

COUNTY COUNCIL OF ANNE ARUNDEL COUNTY, MARYLAND

Legislative Session 2024, Legislative Day No. 18

Resolution No. 39-24

Introduced by Ms. Pickard, Chair
(by request of the County Executive)

By the County Council, October 7, 2024

1 RESOLUTION approving Anne Arundel County’s 2024 Financial Assurance Plan for
2 compliance with the National Pollutant Discharge Elimination System Phase I Municipal
3 Separate Storm Sewer System Permit

4
5 WHEREAS, § 4-202.1(j)(1) of the Environment Article of the State Code requires
6 that every two years on the anniversary date of the issuance of a county’s National
7 Pollutant Discharge Elimination System Phase I Municipal Separate Storm Sewer
8 System Permit (“NPDES MS4 Permit”), a county shall file a financial assurance
9 plan with the Maryland Department of the Environment (“MDE”) regarding
10 compliance with the county’s NPDES MS4 Permit; and

11
12 WHEREAS, the anniversary date of the County’s NPDES MS4 Permit is
13 November 5, 2024; and

14
15 WHEREAS, § 4-202.1(j)(3) of the Environment Article of the State Code provides
16 that a county may not file a financial assurance plan with the MDE until the local
17 governing body of the county holds a public hearing on the financial assurance plan
18 and approves the financial assurance plan; and

19
20 WHEREAS, § 4-202.1(j)(1) of the Environment Article of the State Code requires
21 that a financial assurance plan shall clearly identify: (1) actions that will be required
22 by the county to meet the requirements of the NPDES MS4 Permit; (2) projected
23 annual and five-year costs for the county to meet the impervious surface restoration
24 plan requirements of its NPDES MS4 Permit; (3) projected annual and five-year
25 revenues or other funds that will be used to meet the costs for the county to meet
26 the impervious surface restoration plan requirements of its NPDES MS4 Permit;
27 (4) any sources of funds that will be utilized by the county to meet the requirements
28 of its NPDES MS4 Permit; and (5) specific actions and expenditures that the county
29 implemented in the previous fiscal years to meet its impervious surface restoration
30 plan requirements under its NPDES MS4 Permit; and

31
32 WHEREAS, § 4-202.1(j)(4)(iii) of the Environment Article of the State Code
33 provides that funding in the financial assurance plan is sufficient if it demonstrates
34 that the county has dedicated revenues, funds, or sources of funds to meet, for the
35 two-year period immediately following the filing date of the financial assurance
36 plan, 100% of the projected costs of compliance with the impervious surface
37 restoration plan requirements of the county under its NPDES MS4 Permit over that
38 two-year period; and

1 WHEREAS, Anne Arundel County's 2024 Financial Assurance Plan, which
2 addresses the requirements of § 4-202.1(j) of the Environment Article of the State
3 Code has been prepared at the direction of and approved by the County Executive
4 and is incorporated herein by reference as if fully set forth, and a certified copy of
5 the "Anne Arundel County's 2024 Financial Assurance Plan" shall be permanently
6 kept on file at the Department of Public Works; now, therefore, be it

7

8 *Resolved by the County Council of Anne Arundel County, Maryland, That Anne*
9 *Arundel County's 2024 Financial Assurance Plan is hereby approved; and be it further*

10

11 *Resolved, That a copy of this Resolution be sent to County Executive Steuart Pittman*
12 *and Stewart R. Comstock, Chief of Program Review at the Maryland Department of the*
13 *Environment.*

READ AND PASSED this 4th day of November, 2024

By Order:



Kaley Schultze
Administrative Officer

I HEREBY CERTIFY THAT RESOLUTION NO. 39-24 IS TRUE AND CORRECT AND DULY
ADOPTED BY THE COUNTY COUNCIL OF ANNE ARUNDEL COUNTY.



Allison Pickard
Chair