

Amendment 1 to Amendment No. 1 to Council Bill No. 62-2019

**BY: The Chairperson at the request
of the County Executive**

**Legislative Day 14
Date: December 2, 2019**

Amendment No. 1

(This amendment corrects a cite.)

1 On page 1, in line 4, strike "08.09.03.01" and substitute "08.19.03.01".

2

3

ADOPTED December 2, 2019
FAILED _____
SIGNATURE Diane Jones

1 On page 17, in line 31, after “DISTRICTS” insert “THAT PROPOSE TO IMPORT DEVELOPMENT
2 DENSITY,”.

3

4 On page 23, in line 22, after “DBH” insert “(DIAMETER AT BREAST HEIGHT)”.

5

6 On page 23, in line 27, strike “DEFERRAL, PHASING OF OBLIGATIONS, OR SEEKING ALTERNATIVE
7 COMPLIANCE” and substitute “DEFERRAL OR PHASING OF OBLIGATIONS”.

Amendment 1 to Council Bill No. 62-2019

BY: The Chairperson at the request
of the County Executive

Legislative Day 14
Date: December 2, 2019

Amendment No. 1

(This amendment:

1. *Changes the definition of forest to distinguish between an existing forest and a replanted forest;*
2. *Strengthens language related to site design requirements;*
3. *Removes a reference to alternative compliance;*
4. *Corrects a cross reference; and*
5. *Writes out a term to avoid using an acronym.)*

1 On page 2, strike line 25 and substitute "35 FEET WIDE FOR AN EXISTING FOREST AND AT LEAST 50
2 FEET WIDE FOR A REPLANTED FOREST. "FOREST" INCLUDES:"."

3

4 On page 5, in line 26, strike "08.19.03" and substitute "08.09.03.01".

5

6 On page 17, in line 18, strike "ACCOMMODATE FOREST CONSERVATION".

7

8 On page 17, in line 19, strike "OBLIGATIONS ON-SITE BY ESTABLISHING" and substitute
9 "ESTABLISH".

10

11 On page 17, line 20, after "ALL" insert "ON-SITE".

12

13 On page 17, in line 24, strike "BETWEEN" and substitute "OUTSIDE".

14

15 On page 17, in line 24, strike "BUFFER" and substitute "BUFFER, AS DEFINED BY SUBDIVISION
16 REGULATIONS,".

17

18 On page 17, in line 25, after "CONSTRUCTION" insert "THEN REFORESTED".

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ADOPTED December 2, 2019, as amended
FAILED _____
SIGNATURE Deborah Jones

Amendment **2** to Council Bill No. 62 - 2019

BY: David Yungmann

Legislative Day No. **14**

Date: December 2, 2019

Amendment No. **2**

(This amendment proposes to reduce the size of a forest from 50 feet to 35 feet.)

On page 2, in line 25, strike "50" and substitute "35".

ADOPTED _____
FAILED December 2, 2019
SIGNATURE David Yungmann

Amendment 3 to Council Bill No. 62 - 2019

BY: Christiana Mercer Rigby
Deb Jung

Legislative Day No. 14

Date: December 2, 2019

Amendment No. 3

(This amendment proposes to replace other qualified professionals with a certified arborist.)

On page 10, in lines 6 and 7, strike the remainder of the sentence after "FORESTER," and substitute "LICENSED LANDSCAPE ARCHITECT, OR CERTIFIED ARBORIST.".

ADOPTED December 2, 2019
FAILED _____
SIGNATURE Christiana Mercer Rigby

Amendment 1 to Amendment No. 4 to Council Bill No. 62-2019

BY: Christiana Mercer Rigby

Legislative Day 14

Date: December 2, 2019

Amendment No. 1 to Amendment No. 4

(This amendment changes the threshold ratio for mixed use development, only.)

