

AGENDA ITEM #3D
March 23, 2010

Introduction

MEMORANDUM

March 19, 2010

TO: County Council

FROM: *KL* Keith Levchenko, Senior Legislative Analyst

SUBJECT: **Introduction:** FY11 Water Quality Protection Charge Rate Resolution

Attached is a draft resolution (see ©1-2) from the County Executive regarding the Water Quality Protection Charge rate for FY11. The County Council created the charge as part of Bill 28-00 in 2001. The Council is required under County Code Section 19-35(c) to set the rate for this charge each fiscal year by resolution. The resolution must be adopted no later than the date the Council approves the annual operating budget.

The assumptions in the draft resolution are consistent with the County Executive's Recommended FY11 Operating Budget transmitted to the Council on March 15, 2009. The budget assumes to increase the rate per equivalent residential unit (ERU) from \$45.50 to \$49.00.

A public hearing on the Water Quality Protection Charge rate for FY11 is scheduled for April 10, 2010 at 1:30 PM. The Transportation, Infrastructure, Energy and Environment Committee will discuss the Water Quality Protection Fund and the proposed rate for FY11 during its review of the Department of Environmental Protection budget on April 28.

Attachment

KML:f:\levchenko\dep\stormwater\intro 3 23 10 wqpf resolution.doc



OFFICE OF THE COUNTY EXECUTIVE
ROCKVILLE, MARYLAND 20850

Isiah Leggett
County Executive

MEMORANDUM

March 17, 2009

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RECEIVED
MONTGOMERY COUNTY
COUNCIL

TO: Nancy Floreen, President, County Council

FROM: Isiah Leggett, County Executive 

SUBJECT: FY11 Water Quality Protection Charge Recommended Rate

The purpose of this memorandum is to transmit the proposed resolution for the FY11 Water Quality Protection Charge recommended rate. The resolution is consistent with my March 15, 2010 Recommended Operating Budget.

If you have any questions regarding the recommended new rate, please contact Gladys Balderrama of the Department of Environmental Protection at 240-777-7732 or John Greiner of the Office of Management and Budget at 240-777-2765.

RGH:gb

Attachment: Resolution - FY11 Water Quality Protection Charge Recommended Rate

c: Robert G. Hoyt, Director, Department of Environmental Protection
Joseph F. Beach, Director, Office of Management and Budget

Resolution No.: _____
Introduced: _____
Adopted: _____

**COUNTY COUNCIL
FOR MONTGOMERY COUNTY, MARYLAND**

By: Council President at the request of the County Executive

SUBJECT: Water Quality Protection Charge for FY11

Background

1. Under County Code Section 19-35(c), each fiscal year, the County Council must, by resolution, set the rate or rates for the Water Quality Protection Charge.
2. The base rate for the Water Quality Protection Charge is the annually designated dollar amount set by the County Council to be assessed for each equivalent residential unit of property that is subject to the Charge.
3. Under Executive Regulation 6-02, an equivalent residential unit (ERU) is defined for these purposes, as the statistical median of the total horizontal impervious area of developed single-family detached residences in the County that serves as the base unit of assessment for the Water Quality Protection Charge. The designated ERU for Montgomery County equals 2,406 square feet of impervious surface.
4. Under County Code Section 19-35, properties in the City of Takoma Park and the City of Rockville are not subject to the Water Quality Protection Charge.

Action

The County Council for Montgomery County, Maryland approves the following resolution:

The base rate for the Water Quality Protection Charge for Fiscal Year 2011 is \$49.00 per equivalent residential unit (ERU).

This resolution takes effect on July 1, 2010.

This is a correct copy of Council action.

Linda M. Lauer, Clerk of the Council