

**FOR THE PURPOSE OF ESTABLISHING A FEE FOR SERVICING
PRIVATELY-OWNED GRINDER PUMPS**

WHEREAS, pursuant to the authority contained in Title 9, Subtitle 5 of the *Environment Article* of the Maryland Annotated Code, the Board of County Commissioners of Calvert County, Maryland (hereinafter, the “Board”) has the general powers to adopt and amend a County plan addressing water supply systems and sewerage systems and has heretofore adopted the Calvert County Comprehensive Water and Sewerage Plan, 2011 Update;

WHEREAS, the Board of County Commissioners of Calvert County is authorized by §9-723(a) of the *Environment Article* of the Maryland Annotated Code to establish reasonable rates for water services, and reasonable charges for sewer upkeep and sewer service to provide funds for: (1) maintenance, repair and operation of any water or sewerage system;

WHEREAS, the Board of County Commissioners of Calvert County is authorized by §9-725 of the *Environmental Article* of the Maryland Annotated Code to charge for the upkeep on sewers shall be: (1) collected annually; and (2) a first lien on any property connected to any sewer pipe the political subdivision owns or supervises;

WHEREAS, the Board of County Commissioners of Calvert County is authorized by §9-726.1 of the *Environmental Article* of the Maryland Annotated Code to disconnect water service if a bill for sewerage service is unpaid for 45 days after being sent;

WHEREAS, the Water & Sewer Division informed the Board of County Commissioners that it has been servicing privately-owned grinder pumps, located at locations identified in Exhibit A (“Locations”) hereto and incorporated herein by reference, which negatively impacts the Water & Sewerage Enterprise Fund budget;

WHEREAS, the Board of County Commissioners has directed staff to hold a public hearing to consider a grinder pump service fee of One Hundred Eighty Dollars (\$180.00) per annum from property owners for Locations;

WHEREAS, after due notice was published, the Board of County Commissioners conducted a public hearing on June 19, 2018, at which time the proposed fees were discussed, staff’s recommendations were considered, and public comment was solicited; and

WHEREAS, after considering the evidence which had been presented at the public hearing regarding the proposed fee, and in furtherance of the public health, safety and welfare, the Board of County Commissioners of Calvert County, Maryland determined it is in the best interest of the citizens of the County to adopt the recommended ordinance.

NOW, THEREFORE, BE IT ORDAINED by the Board of County Commissioners of Calvert County, Maryland, that there is and shall be imposed upon each Location that is connected to a sewer pipe that Calvert County owns and which has a grinder pump listed within Exhibit A

hereto, a fee of One Hundred Eighty Dollars (\$180.00) per annum collected in accordance with Maryland Annotated Code, *Environmental Article*, §9-725, et. seq.;

BE IT FURTHER ORDAINED, if the property owners of Locations communicate to the Board of County Commissioners or their designee either in writing, in person or by telephone, that they no longer desire to have the Water & Sewerage Division service, maintain, repair or replace their privately owned grinder pump, they will be required to relinquish their right in writing in perpetuity for the property;

BE IT FURTHER ORDAINED, the property owners of Locations, who elect to relinquish their right to the county grinder pump service and maintain their privately-owned grinder pumps, are put on notice that the Board of County Commissioners, the Department of Public Works, the Water & Sewerage Division or any other County agency will not be responsible for damages proximately caused by grinder pumps malfunction or failure at Locations where the property owner has elected to personally maintain;

BE IT FURTHER ORDAINED by the Board of County Commissioners of Calvert County, Maryland that the fee collected hereby shall be separately accounted and used exclusively for the maintenance, replacement, repair, service, construction and reconstruction of the pump and pump infrastructure upon the Locations unless the property owner has elected to personally maintain;

BE IT FURTHER ORDAINED by the Board of County Commissioners of Calvert County, Maryland that, in the event any portion of the Ordinance is found to be unconstitutional, illegal, null or void, it is the intent of the Board of County Commissioners to sever only the invalid portion or provisions, and that the remainder of the Ordinance shall be enforceable and valid; and

BE IT FURTHER ORDAINED by the Board of County Commissioners of Calvert County, Maryland that this enactment shall be effective upon adoption and publication of a fair summary, but not sooner than July 1, 2018.

DONE, this 19th day of June, 2018, by the Board of County Commissioners of Calvert County, Maryland, sitting in regular session.

