

**THE COUNTY COMMISSIONERS OF KENT COUNTY, MARYLAND**

**July 16, 2019**  
**Legislative Session Day**

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**July 16, 2019**

**CODE HOME RULE**  
**BILL NO. 4-2019**

INTRODUCED BY: P. Thomas Mason, President of the Board of County Commissioners for Kent County, Maryland.

**AN ACT to amend Article VI Special Provisions, Section 9.8 (Review and Approval of Erosion and Sediment Control Plans) and Article XI Definitions, Section 2 (Definitions) of the *Kent County Land Use Ordinance* by amending the validity of an approved sediment and erosion control plan and the definition of grading unit in accordance with Maryland Department of the Environment (MDE) revisions to COMAR 26.17.01 Erosion and Sediment Control and to Maryland's Erosion and Sediment Control Handbook which were enacted on April 28, 2017.**

THE COUNTY COMMISSIONERS OF KENT COUNTY

\_\_\_\_\_  
P. Thomas Mason, President

INTRODUCED, read first time, July 16, 2019, ordered posted and public hearing scheduled August 20, 2019, at 6:00 p.m. in the County Commissioners Hearing Room, R. Clayton Mitchell, Jr., Kent County Government Center, 400 High Street, Chestertown, Maryland.

By order of:

\_\_\_\_\_  
Sondra M. Blackiston, Clerk

**PUBLIC HEARING**

HAVING been posted and notice of time and place of hearing and copies having been made available to the public and the press, a public hearing was held on August 20, 2019. Reported favorably [with] [without] amendments; read a second time and ordered to be considered on September 3, 2019, a legislative session day.

**A BILL ENTITLED CHR 4-2019 EROSION AND SEDIMENT CONTROL**

**NOW THEREFORE BE IT ENACTED BY THE COUNTY COMMISSIONERS OF KENT COUNTY, MARYLAND that Article VI Special Provisions, and Article XI Definitions** of the *Kent County Land Use Ordinance* is hereby amended as follows:

**ARTICLE VI.  
SPECIAL PROVISIONS**

**Section 9.8 Review and Approval of Erosion and Sediment Control Plans**

7. Approved plans remain valid for ~~two (2)~~ **THREE (3)** years from the date of approval unless extended or renewed by the *approving agency*.

**ARTICLE XI.  
DEFINITIONS**

**Section 2 Definitions**

147.5 Grading Unit - The maximum contiguous area allowed to be graded at a given time. For the purposes of *erosion and sediment control*, a grading unit is ~~20 acres or less.\*\*~~ **THE MAXIMUM CONTIGUOUS AREA ALLOWED TO BE GRADED AT A GIVEN TIME AND CAN BE ESTABLISHED ON A SITE SPECIFIC BASIS.**

**BE IT FURTHER ENACTED** by the County Commissioners of Kent County that this Act shall take effect on the \_\_\_\_ day of \_\_\_\_\_ 2019.

Read Third Time \_\_\_\_\_

PASSED this \_\_\_\_ day of \_\_\_\_\_ 2019

Failed of Passage \_\_\_\_\_

By order of:

\_\_\_\_\_  
Sondra M. Blackiston, Clerk

THE COUNTY COMMISSIONERS OF KENT COUNTY

(SEAL)

\_\_\_\_\_  
P. Thomas Mason, President

\_\_\_\_\_  
Ronald H. Fithian, Member

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Robert N. Jacob, Jr., Member

ORDERED a fair summary thereof of the entire bill shall be published in at least one newspaper of general circulation in the County, not less than three times at weekly intervals within a four-week period.