

**FINAL**

COUNTY COUNCIL OF ANNE ARUNDEL COUNTY, MARYLAND

Legislative Session 2013, Legislative Day No. 13

Bill No. 42-13

Introduced by Mr. Benoit

By the County Council, May 6, 2013

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Introduced and first read on May 6, 2013  
Public Hearing set for and held on May 23, 2013  
Bill VOTED on May 28, 2013  
Bill Expires August 9, 2013

By Order: Elizabeth E. Jones, Administrative Officer

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A BILL ENTITLED

1 AN ORDINANCE concerning: Stormwater Management – Watershed Protection and  
2 Restoration Special Revenue Fund and Program

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4 FOR the purpose of establishing the stormwater remediation fee for nonresidential properties  
5 owned by certain charitable organizations; clarifying that the stormwater remediation fee  
6 is a State mandate; providing for the application of this Ordinance; and generally relating  
7 to the Watershed Protection and Restoration Fund and Program.

8  
9 BY repealing and reenacting: §§ 13-7-102 (a) and 13-7-103 (a) (as amended by Bill No.  
10 2-13)

11 Anne Arundel County Code (2005, as amended)

12  
13 BY renumbering: §13-7-103(o) to be § 13-7-103(p) (as amended by Bill No. 2-13)  
14 Anne Arundel County Code (2005, as amended)

15  
16 BY adding: § 13-7-103(o)

17 Anne Arundel County Code (2005, as amended)

18  
19 SECTION 1. *Be it enacted by the County Council of Anne Arundel County, Maryland,*  
20 That § 13-7-103(o) of the Anne Arundel County Code (2005, as amended) (and as amended  
21 by Bill No. 2-13) is hereby renumbered to be § 13-7-103(p).

22  
23 SECTION 2. *And be it further enacted,* That Section(s) of the Anne Arundel County  
24 Code (2005, as amended) (and as amended by Bill No. 2-13) read as follows:

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EXPLANATION: CAPITALS indicate new matter added to existing law.  
[Brackets] indicate matter stricken from existing law

ARTICLE 13. PUBLIC WORKS

TITLE 7. WATERSHED PROTECTION AND RESTORATION PROGRAM

13-7-102. Watershed Protection and Restoration Program.

(a) Program established. There is a Watershed Protection and Restoration Program AS MANDATED BY SECTION 4-201.1 OF THE ENVIRONMENT ARTICLE OF THE STATE CODE.

13-7-103. Stormwater remediation fee.

(a) Fee established. There is an excise tax known as the stormwater remediation fee imposed on the use of real property improved with impervious surface AS REQUIRED BY SECTION 4-201.1(E) OF THE ENVIRONMENT ARTICLE OF THE STATE CODE. The stormwater remediation fee may not be imposed on real property in the City of Annapolis.

(O) Charitable Organizations – fee. UNLESS OTHERWISE PROVIDED UNDER THIS SECTION, THE STORMWATER REMEDIATION FEE FOR NONRESIDENTIAL PROPERTY OWNED BY A CHARITABLE ORGANIZATION THAT IS EXEMPT FROM TAXATION UNDER 501 (C) (3) OR (D) OF THE INTERNAL REVENUE CODE SHALL BE FOUR TIMES THE BASE RATE FOR EACH ONE-HALF ACRE OF IMPERVIOUS SURFACE OR FRACTION THEREOF ON THE PROPERTY.

SECTION 3. And be it further enacted, That the provisions this Ordinance shall be construed retroactively and shall be applied to and interpreted to affect the stormwater remediation fees for the applicable properties for Fiscal Year 2014.

SECTION 4. And be it further enacted, That this Ordinance shall take effect 45 days from the date it becomes law

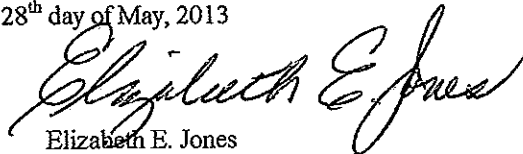
READ AND PASSED this 28<sup>th</sup> day of May, 2013

By Order:



Elizabeth E. Jones  
Administrative Officer

PRESENTED to the County Executive for her approval this 28<sup>th</sup> day of May, 2013



Elizabeth E. Jones  
Administrative Officer

APPROVED AND ENACTED this \* day of \*, 2013


\*Returned unsigned by the County Executive on June 5, 2013

Enacted June 5, 2013

Laura Neuman  
County Executive

EFFECTIVE DATE: July 20, 2013

I HEREBY CERTIFY THAT THIS IS A TRUE AND CORRECT COPY OF BILL NO.  
42-13 THE ORIGINAL OF WHICH IS RETAINED IN THE FILES  
OF THE COUNTY COUNCIL.

  
Elizabeth E. Jones  
Administrative Officer