

1A

FRIDAY OCTOBER 5, 2012

1-4PM

PLEASE COME JOIN US FOR OUR
GRAND OPENING
RIBBON CUTTING CEREMONY
AT 1:30 PM

207 N. LIBERTY ST. SUITE B RSVP: 410-758-8750
CENTREVILLE MD. 21617 RSVP BY: OCTOBER 1, 2012



Come meet and talk to our staff, tour our agency and see what we have to offer the community. We are here to answer any questions you may have. We look forward to seeing you on October 5, 2012 at 1 pm.

**Call for additional information or directions.*

"Positive Changes Begin With Crossing Bridges"



Sondra Blackiston < sblackiston@kentgov.org >

Annual Meeting Reminder

Tyler Patton < tpatton@mdbc.us >

Mon, Sep 24, 2012 at 4:09 PM

To: Tyler Patton < tpatton@mdbc.us >

Cc: Pat Mitchell < pmitchell@mdbc.us >, Darcel Morris < dmorris@mdbc.us >, Jody Neal < jneal@mdbc.us >

Dear Member Delegates-

I hope this finds you all well. I wanted to take a few minutes to send a reminder about the upcoming **Annual Members meeting which will be held on Thursday October 18th at the Loews Hotel in Annapolis (126 West Street Annapolis, MD 21401)**. Lunch will start at 11am with the business meeting starting promptly at 12 noon.

A package was sent out on Friday to everyone that included the Agenda, list of nominees for the Board of Directors (elections will be held at the meeting), a proposed policy change, and a proxy form. You should be receiving them this week.

Thanks to all of those who have RSVPed so far- if you have not, please feel free to do so simply by replying to this e-mail. As you may remember from last year, we did not have a quorum present. So, we were unable to conduct any business or elect members to the Board of Directors. If you know you are unable to attend, we very much hope you will consider sending your proxy, it is very important that we have a quorum this year. I would be more than happy to talk with anyone specifically about the proxy process and requirements.

As always, if you have any questions or need any assistance, please contact me at your convenience. We look forward to seeing you on October 18th in Annapolis.

Sincerely,

Tyler

Tyler C. Patton

Vice President, Public Affairs



Board of Directors

Tom Tudor
Chairman

Danny Jobe
Vice Chairman

Geoff Oxnam
Treasurer

Guy Winterberg
Secretary

Wayne Clarke
Director

Matt Diaz
Director

Hon. William Pickrum
Director

Michael Pennington
Director

Hon. Virgil Shockley
Director

Hon. Eric Wargotz
Director

Scott Warner
Director

Patrick Mitchell
President & CEO

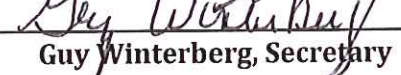
September 19, 2012

Maryland Broadband Cooperative, Inc.

Notice of Annual Meeting of Members

TO: Member Delegates of Maryland Broadband Cooperative, Inc., (MDBC).
Please be advised that, pursuant to Section 3.03 of the MDBC Bylaws, notice is hereby given that the MDBC Board of Directors has set the Annual Meeting of MDBC to take place at the Loews Hotel located at 126 West Street, Annapolis, Maryland on Thursday October 18, 2012 beginning at 11:00 AM.

The Members Meeting Agenda and Materials are attached.

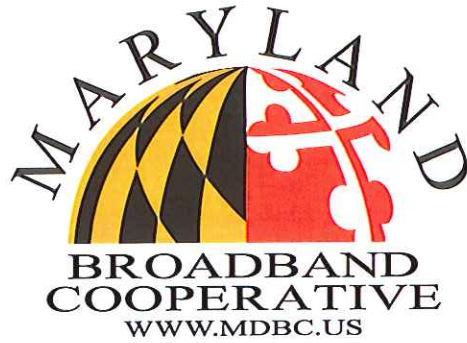
By: 
Guy Winterberg, Secretary

SEP 24 2012

Corporate Headquarters
212 West Main Street
Suite 307
Salisbury, MD 21801

Phone: 410.341.6322
Fax: 410.341.6327
www.mdbc.us

State Capitol Office
60 West Street
Suite 103
Annapolis, MD 21401



Maryland Broadband Cooperative, Inc. Annual Meeting of Members

**October 18, 2012 11:00 AM
The Loews Hotel Annapolis West Street Annapolis, MD 21401**

Agenda

- 1. Call to Order**
- 2. Roll Call of Member Delegates Present in Person or by Proxy**
- 3. Verification of a Quorum- Guy Winterberg, Secretary- Board of Directors**
- 4. Invocation and Pledge of Allegiance**
- 5. Introductions and Announcements**
- 6. Additions to Agenda**
- 7. Welcoming Remarks** **Tom Tudor, Chairman- Board of Directors**
- 8. Finance Report** **Geoff Oxnam, Treasurer- Board of Directors**
Michelle Marriner, Controller
- 9. President's Report** **W. Patrick Mitchell, President & CEO**
- 10. Election of Directors** **Tom Tudor, Chairman- Board of Directors**
 - *Explanation of Election Process—See attached Structure Document**
 - *Announcement of Appointed Judges of Election**
 - * Election of Directors- List of Nominees Attached**
- 11. Proposed Amendment of By-Laws Section 3.06** **Tom Tudor, Chairman- Board of Directors**
- 12. Old Business**
- 13. New Business**
- 14. Adjournment**

