4	Introduced 7/2/18 Public Hearing 7/23/18 Council Action 7/23/18 Executive Action
	Effective Date

County Council of Howard County, Maryland

2018 Legislative Session

Legislative Day No. 10

Resolution No. 119 -2018

Introduced by: Greg Fox

A RESOLUTION approving an amendment to the Howard County Master Plan for Water and Sewerage.

Introduced and read first time July Z, 2018. By order <u>Jessica Feldmark</u> Jessica Feldmark, Administrator
Read for a second time at a public hearing on July 23, 2018.
By order <u>Jessica Jeldruark</u> Jessica Feldmark, Administrator
This Perception was not the third firm on Lange A. L. (1). (1)
This Resolution was read the third time and was Adopted Adopted with amendments, Failed, Withdrawn, by the County Council on 27_, 2018.
Certified By Jessica Jeldman
Approved by the County Executive Ars 13, 2018 Jessica/Feldmark, Administrator
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; <u>Underlining</u> indicates material added by amendment

1	WHEREAS, Section 9-503(b) of the Environment Article of the Annotated Code of
2	Maryland requires each county governing body to adopt a Master Plan for Water and Sewerage
3	and to revise this plan from time to time; and
4	
5	WHEREAS, the County Council adopted the most recent amendment to the County
6	Master Plan for Water and Sewerage in May 5, 2016 by passage of Council Resolution No. 36-
7	2016; and
8	
9	WHEREAS, by passage of Council Resolution No. 110-2006, the County Council
10	approved a dedicated water line for water suppression and other public safety uses for the West
11	Friendship Fire Station; and
12	
13	WHEREAS, St. James United Methodist Church is adjacent to the water line provided to
14	the West Friendship Fire Station; and
15	
16	WHEREAS, St. James United Methodist Church has been advised by the Health
17	Department that it is required to replace its drinking water supply and that no practical on-site
18	alternative exists; and
19	
20	WHEREAS, St. James United Methodist Church does not have access to the public
21	water supply system other than by connecting to the water line extended to the West Friendship
22	Fire Station; and
23	
24	WHEREAS, St. James United Methodist Church has submitted a Petition to connect to
25	the water line serving the West Friendship Fire Station; and
26	Algenerally in Course in Call - 1 - 2 - 2
27	WHEREAS, the County wishes to allow the St. James United Methodist Church to
28	connect to the water line extended to the West Friendship Fire Station.
29	

NOW, THEREFORE, BE IT RESOLVED by the County Council of Howard County,
this 21 day of ______, 2018, that the Howard County Master Plan for Water and
Sewerage, 2015 Amendment, is hereby amended by revising the second paragraph on page 1-11
as shown below:

5

The County provided a water main extension into the No Planned Service Area to the . 6 West Friendship Fire Station site at the intersection of Rt. 99 and Rt. 32. This main is 7 - 8 utilized only for fire suppression at the West Friendship Fire Station site. Individual parcels outside of the Planned Service Area and fronting on this water main will not be 9 allowed to [[connect]] CONNECT, UNLESS ORDERED BY THE HEALTH OFFICER FOR A PUBLIC 10 OR INSTITUTIONAL USE, SUCH AS A RELIGIOUS FACILITY, CHARITABLE OR PHILANTHROPIC 11 INSTITUTION, OR ACADEMIC SCHOOL WHERE (1) WATER QUALITY IMPAIRMENTS EXIST AND 12 13 (2) NO PRACTICAL ON-SITE WATER SOURCE ALTERNATIVES EXIST.

2

CMERS, JF, MSCR119-2018

HOWARD COUNTY COUNCIL, DISTRICT 5 INTEROFFICE MEMORANDUM

TO: COUNCILMEMBERS

FROM: GREG FOX

SUBJECT: ST. JAMES UNITED METHODIST CHURCH

DATE: 6/29/2018

Today, I worked with the Jessica and the Administration to draft a resolution which will help the church with their request by amending the water & sewer Master Plan.

Jessica will be getting you further details regarding the Public Hearing for this.

Thank you for your consideration. I hope that I can count on your support.

Greg Fox

GF/KK



SAINT JAMES UNITED METHODIST CHURCH

June 28, 2018

Howard County Council Members:

Gregory Fox, Council Member, District 5 John Weinstein, Council President, District 1 Calvin Ball, Council Member, District 2 Jennifer Terrasa, Council Member, District 3 Mary Kay Sigaty, Council Member, District 4

Ladies and Gentlemen:

The Saint James United Methodist Church is asking for your help. We need public water! Don Campbell from the Utilities Division of the Department of Public Works has referred us to our Council Representative, Gregory Fox, via his e-mail dated May 15, 2018.

Over the years, our church has dug three wells, one for the parsonage and two for the church. The parsonage well and one of the church wells have failed. We presently have the parsonage and church connected to one well which is contaminated. We have experienced unprecedented issues with saltwater runoff in the well water. Our spigots and hot water heater are affected by the corrosion. We cannot even use the boiled water from our well to cook with.

Saint James has been in existence for over 225 years. We have opened our doors for weddings and funerals as well as various organizations such as the Boy Scouts, Sea Scouts, AA Members, Rotary Clubs, and presently have a certified class of pre-school children with hearing impaired issues. Our summer schedule includes a week-long Vacation Bible School for elementary students, and in the summer months we include an 8:30 a.m. Chapel-In-the-Woods service. Our Choir sponsors vocal scholarship opportunities for several students from Marriott's Ridge High School. We serve three luncheons a year to the Howard County Retired Teachers Association. We are trying to exist on bottled water, with undependable deliveries.

Our congregation consists of 125 members, who are Tax Payers and community supporters. The land in our area and around our Church is under the Farmland Preservation and cannot be developed requiring the extension of additional waterlines.

In the letter dated November 3, 2017, the Health Department pointed out that there are few locations where a well could be installed and, *"they could not assure that any well installed in these areas would not be contaminated in the same way that the existing well is contaminated."*

Our Trustee Committee, through the assistance of Nancy Everstine, Trustee Member and Church Treasurer, has worked diligently with the Department of Public Work's Utility Division and the Health Department to secure applications, required documents, certified engineers, etc. in order to accomplish a connection to the water line currently serving the West Friendship Fire Department.