- 1 On page 1, strike lines 16 through 22, inclusive and in their entirety.
- 2
- 3 On page 1, in line 24, strike "25%" and substitute "20%".
- 4

~~ADOPTED~~ December 2, 2019
~~FAILED~~
SIGNATURE Diane A. Jones

Amendment **4** to Council Bill No. 62 - 2019

BY: **Deb Jung**
Liz Walsh

Legislative Day No. **14**

Date: **December 2, 2019**

Amendment No. **4**

(This amendment proposes to change the threshold percentages in for most land uses.)

On page 14, in the second row of the chart, strike “25%” and substitute “30%”.

On page 14, in the third row of the chart, strike “20%” and substitute “25%”.

On page 14, in the fourth row of the chart, strike “20%” and substitute “25%”.

On page 14, in the fifth row of the chart, strike “15%” and substitute “20%”.

On page 14, in the sixth row of the chart, strike “15%” and substitute “25%”.

ADOPTED December 2, 2019 - as amended

FAILED _____
SIGNATURE Thomas J. Jones

Amendment **5** to Council Bill No. 62 - 2019

BY: **Deb Jung**
Liz Walsh

Legislative Day No. **14**

Date: December 2, 2019

Amendment No. **5**

(This amendment proposes to change the reforestation calculation ratios and minimum acreage.)

On page 14, in line 5, after the comma, strike "1/2" and substitute "1".

On page 14, in line 7, within the parentheses, strike "1/2:1" and substitute "1:1".

On page 14, in line 8, strike "1" and substitute "1.5".

On page 14, in line 9, within the parentheses, strike "1:1" and substitute "1.5:1".

ADOPTED _____
FAILED December 2, 2019
SIGNATURE Debra A. Jones

Amendment 6 to Council Bill No. 62 - 2019

BY: David Yungmann

Legislative Day No. 14

Date: December 2, 2019

Amendment No. 6

(This amendment proposes to change the reforestation calculation ratios.)

On page 14, in line 8, strike "1" and substitute "3/4".

On page 14, in line 9, within the parentheses, strike "1:1" and substitute "3/4:1".

On page 14, in line 12, strike "3" and substitute "2.5".

On page 14, in line 14, within the parentheses, strike "3:1" and substitute "2.5:1".

On page 14, in line 17, insert the following:

(a) "FOREST CLEARED WITHIN THE ON-SITE PRIORITY RETENTION PRIORITY AREAS LISTED BELOW, WHICH CLEARING IS NOT ASSOCIATED WITH UTILITY INSTALLATION OR MAINTENANCE, STORM WATER MANAGEMENT OUTFALLS, AND/OR ROADS, SHALL PLANT ADDITIONAL FOREST AT THE RATES SPECIFIED BELOW: FORESTED 100-YEAR FLOODPLAIN, 3 ACRES FOR EACH ACRE OR PORTION OF AN ACRE CLEARED (3:1)

(b) FORESTED STREAMS, FORESTED STREAM BUFFERS, FORESTED NON-TIDAL WETLANDS AND THEIR FORESTED BUFFERS WITHIN 100' OF A STREAM OR STREAM BUFFER, 2 ACRES FOR EACH ACRE OR PORTION OF AN ACRE CLEARED (2:1).

ADOPTED
FAILED
SIGNATURE
December 2, 2019
Dean Jones

1 (c) FORESTED STEEP SLOPES AND THEIR BUFFERS THAT ARE CONTIGUOUS WITH
2 THE AREAS MENTIONED IN (A) AND (B) ABOVE, 1.5 ACRES FOR EACH ACRE
3 OR PORTION OF AN ACRE CLEARED (1.5:1).”

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Amendment 7 to Council Bill No. 62 - 2019

BY: Liz Walsh

Legislative Day No. 14

Date: December 2, 2019

Amendment No. 7

(This amendment proposes to remove the one acre minimum requirements for residential sites.)

On page 17, in line 26, strike "WITH MORE THAN ONE ACRE OF OBLIGATION".

ADOPTED _____
FAILED _____
SIGNATURE _____
Deane X Jones

ADOPTED _____
FAILED _____
SIGNATURE _____
December 2, 2019
Deane X Jones

Amendment / to Amendment 7 to Council Bill No. 62 - 2019

BY: Liz Walsh

Legislative Day No. 14

Date: December 2, 2019

Amendment No. /

(This amendment removes the exemption for developments with 10 or fewer lots.)