Harry J. Pisapia
Mayor
Samuel F. Sessa, II
Council Member
Donald E. Othoson
Council Member
Kirk J. Blackard
Council Member
Carlton L. Felty, Jr.
Council Member



1C

Sharon L. Weygand
Town Administrator
Palmer F. Councell, II
Superintendent
Barbara A. Shaw
Clerk/Treasurer
Thomas N. Yeager
Attorney

Mayor and Council of Galena
101 S. Main Street, P. O. Box 279, Galena, Maryland 21635
Telephone 410-648-5151 Fax 410-648-6937
Website: www.galenamd.com E-mail: townofgalena@verizon.net

September 19, 2012

Kent County Commissioners
400 High Street
Chestertown, MD 21620

Dear Commissioners,

Please accept our invitation to our annual Veteran's Day Service at the Galena Cemetery on Monday, November 12, 2012 at 9:15 a.m. We would be honored if you could attend the service.

On behalf of the Mayor and Council of Galena,

A handwritten signature in blue ink that reads "William I. Blake". The signature is written in a cursive style with a large initial "W".
William I. Blake

WIB/bas

2A



FUNK & BOLTON

ATTORNEYS AT LAW

A PROFESSIONAL ASSOCIATION
210 SOUTH CROSS STREET
SUITE 101
CHESTERTOWN, MARYLAND
21620-1350
PHONE: 410.810.1381
FAX: 410.810.1383
www.fblaw.com

DAVID M. FUNK (MD)
BRYAN D. BOLTON (MD, PA)
REN L. TUNDERMANN (MD)
CHARLES D. MACLEOD (MD)
LINDSEY A. RADER (MD)
DEREK B. YARMIS (MD, DC)
JEFFERSON L. BLOMQUIST (MD)
MICHAEL P. CUNNINGHAM (MD, DC)

JAMES F. TAYLOR (MD)
DONALD B. DAVIS, JR. (MD)
ERIC S. SCHUSTER (MD, DC, PA)
SCOTT R. JAMISON (MD, DC)
KAREN J. KRUGER (MD)
KIMBERLY Y. ROBINSON (MD)
MARY T. PORTER (MD, DC)
MICHAEL E. MCCABE, JR. (MD, DC, VA)
MICHAEL V. FORLENI (MD)
BRADLEY J. SWALLOW (MD, VA)
CYNTHIA L. MCCANN (MD)

ASSOCIATES
PATRICK W. THOMAS (MD)
KIMBERLY M. BENNETT (MD)

OF COUNSEL
STEPHEN P. CARNEY (MD)
RONALD L. SOUDERS (PA, DC)
AMY L. STRACHAN (PA, NJ)

*CC Wayne Morris
Amy Mandel*

September 20, 2012

The Honorable County Commissioners of Kent County
Ronald H. Fithian, President
William W. Pickrum
William A. Short
400 High Street
Chestertown, Maryland 21620

Re: Phase II Watershed Implementation Plan ("WIP") Process
Waste Water Treatment Plant ("WWTP") Enhanced Nutrient
Removal ("ENR") NPDES Permits
Exelon Hydroelectric Power Plant (Conowingo Dam) Permit Renewal
Maryland Department of Planning ("MDP") Mandated Revisions to
County Master Plans
Regional Greenhouse Gas Initiative ("RGGI") Program

Dear Commissioners Fithian, Pickrum and Short:

Funk and Bolton, P.A. represents Dorchester County (the "County") with respect to the County's concerns with the Phase II WIP process, the MDP mandated revisions to the County's master plan, and perhaps the initiatives under the RGGI implementation plan process that were alluded to by State officials during the summer MACo program. In addition, the County is concerned with the cost of compliance with the new ENR National Pollution Discharge Elimination System ("NPDES") discharge limitations being inserted by the Maryland Department of the Environment ("MDE") in NPDES permits issued for WWTPs in the County. There is no rational basis for requiring WWTP users to pay tens of millions of dollars to meet the ENR discharge limitations, which remove only a fraction of a single percentage of the nutrient loading to the Chesapeake Bay and will not enhance the water quality of the Bay. The ENR requirements exceed MDE's authority under the federal Clean Water Act and the cost of compliance is a waste of limited resources that should be directed to projects that will make a meaningful improvement to the water quality of the Bay. The programs that MDE and MDP seek to obligate the County and its citizens to fund are not necessarily well conceived and will not achieve the desired improvements to the water quality of the Bay.

Funk & Bolton has outlined a multi-pronged strategy to address the shortcomings of the various mandates and programs billed as Bay restoration actions in an effort to save the citizens of your county an exorbitant tax burden that will not yield any significant benefit, and to direct attention and, hopefully, resources to address issues that would achieve a meaningful and lasting improvement to the water quality of the Bay. Before outlining the multi-pronged plan, we will first spotlight the single largest contributing source to the nutrient loading of the Bay.

The Phase II WIP, the WWTP ENR NPDES discharge limitations and a number of the MDP master plan requirements have their origin in the U.S. Environmental Protection Agency (“EPA”) total maximum daily load (“TMDL”) allocation for the Chesapeake Bay states (*i.e.*, the states whose water flows impact the water quality of the Bay). We believe that EPA’s TMDL allocation is fatally flawed because it neglects to take into account the largest contributing source to the nutrient loading of the Bay: the water and the sediment flowing through the Conowingo Dam during major storm events and on a day-to-day basis. The loading from this single source significantly eclipses the loading from all Maryland sources. The models used by EPA to apportion the TMDL allocation fail to account for such loading.

