

AGENDA ITEM #3C
March 31, 2009

Introduction

M E M O R A N D U M

March 27, 2009

TO: County Council

FROM:  Keith Levchenko, Senior Legislative Analyst

SUBJECT: **Introduction:** FY10 Water Quality Protection Charge Rate Resolution

Attached is a draft resolution (©2) from the Office of Management and Budget regarding the Water Quality Protection Charge rate for FY10. 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 FY10 Operating Budget transmitted to the Council on March 16, 2009. The budget assumes to increase the rate per equivalent residential unit (ERU) from \$35.50 to \$45.00.

A public hearing on the Water Quality Protection Charge rate for FY10 is scheduled for April 21, 2009 at 1:30 PM. The Transportation, Infrastructure, Energy and Environment Committee will discuss the Water Quality Protection Fund and the proposed rate for FY10 during its review of the Department of Environmental Protection budget on April 22.

Attachment

KML:f:\levchenko\dep\stormwater\intro 3 31 09 wqpf resolution.doc



OFFICE OF MANAGEMENT AND BUDGET

Isiah Leggett
County Executive

Joseph F. Beach
Director

MEMORANDUM

March 26, 2009

TO: Steven B. Farber, Council Staff Director

FROM: Joseph F. Beach, Director
Office of Management and Budget

SUBJECT: Water Quality Protection Charge Rate Resolution

Please find attached the proposed rate resolution for the FY10 Water Quality Protection Charge. The resolution is consistent with the FY10 Recommended Budget transmitted on March 16, 2009.

If you have any questions, please feel free to contact John Greiner in the Office of Management and Budget at 240-777-2765 or Gladys Balderrama in the Department of Environmental Protection at 240-777-7732.

JFB:jmg

cc: Robert G. Hoyt, Director, Department of Environmental Protection

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 FY10

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 2010 is \$45.00 per equivalent residential unit (ERU).

This resolution takes effect on July 1, 2009.

This is a correct copy of the Council action.

Linda M. Lauer, Clerk of the Council