

Amendment 1 to Council Bill No. 30 -2023

BY: Liz Walsh

**Legislative Day 8
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Amendment No. 1

(This Amendment amends reforestation calculations.)

1 On the title page, in line 2 of the purpose paragraph, strike “increasing certain reforestation
2 calculations” and substitute: “amending certain reforestation calculations”.

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4 On page 1, after line 8, insert: “Sec. 16.1214 Mitigation by County”

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6 On page 5, strike lines 7 through 29 in their entirety and substitute:

7

8 “(C) REFORESTATION CALCULATION. FOR ALL EXISTING FOREST COVER CLEARED ON THE NET
9 TRACT AREA, MEASURED TO THE NEAREST ONE-TENTH ACRE, THE REFORESTATION
10 REQUIREMENT SHALL BE CALCULATED AS FOLLOWS:

11 (1) FOR REFORESTATION SITES WITHIN THE SAME WATERSHED, ONE ACRE SHALL BE
12 REFORESTED FOR EACH ACRE CLEARED (1:1 RATIO).

13 (2) FOR REFORESTATION SITES OUTSIDE THE SAME WATERSHED, TWO ACRES SHALL BE
14 REFORESTED FOR EACH ACRE CLEARED (2:1 RATIO).”

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16 On page 5, after line 29, insert:

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18 “Sec. 16.1214. - Mitigation by County.

19

20 In the event that any person develops land in violation of this subtitle without an
21 approved forest conservation plan and any other required development approvals and permits,
22 the County shall, after first giving the developer the opportunity to comply, have the right to
23 enter upon the property being developed and afforest or reforest the property in accordance
24 with the thresholds CALCULATIONS and standards of this subtitle and the manual. The County
25 may instead undertake off-site afforestation or reforestation if this would better serve the

1 purposes of this subtitle. In either case, the County shall charge all afforestation and
2 reforestation costs incurred by it against the developer, including but not limited to consultant
3 fees and overhead and administrative costs. Unless the charges are paid or appealed to the
4 Board of Appeals within 30 days after billing by the County, they shall become a final lien on
5 the property being developed and shall in every respect be treated as County real estate taxes.
6 The County's right to mitigate and recover its costs shall be in addition to the fines and other
7 sanctions it may impose under Section 16.1213 of this subtitle.”