The County Administration has already approved a house connection to this waterline for the same type of contaminants. But in comparison, our water situation has a much greater impact on the health and safety of our church families and the public we serve. Under the Maryland Assessment Procedure Manual, we are classified as a Religious Property, not a commercial or residential development that would expand the need for more water.

We appreciate the responsiveness of the County and State employees, but we are still without water and ask for your sincere review and approval of our request. Attached is a Petition signed by our church members and participating friends of Saint James. Our Church is prepared to pay all associated costs.

Sincerely,

Trustee Committee:

Steven Benson, Cy Bresnock, Calvin Day, Nancy Everstine, Rob Griesback, Austin Horman, John Humphreys, Thomas O'Toole and Pastor Patricia Abell

Mary L. Edmonden

Mary L. Edmondson, Trustee Chair

cc: Allen Kittleman, Howard County Executive

Gail Bates, Member of Maryland Senate

Attachments: Petition from Church Members

November 3, 2017 letter from Health Department

Fisher, Collins & Carter letter confirming engineering details

Trustee/Council Members/water



Bureau Environmental Health 8930 Stanford Boulevard, Columbia, MD 21045 Main: 410-313-2640 | Fax: 410-313-2648 TDD 410-313-2323 | Toll Free 1-866-313-6300 www.hchealth.org Facebook: www.facebook.com/hocohealth Twitter: HowardCoHealthDep

Maura J. Rossman, M.D., Health Officer

November 3, 2017

St James United Methodist Church c/o Mrs. Nancy Everstine, <u>everro@verizon.net</u> 12470 Old Frederick Road Marriottsville, MD 21104

RE: Replacement of drinking water supply

Dear Mrs. Everstine,

I am writing today to provide you with information concerning the replacement of the drinking water supply for the St James United Methodist Church. Samples obtained on October 17, 2017 for analyses of Bacteria, Nitrate, Sulfate, Sodium, Chloride and Total Dissolved Solids (TDS). Samples were obtained from the women's restroom (post-treatment) and from a pre-treatment tap (pre-treatment).

The analyses revealed that bacteria were absent, and nitrates and sulfates were at very low concentrations. However, analyses for sodium, chlorides, and TDS reveal that the water from the well (HO-95-0041) is exceeding standards. Pre-treatment sodium was 240.80 mg/L, and post-treatment sodium was 444.50 mg/L, both exceeding the Drinking Water Equivalency Level (DWEL) of 20 mg/L established by the Environmental Protection Agency (EPA). Pre-treatment chloride was 656 mg/L, and the post-treatment level for chloride was 644 mg/L. The Secondary Maximum Contaminant Level (SMCL) for chloride established by EPA is 250 mg/L. Total Dissolved Solids (TDS) at the pre-treatment tap was 1249 mg/L and the post-treatment TDS was 1156 mg/L, both exceeding the EPA established SMCL of 500 mg/L.

<u>Replacement of the drinking water supply is required</u>, and there are two options. One option would be to install a replacement well on the property, or perhaps on the adjacent parcel which is occupied by the parsonage. The other option would be to connect to the water main in the Old Frederick Road right-of-way.

The access to the water main is strictly limited. An 'Order to Connect' would have to be issued by the Health Department to gain access to that water main. <u>Please know</u> that there is no turning back when the Health Department issues an Order to Connect; compliance by the Church is essential. The Church would have to pay all fees within 30 days and the connection would have to be completed within 60 days.

Don Campbell at Howard County Bureau of Utilities estimates that "construction of the new connection likely will exceed \$15,000". In addition the Church would have to bear "the costs of County fees and the installation of the water connection plumbing on the Church property" to the Old Frederick Road right-of-way. "The Church would be responsible for applying for the water connection permit, and would be responsible for managing the construction and all of the costs".

I have reviewed plans for the Church property (Tax Map 9, Parcel 138) that are on file at the Health Department. There are few locations on Parcel 138 where a well may be installed, and all of those locations are either proximate to the Old Frederick Road right-of-way or downslope from the paved parking area for the Church. The Health Department could not assure that any well installed in these areas would not be contaminated in the same way that the existing well is contaminated.

The Church does own the adjacent parcel to the east, (Tax Map 9) Parcel 355, and it is possible for the Health Department to allow an offsite well on that parcel to serve the Church. Potential well locations on Parcel 355 (12450 Old Frederick Road) would be along the eastern boundary. Locations cannot be accurately identified by the Health Department at this time as there are no records for the location of the septic system located thereon. It is assumed that the septic system is behind the parsonage. Therefore, any potential well location would be on the relatively higher elevations in the northeast quadrant of Parcel 355.

This communication has been intended to inform the St James United Methodist Church leadership, and the Church members, of the issues surrounding the need to replace the water supply for the Church. Questions regarding this communication may be directed to me by email (rbricker@howardcountymd.gov), or by calling my desk (410) 313-2691, or the Well and Septic Program, (410) 313-1771.

Respectfully,

Robert Bricker, REHS/R.S., L.E.H.S. Environmental Sanitarian II Well and Septic Program, Bureau of Environmental Health Howard County Health Department 8930 Stanford Boulevard Columbia, MD 21045

Copy: Don Campbell, P.E., Water & Sewer Planning Division Chief Michael J. Davis, Assistant Director, Bureau of Environmental Health File – Dime Cose

2616 Pressure water only -assuming Septicis good extra volume (Piping) fire supersion

BY

SAINT JAMES UNITED METHODIST CHURCH MEMBERS

FOR

CONNECTING PROPERTIES 12450 & 12470 TO ROUTE 99 WATER LINE

MEMBER

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E.C. 21042 Jan 2505 2045 ST. James Kd 21104 1641 Henry four Rd 21104

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SAINT JAMES UNITED METHODIST CHURCH MEMBERS

2FOR

CONNECTING PROPERTIES 12450 & 12470 TO ROUTE 99 WATER LINE

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62 Mary L- Edmonden 2845 Thainburch Rol 21042

9746 Hillsmore Road, Efficient (ty MD 2104. 10600 Davis AVE, Woodstock MD 2116? 1070 Driver Kd MarriottsvilleMD 2110 7202 Orchid Ln Eldersburg MD 21

