

COUNTY COUNCIL OF ANNE ARUNDEL COUNTY, MARYLAND

Legislative Session 2011, Legislative Day No. 3

Bill No. 6-11

Introduced by Mr. Fink, Mr. Grasso, Mr. Ladd and Mr. Walker

By The County Council, February 7, 2011

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Introduced and first read on February 7, 2011  
Public Hearing set for and held on March 7, 2011  
Public Hearing on AMENDED BILL set for March 21, 2011  
Bill Expires May 13, 2011

By Order: Judy C. Holmes, Administrative Officer

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A BILL ENTITLED

1 AN ORDINANCE concerning: Erosion and Sediment Control – Grading Plans

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3 FOR the purpose of requiring that the Department of Inspections and Permits provide  
4 comments and recommendations within a certain time frame after the filing of a  
5 grading plan or application for grading permit; and generally related to grading plans  
6 and permits  
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8 BY repealing and reenacting with amendments: §§16-3-202 and 16-3-203  
9 Anne Arundel County Code (2005, as amended)

10  
11 SECTION 1. *Be it enacted by the County Council of Anne Arundel County,*  
12 *Maryland,* That Section(s) of the Anne Arundel County Code (2005, as amended) read  
13 as follows:

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15 **ARTICLE 16. FLOODPLAIN MANAGEMENT, EROSION AND SEDIMENT**  
16 **CONTROL, AND STORMWATER MANAGEMENT**

17  
18 **TITLE 3. EROSION AND SEDIMENT CONTROL**

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20 **16-3-202. Standard grading plan.**

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22 (A) A standard grading plan may be used in lieu of a grading permit if:

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EXPLANATION: CAPITALS indicate new matter added to existing law.  
[Brackets] indicate matter stricken from existing law.  
Underlining indicates amendments to bill.  
~~Strikeover~~ indicates matter stricken from bill by amendment.

1 (1) the applicant files a standard grading plan application that is approved by the  
2 Department; and

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4 (2) the applicant certifies that construction will meet the conditions and  
5 limitations established on the standard grading plan and will be carried out in compliance  
6 with this title.

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8 (B) **Review; County Report.** AS PROMPTLY AS POSSIBLE AFTER THE FILING OF A  
9 STANDARD GRADING PLAN, BUT NO LATER THAN 30 DAYS AFTER THE FILING OF THE  
10 PLAN, THE DEPARTMENT SHALL PROVIDE THE APPLICANT WITH A WRITTEN REPORT OF  
11 THE FINDINGS, COMMENTS, AND RECOMMENDATIONS OF COUNTY AGENCIES UNLESS  
12 THE PLAN IS APPROVED WITHIN THE 30 DAY TIME PERIOD.

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14 **16-3-203. Application.**

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16 (a) **Who may file.** Any person may file an application for a grading permit, but the  
17 application shall be accompanied by an affidavit of the owner stating that the proposed  
18 work is authorized if the application is filed by a person other than the owner.

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20 (b) **Contents.** An application shall include all information required by the  
21 Department. The information ordinarily shall include:

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23 (1) a site development plan in accordance with the requirements of §§ 17-4-101  
24 et seq. of this Code;

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26 (2) an erosion and sediment control plan;

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28 (3) the application fee and the permit fee; and

29  
30 (4) a cost estimate prepared by a design professional for all site improvements  
31 not covered by a public works agreement.

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33 (C) **Review; County Report.** AS PROMPTLY AS POSSIBLE AFTER THE FILING OF AN  
34 APPLICATION FOR A GRADING PERMIT, BUT NO LATER THAN 30 DAYS AFTER THE FILING  
35 OF THE APPLICATION, THE DEPARTMENT SHALL PROVIDE THE APPLICANT WITH A  
36 WRITTEN REPORT OF THE FINDINGS, COMMENTS, AND RECOMMENDATIONS OF COUNTY  
37 AGENCIES UNLESS THE PLAN IS APPROVED WITHIN THE 30 DAY TIME PERIOD.

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39 SECTION 2. *And be it further enacted,* That this Ordinance shall take effect 45 days  
40 from the date it becomes law.