The U.S. Department of the Interior, U.S. Geological Survey report prepared by Robert M. Hirsch and titled, *Flux of Nitrogen, Phosphorus, and Suspended Sediment from the Susquehanna River Basin to the Chesapeake Bay during Tropical Storm Lee, September 2011, as an Indicator of the Effects of Reservoir Sedimentation on Water Quality – Report 2012-5185* (the “Report”), details the magnitude of this loading. The Report was published on August 30, 2012. Figures 1 and 2 on the next page vividly capture the essence of the Report. Both photographs were taken in September 2011, shortly after Tropical Storm Lee passed through the Susquehanna River valley. Figure 2 shows nutrient laden sediments streaming through the Conowingo Dam at the rate of approximately 220,000 cubic feet per second.⁵ Figure 1 shows the nutrient laden sediments originating in the headwaters of the Susquehanna River on the northern border of Pennsylvania and flowing through the dam and over one hundred (100) miles south, all the way to the mouth of the Potomac River.⁶ During the aftermath of Tropical Storm Lee, 31% of the nitrogen loading, 61% of the phosphorus loading and 78% of the sediment loading of the Bay for 2011 occurred and emanated from above the Conowingo Dam. Forty percent (40%) of the remaining nutrient and sediment loading in 2011 emanated from above the Conowingo Dam.

⁵ The picture in Figure 2 was taken at 4:30 pm on September 12, 2011. The peak measured rate of flow through the Conowingo Dam from Tropical Storm Lee was 778,000 cubic feet per second at 4:00 am on September 9, 2011.

⁶ The satellite photograph in Figure 1 was taken on September 13, 2011 by the National Aeronautics and Space Administration Terra Satellite using Moderate Resolution Imaging Spectroradiometer imaging technology. Note that no sediments are observable in the waters from the Potapsco River; the West, South or Severn Rivers; the Bush, Sassafras and Bohemia Rivers; the Chester River; the Wye River; the Choptank River; the Nanticoke River; or the Pocomoke River.



Figure 1

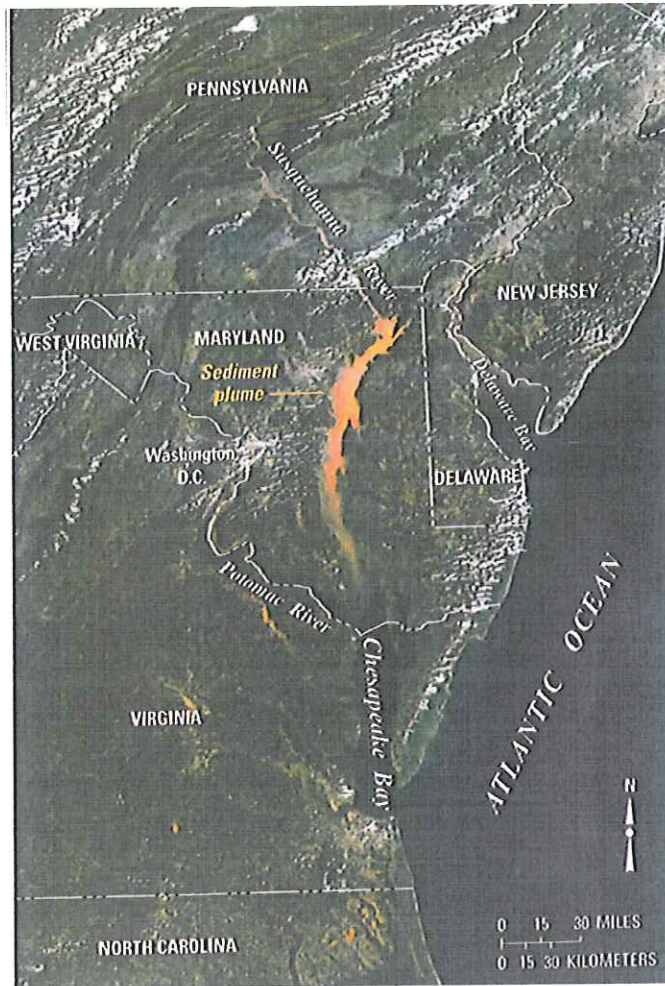


Figure 2



The Report scientifically demonstrates that nutrient and sediment laden waters flowing through the hydroelectric dams in the Chesapeake Reservoir (*i.e.*, Muddy Run, Safe Harbor and Conowingo) deliver the vast majority of the nutrient loading to the Bay. A significant portion of such nutrient loading comes from the sediments that have accumulated in the reservoirs behind those dams. Yet to date, not one cent (\$.01) is budgeted to dredge and remove such nutrient laden sediments before they are flushed into the Bay.

In 2004, in the aftermath of Hurricane Ivan, the same kind of flushing we saw after Tropical Storm Lee occurred.

The sediment and nutrient loading that occurs after such storm events completely destroys any Bay grass planting and any oyster restoration initiatives that may have taken place between such storm events. The nutrient laden sediments flushing into the Bay during such storm events choke off such grasses and smother the oyster beds. Such nutrient laden sediments continue to release nutrients over a long period of time; as cleaner waters replenish the Bay the nutrients bound to the sediments become water soluble and are naturally released into the waters in the Bay. Such nutrients have an immediate and a longer term deleterious effect on the water quality of the Bay.