Clarine A. Ednordsen 2845 THORNBROCK Rd. 21042

BY

SAINT JAMES UNITED METHODIST CHURCH MEMBERS

. FOR

CONNECTING PROPERTIES 12450 & 12470 TO ROUTE 99 WATER LINE

MEMBER

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Id Frederick Rd

Sykemille Md. 21784

BY

SAINT JAMES UNITED METHODIST CHURCH MEMBERS

FOR

CONNECTING PROPERTIES 12450 & 12470 TO ROUTE 99 WATER LINE

MEMBER

ADDRESS

1599 Homeland Dr. Eldersbeirg Md. Helo. 7202 Orchiel Lane Elderslourg Mad enson sh 11440 Rte 99 1730 HENRYTON ROAD 21104 2316 anderson Hill St 21104 toley 14144 Rover Millie W. Eriendship MARKINSII 546 Henryforthe Taylor 11870 Romshig Ro Sylicalle en 12495 India Hill Dr Marcia Meador 630 Johns ville Rd. SYKes

BY

SAINT JAMES UNITED METHODIST CHURCH MEMBERS

FOR

CONNECTING PROPERTIES 12450 & 12470 TO ROUTE 99 WATER LINE

MEMBER

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Barbara Cook 2208Flagmarshed Int airy 10 21771 Eilee M. SX 1950 MT VIEW RI MOREIOHSVIIL HIOY LAUREN BRESNOCK MORDER 4415 ROOP Rd Mt-AIRY, MD ZITTI Shirley Gamber 440 Gaither RD, Sykesulle Wande Sheh 2165 Mt View Rd, Marrielle Md 2110; Below Bostion 1164 Day Rd, Sykesville MD 21784 Mary Anne Espenshade 9013 moving Water In, Columbia 1 REST MASCARO 4064 Herting HILLY Tiche Bostin 1167 Day Rel Sylesville 21784

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BY

SAINT JAMES UNITED METHODIST CHURCH MEMBERS

∠ FOR

CONNECTING PROPERTIES 12450 & 12470 TO ROUTE 99 WATER LINE

ADDRESS MEMBER 2111 Moont View CO Malkio#sw/1e, mA 21/04 Jaul 1930 MAVIL Rol 21104 3574 CONCHITA EC. 21042 11180 Chambers Cf Wood store 9013 Hoving Water In Columbia 2104 upenchales 7200 THIRDAVE. 0-407, SYKESWILLEND 21784 6583 Streamwood Ct. Sykesville, MD 21784 1127 Paylor Park Fid. Sukesvil

BY

SAINT JAMES UNITED METHODIST CHURCH MEMBERS

: FOR

CONNECTING PROPERTIES 12450 & 12470 TO ROUTE 99 WATER LINE

MEMBER

ADDRESS

Brilly aulun 12291 Old Frederick Rd. 21104 Daubara anderson 12291 Old Frederick Rd. 21104

FISHER, COLLIN & CARTER, INC.

CIVIL ENGINEERING CONSULTANTS and LAND SURVEYORS Terrell A. Fisher, P.E., L.S. Earl D. Collins, P.E. Charles J. Crovo, Sr., P.E., L.S.

Paul W. Kriebel, P.E. Mark L. Robel, P.L.S. Aldo M. Vitucci, P.E. Frank Manalansan II, L.S. Stephanie Tuite, RLA, P.E., LEED AP BD&C

March 02, 2018

Maryland State Highway Administration District 7 5111 Buckeystown Pike Frederick, MD 212704

Attn: Ms. Andrea Abend District Utility Engineer

> RE: Saint James United Methodist Church 12470 Old Frederick Road 1-1/2" Water Service Connection Developer Constructed ADO SHA Public Utility Permit

Dear Ms. Abend:

On behalf of our client, Saint James United Methodist Church, our office has finalized the construction drawings for a water service connection installation for the provision of domestic service to the above-referenced property. As indicated on the included prints, the utility work involves the installation of the water service connection within the right-of-way of MD Route 99, Old Frederick Road.

Accordingly, a Public Utility Permit is required and we are forwarding the completed application and application package. The SHA Utility Permit Application has been signed by Mr. Arthur Shapiro, Chief, Howard County Bureau of Utilities. Regarding the <u>Traffic Control Plan</u>, we have attached a photocopy of Figure 6H-10, along with the accompanying notes. We believe Figure 6H-10 is applicable to the single lane closures required to accommodate the completion of the above-listed work efforts within the SHA R/W of MD Route 99; Old Frederick Road.

We would appreciate your review of the included Public Utility Permit application and the accompanying materials and the receipt of any comments you may wish to offer. Upon approval, we would appreciate issuance of the required permit. If you have any questions or require any additional information or materials at this time, please contact me at your convenience. Your cooperation is appreciated.

Very truly yours, Fisher, Collins & Carter, Inc.

Paul W. Kriebel, P.

WO #18009-5001

CENTENNIAL SQUARE OFFICE PARK · 10272 BALTIMORE NATIONAL PIKE · ELLICOTT CITY, MARYLAND 21042 · PHONE (410) 461-2855 FAX (410) 750-3784

FISHER, COLLIN & CARTER, INC.

CIVIL ENGINEERING CONSULTANTS and LAND SURVEYORS

March 2, 2018

Terrell A. Fisher, P.E., L.S. Earl D. Collins, P.E. Charles J. Crovo, Sr., P.E., L.S.

Paul W. Kriebel, P.E. Mark L. Robel, P.L.S. Aldo M. Vitucci, P.E. Frank Manalansan II, L.S. Stephanie Tuite, RLA, P.E., LEED AP BD&C

Department of Public Works Real Estate Services Division 3430 Courthouse Dr. Ellicott City, MD 21043

Attn: Ms. Diana Rose

RE:

12470 Old Frederick Road Saint James United Methodist Church 1-1/2" Water Service Connection Developer Constructed ADO Agreement

Dear Ms. Rose:

On behalf of our client, Saint James United Methodist Church, our office has prepared a public water connection construction drawing to provide for the installation of domestic water service to the referenced address. Since the total length of the public water service connection installation is less than 200 L.F. (49 L.F.), it is our understanding the installation can be completed through a Developer Constructed Advance Deposit Order (ADO) Agreement. Accordingly, we have included two (2) prints indicating the proposed 1-1/2" water service installation. We estimate the following quantities are involved:

1-1/2" Water Service Connection	49 L.F.
1-1/2" Copper Pipe Outlet Assembly w/Tapping Saddle	1 Each
1" Outside Meter Setting	1 Each

Please initiate the process to allow the water service connection & associated appurtenances to be installed under a Developer Constructed ADO Agreement.

