

**FOR THE PURPOSE OF UPDATING THE OFFICIAL CRITICAL AREA MAPS
OF CALVERT COUNTY
(REZONING CASE NO. 16-02)**

WHEREAS, Title 4 of the *Land Use Article* of the Maryland Annotated Code, as amended, empowers the County Commissioners of Calvert County, Maryland (hereinafter, the "Board") to adopt and enact a Zoning Ordinance to promote the health, safety and welfare of citizens of Calvert County, and to provide for its administration, enforcement and amendment;

WHEREAS, by Ordinance 11-10, the Board adopted the current Official Critical Area Maps;

WHEREAS, Maryland Annotated Code, *Natural Resources Article*, Section 8-1806(b)(ix) gives the Critical Area Commission the express authority to adopt regulations for mapping the Critical Area;

WHEREAS, after due notice was published and letters were sent to affected property owners by the Critical Area Commission for the Chesapeake and Atlantic Coastal Bays; the Critical Area Commission for the Chesapeake & Atlantic Coastal Bays' staff held three public meetings (May 20, 2014, Southern Community Center, Lusby; May 21, 2014, North Beach Town Hall, North Beach; and May 27, 2014, Calvert Pines Senior Center, Prince Frederick) on the update of the Calvert County Critical Area Maps and received public comment;

WHEREAS, all procedural requirements regarding due notice have been met;

WHEREAS, after considering public comment, much research and field verification for many sites, the Critical Area Commission for the Chesapeake and Atlantic Coastal Bays transmitted the updated Calvert County Critical Area Maps to Calvert County on April 13, 2015;

WHEREAS, after due notice was published, the Planning Commission and the Board of County Commissioners of Calvert County conducted a joint public hearing on October 25, 2016, at which time the proposed map amendments were discussed, staff's recommendations were considered and public comment was solicited;

WHEREAS, on March 15, 2017 the Planning Commission recommended approval of the Updated Calvert County Critical Area Maps as submitted for public hearing and later amended by the Department of Community Planning & Building;

WHEREAS, upon due consideration of the comments of the public and staff, the recommendations of the Planning Commission and in furtherance of the public health, safety and welfare, the Board finds that it is in the best interest of the citizens of the County to repeal the Calvert County Zoning Maps depicting Critical Area boundaries, including without limitations, those maps amended by Ordinance 11-10 and adopt and enact the Official Critical Area Maps as set forth in Exhibit A, attached hereto and incorporated herein by reference; and

NOW, THEREFORE, BE IT ORDAINED, by the Board of County Commissioners of Calvert County, Maryland that the Calvert County Zoning Maps depicting Critical Area boundaries, including without limitations, those maps amended by Ordinance 11-10 is hereby repealed;

BE IT FURTHER ORDAINED, that the Official Critical Area Maps of Calvert County attached here to as Exhibit A **BE**, and hereby **IS** adopted and enacted as shown in Exhibit A, attached hereto and incorporated herein by reference;

BE IT FURTHER ORDAINED, by the Board that, in the event any of the Critical Area Maps are found to be unconstitutional, illegal, null or void, in whole or in part, it is the intent of the Board to sever only the invalid portion or provision, and that the remainder of the Critical Area Maps shall be enforceable and valid;

BE IT FURTHER ORDAINED, by the Board of County Commissioners of Calvert County, Maryland that the foregoing recitals are adopted as if fully rewritten herein; and

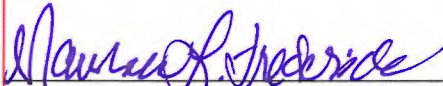
BE IT FURTHER ORDAINED, by the Board of County Commissioners of Calvert County, Maryland that this Ordinance shall be effective upon recordation, publication of a fair summary and the approval of the Critical Area Commission for the Chesapeake and Atlantic Coastal Bays.

DONE, this 11th day of April, 2017 by the Board of County Commissioners of Calvert County, Maryland sitting in regular session.

Aye:	5	_____
Nay:	0	_____
Absent/Abstain:	0	_____


ATTEST:


BOARD OF
COUNTY
COMMISSIONERS
OF CALVERT COUNTY, MARYLAND

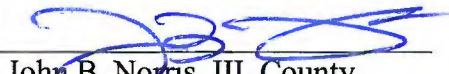

Maureen L. Frederick, Clerk



Tom Hejl, President

Approved for legal
sufficiency:


Evan K. Slaughenhoupt Jr., Vice-President


Mike Hart


John B. Norris, III, County
Attorney


Pat Nutter

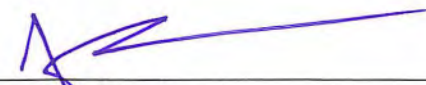

Steven R. Weems

Exhibit A

Updated Critical Area Maps by Tax Map Number

Includes Tax Maps:

2, 3, 5, 6, 8-11, 13, 14, 16, 17, 19, 21-23, 26, 28-42, 44-47

Red Line = Newly Adopted Critical Area Line

Plat Reference: KPS Book 5 Page 324-365

Received for Record.....6/21....., 20..17
at 9:13.....o'clock.....A.....M. Same day
recorded in Liber KPS No.52.....
Folio.....132.....COUNTY COMMISSIONERS
ORDINANCES AND RESOLUTION.

Garry P. Smith