

Introduced 3/6/17  
Public Hearing 3/20/17  
Council Action 4/3/17  
Executive Action \_\_\_\_\_  
Effective Date \_\_\_\_\_

## County Council of Howard County, Maryland

2017 Legislative Session

Legislative Day No. 5

Bill No. 24-2017

Introduced by: Jon Weinstein and Greg Fox

AN ACT requiring that any on-site sewage disposal system installed within a major subdivision in the Rural Conservation (RC) zoning district utilize Best Available Technology for Nitrogen removal; and generally relating to on-site sewage disposal systems.

Introduced and read first time March 6, 2017. Ordered posted and hearing scheduled.

By order Jessica Feldmark  
Jessica Feldmark, Administrator

Having been posted and notice of time & place of hearing & title of Bill having been published according to Charter, the Bill was read for a second time at a public hearing on March 20, 2017.

By order Jessica Feldmark  
Jessica Feldmark, Administrator

This Bill was read the third time on April 3, 2017 and Passed       , Passed with amendments       , Failed        was withdrawn

By order Jessica Feldmark  
Jessica Feldmark, Administrator

Sealed with the County Seal and presented to the County Executive for approval this \_\_\_\_\_ day of \_\_\_\_\_, 2017 at \_\_\_ a.m./p.m.

By order \_\_\_\_\_  
Jessica Feldmark, Administrator

Approved/Vetoed by the County Executive \_\_\_\_\_, 2017

\_\_\_\_\_  
Allan H. Kittleman, County Executive

NOTE: [[text in brackets]] indicates deletions from existing law; Text in small capitals indicates additions to existing law; Strike-out indicates material deleted by amendment; Underlining indicates material added by amendment.

1 *Section 1. Be it enacted by the County Council of Howard County, Maryland, that the Howard County*  
2 *Code is hereby amended as follows:*

3 *By Amending:*

4 *Title 3 - BUILDINGS*

5 *Subtitle 8. - ON-SITE SEWAGE DISPOSAL SYSTEMS*

6 *Section 15.801. – Definitions.*

7 *Section. 3.807. - Design of an on-site sewage disposal system.*

8 *Subsection(b) “Type of System.”*

9

10

11

### **TITLE 3 - BUILDINGS**

12

### **SUBTITLE 8. - ON-SITE SEWAGE DISPOSAL SYSTEMS**

13

14 **Section. 3.801. - Definitions.**

15 Terms used in this subtitle have the meanings indicated.

16 (C) *BEST AVAILABLE TECHNOLOGY FOR REMOVAL OF NITROGEN.* A TECHNOLOGY THAT HAS BEEN  
17 APPROVED BY THE MARYLAND DEPARTMENT OF THE ENVIRONMENT AS A BEST AVAILABLE  
18 TECHNOLOGY FOR REMOVING NITROGEN FROM ONSITE SEWAGE DISPOSAL SYSTEMS.

19

20 **Section. 3.807. - Design of an on-site sewage disposal system.**

21 (b) *Type of System.* The type of on-site sewage disposal system to be installed shall be  
22 determined on the basis of location, soil permeability, ground-water elevation, sewage flow,  
23 and any other limiting conditions identified by the approving authority. ANY SYSTEM  
24 INSTALLED WITHIN A MAJOR SUBDIVISION IN THE RURAL CONSERVATION (RC) ZONING

1 DISTRICT SHALL UTILIZE BEST AVAILABLE TECHNOLOGY FOR REMOVAL OF NITROGEN, AS  
2 DEFINED IN THIS SECTION.

3  
4 **Section 2. *Be it further enacted by the County Council of Howard County, Maryland, that items***  
5 ***(c) through (o) of the Section 3.801 of the County Code are hereby renumbered to be items (d)***  
6 ***through (p), respectively.***

7 **Section 3. *And Be It Further Enacted by the County Council of Howard County, Maryland that***  
8 ***this Act shall become effective 61 days after its enactment.***

9  
10  
11  
12  
13

BY THE COUNCIL

This Bill, having been approved by the Executive and returned to the Council, stands enacted on \_\_\_\_\_, 2017.

\_\_\_\_\_  
Jessica Feldmark, Administrator to the County Council

BY THE COUNCIL

This Bill, having been passed by the yeas and nays of two-thirds of the members of the Council notwithstanding the objections of the Executive, stands enacted on \_\_\_\_\_, 2017.

\_\_\_\_\_  
Jessica Feldmark, Administrator to the County Council

BY THE COUNCIL

This Bill, having received neither the approval nor the disapproval of the Executive within ten days of its presentation, stands enacted on \_\_\_\_\_, 2017.

\_\_\_\_\_  
Jessica Feldmark, Administrator to the County Council

BY THE COUNCIL

This Bill, not having been considered on final reading within the time required by Charter, stands failed for want of consideration on \_\_\_\_\_, 2017.

\_\_\_\_\_  
Jessica Feldmark, Administrator to the County Council

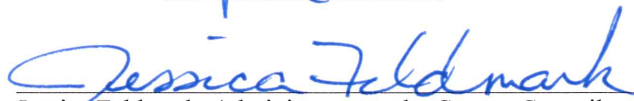
BY THE COUNCIL

This Bill, having been disapproved by the Executive and having failed on passage upon consideration by the Council stands failed on \_\_\_\_\_, 2017.

\_\_\_\_\_  
Jessica Feldmark, Administrator to the County Council

BY THE COUNCIL

This Bill, the withdrawal of which received a vote of two-thirds (2/3) of the members of the Council, is withdrawn from further consideration on April 5, 2017.

  
\_\_\_\_\_  
Jessica Feldmark, Administrator to the County Council