If you have any questions or require any additional information or materials at this time, please contact me at your convenience. Your cooperation and assistance regarding this matter are appreciated.

Very truly yours, Fisher, Collins & Carter, Inc. Paul W. Kriebel, P.E.

CC w/Enclosure: Mr. Don Campbell, P.E. Bureau of Utilities CC w/Enclosure: Mr. Ross Beschner, Deputy Chief Bureau of Utilities CC w/Enclosure: Mr. Maury Gogolski Development Engineering Division CC w/Enclosure: Mr. Daniel Davis, Chief Utility Design Division CC w/Enclosure: Ms. Nancy Everstine St. James Methodist Church WO #18009-5001

CENTENNIAL SQUARE OFFICE PARK · 10272 BALTIMORE NATIONAL PIKE · ELLICOTT CITY, MARYLAND 21042 · PHONE (410) 461-2855 FAX (410) 750-3784

Sayers, Margery

From:	stukohn@verizon.net
Sent:	Thursday, July 26, 2018 11:28 AM
То:	CouncilMail; howard-citizen@yahoogroups.com
Subject:	Major Decision Day for Council Members
Attachments:	HCCA Testimony CB54 - Courthouse.docx; HCCA Testimony CB59-2018 Erickson - PSA
	Sewer.docx
To: Subject:	CouncilMail; howard-citizen@yahoogroups.com Major Decision Day for Council Members HCCA Testimony CB54 - Courthouse.docx; HCCA Testimony CB59-2018 Erickson - I Expansion.docx; HCCA Testimony CB56-2018 Ellicott City.docx; HCCA Testimony CB58-2018 Scenic Roads.docx; HCCA Testimony CR119-2018 Amending Water and

Dear Council and Listserve Members,

Tomorrow, Friday, 27 July will play a major part in each of the Councilmembers legacy. They will be voting on several all-important Bills and a Resolution that will forever have a major impact on our County for years. These Bills are CB54 – the Courthouse, CB59 – the expansion of the Planned Service Area (PSA), CB56 – Moratorium for Mitigation for Ellicott City, CB58 – Scenic Roads legislation, and CR119 – Amending the Water and Sewer line.

Please refer to the attachments which is our Howard County Citizens Association, HCCA testimony presented to the County Council during two nights. The Council we only hope will consider the very compelling testimony which was heard on these Bills and Resolution. We believe the Council should vote as follows:

CB54 – *Table* until such time all the facts have completely been answered especially the financing and the contract arrangements. If true -- we do not understand why two losing bidders will each receive \$500,000?

CB59 – Vote *No or let the Bill Expire*. The New Council should be completely in charge of this decision. We don't for the life of us understand the explanation of the Office of Law that this is a "Planning" issue not a "Zoning" issue. The content of the Bill states otherwise. Under the HC Code of Ordinances, Title 16, Section 16.211 the Council is not permitted to act on Zoning matters after the Primary.

CB56 – Vote *Yes with recommended amendments*. This Bill should have occurred two years ago when Councilman Weinstein introduced it, but unfortunately none of his colleagues supported him. Now they are which is appreciated.

CB58 – Vote *Yes with amendments*. Something needs to be done to save some land and potentially make things safer.

CR119 – Despite the fact Administrative rules were completely ignored the Council should vote *Yes* because of declared Health hazards.

You can go to our website at <u>http://howardcountyhcca.org/member-info/reports-documents-and-testimonies/</u> to see our testimonies. Not all of the aforementioned Bills and Resolution have been posted on our site but will be soon.

Hopefully the Council will make the right decisions at their Legislative Hearing starting at 10AM at the George Howard Building.

Sincerely,

Stu Kohn HCCA, President

2

Date: 23 July 2018

Subject: HCCA Testimony CR119-2018

My name is Stu Kohn and I am the HCCA President testifying against this Resolution.

We are against this proposal on the grounds of general principle. CR119 was not Pre-filed as required or Late-filed. Under the rules regarding Pre-Filed Legislation as you all know it states on the County Council website that items are to be Pre-filed 11 calendar days before that legislative session. During these 11 days, you will be able to view Pre-filed legislation listed on this page. Once the legislation is introduced, it is considered "current legislation." The problem is that your constituents did not have the opportunity to view this particular proposed legislation. This is simply not right as it fails the test for transparency and the established administrative rules.

However having stated the aforementioned if the residents surrounding the Church or satisfied with the decision of providing public water and sewer due to the health problem as declared by the Health Department then HCCA would relinquish our opposition to the Resolution.

Thank You,

Stu Kohn HCCA, President

Sayers, Margery

From: Sent: To: Cc: Subject: JOHN SMITH <jdsmith51@verizon.net> Thursday, July 26, 2018 12:31 PM CouncilMail JD SMITH Council bills 54, 59, 56,58, CR119

To: Howard County Council
From: JD Smith
Date: July 26, 2018
Re: Council Bills 54, 59, 56, 58 and CR119

Dear Council Members:

I would like you to take the following actions regarding the subject bills:

CB54 – *Table* until such time all the facts have completely been answered especially the financing and the contract arrangements. If true -- I do not understand why two losing bidders will each receive \$500,000? Too many unanswered questions, the main one being is this the best way of spending taxpayers' money when there are so many other needs that need addressing.

CB59 – Vote *No or let the Bill Expire.* The New Council should be completely in charge of this decision. I don't understand the explanation of the Office of Law that this is a "Planning" issue not a "Zoning" issue. The content of the Bill states otherwise. Under the HC Code of Ordinances, Title 16, Section 16.211 the Council is not permitted to act on Zoning matters after the Primary.

CB56 – Vote **Yes with recommended amendments**. This Bill should have occurred two years ago when Councilman Weinstein introduced it, but unfortunately none of his colleagues supported him.

CB58 – Vote **Yes with amendments**. Something needs to be done to save some land and potentially make things safer.

CR119 – Despite the fact Administrative rules were completely ignored the Council should vote **Yes** because of declared Health hazards.

Thank you for considering my request.

