

1 **CITY COUNCIL OF THE CITY OF ANNAPOLIS**

2
3 **ORDINANCE NO. O-25-09**

4
5 **Introduced by Alderman Stankivic**

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7 **Co-sponsored by Mayor Moyer**

LEGISLATIVE HISTORY			
First Reading:	Public Hearing:	Fiscal Impact Note:	120 Day Rule:
05/11/09	06/22/09	06/22/09	09/08/09
Referred To:	Meeting Date:	Action Taken:	
Environmental Matters Housing & Human Welfare	05/11/09	Favorable	

9
10 **AN ORDINANCE concerning**

11
12 **Ten-Year Water and Sewerage Plan**

13
14 **FOR** the purpose of directing the Public Works Administration to establish and
15 implement a Ten-Year Water and Sewerage Plan through the Capital
16 Improvement Program.

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20 **BY** creating new the following portion of the Code of the City of Annapolis,
21 2009 Edition:
22 Section 16.04.080

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26 **SECTION I: BE IT ESTABLISHED AND ORDAINED BY THE**
27 **ANNAPOLIS CITY COUNCIL** that the Code of the City of Annapolis shall read
28 as follows:

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30 **Chapter 16.04 WATER AND SEWER SERVICE GENERALLY**

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32 **16.04.080 Ten-Year Water and Sewerage Plan.**

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34 The City of Annapolis Public Works Administration shall adopt a Ten-Year Water
35 and Sewerage Plan required under Title 9, Subtitle 5, of the Environmental
36 Article of the Annotated Code of Maryland. As required by State law, the plan
37 shall be incorporated into the Master Plan developed by Anne Arundel County.

1 The purpose of the Ten-Year Water and Sewerage Plan is to provide for the
2 orderly development, expansion and maintenance of water and sewerage
3 systems in the City of Annapolis and to accomplish the following objectives:

4 1. Be coordinated and consistent with the County Master Plan as required by
5 State law.

6 2. Further the health and welfare of citizens residing or working in the City of
7 Annapolis through the development of adequate water and wastewater systems,
8 including the following:

9 a. Ensure a dependable and ample supply of water for drinking and other
10 household uses, irrigation, and recreation, for present and future populations.

11 b. Dispose of wastewater in a manner that will not degrade, and where possible,
12 improve the surface and groundwater quality of the City of Annapolis.

13 c. Correct sanitary and water supply problems by using the most effective and
14 economical technologies and methods.

15 3. Schedule and set priorities for water and wastewater projects in the Capital
16 Improvement Program based on an evaluation of facilities usage, the need for
17 maintenance, upgrade and/or expansion, public health considerations, and
18 planned growth patterns consistent with the Comprehensive Plan based upon a
19 current infiltration and inflow and water plant study.

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21 Any change in the fees set forth in the subsections below must reflect the actual
22 cost of providing services as established by an annual review of the actual cost
23 of providing water and sewer services (operating and capital) and where
24 applicable, a concurrent rate study.

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26 **SECTION II: AND BE IT FURTHER ESTABLISHED AND ORDAINED**
27 **BY THE ANNAPOLIS CITY COUNCIL** that this Ordinance shall take effect upon
28 date of final passage.

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30 **ADOPTED** this 14th day of September, 2009.

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32 **ATTEST:** **THE ANNAPOLIS CITY COUNCIL**

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35 _____ **BY:** _____
36 **Regina C. Watkins-Eldrige, MMC** **ELLEN O. MOYER, MAYOR**
37 **CITY CLERK**

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EXPLANATION:

Highlighting indicates matter added to existing law.
~~Strikeout indicates matter deleted from existing law.~~
Underlining indicates amendments.

Staff Report

O-25-09, Ten-Year Water and Sewerage Plan

The proposed ordinance requires the Annapolis Public Works Administration to establish and implement a ten-year water and sewerage plan through the City's Capital Improvement Program. This requirement is consistent with Maryland State law. As specified by Title 9, Subtitle 5 of the Environmental Article of the Annotated Code, "each county plan shall incorporate all or a part of the subsidiary plans of each town, municipal corporation..." See MD. CODE ANN., ENVIR. § 9-504 (2008). As further required, water supply systems, sewerage systems, solid waste disposal systems, and solid waste acceptance facilities may not be installed or extended "[u]nless they conform to the county plan." *Ibid.*, at § 9-511.

The ordinance seeks to accomplish the following: (1) be coordinated and consistent with the County Master Plan as required by State law; (2) further the health and welfare of citizen residing or working in the City of Annapolis through the development of adequate water and wastewater systems; (3) and, schedule and set priorities for water and wastewater projects in the Capital Improvement Program based on an evaluation of multiple factors, including public health and planning growth patterns.

Prepared by Seth B. Zirkle, City of Annapolis Office of Law, (410) 263-1184