Over the past three decades, Maryland's State and local governments have implemented and funded significant programs to reduce the State's contribution to the nutrient loading of the Bay (*e.g.*, WWTP biological nutrient removal, no-till farming practices and buffers, nutrient management plans, MS-4 stormwater permits, BMP stormwater management practices, etc.). It makes no fiscal or scientific sense for Maryland citizens to continue spending millions and millions of dollars to remove an ever diminishing percentage of the nutrient loading to the Bay only to have the discharges from its northern/upstream neighbors completely negate the benefit from such costly initiatives. Maryland's resources and tax revenues are being wasted on ineffectual programs. The time has come for Maryland's local governments to say, "No more!"

Dorchester County has dispatched Funk and Bolton to enlist other counties and those municipalities operating wastewater treatment plants to consider a collective engagement for purposes of coordinating and undertaking the following initiatives:

1. Monitor, intervene in and submit comments during the Exelon Federal Energy Regulatory Commission ("FERC") permitting process. Exelon Generation Company, LLC is in the process of having its permit to operate the Conowingo and Muddy Rivers Hydroelectric Dams renewed. A review of environmental issues should take place as part of the renewal process. Millions of residents of Pennsylvania (and perhaps other States) benefit from the electricity generated by such hydroelectric dams. Exelon should participate in the process of remediating the impact of the sediments that have accumulated in the reservoirs behind those dams. Local government participation in the FERC permitting process will demonstrate the commitment of Maryland's local governments to the promotion of meaningful action to improve the water quality of the Chesapeake Bay.



2. Monitor, urge the State to intervene in, and if necessary attempt to intervene in *American Farm Bureau Federation, et al. v. U.S. EPA*, U.S. D. Ct. for the Middle District of Pennsylvania, Case No. 11-CV-0067 SHR. The foregoing federal case was initiated by a number of organizations who have objected to the EPA TMDL allocation for the Chesapeake Bay. Some organizations, such as the National Homebuilders Association, take the position that EPA exceeded its authority in establishing the allocation. Some organizations contend that EPA's allocation is directory but not mandatory and contend that the states ultimately are charged with determining how to meet the overall TMDL established by EPA. One glaring problem that has not been raised in the litigation is that EPA's modeling and TMDL allocation completely fails to account for the loading emanating from the Conowingo Dam and reservoirs and, therefore, woefully underestimates the contribution from the states above the Conowingo Dam, particularly Pennsylvania and New York.
3. Object to the ENR requirements that MDE has placed in WWTP NPDES permits and, if necessary, initiate administrative and legal proceedings to challenge those requirements. The nitrogen, phosphorus and suspended solids requirements that MDE has placed and is placing in WWTP NPDES permits that are being renewed exceed its authority under the Clean Water Act and the NPDES program. Requiring local governments to spend tens and hundreds of millions of dollars to remove a fraction of a percent of the solids and nutrient loading to the Bay is arbitrary and capricious and a waste of public funds. Local governments should refuse to engage in such fiscally irresponsible conduct.
4. Object to the Phase II WIP requirements that MDE and MDP are foisting on the counties. Local plans should not be required to have an agricultural component as the counties lack authority to regulate agricultural activity; which is regulated by the federal and State Departments of Agriculture. A local government cannot even obtain the nutrient management plan for a particular farmer or parcel of farmland. The counties should not acquiesce to a flawed TMDL allocation through participation in the Phase II WIP process and should not commit to irresponsible funding of programs that will not meaningfully impact the water quality of the Bay.
5. Consider objections to the MDP master plan initiative. A number of the master plan revisions that MDP seeks to require counties to make appear to lack a rational basis. Absent a valid and sound foundation for such mandated components, the counties could object to including such elements in the master plan revisions that they are being required to submit.



6. Monitor and prepare to oppose any unfounded initiatives the State commits to and then tries to shuffle to local governments during the implementation of RGGI. As displayed at MACo's 2012 Summer Conference, MDE and MDP are considering how to commit to RGGI goals and objectives. If implementation of RGGI follows the path of WIP implementation, Maryland's local governments could be required to make ill conceived expenditures to implement RGGI when a significant portion of the greenhouse gases in Maryland migrate here from power plants and other operations in the Ohio River Valley states. Before local governments find themselves in the position that they face today with respect to the WIPs and the ENR discharge limitations that have been inserted in WWTP NPDES permits, they should monitor State implementation of RGGI and object to poorly conceived and potentially costly initiatives at an early stage.

Funk & Bolton, on behalf of Dorchester County, would appreciate the opportunity to address the matters raised in this letter in more detail and to answer any questions you may have about what Dorchester County is proposing and suggesting. Dorchester County believes that if a number of counties and municipalities coalesce to pursue some or all of the above initiatives, then the State and the agencies responsible for the programs at issue will have greater incentive to reconsider the positions currently being pursued and the mandates imposed in those programs. The potential savings to counties, municipalities and the citizens of Maryland whose taxes finance such programs should be substantial. Uniting with a common purpose will save any individual local government that has to take the lead with such initiatives from bearing a disproportionate burden of the cost in advancing positions that will be beneficial to all. Because the information and analysis necessary to advance the initiatives is the same for all, it does not make sense for each local government to separately gather and analyze such information.

