

Amendment 1 to Council Bill 15-2017

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**Legislative Day No:5
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Amendment No. 1

1 (This amendment would add the Howard Soil Conservation District as an additional opinion for
2 the Health Department to consider in determining whether a nuisance condition exists in
3 connection with an agricultural operation).
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7 On the title page, in line 1 of the title, after “ACT”, insert “adding the Howard Soil
8 Conservation District’s opinion as an option for the Health Department to
9 consider in determining whether a nuisance condition exists in agricultural
10 operations;”.

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12 On page 1, immediately following line 4, insert the following:

13 “Section. 12.110. Nuisances.
14 Subsection (d)”.

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16 On page 1, immediately following line 9, insert the following:

17 “Section. 12.110. Nuisances.
18 (d) Declaration of Nuisance. If the Health Officer believes that a nuisance
19 condition exists as defined in subsection (a) above, the Health Officer may
20 declare the existence of a nuisance. In determining whether a nuisance
21 condition exists in connection with an agricultural operation, as defined in
22 this subtitle, the Health Officer shall apply the criteria provided in
23 subsection 12.110(a) and subsection 12.111(d) of this subtitle. Further, the
24 Health Officer [[may]] SHALL consider the professional opinion of the

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Howard County Cooperative Extension Service of the University of Maryland OR THE HOWARD SOIL CONSERVATION DISTRICT in determining whether the agricultural operation being investigated is conducted in accordance with generally accepted agricultural management practices.