1

John David (JD) Smith 7425 Swan Point Way Columbia, MD 21045 410-807-2010 Date: 16 July 2018

Subject: HCCA Testimony CR119-2018

My name is Stu Kohn and I am the HCCA President testifying against this Resolution.

We are against this proposal on the grounds of general principle. CR119 was never Pre-filed as required or Late-filed. Under the rules regarding Pre-Filed Legislation as you all know it states on the County Council website that items are to be Pre-filed 11 calendar days before that legislative session. During these 11 days, you will be able to view Pre-filed legislation listed on this page. Once the legislation is introduced, it is considered "current legislation." The problem is that your constituents did not have the opportunity to view this particular proposed legislation. This is simply not right as it fails the test for transparency. Therefore, we suggest you consider discussing this Resolution at a later date so the interested audience can review and if desired testify the next time. I now see this Resolution is scheduled to be heard on 23 July. However, we still have a concern. As of 13 July CR119 does not appear under the Pre-filed legislative docket which falls outside the 11 day window. Why should this Resolution be heard as the rules have not been followed.

Thank You

Stu Kohn HCCA, President



HOWARD COUNTY COUNCIL AFFIDAVIT OF AUTHORIZATION TO TESTIFY ON BEHALF OF AN ORGANIZATION

I, Sty Kohon , have been duly authorized by
(name of individual)
How ARD County Ciligious ASSOCIOTICO to deliver testimony to the
(name of nonprofit organization or government board, commission, or task force)
County Council regarding <u>CR119</u> to express the organization's (bill or resolution number)
(bitt of resolution number)
support for / opposition to / request to amend this legislation. (Please circle one.)
Printed Name: St. Koho
Signature: Ht Kol
Date: 16 Jah 18
Organization: HCCA
Organization Address: P.O. Box 89
ELLICOTT CITY, MD 21041
Number of Members: 300
Name of Chair/President: 572 Kohw

This form can be submitted electronically via email to <u>councilmail@howardcountymd.gov</u> no later than 5pm the day of the Public Hearing or delivered in person the night of the Public Hearing before testifying.



HOWARD COUNTY COUNCIL AFFIDAVIT OF AUTHORIZATION TO TESTIFY ON BEHALF OF AN ORGANIZATION

I, James R. Moxley III, have been duly authorized by (name of individual)
(name of individual)
Saint James United Methodist Church to deliver testimony to the (name of nonprofit organization of government board, commission, or task force)
County Council regarding $\frac{R_{PS}}{(bill or resolution number)}$ to express the organization's
support for opposition to / request to amend this legislation. (Please circle one.)
Printed Name: James R. Maxley III
Signature: Signature: Mulley #
Date: 7 23 18
Organization: Saint James United Methodist Church
Organization Address: 12470 Old Frederick Rd.
Marriottsville, MD 21104
Number of Members: 222
Name of Chair/President:

This form can be submitted electronically via email to <u>councilmail@howardcountymd.gov</u> no later than 5pm the day of the Public Hearing or delivered in person the night of the Public Hearing before testifying.

Date: 16 July 2018 Subject: HCCA Testimony CB58-2018 Scenic Roads

Good evening. My name is Stu Kohn and I am the President of the Howard County Citizens Association, HCCA testifying on their behalf. We are in favor of CB58-2018 and want to thank Councilpersons Terrasa and Ball for having the foresight to introduce this Bill. Hopefully this Bill will lead to a better understanding as to what the residents of Howard County can expect whenever development is placed on a designated scenic road. The specific question we have is will this Bill in anyway affect the proposed 397 units planned by the Milk Producers at Leishear, Gorman and Murray Hill Roads. We would like to believe that this development was a contributing factor as to why this Bill is before us. We would like for you to consider the following suggestions to include in the Bill for clarity:

Refer to Page 2, Line 2 - add the word "fully" before the word "screened."

Refer to Page 2, Lines 3 thru 6 – it is referring to the protection of forests. It is about time especially considering that Howard County as reported by the Sierra Club is the worst of all counties in Maryland clearing trees and only 12^{th} in replacing them. This needs to change.

Refer to Page 3, Line 8 thru 9 – states, "To orient houses so they do not back up to scenic roads and should be sited as far as possible from the road and be well screened." We seek specificity by asking you to provide an exact number regarding the distance.

Refer to Page 2, Line 12 – what is the definition of "Surroundings?"

Refer to Page 5, Lines 23 thru 28 – It states, "That developments adjoining scenic roads which proposes a new vehicular ingress and egress on a scenic road within one mile shall be required to obtain approval from DPZ and the Planning Board after a Public Meeting." We ask you for the public to have the opportunity to question DPZ at such a Planning Board Meeting or Hearing. This is the case now evoked in Zoning Board Hearings as the recent passed CB16-2018 permits. The same opportunity should apply in front of the Planning Board. We ask you to please revisit CB16 as an amendment because we believe this was simply an oversight.

Refer to Page 6, Lines 24 thru 29 and Page 7, Lines 1 thru 2 – It addresses the Effect of the Adequate Public Facilities Act regarding an intersection designated a "Constrained Road Facility." On Line 28 it states, "Restrictions on improvements to a "Constrained Road Facility" shall not be grounds for denial of subdivision plans or site development plans that would otherwise be subject to required road improvements under the adequate public facilities ordinance." We ask why not? Please consider rewording this clause to state, "A Constrained Road Facility shall be grounds for denial of any subdivision plans or site development plans unless such time when road improvements are feasible and pass road tests with the implementation of the Adequate Public Facilities Ordinance."

With the aforementioned suggested amendments, we look forward to hopefully see major improvements in the protection of our scenic roads. It would certainly be beneficial to all.

St K.

