

COUNTY COUNCIL

OF

TALBOT COUNTY

2023 Legislative Session, Legislative Day No.: September 12, 2023

Resolution No.: 348

Introduced by: Ms. Haythe, Mr. Stepp

A RESOLUTION REGARDING THE TALBOT COUNTY COMPREHENSIVE WATER AND SEWER PLAN TO CLARIFY AND CONFIRM THE WATER AND SEWER CLASSIFICATIONS OF CERTAIN PARCELS INCORRECTLY SHOWN IN EXHIBITS A AND B TO RESOLUTION NO. 281, AS AMENDED

By the Council: September 12, 2023

Introduced, read the first time, and ordered posted, with Public Hearing scheduled on Tuesday, October 10, 2023 ~~Tuesday, October 24, 2023~~, at 6:30 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 REGARDING THE TALBOT COUNTY COMPREHENSIVE WATER AND SEWER PLAN TO CLARIFY AND CONFIRM THE WATER AND SEWER CLASSIFICATIONS OF CERTAIN PARCELS INCORRECTLY SHOWN IN EXHIBITS A AND B TO RESOLUTION NO. 281, AS AMENDED

WHEREAS, in accordance with Md. Code Ann., Envir. § 9-503(a), the County Council of Talbot County (the “County Council”) has adopted a plan that deals with water supply systems and sewerage systems in Talbot County, inclusive of the municipal corporations located therein, which is titled the Talbot County Comprehensive Water and Sewer Plan (the “CWSP”); and

WHEREAS, pursuant to Md. Code Ann., Envir. § 9-503(c)(1), the County Council is authorized to adopt a revision to the CWSP if it considers such an amendment necessary; and

WHEREAS, pursuant to Md. Code Ann., Envir. § 9-503(d), before the County Council adopts an amendment to the CWSP, it shall first conduct a public hearing thereon, which may be conducted jointly with other public hearings or meetings, with notice provided to the principal elected official of any affected municipal corporation at least 14 days in advance; and

WHEREAS, pursuant to Md. Code Ann., Envir. § 9-506(a), before the County Council may adopt an amendment to the CWSP, it shall submit the proposed amendment to the Talbot County Planning Commission (the “Planning Commission”) for review and comment, and the Planning Commission must certify that the proposed amendment is consistent with the Talbot County Comprehensive Plan; and

WHEREAS, pursuant to Md. Code Ann., Envir. §§ 9-503(c) and 9-507(a), once the County Council adopts an amendment to the CWSP, it must then submit the proposed amendment to the Maryland Department of the Environment (“MDE”) for final review and approval; and

WHEREAS, in accordance with the foregoing statutory authority, on August 11, 2020, the County Council adopted Resolution No. 281, as amended (“Resolution No. 281”), for the purposes of amending the CWSP, *inter alia*, to add certain water and sewer capital projects related to the Lakeside Planned Unit Development (the “Lakeside Project”) and existing systems in the Town of Trappe (the “Town”) and to reclassify and remap certain properties associated therewith, specifically identified therein as Tax Map 54, Parcel 304, Tax Map 55, Parcels 14, 15, 17, 19, 44, 65, 83, and 85, and Tax Map 59, Parcel 4 (the “Properties”); and

WHEREAS, or about November 4, 2020, MDE approved the amendments to the CWSP as set forth in Resolution No. 281; and

WHEREAS, the Properties’ water and sewer classifications were correctly shown in Exhibits A and B to Resolution No. 281; however, the water and sewer classifications of certain other parcels within the Town, which parcels were unrelated to Resolution No. 281 and were not referenced in the text thereof (the “Unrelated Parcels”), were incorrectly shown in Exhibits A and B, though their water and sewer classifications were not changed thereby; and

WHEREAS, pursuant to correspondence from MDE dated April 24, 2023, May 9, 2023, and July 21, 2023, MDE requested, in part, that the County Council address the Unrelated Parcels' incorrect water and sewer classifications as shown in Exhibits A and B to Resolution No. 281, thus eliminating any confusion or uncertainty regarding the same; and

