 as introduced. *See Ajamian v. Montgomery County*, 99 Md. App. 665, 684-685 (1994).