We look forward to meeting and to further exploring the formation of a local government coalition to advance some or all of the foregoing initiatives.

Sincerely,



Charles D. MacLeod

cc: Susanne Hayman, County Administrator



MEMORANDUM

TO: County Commissioners of Kent County

FROM: Bill Kerbin, Housing Planner

SUBJECT: Maryland Community Development Block Grant Program Amendment

DATE: September 26, 2012

As requested at your August 28, 2012 meeting, attached please find proposed Amendment to the Maryland Community Development Block Grant Program. This amendment extends the grant from September 30, 2012 to March 31, 2013. This grant specifically funds the Shared Opportunity Service's Job Readiness Program. We have attached 2 copies of the grant amendment for your review and signature.

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MEMORANDUM

To: Kent County Commissioners
From: Amy G. Moredock, Planning Director
Subject: Postponement of the Draft Kent County Tier Map Adoption
Date: 27 September 2012

At its 6 September 2012 meeting, the Planning Commission reviewed the Draft Kent County Tier Map and forwarded that map to you with a favorable recommendation for adoption by resolution. The map was drafted in accordance with the provisions outlined in the Sustainable Growth and Agricultural Preservation Act of 2012 (SB236/the "Septics Bill") as found in Implementation Guidance, Version 1.0. The Draft Tier Map was substantially complete by the end of July. You received that map for review at your 11 September 2012 meeting, at which time staff requested that action regarding this map be postponed due to some minor drafting errors which were not substantive in nature.

On 26 September 2012, planning staff met with Maryland Department of Planning staff to review the Kent County Draft Tier Map. MDP staff has suggested more substantive changes to the map based on their interpretation of SB236 as outlined in Version 2.0 of the Implementation Guidance issued on August 1. If MDP staff submits formal comments on the draft map, then a local public hearing will be required. MDP staff implied that, if that scenario occurs, the County's request for an exemption on the prohibition of major subdivisions in Tier IV may be hindered. I feel that it is in the County's best interest to work with MDP staff to reach consensus on our interpretations of the intent of the legislation prior to adopting a Tier Map. Staff will present the revised Draft Kent County Tier Map to the Planning Commission at its 1 November 2012 meeting.

It will be the revised map that I would ask you to consider for adoption by resolution and not the map which you received earlier this month. The map, in accordance with SB236, can be adopted administratively until the local jurisdiction updates its Comprehensive Plan, at which time, the Tier Map must be included in the Plan. The Kent County Planning Commission has not yet agreed upon a date to begin its update of the Comprehensive Plan, but staff anticipates that this process will begin in the summer of 2013.

20

Memorandum

To: Kent County Commissioners
CC: Scott Boone, IT Director
From: Susanne Hayman, Administrator
Date: 9/26/2012
Re: IT Project

Scott Boone recently told me about a project IT has been working on at the public safety complex for a significant period of time. I asked him for a written description of the project. Attached is the project description (complete with photos) simply as an FYI. It's great to see projects completed by the county's several departments—especially a complicated project like this one, which was performed entirely in-house and without any outside help.



2E

Bartlett F. Leber
SVP & General Counsel
One Batterymarch Park, Suite 405
Quincy, MA 02169
Office (617) 786 8800
Fax (617) 786 8803
Mobile (617) 429-7041
bleber@atlanticbb.com

September 24, 2012

VIA U.S. MAIL

Ms. Suzanne Hayman
County of Kent
400 High Street
Chestertown, MD 21620

Dear Ms. Hayman,

Atlantic Broadband (Penn), LLC ("Atlantic Broadband") is pleased to inform you that, on July 18, 2012, it entered into a Stock Purchase Agreement with Cogeco Cable Inc. ("Cogeco"), a Canadian company, whereby Cogeco will acquire control of Atlantic Broadband. The Cogeco group has been involved in the ownership and operation of cable systems since 1972. Atlantic Broadband is excited about the depth of experience Cogeco will bring to its operations in Kent County.

Atlantic Broadband wants to assure you that this change in ownership does not affect the management or operations of our cable systems, nor will it change our rates and services. We will continue to provide our residential and commercial customers with outstanding entertainment and communications services in Kent County. This change in ownership will allow us to continue our service improvements and innovative product offerings we know you value.

Atlantic Broadband will notify you when the pending transaction has closed later this year. Until then, should you have any questions, please do not hesitate to contact me or Sam McGill at 803-641-2144 x 234.

Sincerely,

A handwritten signature in blue ink that reads "Bartlett F. Leber".

Bartlett Leber
General Counsel
bleber@atlanticbb.com

SEP 26 2012

2F

MARYLAND DEPARTMENT OF THE ENVIRONMENT
WATER MANAGEMENT ADMINISTRATION

Notice of Applications Received for State Permits
and Opportunity for Hearing

Issue Date: September 20, 2012 in The Kent County News

The Water Management Administration is reviewing the application for the State Permit listed below. The application and related information are on file at the Administration; arrangements may be made for inspection and copying. Opportunity is afforded individuals to provide written comments, to request a public informational hearing or to be placed on an interested persons list for the listed application. Any further notices about actions on an application will be provided only by mail to those individuals on a mailing list of interested persons. Comments or requests for an informational hearing must be received in writing by the Administration on or before October 4, 2012. All inquiries and requests should include the permit application number; your name, address and telephone number; and should be addressed to John Grace, Chief, Source Protection and Appropriation Division, Water Management Administration, 1800 Washington Blvd., Baltimore, Maryland 21230. Telephone: (410) 537-3590.

