

Bill No. 2-15
Concerning: Stormwater Management –
Water Quality Protection Charge
Revised: 1/16/2015 Draft No. 1
Introduced: January 20, 2015
Enacted: March 31, 2015
Executive: _____
Effective: _____
Sunset Date: None
Ch. _____, Laws of Mont. Co. _____

COUNTY COUNCIL FOR MONTGOMERY COUNTY, MARYLAND

By: Council President at the Request of the County Executive

AN ACT to:

- (1) change the due date for submittal of both credit and financial hardship exemption applications; and
- (2) generally amend County law regarding the Water Quality Protection Charge.

By amending

Montgomery County Code
Chapter 19, Erosion, Sediment Control and Storm Water Management
Section 19-35

Boldface	<i>Heading or defined term.</i>
<u>Underlining</u>	<i>Added to existing law by original bill.</i>
[Single boldface brackets]	<i>Deleted from existing law by original bill.</i>
<u>Double underlining</u>	<i>Added by amendment.</i>
[[Double boldface brackets]]	<i>Deleted from existing law or the bill by amendment.</i>
* * *	<i>Existing law unaffected by bill.</i>

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

Sec. 1. Section 19-35 is amended as follows:

19-35. Water Quality Protection Charge.

* * *

- (e) (1) A property owner may apply for, and the Director of Environmental Protection must grant, a credit equal to a percentage, set by regulation, of the Charge if:
- (A) the property contains a stormwater management system that is not maintained by the County;
 - (B) the owner participates in a County-approved water quality management practice or initiative;
 - (C) the property treats off-site drainage from other properties located within the same drainage area; or
 - (D) the property does not contain a stormwater management system, but is located in the same drainage area as another that contains a stormwater management system and both properties have the same owner.
- (2) To receive the credit, the property owner must apply to the Director of Environmental Protection in a form prescribed by the Director not later than [October 31] September 30 of the year [before] that payment of the Charge is due. Any credit granted under this subsection is valid for 3 years.
- (3) The owner of an owner-occupied residential property, or any non-profit organization that can demonstrate substantial financial hardship may apply for an exemption from all or part of the Charge for that property, based on criteria set by regulation. The owner or organization may apply for the exemption to the Director of Finance not later than [April 1]

28 September 30 of the year [when] that payment of the Charge is
29 due.

* * *

31 **Sec. 2. Retroactivity**

32 This Act applies retroactively to applications for credit or financial hardship
33 exemption submitted on or before September 30, 2014 for Levy Year 2014.

35 *Approved:*

36 George Leventhal 3/31/15
George Leventhal, President, County Council Date

37 *Approved:*

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Isiah Leggett, County Executive Date

39 *This is a correct copy of Council action.*

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Linda M. Lauer, Clerk of the Council Date