

RESOLUTION NO. 23-11**APPROVING THE DEVELOPMENT OF THE CAGE FARM WETLAND MITIGATION BANK AND THE REQUIREMENT FOR THE PROVISION OF FINANCIAL ASSURANCES TO THE UNITED STATES ARMY CORPS OF ENGINEERS TO ENSURE THE SUCCESSFUL COMPLETION OF THE BANK AND ITS PERPETUAL MAINTENANCE BY THE BOARD OF COUNTY COMMISSIONERS OF CALVERT COUNTY, MARYLAND**

WHEREAS, the Board of County Commissioners of Calvert County, Maryland, has deemed it to be in the best interest of Calvert County to secure, design, and construct a wetland mitigation bank (the "bank") within Calvert County on property known as the "Cage Farm" for the purpose of creating viable wetlands to serve as mitigation for the unavoidable disturbance of wetlands encountered on future capital projects undertaken by Calvert County; and

WHEREAS, Calvert County has completed the design, acquired construction permits, and secured authorization from the property owners for the construction of the bank; and

WHEREAS, the United States Army Corps of Engineers (the "Corps") deems it necessary that Calvert County promulgate and execute a mitigation bank instrument that states the conditions and requirements for the establishment, use, and perpetual maintenance of the bank; inclusive of sufficient financial assurances that the bank will be successfully completed and maintained.

NOW, THEREFORE, BE IT RESOLVED AND ORDAINED, by the Board of County Commissioners of Calvert County, Maryland, that a wetland mitigation bank, hereinafter known as the Cage Farm Wetland Mitigation Bank, shall be developed and constructed within Calvert County on property known as the "Cage Farm," for the purpose described herein; and

BE IT FURTHER RESOLVED, that the Board of County Commissioners of Calvert County, Maryland, hereby accepts the financial responsibility for the bank's costs of development, construction, and implementation; and the costs for the perpetual monitoring, maintenance, inspection, and repair of the bank as required; and

BE IT FURTHER RESOLVED, that the funding for the development, construction, and implementation of the bank in the amount of \$400,000 currently exists within the Board of County Commissioners' adopted budget for fiscal year 2012; and

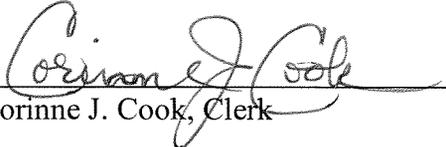
BE IT FURTHER RESOLVED, that a line item for the perpetual monitoring, maintenance, inspection, and repair of the bank shall be incorporated in the fiscal year 2013 budget for an initial amount of \$10,000; such line item to be maintained, adjusted, and updated on a continuing yearly basis in perpetuity; and

BE IT FURTHER RESOLVED, that the duly elected, qualified and acting officers of the Board of County Commissioners of Calvert County, Maryland, in the capacity indicated for purposes of binding the Board of County Commissioners and the signatures set forth after their names and offices or titles are their true and genuine signatures; and

BE IT FURTHER RESOLVED, that all actions of the Board of County Commissioners of Calvert County, Maryland, which have been taken in connection with the Cage Farm Wetland Mitigation Bank, **BE**, and hereby **ARE**, approved and adopted.

DONE, this 9 day of Aug, 2011, by the Board of County Commissioners for Calvert County, Maryland, sitting in regular session.

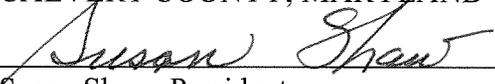
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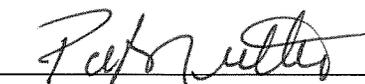

Corinne J. Cook, Clerk

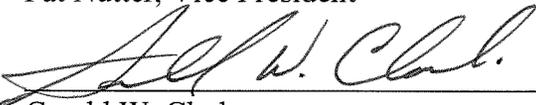
Approved for legal
sufficiency on 8/10/11
by


Pamela R. Lucas
Associate County Attorney

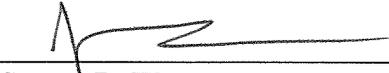
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CALVERT COUNTY, MARYLAND


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Received for Record.....8/11/11..... 2011
at 9:50 o'clockA.M. Same day
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Folio 93..... COUNTY COMMISSIONERS
ORDINANCES AND RESOLUTION.