KENT COUNTY

KE2012G009/01 – William David Leager, 12750 Galena Road, Galena, Maryland 21635 has applied to appropriate and use an annual average of 161,000 gallons of ground water per day (gpd) and 975,000 gpd during the month of maximum use. The water will be withdrawn from up to two wells in the Aquia aquifer (unconfined) and used for crop irrigation. The project is located at 11571 Galena Road, Massey, Kent County, Maryland.

The wells will be approximately 140 feet deep. Impacts to the resource and nearby users were evaluated using information from geologic reports of investigation. Pumping during periods of maximum use is projected to lower the water table less than 6 feet at the nearest property line. In making the evaluation, the withdrawal was modeled as being pumped continuously for 60 days from two wells at the maximum rate with no recharge to the aquifer.

SEP 24 2012

26



Sondra Blackiston < sblackiston@kentgov.org >

Proposed Sewer Extension

dcsd@verizon.net < dcsd@verizon.net >
To: kentcounty@kentgov.org

Sun, Sep 23, 2012 at 4:50 PM

Kent County Commissioners,

We are writing to voice our objections to the proposed Georgetown and Olivet Hill sewer extension.

We live on the county side of Dogwood Village in Galena where, I believe, we all have fully functional septic systems. We feel that it is unfair for us to be forced into this project when there are only a relatively few properties with failing systems. We have heard that the main reason this project has even been proposed is that Georgetown Yacht Basin is one of those failing systems. If that is indeed the case, why should **ALL** of the Kent County residents be forced to pay for a project that benefits one business.

It is our understanding that this new system will place a financial burden on all of us through:

- 1) The cost of initial hookup
- 2) An increase in our annual property taxes
- 3) An addition/increase in the public water/sewer fee
- 4) The addition of a "flush" tax for those residents with both septic and well

Furthermore, we don't agree with adding this substantial amount of debt to the county when it is already struggling to meet its financial responsibilities.

Doug and Carol DeGraves

The Board of License Commissioners of Kent County

2H

RONALD H. FITHIAN
PRESIDENT
ROCK HALL, MD

WILLIAM W. PICKRUM
MEMBER
CHESTERTOWN, MD

WILLIAM A. SHORT
MEMBER
STILL POND, MD

R. Clayton Mitchell, Jr.
Kent County Government Center
400 High Street
Chestertown, Maryland 21620
TELEPHONE 410-778-7435
FACSIMILE 410-778-7482

SUSANNE HAYMAN
COUNTY ADMINISTRATOR
PHILLIP R. RUSSUM
ALCOHOLIC BEVERAGE INSPECTOR
THOMAS N. YEAGER
COUNTY ATTORNEY

NOTICE

Application has been made by James Thomas Pippin, Jr., 921 North Meadowview Drive, Chestertown, MD 21620 and Darlene Hart Pippin, 921 North Meadowview Drive, Chestertown, MD 21620 representing Pip's Bar and Discount Liquors, Inc., for a transfer of a Beer, Wine, Liquor License, Class A (off sale), on the premises known as:


Pip's Discount Liquors

16 Washington Square

Chestertown, MD 21620

(Current Address: 711 Washington Avenue, Chestertown, MD 21620) which shall authorize the holder thereof to keep for sale and to sell Beer, Wine and Liquor at retail, at the place therein described, for consumption elsewhere. A hearing on said application will be held by the undersigned in the County Commissioners' Hearing Room, 400 High Street, Chestertown, MD 21620 on October 16, 2012 at 6:30 p.m. at which time any exceptions to the application will be heard.

THE BOARD OF LICENSE COMMISSIONERS
FOR KENT COUNTY, MARYLAND


Sondra M. Blackiston
Clerk



PUBLISH KCN: 9/27, 10/04

Recycled Paper

STATE OF MARYLAND

COMMISSIONERS

DOUGLAS R. M. NAZARIAN
CHAIRMAN

HAROLD D. WILLIAMS
LAWRENCE BRENNER
KELLY SPEAKES-BACKMAN
W. KEVIN HUGHES



PUBLIC SERVICE COMMISSION

September 24, 2012

The Honorable Ronald H. Fithian
President, Board of County Commissioners
County Government Center
400 High Street
Chestertown, MD 21620

Re: Enforcement of the 2012 International Energy
Conservation Code (2012 IECC)

Dear Commissioner Fithian:

I am writing to you, and to the leaders of Maryland's other twenty-two counties and Baltimore City, to obtain information about local efforts to enforce the 2012 International Energy Conservation Code. The Commission is eager to learn more about challenges local officials face in enforcing the code directly from jurisdictions like Kent County.

