

Department of Legislative Services
Maryland General Assembly
2001 Session

FISCAL NOTE
Revised

Senate Bill 880 (Senator Miller)

Economic and Environmental Affairs

Environmental Matters

Anne Arundel and Calvert Counties - Stormwater Management Facilities

This bill prohibits, in Anne Arundel and Calvert counties, a person from constructing a public or private stormwater management facility on a site in a residentially zoned district for the purpose of the treatment or management of stormwater discharged from a site in a commercially or industrially zoned district, where the stormwater management facility is located within one-half mile from the shoreline of the Chesapeake Bay or of its tidal tributaries. The prohibition does not apply to a public or private stormwater management facility, the construction of which began on or before January 1, 2001 or to a stormwater management facility constructed by or on behalf of a State or county agency. The local legislative body must enforce the bill. By January 1, 2002, the Department of Natural Resources, in consultation with the Department of Planning, must submit a specified report to the County Executive and County Council of Anne Arundel County.

The bill takes effect July 1, 2001 and sunsets June 30, 2002.

Fiscal Summary

State Effect: The bill's requirements could be handled with existing budgeted resources.

Local Effect: Calvert County does not anticipate a material effect on operations or finances. Anne Arundel County reports that the bill could result in a decrease in tax revenues should proposed developments be prohibited or delayed as a result of the bill. Enforcement could be handled with existing local resources.

Small Business Effect: Potential meaningful impact for some small businesses.

Analysis

Current Law: A person is prohibited from developing any land for residential, commercial, industrial, or institutional use without: (1) submitting a stormwater management plan to the county or municipality that has jurisdiction; and (2) obtaining approval of the plan from the county or municipality. Each county or municipality may provide by ordinance for the review and approval of stormwater management plans by the local soil conservation district.

Small Business Effect: By prohibiting or delaying the construction of a public or private stormwater management facility on residential land in specified circumstances in Anne Arundel and Calvert counties, the bill could have a significant impact on some proposed developments in those counties. Legislative Services advises that the number of small businesses that could be affected by the prohibition is unknown. Currently, at least one site in Anne Arundel County would be affected.

Additional Information

Prior Introductions: None.

Cross File: None.

Information Source(s): Department of Natural Resources, Maryland Department of the Environment, Maryland Department of Planning, Anne Arundel and Calvert counties, Department of Legislative Services

Fiscal Note History: First Reader – March 7, 2001
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