WHEREAS, the County Council is desirous of addressing the Unrelated Parcels' incorrect water and sewer classifications as shown in Exhibits A and B to Resolution No. 281 as requested by MDE; and

WHEREAS, in accordance with the requirements of Md. Code Ann., Envir. § 9-506(a)(1)(i), this Resolution has been submitted to the Planning Commission, as well as the Talbot County Public Works Advisory Board, for review for consistency with planning programs for the area; and

WHEREAS, on _____, 2023, the Planning Commission certified that this Resolution is consistent with the Comprehensive Plan as required by Md. Code Ann., Envir. § 9-506(a)(1)(ii).

NOW, THEREFORE, BE IT RESOLVED BY THE COUNTY COUNCIL OF TALBOT COUNTY, MARYLAND, that the Talbot County Comprehensive Water and Sewer Plan shall be and is hereby amended as follows:

SECTION ONE: The above recitals are hereby incorporated as if fully set forth herein.

SECTION TWO: Exhibit A entitled "Talbot County Comprehensive Water and Sewer Plan Town of Trappe Proposed Water Service Area & Water System Facilities," attached hereto and incorporated herein by reference as if fully set forth, hereby supersedes and replaces Exhibit A to Resolution No. 281, solely to the extent Exhibit A to Resolution No. 281 is inconsistent with the Exhibit A attached hereto.

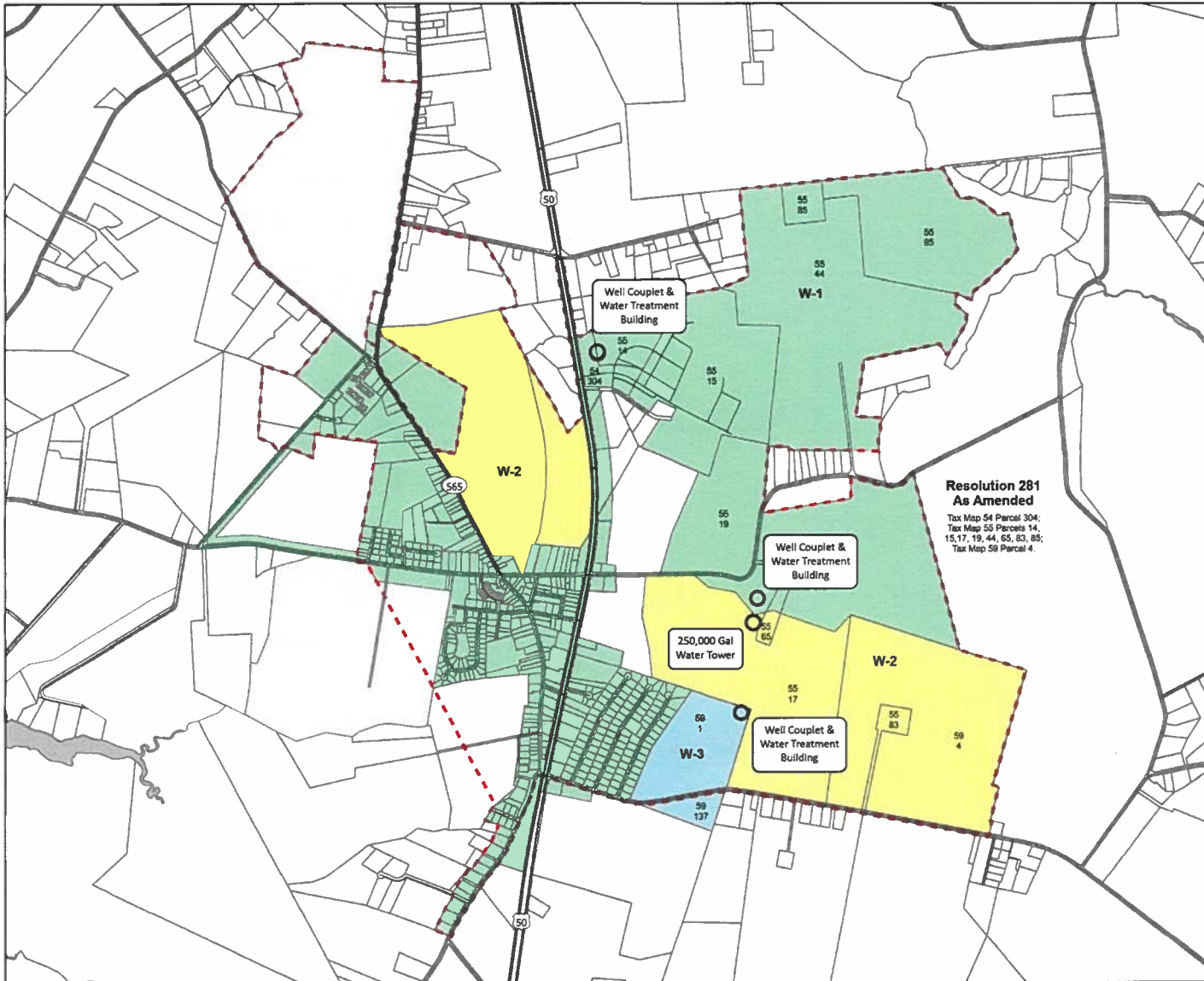
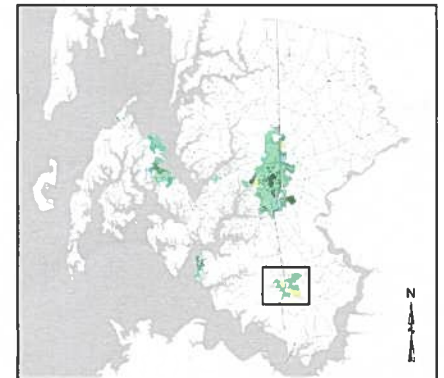
SECTION THREE: Exhibit B entitled "Talbot County Comprehensive Water and Sewer Plan Town of Trappe Proposed Sewer Service Area & Sewer System Facilities," attached hereto and incorporated herein by reference as if fully set forth, hereby supersedes and replaces Exhibit B to Resolution No. 281, as amended, solely to the extent Exhibit B to Resolution No. 281 is inconsistent with the Exhibit B attached hereto.