On July 3, 2012, the Maryland Energy Administration ("MEA") asked the Commission to approve a plan under which EmPOWER Maryland utilities¹ would provide financial support to energy code compliance programs, and to track the associated energy and capacity savings in the utilities' EmPOWER filings. MEA proposed three programs to implement its proposal: direct funding for local building officials; third-party energy inspectors, and training for design professionals.²

Although the Commission did not agree ratepayer funds should be devoted to this purpose, we agree with MEA about the importance of energy code compliance throughout the State, and we hope to work with Kent County and other counties to ensure that the 2012 IECC is enforced. According to MEA's proposal, the most cost-effective way to conserve energy consumption in buildings is through adopting and ensuring compliance with building codes like the 2012 IECC, which "is 15% more efficient than the 2009 IECC and 30% more efficient than the 2006 IECC." MEA further notes that although Maryland counties and municipalities were required to adopt the 2012 IECC by July 1, 2012, "building officials ... have indicated that they need assistance if the new energy code is to be adequately enforced." Without further support, MEA asserts, "there

¹ The cases concerning EmPOWER Maryland utilities are Case Nos. 9153 (The Potomac Edison Company), 9154 (Baltimore Gas and Electric Company), 9155 (Potomac Electric Power Company), 9156 (Delmarva Power & Light Company), and 9157 (Southern Maryland Electric Cooperative, Inc.).

² A copy of MEA's proposal is enclosed.



The Honorable Ronald H. Fithian

Page 2

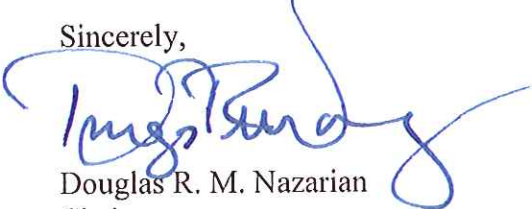
September 24, 2012

will likely be spotty rates of compliance to fully realize the energy savings of the 2012 IECC.”

The Commission shares MEA’s desire to achieve the substantial energy savings that compliance with the new building code energy standards is likely to deliver. We are also mindful of the obligation that Maryland has assumed under the American Recovery and Reinvestment Act to show 90% compliance with its code by 2017. Therefore, the Commission would like to hear directly from you about the challenges Kent County faces in enforcing the 2012 IECC. Similarly, if there are methods that your county has identified to meet those challenges, we are eager to learn about those as well.

Thank you for taking the time to let us know about these important efforts. By learning more about the ability of local officials to enforce the 2012 IECC, we hope to gain a better sense of the challenges faced throughout the State, as well as ways to address them.

Sincerely,



Douglas R. M. Nazarian
Chairman

Enclosure

cc: Commissioner Harold D. Williams
Commissioner Lawrence Brenner
Commissioner Kelly Speakes-Backman
Commissioner W. Kevin Hughes
Robert H. Erwin
David Collins

2K



Martin O'Malley, Governor
Anthony G. Brown, Lt. Governor
John R. Griffin, Secretary
Joseph P. Gill, Deputy Secretary

September 24, 2012

The Honorable Ronald H. Fithian
President
Board of County Commissioners
R. Clayton Mitchell Jr Kent County Government Center
400 High St.
Chestertown, MD 21620

RE: SC-1208 Grant listed below
(FY 2012)

Dear Commissioner Fithian:

Your request for reimbursement for the below-referenced project has been processed for payment by this office. You should have received an electronic payment in the amount of \$7,233.00 from the Office of the Comptroller as listed below.

FY	Grant No.	Description	Payment Amount
2012	SC-1208	Public Landings – Service Contracts	\$ 7,233.00
Total Payment			\$ 7,233.00

Thank you for your cooperation and continued support for the Waterway Improvement Program. Please contact me if I can be of any further assistance.

Sincerely,

Carla M. Fleming
Director, Boating Implementation

cc: Members of the Kent County Delegation
Wayne Morris, Kent County Dept. Public Works
Patricia Merritt, Kent County Budget Director

The Waterway Improvement Fund
"Your Boat Tax at Work"

SEP 28 2012

MEMORANDUM

TO: KENT COUNY COMMISSIONERS
FROM: SONDRRA BLACKISTON, CLERK *SMB*
SUBJECT: 2013 LEGISLATIVE INITIATIVES
DATE: 09/27/12
CC: SUSANNE HAYMAN, COUNTY ADMINISTRATOR

Attached are MACo's 2013 Legislative Initiatives

Two questions for the Board's consideration ~

1. Would you prefer the annual meeting with the District 36 legislators prior to the holidays?
2. What initiatives would Kent County like to pursue?



2013 Legislative Initiatives

County Budget Security – County governments have taken the deepest cuts of any part of the state’s budget during the Great Recession. Local governments have lost some \$1.8 billion in State support since Fiscal Year 2010, affecting nearly every essential local service: roads and bridges; law enforcement; health departments; and jails. Temporary cuts have been made permanent or extended with each budget cycle, and state administrative costs have been shifted to counties without any county control. In addition to aid reductions and cost shifts, the State’s recent teacher pension shift sends to counties massive new costs that lie completely outside the county government’s management.

Although the State continues to face long-term funding challenges to meet its spending commitments to education, Medicaid, and general government – the State’s fiscal situation clearly remains stronger than that of its counties, whose reliance on property taxes lags behind the overall economy. MACo urges State policy makers to restore eclipsed funding, ease financial burdens of prior costs shifts, and reinforce capital commitments to schools and other county priorities. The State should resist creating any further burdens on county budgets, local services, and their constituents.