Stu Kohn HCCA, President Acres of Forest Cleared, Replanted, Net Loss by County (FY2009-FY2016)

COUNTY	CLEARED	REPLANTED	NET LOSS	% CLEARED**	% PLANTED***
Anne Arundel*	682	61	621	45	ი
Baltimore	696	116	580	27	17
Calvert	908	13	894	39	+
Caroline	60	25	35	28	47
Carroll	274	340	(64)	28	123
Cecil	232	47	185	26	20
Chartes	1,559	42	1518	48	2
Dorchester	24	16	თ	1	64
Frederick	764	678	86	28	89
Harford	1,236	535	701	26	43
Howard	904	422	482	20	45
Kent	36	25	T	14	71
Montgomery	1,302	738	564	31	54
Prince George's	9,074	1,968	7,106	43	22
Queen Anne's	20	14	ဖ	'n	68
St. Mary's	1,668	117	1,551	34	7
Somerset	40	15	25	20	37
Talbot*	26	51	(25)	10	192
Washington*	100	79	21	30	80
Wicomico	134	138	(4)	19	134
Worchester	253	74	179	23	253
TOTAL	19.992	5.514	14.481	Source: MD Depar	Source: MD Department of Natural Resources.

Sayers, Margery

From: Sent: To: Subject: Mickey Day <mickey.day@comcast.net> Monday, July 23, 2018 2:08 PM CouncilMail CR 119-2018

I am Mickey Day, reside at 1940 Mt View Road, in Marriottsville, MD. I had hoped to attend tonight's council hearing, but due to events that occurred early this morning, I am occupied with Fire and Rescue activities. I am in full support of the St James United Methodist Church being allowed to hook up to the water line that serves the West Friendship Volunteer Fire Department. Connecting to this line will not only assist the St James Church with correcting a water health problem, it will also help to keep additional water moving in the line. I have been told, that flow thru the line will assist in further reducing the possibility of bacteria on the walls of the pipe and in the water. It makes sense to allow this connection.

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Should you have any questions, please feel free to contact me.

Thanks always for your service to our community, Mickey Day

Sent from Mail for Windows 10

HOWARD COUNTY COUNCIL, DISTRICT 5 INTEROFFICE MEMORANDUM

CMBRS, JF, MS

TO: COUNCILMEMBERS

FROM: GREG FOX

SUBJECT: ST. JAMES UNITED METHODIST CHURCH

DATE: 6/29/2018

Today, I worked with the Jessica and the Administration to draft a resolution which will help the church with their request by amending the water & sewer Master Plan.

Jessica will be getting you further details regarding the Public Hearing for this.

Thank you for your consideration. I hope that I can count on your support.

Greg Fox

GF/KK

CR119-2018

SAINT JAMES UNITED METHODIST CHURCH

June 28, 2018

Howard County Council Members:

Gregory Fox, Council Member, District 5 John Weinstein, Council President, District 1 Calvin Ball, Council Member, District 2 Jennifer Terrasa, Council Member, District 3 Mary Kay Sigaty, Council Member, District 4

Ladies and Gentlemen:

The Saint James United Methodist Church is asking for your help. We need public water! Don Campbell from the Utilities Division of the Department of Public Works has referred us to our Council Representative, Gregory Fox, via his e-mail dated May 15, 2018.

Over the years, our church has dug three wells, one for the parsonage and two for the church. The parsonage well and one of the church wells have failed. We presently have the parsonage and church connected to one well which is contaminated. We have experienced unprecedented issues with saltwater runoff in the well water. Our spigots and hot water heater are affected by the corrosion. We cannot even use the boiled water from our well to cook with.

Saint James has been in existence for over 225 years. We have opened our doors for weddings and funerals as well as various organizations such as the Boy Scouts, Sea Scouts, AA Members, Rotary Clubs, and presently have a certified class of pre-school children with hearing impaired issues. Our summer schedule includes a week-long Vacation Bible School for elementary students, and in the summer months we include an 8:30 a.m. Chapel-In-the-Woods service. Our Choir sponsors vocal scholarship opportunities for several students from Marriott's Ridge High School. We serve three luncheons a year to the Howard County Retired Teachers Association. We are trying to exist on bottled water, with undependable deliveries.

Our congregation consists of 125 members, who are Tax Payers and community supporters. The land in our area and around our Church is under the Farmland Preservation and cannot be developed requiring the extension of additional waterlines.

In the letter dated November 3, 2017, the Health Department pointed out that there are few locations where a well could be installed and, *"they could not assure that any well installed in these areas would not be contaminated in the same way that the existing well is contaminated."*

Our Trustee Committee, through the assistance of Nancy Everstine, Trustee Member and Church Treasurer, has worked diligently with the Department of Public Work's Utility Division and the Health Department to secure applications, required documents, certified engineers, etc. in order to accomplish a connection to the water line currently serving the West Friendship Fire Department.

The County Administration has already approved a house connection to this waterline for the same type of contaminants. But in comparison, our water situation has a much greater impact on the health and safety of our church families and the public we serve. Under the Maryland Assessment Procedure Manual, we are classified as a Religious Property, not a commercial or residential development that would expand the need for more water.

We appreciate the responsiveness of the County and State employees, but we are still without water and ask for your sincere review and approval of our request. Attached is a Petition signed by our church members and participating friends of Saint James. Our Church is prepared to pay all associated costs.

Sincerely,

Trustee Committee:

Steven Benson, Cy Bresnock, Calvin Day, Nancy Everstine, Rob Griesback, Austin Horman, John Humphreys, Thomas O'Toole and Pastor Patricia Abell

Mary L. Edmondson, Trustee Chair

cc: Allen Kittleman, Howard County Executive

Gail Bates, Member of Maryland Senate

Attachments: Petition from Church Members

November 3, 2017 letter from Health Department

Fisher, Collins & Carter letter confirming engineering details

Trustee/Council Members/water



Bureau Environmental Health 8930 Stanford Boulevard, Columbia, MD 21045 Main: 410-313-2640 J Fax: 410-313-2648 TDD 410-313-2323 J Toll Free 1-866-313-6300 www.hchealth.org Facebook: www.facebook.com/hocohealth Twitter: HowardCoHealthDep

Maura J. Rossman, M.D., Health Officer

November 3, 2017

St James United Methodist Church c/o Mrs. Nancy Everstine, <u>everro@verizon.net</u> 12470 Old Frederick Road Marriottsville, MD 21104

RE: Replacement of drinking water supply

Dear Mrs. Everstine,

I am writing today to provide you with information concerning the replacement of the drinking water supply for the St James United Methodist Church. Samples obtained on October 17, 2017 for analyses of Bacteria, Nitrate, Sulfate, Sodium, Chloride and Total Dissolved Solids (TDS). Samples were obtained from the women's restroom (post-treatment) and from a pre-treatment tap (pre-treatment).

