

HOUSE BILL 480

L6, M3

5lr1243

By: **Delegates T. Morgan, Crosby, and M. Morgan**

Introduced and read first time: January 20, 2025

Assigned to: Environment and Transportation

A BILL ENTITLED

1 AN ACT concerning

2 **St. Mary's County – County Plans – Public Sewerage Systems and Water Supply**
3 **Systems**

4 FOR the purpose of applying certain provisions relating to the adoption of or revision or
5 amendment to a county plan to county plans in St. Mary's County; repealing certain
6 provisions relating to public sewerage systems and water supply systems in St.
7 Mary's County; and generally relating to county plans, public sewerage systems, and
8 water supply systems in St. Mary's County.

9 BY repealing and reenacting, with amendments,
10 Article – Environment
11 Section 9–506(a)
12 Annotated Code of Maryland
13 (2014 Replacement Volume and 2024 Supplement)

14 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,
15 That the Laws of Maryland read as follows:

16 **Article – Environment**

17 9–506.

18 (a) (1) Except as provided in [paragraphs] PARAGRAPH (2) [and (3)] of this
19 subsection, before a county governing body may adopt a county plan or a revision or
20 amendment to the county plan:

21 (i) The county governing body shall submit the county plan,
22 revision, or amendment to each official planning agency that has jurisdiction in the county,
23 including any comprehensive planning agency with areawide jurisdiction, for review and
24 comment within a 30–day period for consistency with planning programs for the area; and

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



(ii) The county planning agency shall certify that the plan, revision, or amendment is consistent with the county comprehensive plan prepared under Title 1, Subtitle 4 or Title 3 of the Land Use Article or § 10–324 of the Local Government Article.

(2) In Montgomery County and Prince George's County, the review and comments of the Maryland–National Capital Park and Planning Commission in accordance with § 9–516 of this subtitle constitute full compliance with the requirement for review by an official planning agency under this subsection.

[(3) (i) This paragraph applies only in St. Mary's County.

(ii) A new public sewerage system or an expansion of an existing public sewerage system, or a new water supply system or an expansion of an existing water supply system, may not be allowed in St. Mary's County unless the adoption, revision, or amendment to the county plan containing the public sewerage system or water supply system:

1. Is reviewed by the St. Mary's County Planning Commission in conformity with the provisions of this paragraph; and

2. Is approved by the Board of County Commissioners or, subject to subparagraph (v) of this paragraph, the Commissioners' designee.

(iii) 1. The County Commissioners or the Commissioners' designee may not approve the adoption, revision, or amendment of the county plan that contains a new public sewerage system or an expansion of an existing public sewerage system, or a new water supply system or an expansion of an existing water supply system, until the Planning Commission:

A. Conducts a complete review of the county plan; and

B. Holds, or arranges to be held, at least one public hearing on the county plan.

2. The Planning Commission may delegate the responsibility of holding a public hearing under this subparagraph to county staff as directed by the County Commissioners.

(iv) In its review and recommendation to the County Commissioners or the Commissioners' designee, the St. Mary's County Planning Commission shall consider and make specific findings of fact with respect to the following objectives and policies of the county plan that contains a new public sewerage system or an expansion of an existing public sewerage system, or a new water supply system or an expansion of an existing water supply system:

1. Compatibility with the Comprehensive Land Use Plan;

2. Planning and zoning issues;
3. Population estimates;
4. Engineering;
5. Economics;
6. State, regional, and municipal plans; and
7. Comments received from other agencies in the county.

(v) The County Commissioners may only appoint a designee under this subsection for purposes of considering amendments to the county plan containing a public sewerage system or water supply system in growth areas shown on an adopted Comprehensive Land Use Plan.]

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 2025.