On page 1, in line 18, insert the following:

“On page 17, strike beginning with “INFILL” in line 29 through the period in line 30.”.

ADOPTED _____

FAILED _____

SIGNATURE _____

December 2, 2019
Diane A. Jones

Amendment 9 to Council Bill No. 62-2019

BY: The Chairperson at the request
of the County Executive

Legislative Day 14
Date: December 2, 2019

Amendment No. 9

(This amendment alters the variance section to remove a definition of unwarranted hardship.)

- 1 On page 22, strike lines 23 through 25, inclusive and in their entirety.
- 2
- 3 On page 22, in line 26, strike "(C)" and substitute "(B)".
- 4
- 5 On page 23, in line 1, strike "(D)" and substitute "(C)".
- 6
- 7 On page 23, in line 21, strike "(E)" and substitute "(D)".
- 8
- 9 On page 23, in line 23, strike "(F)" and substitute "(E)".
- 10

ADOPTED December 2, 2019
FAILED _____
SIGNATURE Diana J. Jones

Amendment 10 to Council Bill No. 62 - 2019

BY: David Yungmann

Legislative Day No. 14

Date: December 2, 2019

Amendment No. 10

(This amendment proposes to change Specimen Tree requirements.)

On page 22, strike lines 23 – 25, in their entirety.

On page 22, in line 29, strike “DIRECTORS” and substitute “DIRECTOR”.

On page 22, in line 30, after the comma, insert “IN CONSULTATION WITH”

On page 23, strike lines 21 – 22, and substitute the following:

“(E) SPECIMEN TREES.

1) REMOVAL OF A SPECIMEN TREE IN DEAD OR DYING CONDITION DOES NOT REQUIRE A VARIANCE.

2) ANY NATIVE SPECIMEN TREE REMOVED SHALL BE REPLACED ON-SITE BY AT LEAST TWO NATIVE TREES WITH A DBH OF AT LEAST THREE INCHES.”.

Renumber the section accordingly.

ADOPTED _____
FAILED _____
SIGNATURE Deane Jones

1 Amendment 11 to Council Bill No. 62 - 2019

2
3
4 BY: Deb Jung
5 Liz Walsh

Legislative Day No. 14

6 Date: December 2, 2019
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10 Amendment No. 11

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12 *(This amendment proposes to remove the Planning Board from the variance*
13 *process.)*
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16 On page 22, strike lines 27 – 32, in their entirety, and substitute the following:

17 “DENIED IN WRITING BY THE DIRECTORS OF THE DEPARTMENT OF PLANNING AND ZONING, THE
18 ADMINISTRATOR OF THE OFFICE OF COMMUNITY SUSTAINABILITY, AND THE DIRECTOR OF THE
19 DEPARTMENT OF RECREATION AND PARKS.”.
20

21 On page 23, in line 3, strike “OR THE PLANNING BOARD”.
22
23
24

ADOPTED December 2, 2019
FAILED
SIGNATURE Deane Jones

1 Amendment 12 to Council Bill No. 62 - 2019

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3
4 BY: Deb Jung
5 Liz Walsh

Legislative Day No. 14

6 Date: December 2, 2019
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10 Amendment No. 12

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12 *(This amendment proposes to require only nursery stock plants be planted in forest*
13 *mitigation banks.)*
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16 On page 24, in line 29, strike "WHIPS, OR SEEDLINGS,".
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ADOPTED _____
FAILED December 2, 2019
SIGNATURE Deane J. Jones

Amendment 13 to Council Bill No. 62 - 2019

BY: Deb Jung
Liz Walsh

Legislative Day No. 14

Date: December 2, 2019

Amendment No. 13

(This amendment proposes to remove the "Grandfathering" clause.)

On page 25, strike lines 18 - 24, in their entirety.

On page 25, in line 26, strike "3" and substitute "2".

ADOPTED December 2, 2019
FAILED _____
SIGNATURE Deane A. Jones