The analyses revealed that bacteria were absent, and nitrates and sulfates were at very low concentrations. However, analyses for sodium, chlorides, and TDS reveal that the water from the well (HO-95-0041) is exceeding standards. Pre-treatment sodium was 240.80 mg/L, and post-treatment sodium was 444.50 mg/L, both exceeding the Drinking Water Equivalency Level (DWEL) of 20 mg/L established by the Environmental Protection Agency (EPA). Pre-treatment chloride was 656 mg/L, and the post-treatment level for chloride was 644 mg/L. The Secondary Maximum Contaminant Level (SMCL) for chloride established by EPA is 250 mg/L. Total Dissolved Solids (TDS) at the pre-treatment tap was 1249 mg/L and the post-treatment TDS was 1156 mg/L, both exceeding the EPA established SMCL of 500 mg/L.

Replacement of the drinking water supply is required, and there are two options. One option would be to install a replacement well on the property, or perhaps on the adjacent parcel which is occupied by the parsonage. The other option would be to connect to the water main in the Old Frederick Road right-of-way.

The access to the water main is strictly limited. An 'Order to Connect' would have to be issued by the Health Department to gain access to that water main. <u>Please know</u> that there is no turning back when the Health Department issues an Order to Connect; compliance by the Church is essential. The Church would have to pay all fees within 30 days and the connection would have to be completed within 60 days.

Don Campbell at Howard County Bureau of Utilities estimates that "construction of the new connection likely will exceed \$15,000". In addition the Church would have to bear "the costs of County fees and the installation of the water connection plumbing on the Church property" to the Old Frederick Road right-of,-way. "The Church would be responsible for applying for the water connection permit, and would be responsible for managing the construction and all of the costs".

I have reviewed plans for the Church property (Tax Map 9, Parcel 138) that are on file at the Health Department. There are few locations on Parcel 138 where a well may be installed, and all of those locations are either proximate to the Old Frederick Road right-of-way or downslope from the paved parking area for the Church. The Health Department could not assure that any well installed in these areas would not be contaminated in the same way that the existing well is contaminated.

The Church does own the adjacent parcel to the east, (Tax Map 9) Parcel 355, and it is possible for the Health Department to allow an offsite well on that parcel to serve the Church. Potential well locations on Parcel 355 (12450 Old Frederick Road) would be along the eastern boundary. Locations cannot be accurately identified by the Health Department at this time as there are no records for the location of the septic system located thereon. It is assumed that the septic system is behind the parsonage. Therefore, any potential well location would be on the relatively higher elevations in the northeast quadrant of Parcel 355.

This communication has been intended to inform the St James United Methodist Church leadership, and the Church members, of the issues surrounding the need to replace the water supply for the Church. Questions regarding this communication may be directed to me by email (rbricker@howardcountymd.gov), or by calling my desk (410) 313-2691, or the Well and Septic Program, (410) 313-1771.

Respectfully,

Robert Bricker, REHS/R.S., L.E.H.S. Environmental Sanitarian II Well and Septic Program, Bureau of Environmental Health Howard County Health Department 8930 Stanford Boulevard Columbia, MD 21045

Copy: Don Campbell, P.E., Water & Sewer Planning Division Chief Michael J. Davis, Assistant Director, Bureau of Environmental Health File – Dime Rose

2616 Pressure water only -assuming extra volume (Piping) fire supersion

BY

SAINT JAMES UNITED METHODIST CHURCH MEMBERS

FOR

CONNECTING PROPERTIES 12450 & 12470 TO ROUTE 99 WATER LINE

MEMBER

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BY

SAINT JAMES UNITED METHODIST CHURCH MEMBERS

2FOR

CONNECTING PROPERTIES 12450 & 12470 TO ROUTE 99 WATER LINE

ADDRESS MEMBER 1940 Mit View Marristaville 2104 usear Du 8065 Long Branch Ter. 32 Glen Burnie, MD21061 Long Branch Fer. 32 Gren mana, MD 21041 80UT 9746 Hillsmore Road, Ellicott (Jety, MD 2104. 10600 Davis AVE, Woodsteck MD 2116? Grace. Norris 1070 Driver Rd MarrisHSVilleHD2110 7202 Orchid Ln Eldersburg MD 21 62 Mary L- Edmonden 2845 Thornburch Red 21042 Clarme H. Edmonden 2845 THORNBROCK Rd. 21042

BY

SAINT JAMES UNITED METHODIST CHURCH MEMBERS

. FOR

CONNECTING PROPERTIES 12450 & 12470 TO ROUTE 99 WATER LINE

MEMBER

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13155 Route 144 4 und Inicudeding MI 2145 mount View Rd. marriottville, MD -21104 13705 Forsy the Rd Sylesville MO 21784 12371 Frederick Rol. Wast Friendship and 20194 1596 Everka Rd 21104 13387 Paper Lone Sykesiella Ma henno 13439 Clelts

Old Friderick Rd

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134.39

BY

SAINT JAMES UNITED METHODIST CHURCH MEMBERS

GFOR

CONNECTING PROPERTIES 12450 & 12470 TO ROUTE 99 WATER LINE

MEMBER

ADDRESS

1599 Homeland Dr. Eldersberg Md. 7202 Orchiel Lane Eldenslow 3 Mad enson 11440 Rte 99 1730 NENRYTON ROAD 21104 2316 anderson Hill St 21104 toley 14144 Rover Millie W. Friendship 544 Henrytonhe Jaylor 11870 Ramshig 1 Sylastle en 12495 Indian Hill Dr Marcia Meador 630 Johns ville Rd. Sykes

BY

SAINT JAMES UNITED METHODIST CHURCH MEMBERS

FOR

CONNECTING PROPERTIES 12450 & 12470 TO ROUTE 99 WATER LINE

MEMBER	ADDRESS
Barbara Cook	2208Flagmarshed In Ring 12 21771
Siece Misy	1950 MT VIEW RI MORRIOHSVIIL
Lauren Bresnockyme	MOR 4415 ROOP Rd Mt-AIRY, MD ZITTI
Shirley Gamber	440 GaitherRb, Sykesulle 2108421784
Nanda Sheh	2165 Mt View Rd, Marrillanile, Md 2110
Ellow Bostion	1164 Day Rd, Sykesville MD 21784
Mary Anne Espenshade	9013 moving Water In, Columbian
Sus n Mascalo	4064 Handago Hill V
Mile Bostino	1167 Day Rel Steeville 21784
perdephested	3574 Concheta Dr Slucot City 21