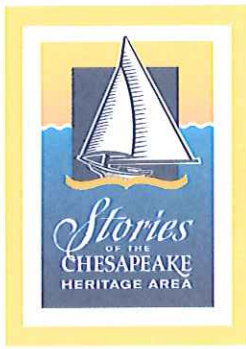
County Government Voice in State Pension Administration – MACo has argued that shifting funding responsibility to county governments has done nothing to improve the sustainability of state pension funding, it has simply relocated the cost burden to the level of government that has played a far lesser role in these cost changes. Counties have minimal representation on the Board of Trustees for the Retirement and Pension System; have no control or say in plan design changes and benefit enhancements; nor a role in making investment decisions. The state should include two seats on the Board of Trustees to specifically represent the interests of county governments as major payers of system costs, and should ensure that ongoing studies of the system examine investment practices and other functions with cost implications.

Defend Local Land Use Autonomy – Multiple policy proposals, often developed in the name of environmental protection, threaten the central notion that locally elected officials are best suited to make community land use decisions. Between the implementation of the Chesapeake Bay Total Maximum Daily Load requirements, PlanMaryland, legislation and regulations limiting development on septic systems, required code enforcement burdens, and proposed county transportation mandates based on climate change, county governments must reinforce the importance of local accountability and direct public input into land use decisions. Widespread State mandates have burdened local planning staff and impeded the practicality of adopting a timely and effective comprehensive plan. No statewide law, planning document, or set of aspirational goals can ever replace the value of locally accountable and citizen-informed planning and zoning.

County Tax Application and Fairness – As several state laws govern the application and administration of tax systems affecting local government, counties seek more reasonable treatment and local administrative flexibility. Among the county priorities in this area are: granting local governments the same exemption from motor fuel taxes afforded to the State; exempting local governments from locally-imposed gross receipts on heavy equipment rentals; and allowing greater local flexibility in applying rates and offsets toward the personal property tax on business taxpayers.

3G

CC. Bernadette
Amy M.
Carla



September 19, 2012

Commissioner Ronald Fithian
Kent County Commissioners Office
400 High Street
Chestertown, MD 21620

Dear Commissioner Fithian,

Beauty, nature, history, cultural traditions, the arts, recreation and small towns help define the region encompassed by the Stories of the Chesapeake Heritage Area. Our mission is to promote, interpret, preserve, and protect this cultural, natural, and historic heritage that encompasses Kent, Queen Anne's, Talbot, and Caroline Counties. We serve as an agent for the Maryland Heritage Areas Authority (MHAA) in providing technical assistance and in obtaining grants, loans, and tax credits to projects within the region that support heritage tourism and the conservation of special historical, natural, and cultural sites.

Only non-profit organizations, governments, property owners, and businesses located within a Certified Heritage Area can qualify for these benefits. Since its founding in 2005, the Stories of the Chesapeake Heritage Area has served as a conduit for nearly \$1,500,000 in MHAA project grants, **including two grants totaling \$27,000 to the County Commissioners of Kent County.** However, we cannot continue such achievements without your help. In order to uphold our Heritage Area, we have embarked on a campaign to sustain our fiscal operations. Lacking your support, we will no longer have the resources to continue to access the state's heritage grant program – which currently distributes \$1,500,000 - \$2,000,000 in heritage project grants throughout Maryland annually.

At this time, we are asking our partners who have received heritage area funding to consider making an investment to help ensure the continuation of this program. The Kennard Alumni Association has issued a \$1,000 challenge grant and has requested that others who have benefitted from the heritage area program consider doing either the same or to give at another amount that appropriately demonstrates their patronage.

Please help us so that we can continue to assist you and other regional organizations in achieving the goals of our heritage conservation and tourism mission. Please indicate your support by returning a written pledge or contribution in the enclosed envelope.

Thank you.

Sincerely,

Paulette Greene
President, Board of Directors

*Thank you for all of your
past support!*
Deborah Davis Davis
Executive Director



Jamie Williams <jwilliams@kentgov.org>

Stories of the Chesapeake

Bernadette Van Pelt <bvanpelt@kentcounty.com>

Wed, Sep 26, 2012 at 3:15 PM

To: Sondra Blackiston <sblackiston@kentgov.org>

Cc: Amy Moredock <amoredock@kentgov.org>, Carla Gerber <cgerber@kentgov.org>, Jamie Williams <jwilliams@kentgov.org>, Jessica Elburn <jelburn@kentgov.org>

Good Afternoon Sondra---

We are very supportive of our Heritage Area, and recognize that more than \$533,000 has been granted to many Kent County organizations from FY06 to FY12. This funding is only available through a certified Heritage Area. I and Amy sit on its board, attending monthly meetings, as well as, participate on various committees.

Although the County was able to support the Heritage Area's request of funding for several years - due to budget restraints - the County has not been able to include the Heritage Area as a budget line item, for the past three years. Last fiscal year however, the Tourism Development Office did dedicate \$3,000 of its advertising budget to Heritage Area advertising. We have comitted the same for FY13. Although this support is beneficial, it does not contribute to the Heritage Area's administrative budget.

I hope this information is helpful, as the Commissioners consider the Heritage Area's request.

Thanks,
Bernadette

Bernadette Bowman
Director
Kent County Office of
Tourism and Economic Development
400 High Street
Chestertown, Maryland 21620
Direct Phone: 410-810-2830
Fax: 410-778-2746
Direct Email: bvanpelt@kentcounty.com
web: www.kentcounty.com

From: sblackiston@kentgov.org
Subject: Stories of the Chesapeake
Date: September 26, 2012 9:47:48 AM EDT
To: bvanpelt@kentcounty.com, amoredock@kentgov.org, cgerber@kentgov.org
Cc: jwilliams@kentgov.org, jelburn@kentgov.org

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