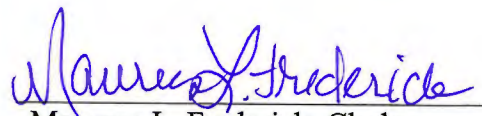
Aye:	<u>5</u>
Nay:	<u>0</u>
Absent/Abstain:	<u>0</u>

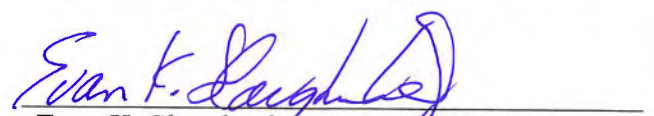
[SIGNATURES ON FOLLOWING PAGE]

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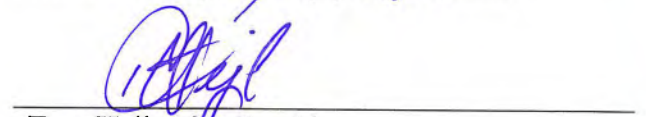
ATTEST:

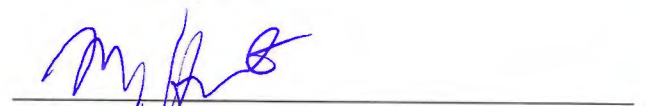
**BOARD OF COUNTY COMMISSIONERS
OF CALVERT COUNTY, MARYLAND**



Maureen L. Frederick, Clerk


Evan K. Slaughenhoupt, Jr., President


Approved for form and legal
sufficiency by:


Tom Hejl, Vice-President

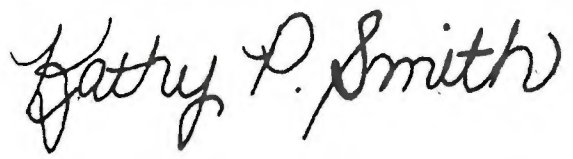

Mike Hart


John B. Norris, III, County Attorney


Pat Nutter


Steven R. Weems

Received for Record... June 20....., 2018
10:03 o'clock... A.....M. Same day
Recorded in Liber KPS No. 54
Folio... 452..... COUNTY COMMISSIONERS
ORDINANCES AND RESOLUTION.



List of Locations of Privately-Owned Grinder Pumps Maintained by County

NORTHERN AREA:	
Location	Parcel ID #
9358 Greenwood Avenue	03-073475
9402 Greenwood Avenue	03-073408
3838 10th Street	03-070794
3840 11th Street	03-073378
3842 11th Street	03-073386
3841 12th Street	03-073394
CENTRAL AREA:	
262 Bay Avenue	02-027933
270 Bay Avenue	02-029324
310 Bay Avenue	02-029197
320 Bay Avenue	02-028751
333 Bay Avenue	02-028417
334 Bay Avenue	02-029367
250 Chesapeake Avenue	02-029022
270 Chesapeake Avenue	02-028166
271 Chesapeake Avenue	02-029502
280 Chesapeake Avenue	02-029707
281 Chesapeake Avenue	02-028042
295 Chesapeake Avenue	02-027887
314 Chesapeake Avenue	02-027674
315 Chesapeake Avenue	02-029359
320 Chesapeake Avenue	02-029006
321 Chesapeake Avenue	02-029731
325 Chesapeake Avenue	02-028948
331 Chesapeake Avenue	02-027623
4605 Cummins Avenue	02-029812
4705 Cummins Avenue	02-028719
172 Dares Wharf Road	02-028344
250 Dresser Avenue	02-028484
260 Dresser Avenue	02-027836
282 Dresser Avenue	02-028921
292 Dresser Avenue	02-029189
304 Dresser Avenue	02-028816
312 Dresser Avenue	02-027763
322 Dresser Avenue	02-035286
332 Dresser Avenue	02-027518
290 Shannon Avenue	02-027909
330 Shannon Avenue	02-059967
265 West Avenue	02-028255
273 West Avenue	02-027577
281 West Avenue	02-028972
282 West Avenue	02-028689
291 West Avenue	02-027917
292 West Avenue	02-028328
295 West Avenue	02-028395
302 West Avenue	02-028336
303 West Avenue	02-028638
304 West Avenue	02-028301
309 West Avenue	02-027739
310 West Avenue	02-029804
311 West Avenue	02-027372
321 West Avenue	02-029723
4590 Virginia Avenue	02-028492