BY

SAINT JAMES UNITED METHODIST CHURCH MEMBERS

FOR

CONNECTING PROPERTIES 12450 & 12470 TO ROUTE 99 WATER LINE

ADDRESS MEMBER 2111 Moort View CO Mallio#sw/1e, ma 21/04 No Bea 1930 MAVIN RA 21104 3574 CONCHITA EC. 21042 11180 Chambus Cf Woodston 21163 9013 Moving Water In Columbia penchale 7200 THIRDAVE, 0-407, SYKESWILLEMD 21784 6583 Streamwood Ct. Sykesville, MD 21784 1127 Jaylor Park Fid. Sykesvi man

BY

SAINT JAMES UNITED METHODIST CHURCH MEMBERS

FOR

CONNECTING PROPERTIES 12450 & 12470 TO ROUTE 99 WATER LINE

MEMBER

ADDRESS

Emily aller 12291 old Frederick Rd. 21104 Daubaua anderson 12291 Old Frederick Rd. 21104

FISHER, COLLINS & CARTER, INC.

CIVIL ENGINEERING CONSULTANTS and LAND SURVEYORS Terrell A. Fisher, P.E., L.S. Earl D. Collins, P.E. Charles J. Crovo, Sr., P.E., L.S.

Paul W. Kriebel, P.E. Mark L. Robel, P.L.S. Aldo M. Vitucci, P.E. Frank Manalansan II, L.S. Stephanie Tuite, RLA, P.E., LEED AP BD&C

March 02, 2018

Maryland State Highway Administration District 7 5111 Buckeystown Pike Frederick, MD 212704

Attn: Ms. Andrea Abend District Utility Engineer

> RE: Saint James United Methodist Church 12470 Old Frederick Road 1-1/2" Water Service Connection Developer Constructed ADO SHA Public Utility Permit

Dear Ms. Abend:

On behalf of our client, Saint James United Methodist Church, our office has finalized the construction drawings for a water service connection installation for the provision of domestic service to the above-referenced property. As indicated on the included prints, the utility work involves the installation of the water service connection within the right-of-way of MD Route 99, Old Frederick Road.

Accordingly, a Public Utility Permit is required and we are forwarding the completed application and application package. The SHA Utility Permit Application has been signed by Mr. Arthur Shapiro, Chief, Howard County Bureau of Utilities. Regarding the <u>Traffic Control Plan</u>, we have attached a photocopy of Figure 6H-10, along with the accompanying notes. We believe Figure 6H-10 is applicable to the single lane closures required to accommodate the completion of the above-listed work efforts within the SHA R/W of MD Route 99; Old Frederick Road.

We would appreciate your review of the included Public Utility Permit application and the accompanying materials and the receipt of any comments you may wish to offer. Upon approval, we would appreciate issuance of the required permit. If you have any questions or require any additional information or materials at this time, please contact me at your convenience. Your cooperation is appreciated.

Very truly yours, Fisher, Collins & Carter, Inc.

WO #18009-5001

FISHER, COLLIN & CARTER, INC.

CIVIL ENGINEERING CONSULTANTS and LAND SURVEYORS

March 2, 2018

Terrell A. Fisher, P.E., L.S. Earl D. Collins, P.E. Charles J. Crovo, Sr., P.E., L.S.

Paul W. Kriebel, P.E. Mark L. Robel, P.L.S. Aldo M. Vitucci, P.E. Frank Manalansan II, L.S. Stephanie Tuite, RLA, P.E., LEED AP BD&C

Department of Public Works Real Estate Services Division 3430 Courthouse Dr. Ellicott City, MD 21043

Attn: Ms. Diana Rose

RE:

12470 Old Frederick Road Saint James United Methodist Church 1-1/2" Water Service Connection Developer Constructed ADO Agreement

Dear Ms. Rose:

On behalf of our client, Saint James United Methodist Church, our office has prepared a public water connection construction drawing to provide for the installation of domestic water service to the referenced address. Since the total length of the public water service connection installation is less than 200 L.F. (49 L.F.), it is our understanding the installation can be completed through a Developer Constructed Advance Deposit Order (ADO) Agreement. Accordingly, we have included two (2) prints indicating the proposed 1-1/2" water service installation. We estimate the following quantities are involved:

1-1/2" Water Service Connection	49 L.F.
1-1/2" Copper Pipe Outlet Assembly w/Tapping Saddle	1 Each
1" Outside Meter Setting	1 Each
1" Outside Meter Setting	

Please initiate the process to allow the water service connection & associated appurtenances to be installed under a Developer Constructed ADO Agreement.

If you have any questions or require any additional information or materials at this time, please contact me at your convenience. Your cooperation and assistance regarding this matter are appreciated.

Very truly yours, Fisher, Collins & Carter, Inc.

Paul W. Kriebel, P.E.

CC w/Enclosure: Mr. Don Campbell, P.E. Bureau of Utilities CC w/Enclosure: Mr. Ross Beschner, Deputy Chief Bureau of Utilities CC w/Enclosure: Mr. Maury Gogolski Development Engineering Division CC w/Enclosure: Mr. Daniel Davis, Chief Utility Design Division CC w/Enclosure: Ms. Nancy Everstine St. James Methodist Church WO #18009-5001

CENTENNIAL SQUARE OFFICE PARK • 10272 BALTIMORE NATIONAL PIKE • ELLICOTT CITY, MARYLAND 21042 • PHONE (410) 461-2855 FAX (410) 750-3784

Sayers, Margery

From:	no-reply@howardcountymd.gov
Sent:	Tuesday, July 10, 2018 1:51 PM
То:	evan.a.borodin@gmail.com
Subject:	Amendment to the Howard County Master Plan for Water and Sewerage

First Name:	Evan
Last Name:	Borodin
Email:	evan.a.borodin@gmail.com
Street Address:	Dragonfly Court
City:	Laurel
Subject:	Amendment to the Howard County Master Plan for Water and Sewerage
Message	What does the, "Amendment to the Howard County Master Plan for Water and Sewerage," bill considered on July 23rd consist of?

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CR119-2018