COUNTY COUNCIL OF ANNE ARUNDEL COUNTY, MARYLAND

Legislative Session 2026, Legislative Day No. 18

Resolution No. 35-26

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

By the County Council, October 5, 2026

RESOLUTION approving Anne Arundel County's 2026 Financial Assurance Plan for compliance with the National Pollutant Discharge Elimination Phase I Municipal Separate Storm Sewer System Permit

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

WHEREAS, the anniversary date of the County's NPDES MS4 Permit is November 5, 2026; and

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

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

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

WHEREAS, Anne Arundel County's 2026 Financial Assurance Plan, which addresses the requirements of § 4-202.1(j) of the Environment Article of the State Code has been prepared at the direction of and approved by the County Executive and is incorporated herein by reference as if fully set forth, and a certified copy of the "Anne Arundel County's 2026 Financial Assurance Plan" shall be permanently kept on file at the Department of Public Works; now, therefore, be it

Resolved by the County Council of Anne Arundel County, Maryland, That Anne Arundel County's 2026 Financial Assurance Plan is hereby approved; and be it further

Resolved, That a copy of this Resolution be sent to County Executive Steuart Pittman and to Raymond Bahr, Deputy Manager of Stormwater, Dam Safety, and Flood Management Program at the Maryland Department of the Environment.

READ AND PASSED this 19th day of October, 2026

By Order:

Kaley Schultze
Administrative Officer

I HEREBY CERTIFY THAT RESOLUTION NO. 35-26 IS TRUE AND CORRECT AND DULY ADOPTED BY THE COUNTY COUNCIL OF ANNE ARUNDEL COUNTY.

Julie K. Hummer
Chair