TOTAL

52

SOUTHERN AREA:	
Location	Parcel ID #
255 Alexander Lane	01-015826
970 Appel Lane	01-011987
975 Appel Lane	01-152076
980 Appel Lane	01-001345
985 Appel Lane	01-016318
990 Appel Lane	01-012657
995 Appel Lane	01-000314
997 Appel Lane	01-010018
30 Back Creek Road	01-005294
1245 Back Creek Loop	01-015869
160 Bamboushay Lane	01-128183
170 Bamboushay Lane	01-219278
178 Bamboushay Lane	01-245716
182 Bamboushay Lane	01-245708
186 Bamboushay Lane	01-245694
10 Bean Road	01-001175
20 Bean Road	01-014684
30 Bean Road	01-014862
40 Bean Road	01-006568
50 Bean Road	01-001191
245 C Street	01-028057
959 Curtis Road	01-004093
965 Curtis Road	01-201492
969 Curtis Road	01-005081
970 Curtis Road	01-005146
975 Curtis Road	01-010239
976 Curtis Road	01-005138
982 Curtis Road	01-013378
983 Curtis Road	01-013424
60 Danielle's Way	01-027832
13320 Dowell Road	01-009265
13320 Dowell Road (bath house)	01-140507
13425 Dowell Road	01-195174
13620 Dowell Road	01-026968
13630 Dowell Road	01-011456
13640 Dowell Road	01-006355
13896 Dowell Road	01-006274
14090 Dowell Road	01-022458
14415 Dowell Road (bath house)	01-012185
357 Gideon Lane	01-013394
13630 Hamit Road	01-011235
13640 Hamit Road	01-014781
13645 Hamit Road	01-242741
13750 H G Trueman Road	01-027549
13840 H G Trueman Road	01-022709
530 Hutchins Road	01-225340
540 Hutchins Road	01-198734
546 Hutchins Road	01-013416
615 Hutchins Road	01-006061
625 Hutchins Road	01-022989
13620 Kersey Way	01-241354
13630 Kersey Way	01-242229
13650 Kersey Way	01-015397

TOTAL

52

List of Locations of Privately-Owned Grinder Pumps Maintained by County

SOUTHERN AREA:	
Location	Parcel ID #
13417 Lore Pines Lane	01-222147
13421 Lore Pines Lane	01-222163
13425 Lore Pines Lane	01-222171
13426 Lore Pines Lane	01-222317
13429 Lore Pines Lane	01-222198
13433 Lore Pines Lane	01-222201
13441 Lore Pines Lane	01-222228
13442 Lore Pines Lane	01-222260
13445 Lore Pines Lane	01-222236
13448 Lore Pines Lane	01-222252
13449 Lore Pines Lane	01-222244
13452 Lore Pines Lane	01-222503
13453 Lore Pines Lane	01-222341
13456 Lore Pines Lane	01-222481
13457 Lore Pines Lane	01-222368
13460 Lore Pines Lane	01-222473
13461 Lore Pines Lane	01-222376
13464 Lore Pines Lane	01-222465
13465 Lore Pines Lane	01-222384
13468 Lore Pines Lane	01-222457
13469 Lore Pines Lane	01-222392
13472 Lore Pines Lane	01-222449
13473 Lore Pines Lane	01-222406
13477 Lore Pines Lane	01-222414
13478 Lore Pines Lane	01-222430
13481 Lore Pines Lane	01-216406
13484 Lore Pines Lane	01-216414
13485 Lore Pines Lane	01-222422
121 Newtown Road	01-002929
205 Newtown Road	01-156845
285 Oyster Bay Place	01-139541
200 Pelagic Lane	01-222295
201 Pelagic Lane	01-222279
204 Pelagic Lane	01-222309
205 Pelagic Lane	01-222287
208 Pelagic Lane	01-242318
209 Pelagic Lane	01-242334
212 Pelagic Lane	01-242326
213 Pelagic Lane	01-242296
216 Pelagic Lane	01-242253
217 Pelagic Lane	01-242288
221 Pelagic Lane	01-023608
510 Rolling Hills Road	01-230824
520 Rolling Hills Road	01-012401
525 Rolling Hills Road	01-226754
535 Rolling Hills Road	01-200372
540 Rolling Hills Road	01-149334
550 Rolling Hills Road	01-200364
558 Rolling Hills Road	01-025872
560 Rolling Hills Road	01-009184
568 Rolling Hills Road	01-238280
570 Rolling Hills Road	01-027018
580 Rolling Hills Road	01-007394

TOTAL**53**

SOUTHERN AREA:	
Location	Parcel ID #
590 Rolling Hills Road	01-005278
600 Rolling Hills Road	01-027662
610 Rolling Hills Road	01-012428
620 Rolling Hills Road	01-021958
630 Rolling Hills Road	01-027042
635 Rolling Hills Road	01-002376
15 Sammy's Place	01-211838
260 Swagger's Point Road	01-218905
268 Swagger's Point Road	01-234986
272 Swaggers Point Road	01-234994
290 Swagger's Point Road	01-236148
295 Swagger's Point Road	01-238329
575 Twin Cove Lane	01-013114
595 Twin Cove Lane	01-004131
601 Twin Cove Lane	01-005383
607 Twin Cove Lane	01-006339
611 Twin Cove Lane	01-013157
530 Wards Road	01-230549
540 Wards Road	01-229265
567 Wards Road	01-025821
585 Wards Road	01-025848
595 Wards Road	01-139932
610 Wards Road	01-012487
615 Wards Road	01-016849
620 Wards Road (boat yard)	01-005936
TOTAL	25
GRAND TOTAL	182