

Pertaining to the Amendments of Chapter 18 of the Code of Calvert County,  
Building Construction (the International Building Code), Section 101.2 Scope.  
**RE: EXEMPTION FOR LIQUID NATURAL GAS IMPORT OR EXPORT**  
**FACILITY**  
(Text Amendment Case No.13-09)

**WHEREAS**, pursuant to authority granted in Sections 13-901 and 13-902 of the *Local Government Article* of the Maryland Annotated Code, as may be amended from time to time, the County Commissioners of Calvert County, Maryland are empowered to adopt and amend a building code; regulate the construction of buildings and signs; adopt a building code; provide for enforcement of the code; require permits for the construction of buildings and signs; impose permit and inspection fees; provide for inspection of buildings and structures; provide for condemnation of dangerous or insecure buildings or structures as provided under other public general law; and require dangerous or insecure buildings and structures to be made safe or demolished;

**WHEREAS**, by Ordinance 09-11, the Board of County Commissioners of Calvert County, Maryland heretofore adopted a Building Code applicable in Calvert County, Maryland, being Chapter 18 of the Code of Calvert County, (hereinafter, the “Code”) Chapter 18 of the Code of Calvert County; and

**WHEREAS**, after study and evaluation, the Calvert County Building Board recommended to the Board of County Commissioners amendments to the Code at Chapter 18, Building Construction, Section 101.2, Scope;

**WHEREAS**, after due notice was published, the Board of County Commissioners conducted a public hearing on October 29, 2013, at which time the proposed amendments were discussed, the Building Board's recommendations were considered, and public comment was solicited; and

**WHEREAS**, after considering the evidence which has been presented at the public hearing regarding the proposed text amendment, the comments of the public and staff and in furtherance of the public health, safety and welfare, the Board of County Commissioners of Calvert County, Maryland determined it is in the best interest of the public health, safety and welfare to enact the text amendments to the Chapter 18, Section 101.2 of the Code as set forth in Exhibit A hereto.

**NOW, THEREFORE, BE IT ORDAINED** by the Board of County Commissioners of Calvert County, Maryland, that the Calvert County Code, Chapter 18 Building Construction, Section 101.2 Scope; **BE**, and hereby **IS**, repealed, redacted and readopted as amended and depicted in Exhibit A hereto, hereby incorporated by reference and made a part hereof.

**BE IT FURTHER ORDAINED** by the Board of County Commissioners of Calvert County, Maryland that, in the event any portion of this Ordinance or the Calvert County Code, are found to be unconstitutional, illegal, null or void, it is the intent of the Board of

County Commissioners to sever only the invalid portion or provision, and that the remainder of the Ordinance 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.

**BE IT FURTHER ORDAINED** by the Board of County Commissioners of Calvert County, Maryland that this amendatory Ordinance shall be effective upon recordation and publication of a Fair Summary in accordance with the laws of the State of Maryland.

**ADOPTED**, this 17th day of December 2013 by the Board of County Commissioners of Calvert County, Maryland.

Aye: 4  
Nay: 1 - Weems  
Absent/Abstain: Ø

ATTEST:

BOARD OF COUNTY  
COMMISSIONERS OF CALVERT  
COUNTY, MARYLAND

  
Maureen L. Frederick, Clerk

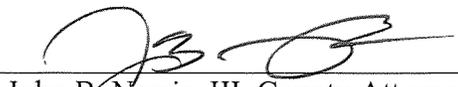
  
Pat Nutter, President

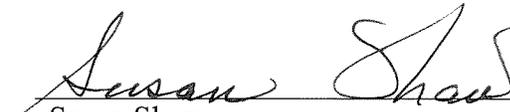
Approved for legal  
sufficiency on December 13, 2013

  
Steven R. Weems, Vice-President

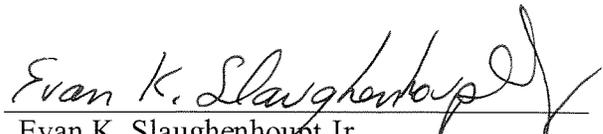
by:

  
Gerald W. Clark

  
John B. Norris, III, County Attorney

  
Susan Shaw

Received for Record Jan 8 2014  
at 10:18 o'clock A M. Same day  
recorded in Case No. 43  
Page 453 COUNTY COMMISSIONERS  
CLERK OFFICE AND RESOLUTION.

  
Evan K. Slaughenhoupt Jr.



**2009 International Building Code****101.2 Scope.**

The provisions of this code shall apply to the construction, alteration, movement, enlargement, replacement, repair, equipment, use and occupancy, location, maintenance, removal and demolition of every building or structure or any appurtenances connected or attached to such buildings or structures.

**Exception 1:** Detached one and two-family dwellings and multiple single-family dwellings (townhouses) not more than three stories above grade plane in height with a separate means of egress and their accessory structures shall comply with the International Residential Code.

**Exception 2:** Existing buildings undergoing repair, alterations or additions and changes of occupancy shall comply with the Maryland Building Rehabilitation Code set forth in COMAR Title 5, Subtitle 16.

**Exception 3:** With respect to any Qualified Commercial Power Generating Facility licensed or undergoing a license review by the U.S. Nuclear Regulatory Commission (NRC), pursuant to Title 10 of the Code of Federal Regulations, this code shall not apply to those buildings and structures which are subject to NRC review and inspection. The excepted buildings and structures include all portions of the power block, and all buildings and structures needed to support the power block functions, including, but not limited to, waste treatment facilities, security facilities, electrical transmission and distribution facilities, cooling towers, desalination plant, fire protection building and emergency power generating building. The excepted buildings and structures do not include office and administrative buildings and warehouses.

**Exception 4:** With respect to any Qualified Liquid Natural Gas Import or Export Facility licensed or undergoing a license review by the Federal Energy Regulatory Commission (FERC), pursuant to Title 49 of the Code of Federal Regulations (CFR) Part 193 – *Liquefied Natural Gas Facilities: Federal Safety Standards* and NFPA (National Fire Protection Association) 59A - *Standard for the Production, Storage and Handling of Liquefied Natural Gas*, this code shall not apply to those buildings and structures which are subject to FERC review and inspection. The excepted buildings and structures do not include those intended for human occupancy including office and administrative buildings and warehouses. In the event of a conflict between this Code and Title 49 of the Code of Federal Regulations Part 193 or NFPA 59A, the latter will prevail.