

Introduced \_\_\_\_\_  
Public Hearing \_\_\_\_\_  
Council Action \_\_\_\_\_  
Executive Action \_\_\_\_\_  
Effective Date \_\_\_\_\_

## County Council of Howard County, Maryland

2021 Legislative Session

Legislative Day No. 7

### Bill No. 42 -2021

Introduced by: Deb Jung

AN ACT requiring the Department of Planning and Zoning, in collaboration with specified County agencies, to establish a system of data collection; requiring the Department of Planning and Zoning, in collaboration with specified County agencies, to recommend actions to improve the retention of existing forest areas and effectiveness of mitigation measures; and generally relating to the Forest Conservation Act.

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Introduced and read first time \_\_\_\_\_, 2021. Ordered posted and hearing scheduled.

By order \_\_\_\_\_  
Michelle R. Harrod, 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 \_\_\_\_\_, 2021.

By order \_\_\_\_\_  
Michelle R. Harrod, Administrator

This Bill was read the third time on \_\_\_\_\_, 2021 and Passed \_\_\_\_, Passed with amendments \_\_\_\_\_, Failed \_\_\_\_\_.

By order \_\_\_\_\_  
Michelle R. Harrod, Administrator

Sealed with the County Seal and presented to the County Executive for approval this \_\_\_\_ day of \_\_\_\_\_, 2021 at \_\_\_\_ a.m./p.m.

By order \_\_\_\_\_  
Michelle R. Harrod, Administrator

Approved/Vetoed by the County Executive \_\_\_\_\_, 2021

\_\_\_\_\_  
Calvin Ball, 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 renumbering:

4 Title 16 – Planning, Zoning and Subdivisions and Land Development Regulations

5 Subtitle 12. Forest Conservation

6 Section 16.1219 “Severability” to be Section 16.1220 “Severability”

7

8 By adding:

9 Title 16 – Planning, Zoning and Subdivisions and Land Development Regulations

10 Subtitle 12. Forest Conservation

11 Section 16.1219 “Data Collection, Analysis, and Reporting Requirements”

12

13 **HOWARD COUNTY CODE**

14 **Title 16 – Planning, Zoning and Subdivision and Land Development Regulations**

15 **Subtitle 12. Forest Conservation.**

16

17 **SEC. 16.1219. DATA COLLECTION, ANALYSIS, AND REPORTING REQUIREMENTS.**

18

19 (A) *DATA COLLECTION.* THE DEPARTMENT SHALL ESTABLISH A SYSTEM OF DATA COLLECTION:

20 (1) IN COLLABORATION WITH THE DEPARTMENT OF RECREATION AND PARKS AND THE OFFICE  
21 OF COMMUNITY SUSTAINABILITY;

22 (2) TO MEASURE THE EFFECTIVENESS OF THE FOREST CONSERVATION REGULATIONS ADOPTED  
23 IN ACCORDANCE WITH THIS SUBTITLE; AND

24 (3) THAT INCLUDES DATA ON RETENTION OF EXISTING FOREST AND DATA ON MITIGATION  
25 MEASURES.

26 (B) *ANALYSIS AND REPORTING REQUIREMENTS.* (1) THE DEPARTMENT SHALL COLLABORATE WITH  
27 THE DEPARTMENT OF RECREATION AND PARKS AND THE OFFICE OF COMMUNITY  
28 SUSTAINABILITY IN CARRYING OUT THIS SUBSECTION.

29 (2) IN ACCORDANCE WITH SECTION 22.1000 OF THIS CODE, THE DEPARTMENT SHALL  
30 REPORT ON A THREE-YEAR BASIS TO THE COUNTY COUNCIL ON THE DATA COLLECTED UNDER

1 SUBSECTION (A) OF THIS SECTION AND AN ANALYSIS OF THE DATA TO RECOMMEND ACTIONS, IF  
2 APPLICABLE, TO IMPROVE THE RETENTION OF EXISTING FOREST AND EFFECTIVENESS OF  
3 MITIGATION MEASURES.

4 (3) THE THREE-YEAR REPORTING PERIOD SHALL END IN DECEMBER, AND THE REPORTS SHALL  
5 BE ISSUED TO THE COUNTY COUNCIL ON OR BEFORE MARCH 31 FOLLOWING THE REPORTING  
6 PERIOD.

7

8 **SEC. ~~[[16.1219.]]~~ 16.1220. SEVERABILITY.**

9 If any section, subsection, sentence, clause, phrase or portion of this subtitle is held invalid  
10 by any court of competent jurisdiction, that portion shall be deemed a separate, distinct and  
11 independent provision; and the invalidity shall not affect the validity of the remaining portions of  
12 the subtitle and for this purpose, the provisions of this Act are declared severable.

13

14 **Section 2. *Be it further enacted*** by the County Council of Howard County, Maryland, that in accordance  
15 with Section 22.1000 of the Code, the Department of Planning and Zoning shall submit an initial  
16 report on the analysis required under this Act, to cover the period from enactment of Council Bill 62-  
17 2019 to 18 months after enactment of this Act, no later than 21 months after the enactment of this Act.  
18 The first three-year report, pursuant to Section 16.1219(b)(2) of this Act, shall be due by March 31,  
19 2026. Thereafter, in accordance with Section 22.1000 of the Code, the Department of Planning and  
20 Zoning shall report on the analysis required under this Act on or before March 31 following the  
21 reporting period.

22

23 **Section 3. *Be it further enacted*** by the County Council of Howard County, Maryland, that this Act shall  
24 become effective 61 days after its enactment.