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

**August 15, 2017 Legislative Session Day Legislative Session Day August 15, 2017**

**CODE HOME RULE**

**BILL NO. 5 -2017**

INTRODUCED BY: William W. Pickrum, President of the Board of County Commissioners for Kent

County, Maryland.

**AN ACT to amend Article V, District Regulations, Section 1.4.A Agricultural Zoning District, Accessory Uses and Structures (adding 10.5), and Article V, District Regulations, Section 2.4.A. Resource Conservation District, Accessory Uses and Structures (adding 9) to include waste management structures in the** Kent County Land Use Ordinance for the purpose of addressing structures for the storage of manure and to provide certain standards relative thereto.

THE COUNTY COMMISSIONERS OF KENT COUNTY

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 William W. Pickrum, President

INTRODUCED, read first time, August 15, 2017, ordered posted and public hearing scheduled on September 19, 2017, 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 September 19, 2017. Reported favorably [with] [without] amendments; read third time and ordered to be considered on October 3, 2017, a legislative session day.

**A BILL ENTITLED CHR 5-2017**

**WASTE MANAGEMENT STRUCTURES**

**SECTION 1.**

**NOW THEREFORE BE IT ENACTED BY THE COUNTY COMMISSIONERS OF KENT COUNTY, MARYLAND that** **Article V, District Regulations**, of the Kent County Land Use Ordinance is hereby amended as follows:

**ARTICLE V**

**DISTRICT REGULATIONS**

Section 1.4.A., Agricultural Zoning District, Accessory Uses and Structures

 ….

**10.5 WASTE MANAGEMENT STRUCTURES, WHERE NOT OTHERWISE STIPULATED IN THIS ORDINANCE, PROVIDED:**

**A. WASTE MANAGEMENT STRUCTURES SHALL BE A MINIMUM OF 600 FEET FROM ALL PROPERTY LINES.**

**B. NO WASTE MANAGEMENT STRUCTURE SHALL BE IN THE 100- YEAR FLOODPLAIN.**

**C. THE OPERATION IS MANAGED ACCORDING TO WASTE AND NUTRIENT MANAGEMENT PLANS, APPROVED BY THE NATURAL RESOURCES CONSERVATION SERVICE, UNIVERSITY OF MARYLAND EXTENSION SERVICE, AND THE KENT COUNTY HEALTH DEPARTMENT.**

 ….

Section 2.4.A, Resource Conservation District, Accessory Uses and Structures

….

**9. WASTE MANAGEMENT STRUCTURES, WHERE NOT OTHERWISE STIPULATED IN THIS ORDINANCE, PROVIDED:**

**A. WASTE MANAGEMENT STRUCTURES SHALL BE A MINIMUM OF 600 FEET FROM ALL PROPERTY LINES.**

**B. NO WASTE MANAGEMENT STRUCTURE SHALL BE IN THE**

**100-YEAR FLOODPLAIN.**

**C. THE OPERATION IS MANAGED ACCORDING TO WASTE AND NUTRIENT MANAGEMENT PLANS, APPROVED BY THE NATURAL RESOURCES CONSERVATION SERVICE, UNIVERSITY OF MARYLAND EXTENSION SERVICE, AND THE KENT COUNTY HEALTH DEPARTMENT.**

**….**

 **SECTION 2.**

**AND BE IT FURTHER ENACTED** by the County Commissioners of Kent County that this Act shall take effect on the 13th day of October , 2017.

Read Third Time \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ , 2017

PASSED this day of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, 2017

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

By Order of:

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Sondra M. Blackiston, Clerk

THE COUNTY COMMISSIONERS OF KENT COUNTY

(SEAL)

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 William W. Pickrum, President

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 Ronald H. Fithian, Member

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 William A. Short, 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.