SECTION FOUR: This Resolution does not alter, amend, or otherwise change any water or sewer classifications for any parcel whatsoever. The sole purpose of this Resolution is to clarify and confirm the water and sewer classifications of the Unrelated Parcels incorrectly shown in Exhibits A and B to Resolution No. 281, thus eliminating any confusion or uncertainty regarding the same. The water and sewer classifications shown on Exhibits A and B attached hereto, respectively, accurately depict the current water and sewer classifications for the Town of Trappe pursuant to Resolution No. 100, as amended, and as subsequently amended pursuant to Resolution No. 259, as amended, and Resolution No. 281.

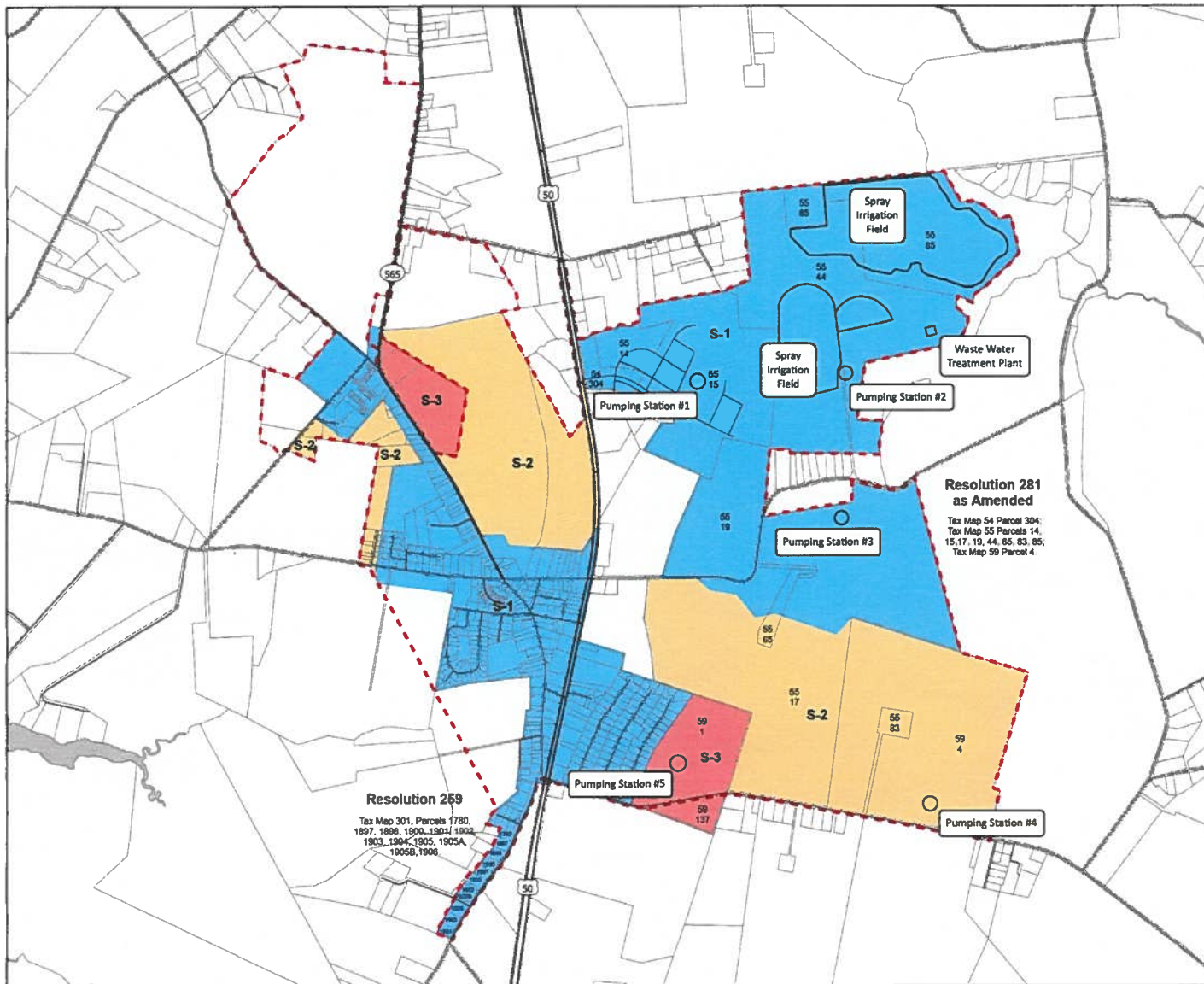
SECTION FIVE: This Resolution shall take effect immediately upon the date of its adoption.

Talbot County
Comprehensive Water and Sewer Plan

Town of Trappe
Proposed Water Service Area
& Water System Facilities

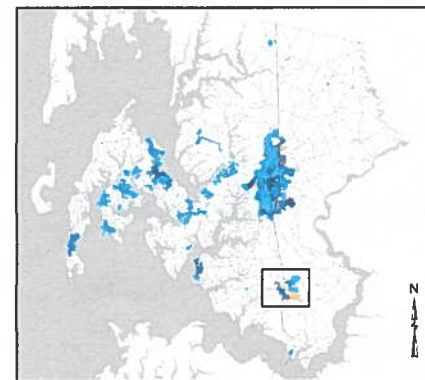


- W-1
- W-2
- W-3
- Municipal Boundary
- Proposed Water System Facility



Talbot County
Comprehensive Water and Sewer Plan

Town of Trappe
Proposed Sewer Service Area
& Sanitary System Facilities



- S-1
- S-2
- S-3
- Municipal Boundary
- Proposed Sanitary System Facility

PUBLIC HEARING

Having been posted and Notice, Time and Place of Hearing, and Title of Resolution No. ___ having been published, a public hearing was held on Tuesday, __, 2023 at 6:30 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:

Adopted: _____

By Order: _____
Susan W. Moran, Secretary

Callahan -

Stepp -

Leshner -

Mielke -

Haythe -

Effective: