

REC-113905
THIS AGREEMENT, executed as of the 1st day of July, 1967, in three counterparts, each counterpart to be treated as an original, by and between the STATE ROADS COMMISSION OF MARYLAND (hereinafter referred to as the "Commission") and ST. MARY'S COUNTY, MARYLAND (hereinafter referred to as the "County");

STATEMENT

By Chapter 657 of the Laws of Maryland of 1953, as subsequently amended, the General Assembly of Maryland adopted a program for the rehabilitation of, and additions to, the State Highway System as well as providing for the financing, in part, of county road construction, reconstruction and certain major repairs. This legislation is now codified as Sections 199 to 211, inclusive, of Article 89B of the Annotated Code of Maryland (1964 Replacement Volume), as amended. Sections 199 to 210, inclusive, authorize the Commission to finance said program in part by the issuance during a specified period of time of additional State Highway Construction Bonds payable, as to principal and interest, from a sinking fund created with certain State tax revenues derived from the use of motor vehicles and allocated to the Commission. Section 211 of said Article authorizes the Commission to issue, from time to time as therein provided, its bonds on behalf of the several counties of the State in order to enable said counties, at the election of each, to conduct programs of construction and reconstruction and to make certain major repairs of county roads, such bonds to be issued annually over the period of time specified in Section 199 of said Article 89B, subject to the limitation that at no time should there be outstanding during said period of time in excess of Fifty Million Dollars (\$50,000,000) face amount of such bonds. Said Section 211 provides that such bonds shall be obligations of the Commission, shall be issued substantially in accordance with the provisions of Section 200 of said Article 89B, and shall be payable as to principal and interest, from a separate sinking fund to be established for each series of bonds by the Commission by making deductions in each year from the State tax revenues allocated to each participating County by Section 34 of said Article 89B of the amounts necessary to provide each such County's proportionate share of each such sinking fund in accordance with its participation.

In order to assure compliance with said Section 211, the Commission has, in each of the fiscal years beginning July 1, 1953 to 1966, inclusive, prepared and distributed to the several counties of the State certain schedules showing its tentative computations for participation by each of said counties in the proceeds of the bonds which the Commission was authorized by said Section 211 to issue on behalf of said counties. In response to the revised computation distributed in March, 1967, the County notified the Commission of its desire to participate in the fourteenth series of said bonds contemplated for the fiscal year

beginning July 1, 1967, to the extent of Three Hundred Thousand Dollars (\$300,000).

Pursuant to the authority vested in it by said Section 211, the Commission has since notified the County of its approval of said request.

Accordingly, this Agreement is entered into pursuant to said Section 211 for the purpose of securing the payment of the County's proportionate share of the principal of and interest on the fourteenth series of such bonds, to be issued by the Commission in the fiscal year beginning July 1, 1967, in the event said bonds are so issued and sold.

NOW, THEREFORE, THIS AGREEMENT WITNESSETH: That, in consideration of the mutual covenants herein contained, and in accordance with the provisions of the sections of Article 89B of said Annotated Code above referred to, the parties hereto do hereby covenant and agree as follows:

1. Issue of Bonds. During the fiscal year beginning July 1, 1967, the Commission will offer at public sale the fourteenth series of its bonds authorized by said Section 211, to be known as "State Roads Commission of Maryland County Highway Construction Bonds, Fourteenth Series" (herein sometimes referred to as "this Fourteenth Series of Bonds"), in an aggregate par amount equal to the approved portion of the total requests duly received by the Commission from the several counties of the State for participation in the proceeds of such bonds, provided that the aggregate par amount of said Fourteenth Series of Bonds may be reduced by the Commission in the event and to the extent that any of the counties making said requests, shall not have entered into an agreement with the Commission, substantially identical to this Agreement.

Said bonds shall be dated as of a date within thirty (30) days from the date of sale, shall bear interest payable semi-annually accounting from said date of issue, shall mature and be payable in fifteen (15) consecutive annual serial installments, shall bear interest at the rate or rates named by the successful bidder for said bonds and accepted by the Commission and shall be subject to prior redemption by the Commission at prices specified by it prior to the issuance thereof subject, however, to the provisions of this Agreement.

The obligation of the Commission hereunder to issue any of the aforesaid bonds is subject to its absolute discretion to determine when and under what conditions during said fiscal year said bonds shall be issued, the form and contents thereof and of any official statement issued with respect thereto, and to accept or reject any or all bids received therefor, it being the purpose of this reservation that this Agreement is at all times subject to the paramount need for preserving the credit of the Commission and the security of revenues collected by the State from the use of motor vehicles.

2. Distribution of Proceeds. In the event the bonds above described are issued as aforesaid, then promptly after settlement therefor and delivery thereof, the Commission will

cause the proceeds thereof to be applied as follows:

(a) there shall first be deducted from said proceeds all monies received from the purchaser of said bonds on account of accrued interest and premium, if any, which shall be credited to the Sinking Fund hereinafter provided for;

(b) from the remainder there shall be paid all expenses incurred by the Commission in the issuance and sale of said bonds, including expenses of printing, advertising, delivery, and financial and legal fees;

(c) the balance of said proceeds remaining shall be divided in the same proportion that the approved request of the County for participation aforesaid bears to the total aggregate issue of said bonds and said proportionate share shall thereupon be remitted to the appropriate fiscal officer of the County, hereinafter designated, or the Commission will cause such proportionate share to be applied on account of expenditures for construction, reconstruction and certain major repairs of the highways of the County, as directed by appropriate written resolution of the County filed with the Commission prior to the distribution of such proceeds.

3. Sinking Fund. The County covenants and agrees that, in the event said bonds are issued, then, and in such event, the Comptroller of the State of Maryland shall thereafter withhold from the State revenues allocated to, or held for the credit of, the County under Section 34 of said Article 89B an amount equal to the County's proportionate share of the principal and interest payable on said bonds in the fiscal year in which the same are issued and in the next succeeding fiscal year. All such State funds so allocated to, or held for the credit of, the County shall be so applied until the County's proportionate share of such debt service on account of said bonds outstanding for the then current and the next succeeding fiscal year shall have been accumulated. After the County's proportionate share of said debt service payments shall have been so accumulated in the fiscal year in which said bonds are issued (or, if necessary, in the fiscal year or years following), then in each fiscal year thereafter (or, in the discretion of the Commission, in the four-month period immediately preceding the beginning thereof) said State Comptroller shall withhold from the State funds allocated to, or held for the credit of, the County such an amount as may be necessary to maintain in the sinking fund (exclusive of interest and increment, if any, on investments), an amount equal to its share of said principal and interest payments due in the current and the next succeeding fiscal year. The amount to be withheld by the State Comptroller in the fiscal year in which said Fourteenth Series of Bonds are issued shall be reduced by an amount equal to the County's proportionate share of accrued interest and premium, if any, paid by the purchaser of said bonds as aforesaid.

The withholdings for each fiscal year heretofore and hereafter authorized by the County under Agreements entered into by the County and the Commission pursuant to said Section 211 shall be prorated among the Sinking Funds for the several Series of County Highway Construction Bonds in which the County participates in the proportion that debt service requirements for each fiscal year under each such Agreement bears to the total debt service requirements for such year under all such Agreements.

In the event the County shall elect to pay its proportionate share of said principal and interest payments from the proceeds of taxes to be levied by it directly, the County shall notify the State Comptroller, in writing, not later than the first day of January in the calendar year in which the County proposes to make such payments and, upon receipt of such notice, the State Comptroller shall not withhold in accordance with Section 3 hereof any of the said State revenues allocated to, or held for the credit of, said County after the first day of July in such year, unless and until the State Comptroller shall receive further written notice from the County so to withhold, or unless and until the State Comptroller shall receive written notice from the Commission that the County has failed to make the necessary deposit into the Sinking Fund, hereinafter provided for, at the times and in the amounts necessary to maintain the same as above described.

The Commission will cause the State Treasury Department to establish on the books of said Department in the name of the State Roads Commission a separate account designated "County Highway Construction Bonds, Fourteenth Series Sinking Fund", and the Commission will further cause said Department to credit thereto accrued interest and premium received upon settlement for said Fourteenth Series of Bonds as aforesaid. The Commission will further cause the State Comptroller to credit to said Sinking Fund from time to time the amounts withheld by him from distribution to the County as above provided.

All payments on account of maturing principal and interest of said Fourteenth Series of Bonds shall be made from said Sinking Fund by the State Treasurer upon warrants of the State Comptroller as requested by the Commission, but in no event shall the Commission request a warrant disbursing from the moneys withheld from the County and credited to said Sinking Fund an amount greater than the County's proportionate share of the next accruing liability on account of said bonds at the time of said disbursement. In order that no such excessive disbursement shall be made, the Commission shall at all times keep accurate records of the total deposits and disbursements made into and from said Sinking Fund, a statement of the County's proportionate share of each, and accurate records of the deposits and disbursements made into and from said Sinking Fund on behalf of the County.

It is hereby covenanted and agreed that the County's share of the total amount on deposit in said Sinking Fund shall at no time (except as above provided and except for accumulated

earnings) be greater than its proportionate share of the amount necessary to meet debt service on said Fourteenth Series of Bonds, accruing in the then current and in the next succeeding fiscal year, nor less than its proportionate share of the amount necessary to meet such debt service accruing in said next succeeding fiscal year. In the event said deposits shall be continuously made from the date of issue of said Fourteenth Series of Bonds, then the authority to withhold hereby conferred on the State Comptroller shall terminate not later than the end of the fiscal year next preceding the fiscal year in which the final serial maturity of said bonds shall occur.

It is understood and agreed that the Commission shall have the right, from time to time in its discretion, to invest any and all monies in said Sinking Fund in accordance with Section 22 of Article 95 of the said Annotated Code of Maryland and to apply the County's proportionate share of earnings from said investments as follows:

(a) if the deposits in or credits to said Sinking Fund on behalf of the County shall have been continuously made as aforesaid, the Commission may apply such share from time to time to bond redemptions as hereinafter in Section 4 provided; but if no such redemptions shall be effected the Commission shall apply such share in reduction of the County's liability to said Sinking Fund for the fiscal year next preceding the fiscal year in which the final maturity of said bonds shall occur;

(b) if the County's proportionate share of said Sinking Fund shall at any time be less than the amounts required by Section 3 hereof, the Commission shall apply such share of earnings in reduction of the County's accrued liability to such Sinking Fund and thereafter as in sub-paragraph (a) next preceding.

Unless the County shall have previously exercised its option under Section 4 hereof, the County shall be entitled to reimbursement of its proportionate share of any balance remaining in said Sinking Fund, allocable to said Fourteenth Series of Bonds, after all of said Fourteenth Series of Bonds, and the coupons attached thereto, shall have matured and been paid, or provision made for such payment.

4. Redemption and Termination. If, in the issuance of said Fourteenth Series of Bonds, the Commission shall reserve the right to redeem said bonds in whole or in part at a price in excess of par, it shall not thereafter obligate or commit any funds of the County in the Sinking Fund or elsewhere, in the exercise of such right without the prior written consent of the County. However, the County may, in its discretion, terminate at any time its entire liability hereunder and the withholding provided for in Section 3 hereof by serving written notice of termination of this Agreement upon the Commission, accompanied by a certified or bank cashier's check drawn to the order of Treasurer of the State of Maryland in an amount

equal to the County's proportionate share of the principal then due or to become due on the bonds until the final maturity thereof, plus the County's proportionate share of the interest due or to become due on said bonds until their respective maturities, less the sum of the County's proportionate share of the debt service reserve (including any increment thereon) accumulated in the Sinking Fund, as above provided, and the County's proportionate share of funds held by the State Treasurer for the payment of bonds and coupons which are then due, but which have not, at the date of such termination, been presented for payment. If the Comptroller of the Commission shall find that the amount so tendered equals the amount which, together with the funds then on hand for the purpose, will fully discharge the County's proportionate share of the debt service on the bonds until their final maturity, then all further obligation of the County hereunder shall cease, and the withholding herein provided for shall terminate forthwith. The sum so tendered by the County shall be recorded on the books of the State Treasury Department as a separate account and shall be invested by the State Treasurer in the same manner as is hereinabove provided for the investment of monies in the Sinking Fund. On or before each semi-annual interest payment date, the State Comptroller shall cause to be withdrawn from said separate account and credited to the Sinking Fund the County's proportionate share of the principal and interest payments due on said payment date and he shall also cause to be withdrawn from said separate account and paid to the County the accumulated earnings from the investments in said separate account. Any balance remaining in said account after the final withdrawal therefrom shall be repaid to the County. If, after said termination, the Commission shall elect to redeem the bonds in whole or in part, in accordance with the provisions thereof, said separate account may be charged with so much as may be necessary of the County's proportionate share of the redemption price paid, as defined in said bonds.

5. Covenants and Representations by County. In consideration of the issuance and sale by the Commission of said Fourteenth Series of Bonds and the distribution of the proceeds of the sale thereof as herein provided, the County covenants and represents as follows:

(a) that there are no liens upon, or pledges of, the County's share of State revenues allocated to, or held for the credit of the County under Section 34 of said Article 89B, prior or superior to the withholding for Sinking Fund purposes herein agreed to, which impair or interfere with such withholdings;

(b) that so long as this Agreement shall remain in full force and effect, the County will not pledge any such revenues nor create or permit the creation of any liens thereon prior, superior, or equal to the commitments made by it hereunder, and that it will not do or suffer to be done any act or thing which will impair or interfere with the security of

the bonds above described or which will impair or interfere with its ability or the ability of the Commission, the State Comptroller and the State Treasurer to perform in accordance with this Agreement;

(c) that so long as this Agreement shall remain in effect the County, in each fiscal year, will levy ad valorem taxes upon all property within the County subject to assessment for County taxation at such rates as will be sufficient for it to collect in tax revenue a minimum of one dollar per capita of county population, and will certify its annual tax levy in each year to the State Comptroller, it being the intent and purpose of this covenant to insure that the County will not impair its other covenants and agreements hereunder by failure to comply with the provisions of said Section 34;

(d) that by the issuance of bonds by the Commission on behalf of the County in the manner hereinabove outlined, no Constitutional or statutory debt limit or referendum requirements will be exceeded or violated and that the County's participation in such bond issue will be within any such limitation and will not require approval by the qualified voters of the County;

(e) that the net proceeds received by the County from the issue of bonds hereinabove described will be expended by or for the County on the construction, reconstruction and certain major repairs of County roads as more fully set forth in Section 211 of said Article 89B, and for no other purpose whatsoever.

6. Agreement for Benefit of Bondholders. It is hereby covenanted and agreed by and between the parties hereto that, in addition to such parties, the provisions of this Agreement shall and are intended to be for the benefit and security of the bona fide holders from time to time of the bonds and coupons hereinabove described and that the agreements and covenants herein contained shall be enforceable by such holders to the same extent as though they were parties hereto.

7. Validity. It is hereby covenanted and agreed by and between the parties hereto that they will take all action within their respective delegated powers to assure the legal validity of this Agreement and of the bonds hereinabove described and that, in the event further legislation by the General Assembly of Maryland should at any time be deemed necessary to assure such validity, they will use their best efforts to obtain the passage of such legislation.

8. Approval. This Agreement shall become effective as of July 1, 1967, when duly authorized and executed by both parties hereto.

The execution of this Agreement has been duly authorized by Resolution of the County duly adopted at a meeting of the County Commissioners of St. Mary's County held on

July 11, 1967; said Resolution has been recorded in the minutes of the said meeting of the County Commissioners and in the following records of the Clerk of the Circuit Court for St. Mary's County: None

Approval by the Board of Public Works of the State of Maryland of the bonds issued under this Agreement is necessary prior to the sale thereof. This approval is required by sub-section (b) (6) (ii) of Section 211 of said Article 89B.

9. Effect upon Prior Agreements. Nothing herein shall be construed to alter, modify or supersede any Agreements between the Commission and the County pertaining to the prior series of County Highway Construction Bonds, but the provisions hereof shall be cumulative to said prior Agreements.

10. Fiscal Officer. The County represents that the title of the fiscal officer of the County authorized by law to receive and hold custody of all monies due and payable to the County under this Agreement is County Treasurer and any and all payments hereunder shall be deemed to have been made to the County, if made to said fiscal officer.

IN WITNESS WHEREOF the parties hereto have set their hands and seals as of the day and year first above written.

ATTEST:

[Signature]
Secretary

STATE ROADS COMMISSION OF MARYLAND

[Signature]
Chairman

ATTEST:

[Signature]
(Mrs.) E. L. Hillman
Clerk

ST. MARY'S COUNTY, MARYLAND

[Signature]
F. Elliott Burch
President

Received this 20th
day of Sept 1967
at 3:00 o'clock P.M., for
RECORD AND RECORDED
Mary R. Fowler
CLERK

Relg ~~_____~~
N.C.

Rel: Co. Comm.

11-13-67

Mary R. Fowler, Clerk

No. 69-1

Subj: Recordation Tax

RECEIPT 119829

RESOLUTION

WHEREAS, the Annotated Code of the Public General Laws of Maryland (1957 ed), 1968 Cumulative Supplement, Article 81, Section 277 (g), provides in part that every County and Baltimore City may, by resolution or ordinance duly enacted by its governing body, fix the rate of tax imposed by that subtitle, said subtitle referring to recordation tax, and

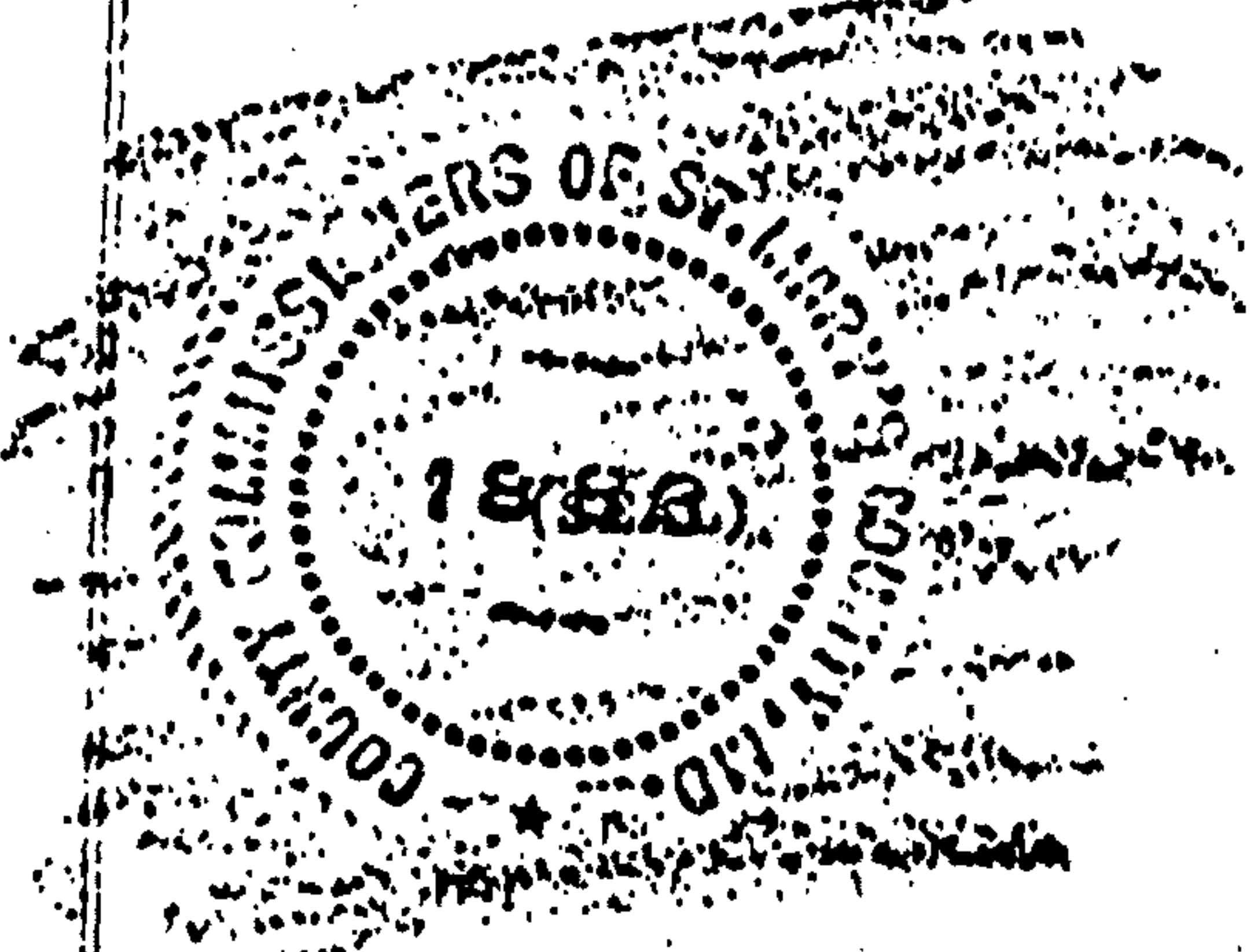
NOW THEREFORE, Be it resolved by the County Commissioners of St. Mary's County, Maryland, that

1. Effective as of February 1, 1969, the rate of tax applicable to instruments conveying title to property recorded with the Clerk of the Circuit Court for St. Mary's County, Maryland shall be \$3.30 for each \$500.00 or fractional part thereof of the actual consideration paid or to be paid; in the case of instruments securing a debt, the tax shall be at the rate of \$3.30 for each \$500.00 of the principal amount of the debt secured.

2. This resolution shall only be applicable to those instruments as described in the above referred to statute.

THE BOARD OF COUNTY COMMISSIONERS
OF ST. MARY'S COUNTY, MARYLAND

This date: January 6, 1969



F. Elliott Burch
F. Elliott Burch, President

J. Wilmer Bowles
J. Wilmer Bowles, Commissioner

George R. Aud
George R. Aud, Commissioner

Attest:

Paul R. Raley
Paul R. Raley, Adm. Asst.

Received this 7th
day of Jan 19 69
at 10:00 o'clock A. M., for
RECORD AND RECORDED
DOROTHY BAILEY KUCHER, CLERK
CLERK

Del: Co Comm per mail

1-17-69

DOROTHY BAILEY KUCHER, CLERK

RECEIPT 121088

Liber # 2 Folio 10

Trailer Tax

RESOLUTION

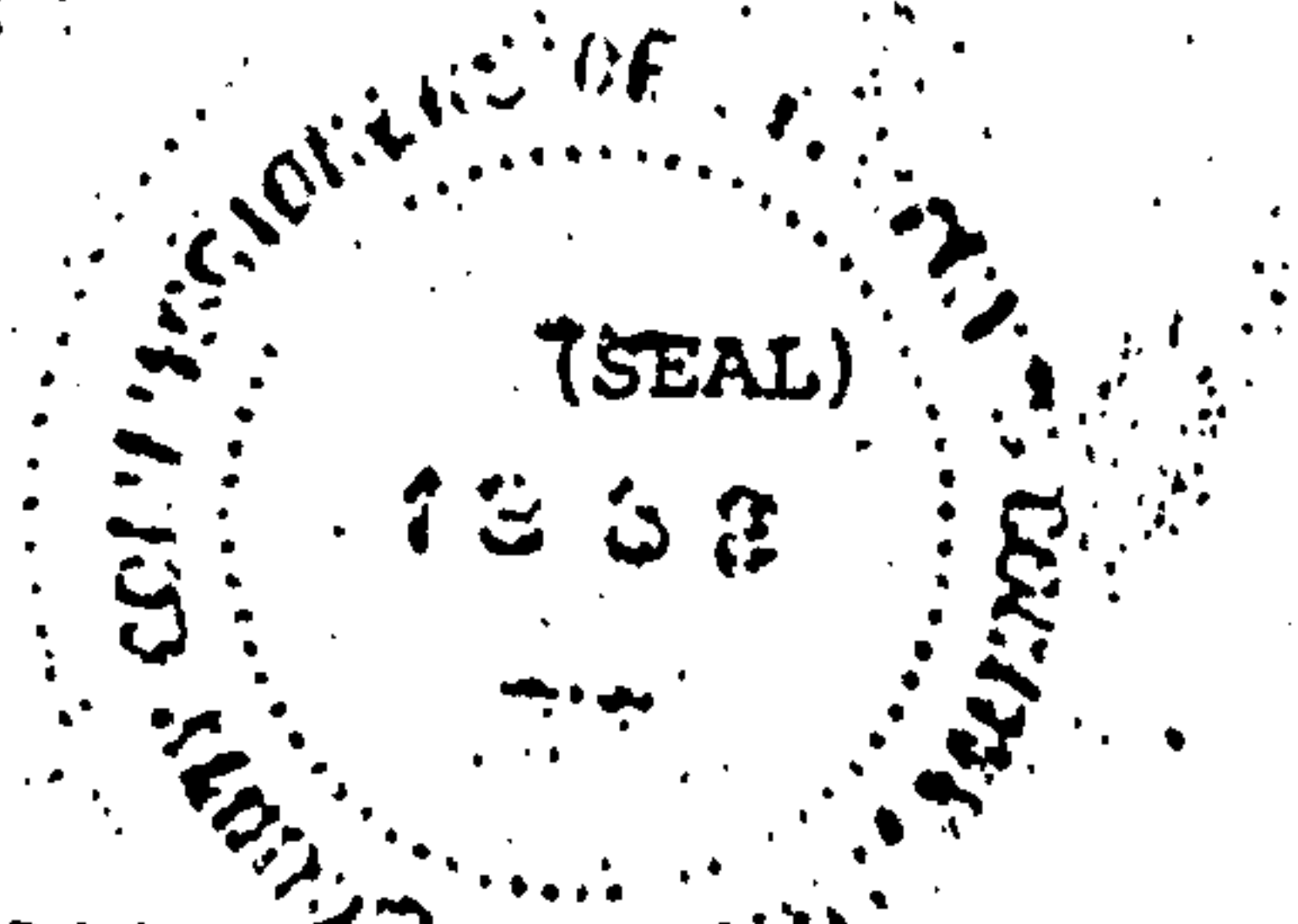
WHEREAS, the Board of County Commissioners of St. Mary's County, Maryland, are authorized by virtue of Article 81, Section 12C, of the Annotated Code of Maryland (1957 Edition), to impose a tax for use of any space by trailer parks or mobile home courts or parks, and

WHEREAS, the Board of County Commissioners of St. Mary's County, Maryland, have deemed it necessary to do so in an effort to provide revenue for public purposes of this County,

BE IT RESOLVED by the County Commissioners of St. Mary's County, Maryland, that effective June 1, 1969, the occupancy or use tax for each trailer space occupied in any trailer coach park be \$6.00, said occupancy or use tax to be prorated for any period of occupancy or use of less than a month. The tax shall be remitted to the County Commissioners not later than the 20th day of the following month. This Resolution is intended to prevail over Section 195(b) of the Public Local Laws of St. Mary's County, Maryland.

BE IT FURTHER RESOLVED, that these taxes are due and payable not later than the 20th day of the next succeeding month without interest; these taxes are overdue and in arrears on the 21st day of said month, and commencing with the 21st day of said month, shall bear interest at the rate of one-half (1/2) of one (1) per centum for each month or fraction thereof until paid.

This date: April 1, 1969



BY ORDER OF THE BOARD OF COUNTY COMMISSIONERS OF ST. MARY'S COUNTY, MARYLAND

F. Elliott Burch, President

J. Wilmer Bowles, Commissioner

George B. Aud, Commissioner

Attest: E. L. Tillman, Secretary

Received this 14th day of April 1969 at 10:30 o'clock A.M. for RECORD AND RECORDED DOROTHY BAILEY KUCHER, CLERK

Relg. D.C.

del. Co Comm.

Liber 1 Page 11

No. 70-11

Subj: State Roads Commission
County Highway
Construction Bonds

RECEIPT 127989

RESOLUTION

RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. MARY'S COUNTY AUTHORIZING AND APPROVING A CERTAIN AGREEMENT BETWEEN THE STATE ROADS COMMISSION OF MARYLAND AND THE COUNTY TO SECURE PAYMENT OF THE COUNTY'S PROPORTIONATE SHARE OF THE PRINCIPAL OF AND INTEREST ON AN ISSUE OF BONDS BY SAID COMMISSION TO BE KNOWN AS "STATE ROADS COMMISSION - COUNTY HIGHWAY CONSTRUCTION BONDS - SECOND ISSUE, FIRST SERIES," AND TO BE ISSUED PURSUANT TO SECTION 211G-1 OF ARTICLE 89B OF THE ANNOTATED CODE OF MARYLAND (1969 REPLACEMENT VOLUME), AS AMENDED TO DATE, DIRECTING THE PRESIDENT AND THE CLERK OF THE BOARD TO EXECUTE SAID AGREEMENT ON BEHALF OF THE COUNTY AND TO TAKE SUCH OTHER AND FURTHER ACTION, ON BEHALF OF THE COUNTY, PURSUANT TO SAID SECTION 211G-1 AND SAID AGREEMENT, AS MAY BE NECESSARY TO OBTAIN FOR THE COUNTY ITS SAID PROPORTIONATE SHARE.

WHEREAS, Section 211G-1 of Article 89E of the Annotated Code of Maryland (1969 Replacement Volume), as amended to date, authorizes the State Roads Commission of Maryland to issue its bonds to provide the several counties of the State with funds to assist said counties to accelerate their programs of county highway construction and reconstruction and to make major repairs of County roads necessary to eliminate damage caused by severe and unforeseen weather conditions, upon the condition that each county participating enter into an appropriate agreement with said Commission to secure the payment of such county's proportionate share of the principal of and interest on any such bond issue; and

WHEREAS, St. Mary's County intends to participate in the issue of bonds contemplated by said State Roads Commission in the amount of \$300,000.00 for the fiscal year beginning July 1, 1970; and

WHEREAS, said State Roads Commission has submitted to the County, for execution, a proposed agreement complying with said Section 211G-1, which said agreement is acceptable;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF ST. MARY'S COUNTY:

Received this 17th

day of August 19 70

at 10:15 o'clock A. M., for
RECORD AND RECORDED

DOROTHY BAILEY KUCHER, CLERK

DK

Section 1. That the proposed Agreement between the State Roads Commission of Maryland and the County, as above recited, is hereby approved and, when properly executed, as hereinafter provided, shall constitute a binding contract of St. Mary's County in accordance with its terms.

Section 2. That the President and the Secretary of the Board be and they are hereby authorized and directed to execute said Agreement in three counterparts and to affix the County Seal to each of said counterparts.

Section 3. That a copy of said Agreement, when executed, shall be spread upon the Minutes of this Board.

Section 4. That the President and the Secretary of the Board, be and they are hereby authorized to take such other and further action as may be necessary and proper to effectuate the purposes and provisions of said Agreement and to secure for the County its proportionate share of the proceeds of such bond issue.

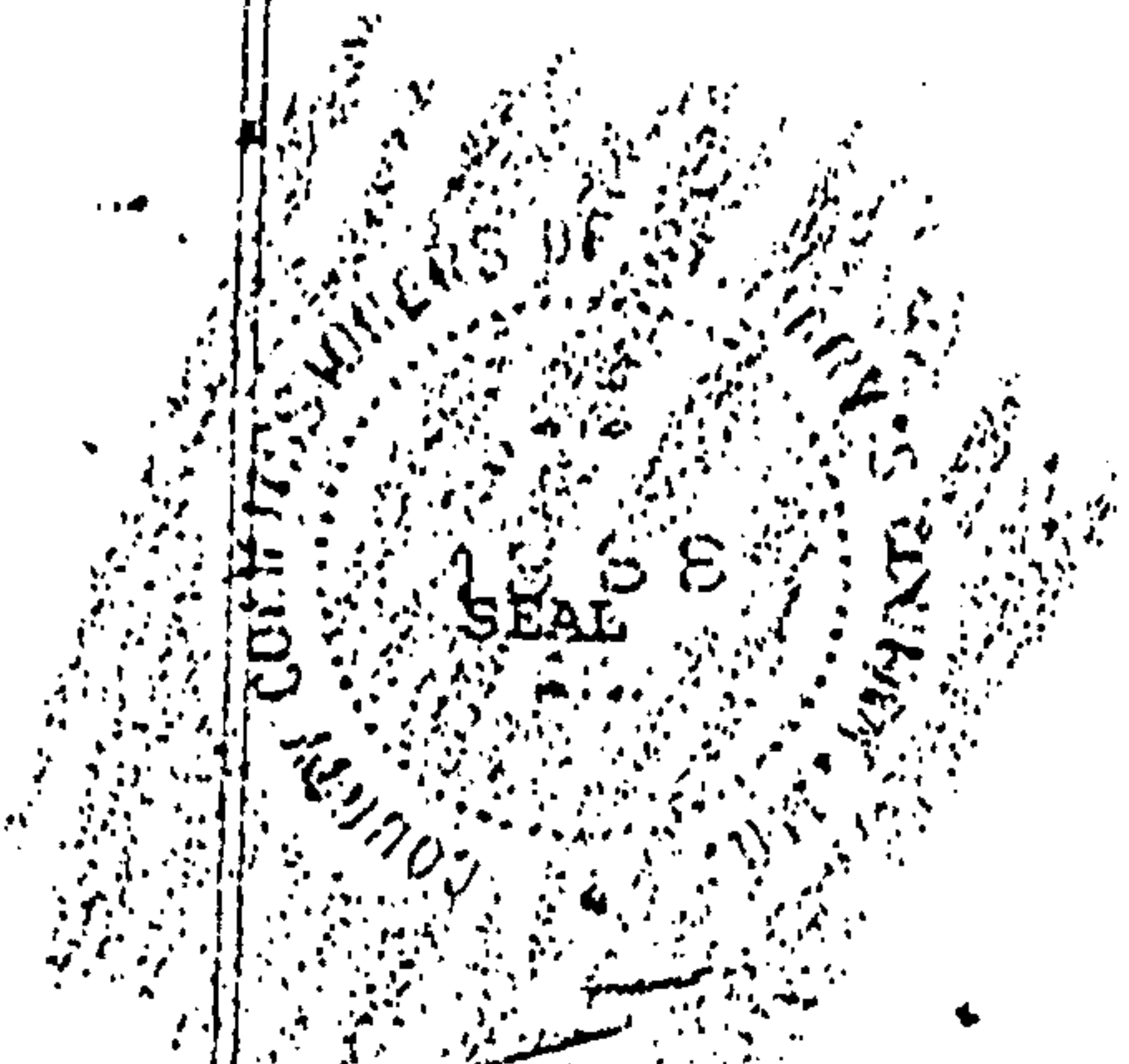
Section 5. That this Resolution shall take effect from the date of its passage.

THE BOARD OF COUNTY COMMISSIONERS
OF ST. MARY'S COUNTY, MARYLAND

F. Elliott Burch
F. Elliott Burch, President

J. Wilmer Bowles
J. Wilmer Bowles, Commissioner

George R. Aud
George R. Aud, Commissioner



ATTEST:

Helen M. Bailey
Helen M. Bailey (Mrs.)
Secretary

Date: June 1, 1970

RECEIPT 128278

Liber 1 Folio 13

CS/11R

No. 69-3
Tudor Hall

RESOLUTION AUTHORIZING EXECUTION OF CONTRACT FOR GRANT

WHEREAS, County Commissioners of St. Mary's County, Maryland

(Legal (corporate) Name of Applicant)

(the "Applicant"), has heretofore submitted an application to the United States of America, Department of Housing and Urban Development (the "Government"), for a grant under Title VII of the Housing Act of 1961, as amended, with respect to a certain project identified as Project No. MD.HPR-3, for the purposes designated in the said application; and

WHEREAS, the Government has approved the said application subject to certain conditions and has submitted to the Applicant a certain Contract for Grant identified as Contract No. MD.HPR-3(G) (the "Contract"), for approval and execution by the Applicant, which said Contract is satisfactory,

County Commissioners of

NOW, THEREFORE, BE IT RESOLVED BY THE St. Mary's County, Maryland

(Title of Governing Body)

of the Applicant, that the said Contract, a copy of which is attached hereto, be and the same is hereby approved. The President is hereby

(Title of Officer)

authorized and directed to execute the said Contract in the name and on behalf of the Applicant, in as many counterparts as may be necessary, and the

President is hereby authorized and directed to affix or impress

(Title of Officer)

the official seal of the Applicant thereon and to attest the same. The proper officer is directed to forward the said executed counterparts of the said Contract to the Government, together with such other documents evidencing the approval and authorization to execute the same as may be required by the Government.

C E R T I F I C A T E

I, the undersigned, hereby certify: (1) that I am the duly appointed, qualified and acting Secretary of the Applicant designated

(Title of Recording Officer)

in the foregoing Resolution Authorizing Execution of Contract for Grant; (2) that I am the custodian of the records of the Applicant including the records of its County Commissioners of St. Mary's (the "Governing Body"); (3) that the

(Title of Governing Body) County, Md.

foregoing copy of the said Resolution is a true and correct copy of the said Resolution as adopted at a duly authorized meeting of the said Governing Body held on April 1, 1969 and on file and of record; (4) that the said meeting was duly convened and held in accordance with all applicable laws and regulations, that a legal quorum was present throughout the meeting, that a legally sufficient number of members of the said Governing Body voted in the proper manner for the adoption of the said Resolution, and that all other requirements for the proper adoption of the said Resolution were fully observed; and (5) that no action has been taken by the said Governing Body or the Applicant to reconsider, amend or rescind the said Resolution.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of the Applicant this 1st day of April 1969.



Received this 3rd E. L. Tillman

day of Sept 1970 (Mrs.) E. L. Tillman
at 2:50 o'clock P. M. for Secretary

RECORD AND RECORDED

(Type Name)

DOROTHY BAILEY KUCHER, CLERK

n.c.

Rel: Co Comm per mail

SEP 22 1970

DOROTHY BAILEY KUCHER, CLERK

Liber #1 Folio 14

RECEIPT 128278

No. 69-5

Railroad Purchase Agreement

R E S O L U T I O N

BE IT RESOLVED by the Board of County Commissioners of St. Mary's County, Maryland that they are hereby authorized to purchase the right-of-way as described in GSA CONTROL NO. N-MD-445P. The President is hereby authorized and directed to execute the said Contract in the name of the Board of County Commissioners of St. Mary's County and the President is hereby authorized and directed to affix the official seal.

This date: April 29, 1969

BY ORDER OF THE BOARD OF COUNTY COMMISSIONERS OF ST. MARY'S COUNTY, MARYLAND

Attest:

Barbara M. Guy
Barbara M. Guy
Acting Secretary

F. Elliott Burch
F. Elliott Burch, President



Received this 3rd
day of Sept 1970
at 2:51 o'clock P. M. for
RECORD AND RECORDED
DOROTHY BAILEY KUCHER, CLERK
n.c.

Wick Co Common

SEP 22 1970

DOROTHY BAILEY KUCHER, CLERK

Liber #1 Folio 15

RECEIPT 128278

No. 69-6

Subj: Local
Income Tax

RESOLUTION

WHEREAS, Section 283 of Article 81, as enacted by Chapter 142 of the Acts of the 1967 General Assembly as amended by Chapters 452 and 656 of the Acts of the 1968 General Assembly, authorizes the counties and the City of Baltimore to adopt a local income tax imposed upon the residents of the county or the City as a percentage of the liability of the residents for State income tax but not exceeding fifty percent (50%) of the State income tax liability, and

WHEREAS, the levy of this local income tax will provide funds to St. Mary's County in lieu of its previous share of the State income tax and will provide funds for payment by the County to the incorporated municipalities of their previous share of the State income tax,

WHEREAS, Section 283(d) of Article 81, as enacted by Chapter 452 of the Acts of the 1968 General Assembly, requires that every county and the City of Baltimore levy a local income tax of not less than a rate of twenty percent (20%) of the State income tax liability or such exact multiple of five percent (5%) of the State income tax liability that equals or exceeds the amount required to pay the principal and interest owed by the County on the State school construction loan,

THEREFORE, BE IT RESOLVED by the Board of County Commissioners of St. Mary's County, Maryland, pursuant to the power, authority and requirement contained in Section 283 of Article 81, as enacted by Chapter 142 of the Acts of the 1967 General Assembly as amended by Chapters 452 and 656 of the Acts of the 1968 General Assembly, that an income tax of fifty percent (50%) of the State income tax liability is levied upon the residents of St. Mary's County for the calendar year beginning January 1, 1969, and this

Liber #1 Folio 16

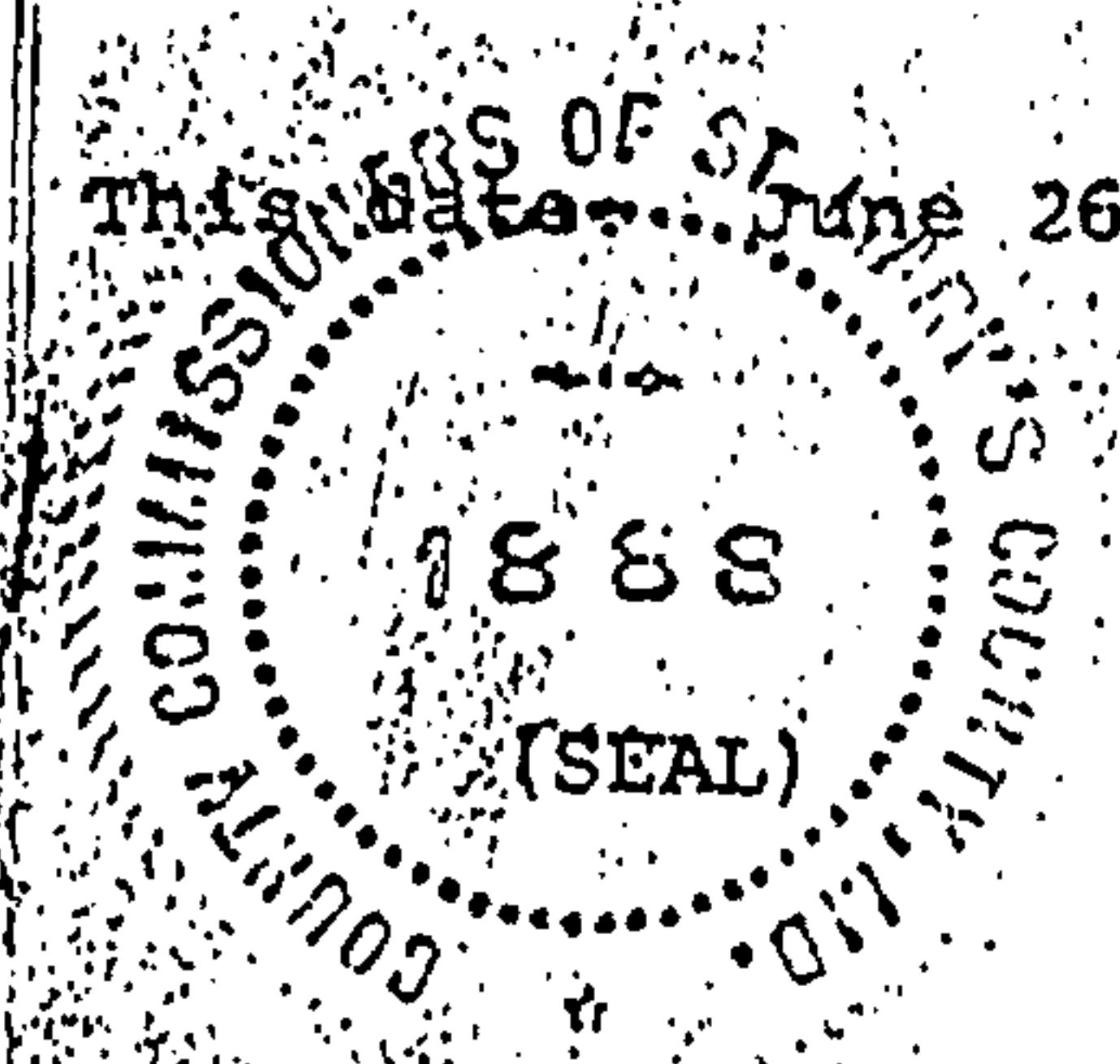
Page Two

No. 69-6

Subj. Local
Income Tax

rate shall continue in effect for each succeeding calendar year until changed by the Board of County Commissioners of St. Mary's County, Maryland, on or before July 1st in the calendar year in which the rate is established.

This date June 26, 1969



F. Elliott Burch
F. Elliott Burch, President of
Board of County Commissioners of
St. Mary's County, Maryland

Attest:

Mrs. B. M. Dotson
(Mrs.) B. M. Dotson,
Secretary

Received this 3rd
day of Sept. 19 70
at 2:52 o'clock P. M., for
RECORD AND RECORDED

DOROTHY BAILEY KUCHER, CLERK
n.e.

Rel: Co Comm

SEP 22 1970

DOROTHY BAILEY KUCHER, CLERK

Liber #1 Folio 17

RECEIPT 128278

No. 69-7

Subj: County and State Taxes

RESOLUTION

WHEREAS, County and State taxes for years 1957 through 1961 are uncollectable, and

WHEREAS, Article 81 - Section 212 provides a period of limitation for the collection of taxes. This period is four years after they shall have become due, they shall be utterly barred and shall not be collected after that period, and

WHEREAS, Article 81 - Section 67 reads as follows: The County Commissioners in each County and the Department of Assessments in Baltimore City, as to local taxes, and the Comptroller upon certificates of the County Commissioners or Department of Assessments in Baltimore City as to State taxes, shall make all just allowances to the respective collectors for insolvencies and for refunds of taxes made in accordance with the provision of law.

THEREFORE, BE IT RESOLVED, that the Director of Finance be directed to abate all uncollectable taxes as of June 30, 1969 for the years 1957 through 1961.

This date: July 3, 1969

THE BOARD OF COUNTY COMMISSIONERS OF ST. MARY'S COUNTY, MARYLAND

F. Elliott Burch
F. Elliott Burch, President

(SEAL)

Attest:

J. Wilmer Bowles
J. Wilmer Bowles, Commissioner

Mrs. B. M. Dotson
(Mrs.) B. M. Dotson
Secretary

George R. Aud
George R. Aud, Commissioner

Received this 3rd
day of Sept 1970
at 2:53 o'clock P. M., for
RECORD AND RECORDED

DOROTHY BAILEY KUCHER, CLERK

filed: Co Comm

SEP 22 1970

me
DOROTHY BAILEY KUCHER, CLERK

Liber #1 Folio 18

No. 69-8

RECEIPT 128279

Subj: Camping Facilities

RESOLUTION

WHEREAS, the Board of County Commissioners for St. Mary's County, Maryland, deem it necessary to establish facilities in the County to provide for camper spaces for persons desiring to camp or use for recreational use, and

WHEREAS, the said County Commissioners deem such a facility as a public benefit to the citizens of St. Mary's County and other persons desiring to use such facilities, and

WHEREAS, by Section 193 et seq., of the Code of Public Local Laws of St. Mary's County, provide for the control and regulation, and

WHEREAS, in said laws the Board of County Commissioners has the authority to waive those regulations.

NOW WITNESSETH; this Resolution made this 8th day of July 1969, Be and it is hereby Resolved by the Board of County Commissioners for St. Mary's County, Maryland, that the regulations for the space occupancy by vehicles designated as Camper Vehicles, as provided by Sections 193 through 211, inclusive, of the Code of Public Local Laws of St. Mary's County, are hereby waived, and it is further Resolved, that the said County Commissioners are empowered to adopt such rules and regulations to regulate and control this type of facility as within their discretion is in the best interest of St. Mary's County, Maryland, including the assessment of any charge or license fee to be assessed to the property owner.

THE BOARD OF COUNTY COMMISSIONERS
OF ST. MARY'S COUNTY, MARYLAND

F. Elliott Burch
F. Elliott Burch, President

J. Wilmer Bowles
J. Wilmer Bowles, Commissioner

George R. Aud
George R. Aud, Commissioner

Attest:

Paul R. Raley
Paul R. Raley, Adm. Asst.

Received this 3rd
day of Sept. 1970
at 3:00 o'clock P. M., for
RECORD AND RECORDED

DOROTHY BAILEY KUCHER, CLERK
n.c.

del: Co Comm

SEP 22 1970

DOROTHY BAILEY KUCHER, CLERK

Liber #1 Folio 19

RECEIPT 128229

No. 69-9

Subj: Use of Refuse
Disposal Areas

RESOLUTION

WHEREAS, by virtue of Article 25 of the Annotated Code of Maryland (1957 ed.) section 3, subsection (X), the Board of County Commissioners for St. Mary's County, Maryland, is authorized and empowered to provide, maintain and operate community and social services for the preservation and promotion of the health and welfare of the inhabitants of St. Mary's County, and,

WHEREAS, St. Mary's County at the present time has an extreme dire need for the regulation and control of the use and misuse of public refuse disposal areas, it having appeared to this Board that certain inhabitants of St. Mary's County are abusing to the detriment of the remaining citizens and inhabitants of St. Mary's County, the use of said public facilities in disposing of their refuse, and

WHEREAS, this Board feels that the following Resolution is in the best interests of the citizens of St. Mary's County, and for the preservation and promotion of the health and welfare of the inhabitants of St. Mary's County.

NOW, THEREFORE, be it RESOLVED, this 29th day of July 1969, by the Board of County Commissioners for St. Mary's County, Maryland, that said Board is, in pursuance of the above, and to facilitate the above, to adopt such rules and regulations governing and controlling the use of refuse disposal areas owned, controlled and/or operated by St. Mary's County, including the right in such rules and regulations to levy charges for such services connected with the operation of such facilities, as this Board in its discretion may deem proper and necessary.

THE BOARD OF COUNTY COMMISSIONERS
OF ST. MARY'S COUNTY, MARYLAND

This date: July 29, 1969

F. Elliott Burch
F. Elliott Burch, President

J. Wilmer Bowles
J. Wilmer Bowles, Commissioner

Attest:

George R. Aud
George R. Aud, Commissioner

Mrs. B. M. Dotson
(Mrs.) B. M. Dotson
Secretary

Received this 3rd
day of Sept. 1970
at 3:01 o'clock P. M., for
RECORD AND REC. DEED

DOROTHY BAILEY KUCHER, CLERK
n.c.

filed: Co Comm

SEP. 22 1970

DOROTHY BAILEY KUCHER, CLERK

Libco #1 Folio 20

No. 69-12

RECEIPT 128279

Subj: Amendments to
Merit System

RESOLUTION

WHEREAS, the County Commissioners of St. Mary's County, Maryland, did on March 1, 1966, establish Rules and Regulations for Implementation of Classified Service Act, by their Resolution 64-10, and

WHEREAS, the said County Commissioners do deem it advisable to amend the said Resolution; and

WHEREAS, the County Commissioners do have the authority to amend the said Regulations, per Section 15, Sub-section (a), of the Classified Service Act, as set forth in the Code of Public Local Laws of St. Mary's County, Maryland,

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of St. Mary's County, Maryland, that there shall be added to Rule 16 - "Standards of Performance" of Resolution 64-10, one (1) new sub-section to follow immediately after Sub-section 16-4, and to be known as Sub-section 16-5, to read as follows:

16-5. Subject to the approval of the County Commissioners, where the department head has been unable to fill a vacancy by reasonable efforts and diligence at the existing minimum salary rate with a qualified applicant, the County Commissioners, upon the recommendation of the appointing authority and with the approval of the Standard Salary Board, shall be authorized to approve the employment of any class of applicants at an intermediate rate of the designated grade. Normally, this should not exceed the second increment, and in no event shall this exceed the fourth increment. When necessary, the County Commissioners may authorize the application of this rule on a tentative basis subject to approval of the Standard Salary Board.

Effective date: September 30, 1969

THE BOARD OF COUNTY COMMISSIONERS
OF ST. MARY'S COUNTY, MARYLAND

F. Elliott Burch
F. Elliott Burch, President

J. Wilmer Bowles
J. Wilmer Bowles, Commissioner

George H. Aud
George H. Aud, Commissioner

Attest:

Mrs. Barbara M. Dotson
(Mrs.) Barbara M. Dotson, Secretary

Received this 3rd
day of Sept 1970
at 3:02 o'clock P. M., for
RECORD AND RECORDED

DOROTHY BAILEY KUCHER, CLERK

n.c.

file: Co Comm

SEP 22 1970

DOROTHY BAILEY KUCHER, CLERK

Libers #1 Folio 21

No. 69-17

RECEIPT 128279

Subj: Center Gardens
Tax Abatement

RESOLUTION

WHEREAS, pursuant to the authority of Section 408 of the Housing Amendments of 1955, as amended by Public Law 10/20 84th Congress, the Secretary of Defense of the United States, by his duly designated Agent, for the purpose of Section 408, has made a determination for the taxable year 1968/1969, of a certain sum of money to be the amount equal to the sum of payments made by the United States Government with respect to Title VIII, Wherry Housing Project, known as "Center Gardens" FHA No. 000-80003-4-6, and

WHEREAS, because of said determination Patuxent Section I Corporation, Patuxent Section II Corporation, Patuxent Section III Corporation, and Patuxent Section IV Corporation, have duly applied to the County Commissioners of St. Mary's County, Maryland (through Ralph M. Cestone, Secretary of Verona Construction Company of Verona, New Jersey) for a credit of subject corporation's 1968/1969 real estate taxes in accordance with the provisions of Article 81 of the Annotated Code of Maryland, prior to the date of finality, and

WHEREAS, the aforesaid determination made by the Secretary of Defense is an estimate of the credit to be applied against 1968/1969 taxes, and

WHEREAS, the actual payment under Capital Improvements and Maintenance and Operation with respect to the Title VIII (Wherry) Housing expenditures made by the Federal Government exceed the real estate taxes (of Patuxent Section I Corporation, Patuxent Section II Corporation, Patuxent Section III Corporation, and Patuxent Section IV Corporation) for the year of 1968/1969,

NOW, THEREFORE BE IT RESOLVED, by the County Commissioners of St. Mary's County, Maryland, in regular meeting assembled, on the 9th day of December, 1969:

1. That the real estate taxes for the year 1968/1969 are abated.

2. That said determinations of the Secretary of Defense made pursuant to Section 408 of the Housing Amendments of 1955, as amended by Public Law 10/20 84th Congress, relating to the housing project known as "Center Gardens" in St. Mary's County, Maryland, provided that such determinations are found to be valid, legal and accurate by the County Commissioners of St. Mary's County, Maryland, and provided further that the above corporations, or their successors, strictly comply with the applicable provisions of Article 81 of the Annotated Code of Maryland, and other applicable laws.

THE BOARD OF COUNTY COMMISSIONERS
OF ST. MARY'S COUNTY, MARYLAND

F. Elliott Burch
F. Elliott Burch, President

J. Wilmer Bowles
J. Wilmer Bowles, Commissioner

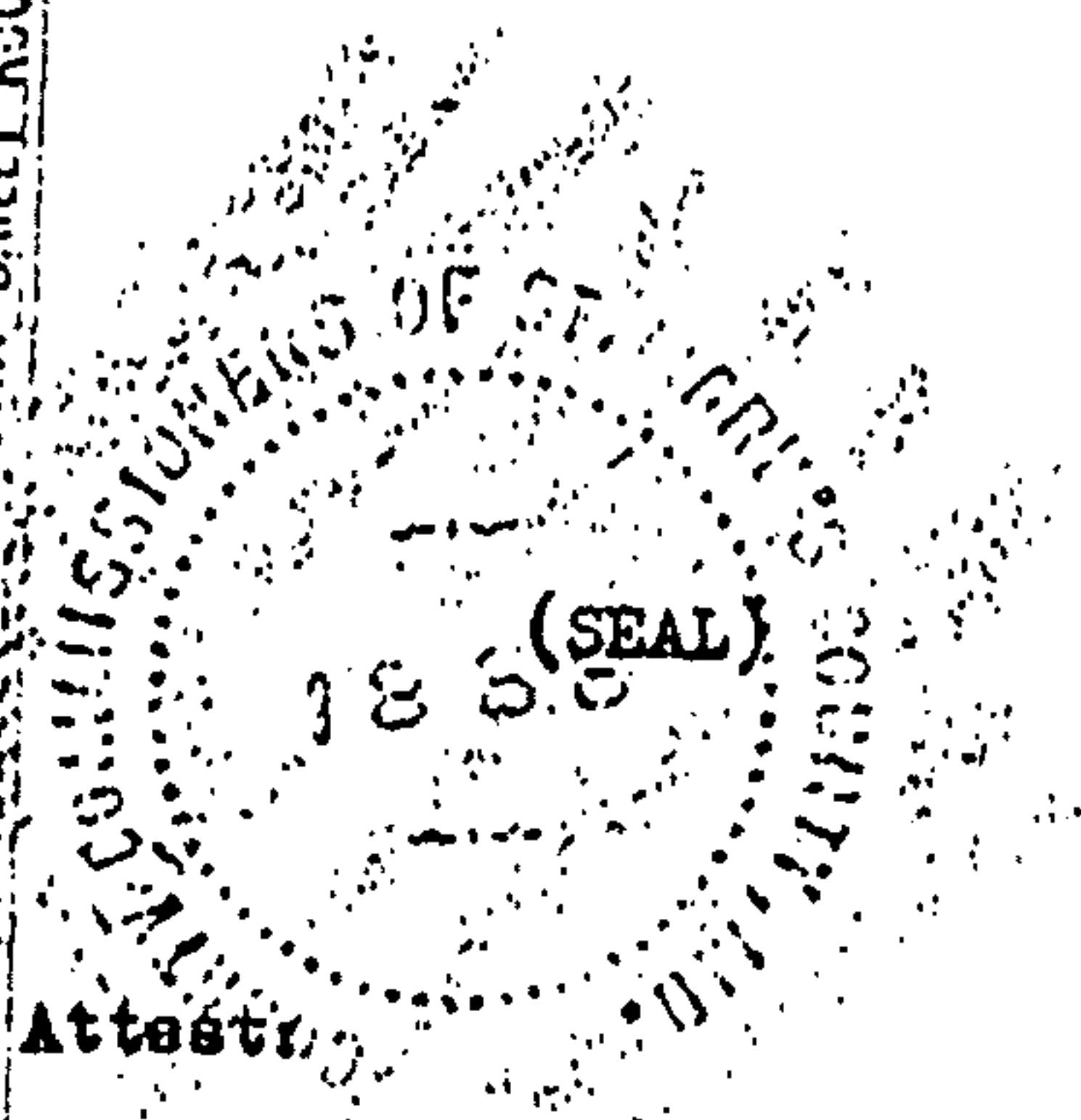
George R. Aud
George R. Aud, Commissioner

Attest:
Mrs. B. M. Dotson Secretary

- cc: Mr. W. F. Herbert, Supv. of Assessments, St. Mary's County, Maryland.
- Mr. Ralph Cestone, Secty., Verona Construction Co., Verona, New Jersey.
- Capt. B. W. Van Leer, USN, CEC, Washington, D. C.
- Mr. Marsh Cunningham, Director, Mortgage Service Div. FHA.

Received this 3rd
day of Sept 1970
at 3:03 o'clock P. M. for
RECORD AND RECORDED

DOROTHY BAILEY KUCHER, CLERK D.C.



Rel: Co Comm

SEP 22 1970

DOROTHY BAILEY KUCHER, CLERK

Liber #1 Folio 22

No. 69-18

RECEIPT 128280

Subj: Center Gardens
Tax Credit 1969/1970

RESOLUTION

WHEREAS, pursuant to the authority of Section 408 of the Housing Amendments of 1955, as amended by Public Law 10/20 84th Congress, the Secretary of Defense of the United States, by his duly designated Agent, for the purpose of Section 408, has made a determination for the taxable year 1969/1970, of a certain sum of money to be the amount equal to the sum of payments made by the United States Government with respect to Title VIII, Wherry Housing Project, known as "Center Gardens" FHA No. 000-80003-4-6, and

WHEREAS, because of said determination, Patuxent Section I Corporation, Patuxent Section II Corporation, Patuxent Section III Corporation, and Patuxent Section IV Corporation, have duly applied to the County Commissioners of St. Mary's County, Maryland, (through Ralph M. Cestone, Secretary of Verona Construction Company of Verona, New Jersey) for a credit of subject corporation's 1969/1970 real estate taxes in accordance with the provisions of Article 81 of the Annotated Code of Maryland, prior to the date of finality, and

WHEREAS, the aforesaid determination made by the Secretary of Defense is an estimate of the credit to be applied against 1969/1970 taxes,

NOW, THEREFORE BE IT RESOLVED, by the County Commissioners of St. Mary's County, Maryland, in regular meeting assembled, on the 9th day of December, 1969:

1. That there shall be a credit on Subject Corporations, (Patuxent Section I Corporation, Patuxent Section II Corporation, Patuxent Section III Corporation, and Patuxent Section IV Corporation) 1969/1970 real estate liabilities for St. Mary's County, Maryland, to the extent of the tax credit as claimed by Letter from Chesapeake Division, Naval Facilities Engineering Command, dated September 16th, 1969, signed by Captain B. W. Van Leer. Before final abatement can be made there must be substantiations of said expenditures and payments by the Federal Government on or before December 31, 1970.

2. That said determination of the Secretary of Defense, made pursuant to Section 408 of the Housing Amendments of 1955, as amended by Public Law 10/20 84th Congress, relating to the housing project known as "Center Gardens" in St. Mary's County, Maryland, provided that such determinations are found to be valid, legal and accurate by the County Commissioners of St. Mary's County, Maryland, and provided further, that the above corporations, or their successors, strictly comply with the applicable provisions of Article 81 of the Annotated Code of Maryland, and other applicable laws.

THE BOARD OF COUNTY COMMISSIONERS
OF ST. MARY'S COUNTY, MARYLAND

F. Elliott Burch
F. ELLIOTT BURCH, PRESIDENT

J. Wilmer Bowles
J. WILMER BOWLES, COMMISSIONER

George R. Aud
GEORGE R. AUD, COMMISSIONER

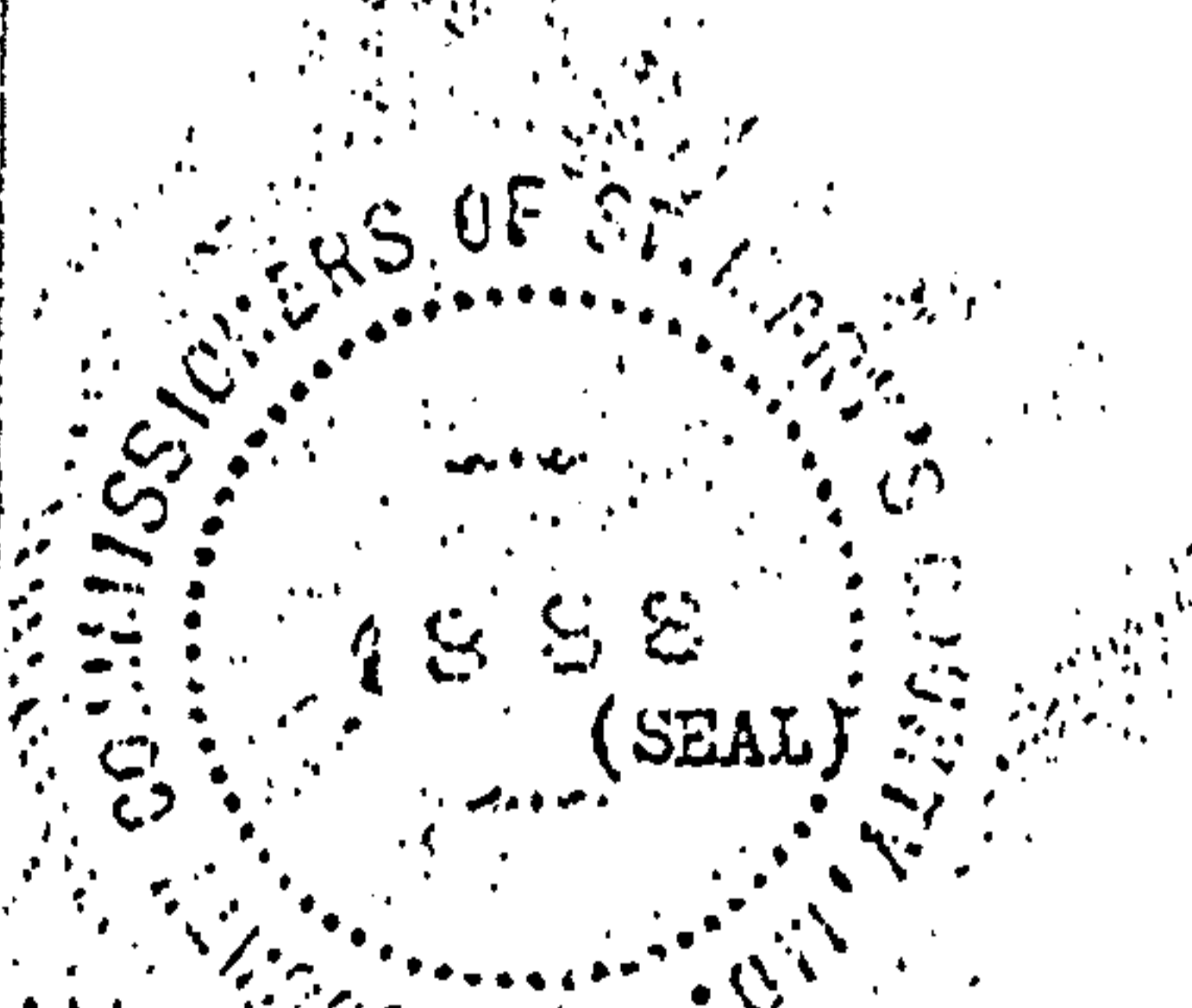
Attest:

Mrs. B. M. Dutton, Secretary

cc: Mr. W. F. Herbert, Supv. of Assessments, St. Mary's County, Maryland.
Mr. Ralph Cestone, Secty., Verona Construction Co., Verona, New Jersey.
Capt. B. W. Van Leer, USN, CEC, Washington, D. C.
Mr. Marsh Cunningham, Director, Mortgage Service Div., FHA.

Received this 3rd
day of Sept. 1970
at 3:45 o'clock P. M. for
RECORD AND RECORDED

DOROTHY BAILEY KUCHER, CLERK *M.C.*



file: Co Comm

SEP 22 1970

DOROTHY BAILEY KUCHER, CLERK

Libro #1 Folio 23

No. 69-20

Subj: Island
Creek

RECEIPT 128280

RESOLUTION

WHEREAS, under the authority of the River and Harbor Act of 2 March 1945, a Federal project for improvement of Island Creek, St. George Island, St. Mary's County, Maryland was adopted in accordance with House Document No. 99, 76th Congress, 1st Session subject to the provisions that local interests agree to:

- a. Provide, without cost to the United States, upon the request of the Chief of Engineers, all lands, easements, and rights-of-way required for aids to navigation and for disposal of spoil.
- b. Hold and save the United States free from damages that may result from maintenance of the project.
- c. Execute an assurance of compliance in accordance with Title VI of the Civil Rights Act of 1964.

AND WHEREAS, the United States proposes to maintain the project in accordance with the afore-mentioned authority.

BE IT THEREFORE RESOLVED THAT ON THIS 19th day of December 19 69, the County Commissioners of St. Mary's County, Maryland, under the authority contained in Section 49 of Article 96 of the Maryland Code agree to:

- a. Provide, without cost to the United States, upon the request of the Chief of Engineers, all lands, easements, and rights-of-way required for aids to navigation, for maintenance of the project, including suitable areas determined by the Chief of Engineers to be required in the general public interest for the disposal of spoil.
- b. Hold and save the United States free from damages that may result from the maintenance of the project.
- c. Execute an assurance of compliance in accordance with Title VI of the Civil Rights Act of 1964.

Effective date: December 19, 1969

BY BOARD OF COUNTY
COMMISSIONERS OF ST. MARY'S
COUNTY, MARYLAND

(SEAL)

F. Elliott Burch
F. Elliott Burch, President

ATTEST:

J. Wilmer Bowles
J. Wilmer Bowles

Mrs. Helen Bailey
Mrs. Helen Bailey, Secretary

George H. Aud
George H. Aud

Received this 3rd

day of Sept 19 70

at 3:06 o'clock P. M. for
RECORD AND RECORDED

DOROTHY BAILEY KUCHER, CLERK

n.c.

Helen Co. Comm.

SEP 22 1970

DOROTHY BAILEY KUCHER, CLERK

Libro # 1 Folio 24

NO. 69-22

RECEIPT 128250

Subj: COMPREHENSIVE WATER
AND SEWERAGE PLAN for
St. Mary's County

RESOLUTION

WHEREAS, the Board of County Commissioners of St. Mary's County are, by authority of Section 387C, Article 43, of the Annotated Code of Maryland (1957 ed.), directed to adopt and submit to the Maryland State Department of Health no later than January 1, 1970, a comprehensive plan for the provision of both adequate water supply systems and sewerage systems throughout the County to include all towns, municipal corporations, and sanitary districts within St. Mary's County, and,

WHEREAS, the Board of County Commissioners of St. Mary's County have, to aid in the preparation of said plan, designated as its agent for the specific purpose of preparing said comprehensive plans, The Beavin Company, Consulting Engineers, of Baltimore, Maryland, and,

WHEREAS, said report and Comprehensive Plan has in fact been prepared and submitted to the Board of County Commissioners of St. Mary's County, Maryland, in order that it may be adopted by said County and thereafter submitted to the Maryland State Department of Health no later than January 1, 1970, and,

WHEREAS, said Comprehensive Plan having been reviewed by the Board of County Commissioners of St. Mary's County, Maryland, and it appearing that all requirements under the State Law, supra, having been complied with,

BE IT THEREFORE RESOLVED, this twenty-third day of December, 1969, that the Comprehensive Water and Sewerage Plan for St. Mary's County, Maryland, prepared by The Beavin Company, of Baltimore, Maryland, and designated by No. 6704, is hereby adopted by the Board of County Commissioners of St. Mary's County, Maryland, and it is FURTHER RESOLVED that said County Plan be submitted to the Maryland State Department of Health no later than January 1, 1970.

THE BOARD OF COUNTY COMMISSIONERS
OF ST. MARY'S COUNTY, MARYLAND

F. Elliott Burch
F. Elliott Burch, President

J. Wilmer Bowles
J. Wilmer Bowles, Commissioner

George R. Aud
George R. Aud, Commissioner

This date: December 23, 1969



Attest:
Helen M. Bailey
Helen M. Bailey (Mrs.)
Secretary

Received this 3rd
day of Sept. 1970
at 3:07 o'clock P.M., for
RECORD AND RECORDED

DOROTHY BAILEY KUCHER, CLERK
D.C.

Lib: Co Comm

SEP 22 1970

DOROTHY BAILEY KUCHER, CLERK

Libers # 1 Folio 25

No. 70-1

RECEIPT 128281

Subj: St. Jerome Creek

RESOLUTION

WHEREAS, under the authority of the River and Harbor Act of August 26, 1937, a Federal project for improvement of St. Jerome Creek, St. Mary's County, Maryland, was adopted in accordance with House Document No. 174, 75th Congress, 1st Session, subject to the provisions that local interests agree to:

- a. Provide, without cost to the United States, upon the request of the Chief of Engineers, all lands, easements, and rights-of-way required for aids to navigation and for disposal of spoil.
- b. Hold and save the United States free from damages that may result from maintenance of the project.
- c. Execute an assurance of compliance in accordance with Title VI of the Civil Rights Act of 1964.

AND WHEREAS, the United States proposes to maintain the project in accordance with the aforementioned authority.

BE IT THEREFORE RESOLVED THAT ON THIS 20th day of January, 1970, the County Commissioners of St. Mary's County, Maryland, under the authority contained in Section 49 of Article 96 of the Maryland Code agree to:

- a. Provide, without cost to the United States, upon the request of the Chief of Engineers, all lands, easements, and rights-of-way required for aids to navigation, for maintenance of the project, including suitable areas determined by the Chief of Engineers to be required in the general public interest for the disposal of spoil.
- b. Hold and save the United States free from damages that may result from the maintenance of the project.
- c. Execute an assurance of compliance in accordance with Title VI of the Civil Rights Act of 1964.

BY BOARD OF COUNTY COMMISSIONERS OF ST. MARY'S COUNTY, MARYLAND

F. Elliott Burch
F. Elliott Burch, President

Effective date: January 20, 1970

J. Wilmer Bowles
J. Wilmer Bowles, Commissioner

George B. Aud
George B. Aud, Commissioner

(SEAL)

ATTEST:

Helen M. Bailey
Helen M. Bailey (Mrs.)
Secretary

Received this 3rd day of Sept. 1970 at 3:08 o'clock P. M., for RECORD AND RECORDED

DOROTHY BAILEY KUCHER, CLERK

n.c.
DOROTHY BAILEY KUCHER, CLERK

Helen M. Bailey

SEP 22 1970

Liber #1 Folio 24

RECEIPT 128281

No. 70-12

Subj: Local Income Tax

RESOLUTION

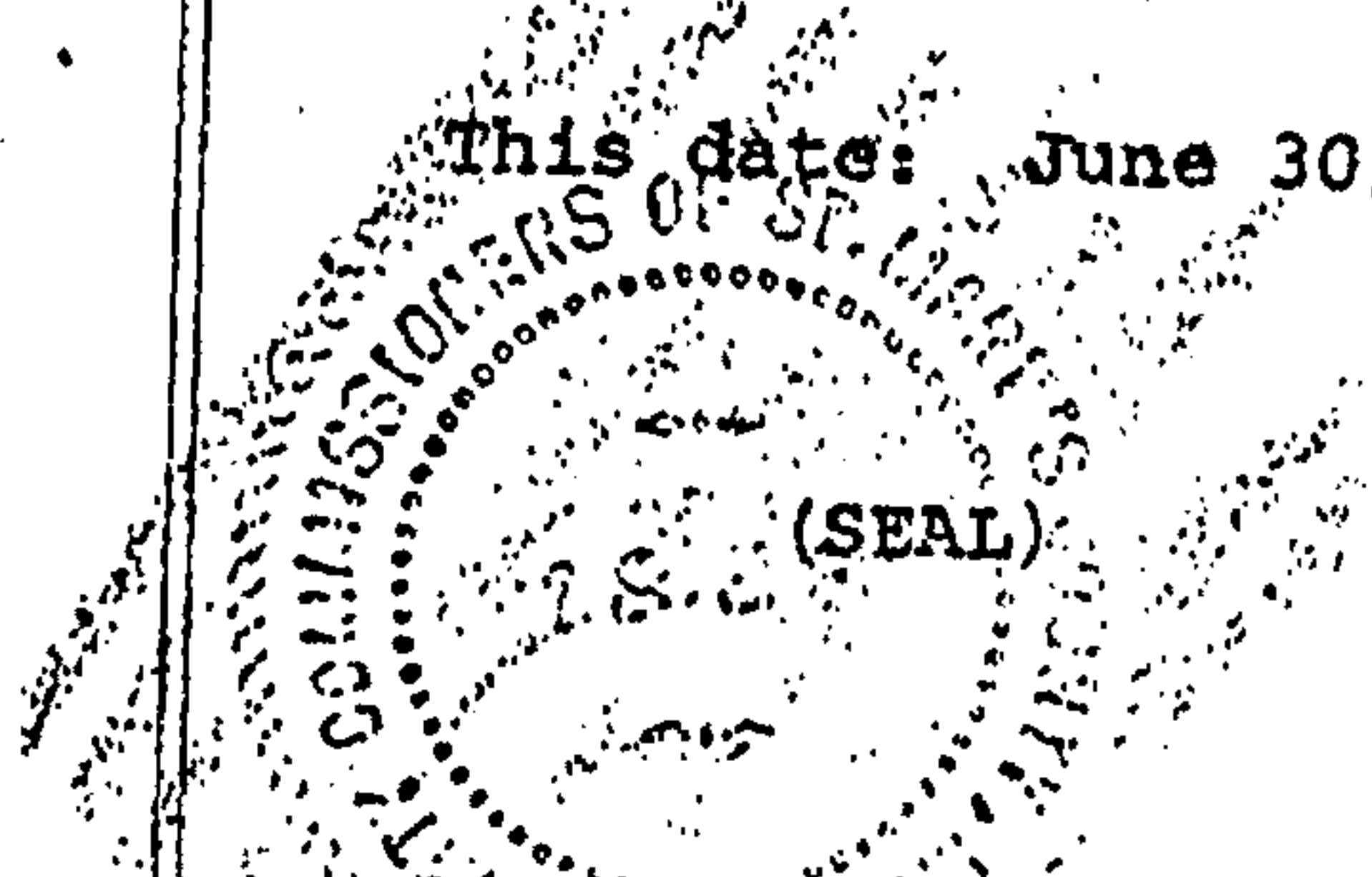
WHEREAS, Section 283 of Article 81, as enacted by Chapter 142 of the Acts of the 1967 General Assembly as amended by Chapters 452 and 656 of the Acts of the 1968 General Assembly, authorizes the counties and the City of Baltimore to adopt a local income tax imposed upon the residents of the county or the City as a percentage of the liability of the residents for State income tax but not exceeding fifty percent (50%) of the State income tax liability, and

WHEREAS, the levy of this local income tax will provide funds to St. Mary's County in lieu of its previous share of the State income tax and will provide funds for payment by the County to the incorporated municipalities of their previous share of the State income tax,

WHEREAS, Section 283(d) of Article 81, as enacted by Chapter 452 of the Acts of the 1968 Assembly, requires that every county and the City of Baltimore levy a local income tax of not less than a rate of twenty percent (20%) of the State income tax liability or such exact multiple of five percent (5%) of the State income tax liability that equals or exceeds the amount required to pay the principal and interest owed by the County on the State school construction loan,

THEREFORE, BE IT RESOLVED by the Board of County Commissioners of St. Mary's County, Maryland pursuant to the power, authority and requirement contained in Section 283 of Article 81, as enacted by Chapter 142 of the Acts of the 1967 General Assembly as amended by Chapters 452 and 656 of the Acts of the 1968 General Assembly, that an income tax of fifty percent (50%) of the State income tax liability is levied upon the residents of St. Mary's County for the calendar year beginning January 1, 1969, and this rate shall continue in effect for each succeeding calendar year until changed by the Board of County Commissioners of St. Mary's County, Maryland, on or before July 1st in the calendar year in which the rate is established.

This date: June 30, 1969



Attest:

Helen M. Bailey
Helen M. Bailey (Mrs.)
Secretary

F. Elliott Burch
F. Elliott Burch, President of
The Board of County Commissioners
of St. Mary's County, Maryland

Received this 3rd
day of Sept 1970
at 3:08 o'clock P. M., for
RECORD AND RECORDED

DOROTHY BAILEY KUCHER, CLERK

D.C.

Mem: Co Comm

SEP 22 1970

DOROTHY BAILEY KUCHER, CLERK

Libro #1 Folio 27

RECEIPT 128281

No. 70-2

Subj: Aid to Education

RESOLUTION

WHEREAS, The Board of County Commissioners for St. Mary's County, Maryland, deems that it is of vital importance to all citizens of St. Mary's County to request support of the plan adopted by the Maryland Association of Counties to increase State aid to education in the next fiscal year, and

WHEREAS, Senate Bill 221 and House Bill 450 have been prepared for enactment by The Maryland General Assembly, and

WHEREAS, special legislation will also be introduced to implement the debt service of school construction which would produce \$5.4 million in increased State aid to the Counties and Baltimore City, and

WHEREAS, the Board of County Commissioners has resolved that the enactment of this legislation is of vital importance to the educational opportunities for our children in St. Mary's County,

NOW THEREFORE, BE IT KNOWN that the Board of County Commissioners respectfully urges and requests support of said legislation from the Governor of Maryland, the Secretary of State, the members of our Legislative Delegation, the Speaker of the House of Delegates, the President of the Senate, the Chairmen of the Senate Finance Committee and the House Ways and Means Committee, and the majority and minority leaders of both houses.

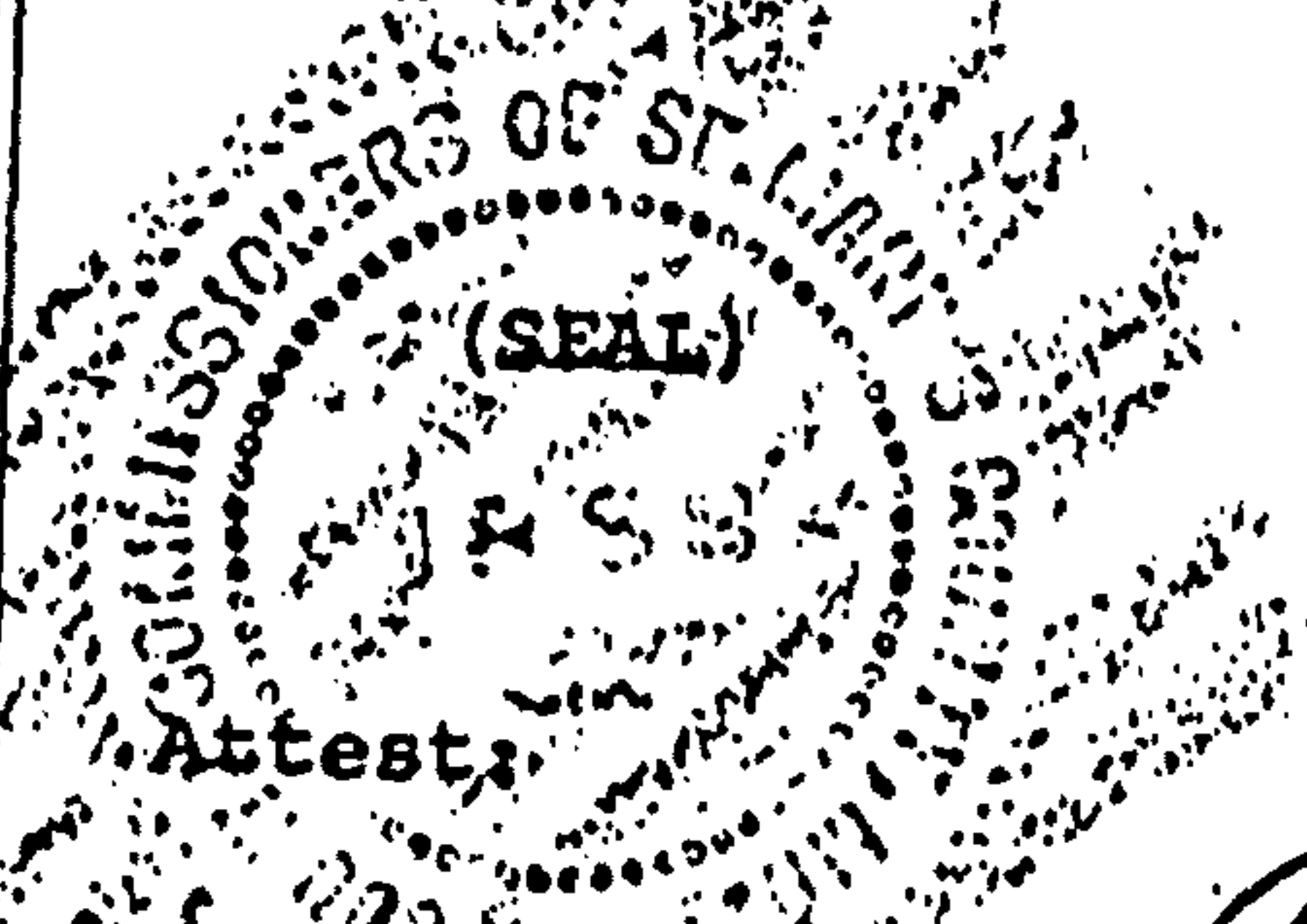
THE BOARD OF COUNTY COMMISSIONERS
OF ST. MARY'S COUNTY, MARYLAND

F. Elliott Burch
F. Elliott Burch, President

J. Wilmer Bowles
J. Wilmer Bowles, Commissioner

George R. Aud
George R. Aud, Commissioner

This date:
February 4, 1970



Attest:
Helen M. Bailey
Helen M. Bailey (Mrs.)
Secretary

Received this 3rd
day of Sept. 1970
at 3:10 o'clock P. M., for
RECORD AND RECORDED

DOROTHY BAILEY KUCHER, CLERK

n.c.

Rel: Co Comm

SEP 22 1970

DOROTHY BAILEY KUCHER, CLERK

Liber #1 Folio 28

No. 70-7 (A)

Subj: 1970-71 Tax Rate
1970-71 Budget

RECEIPT 128520

RESOLUTION

THE FOLLOWING IS AN EXCERPT FROM THE MINUTES OF THE BOARD OF COUNTY COMMISSIONERS -- Special Meeting held on April 30, 1970:

The Board of County Commissioners convened in special session at 1:30 p.m. with Mr. Harris Sterling and Mr. W. S. Donaldson present to review and adopt the St. Mary's County Budget for the fiscal year 1970-71.

A Delegation from the Board of Education appeared at 3:00 p.m. to submit additional justifications for their budget request. The Board of County Commissioners considered the appeals from the Board of Education, but were unable to grant funds in the amount requested.

The Board of Education was advised that their budget authorization would stand in the amount of a \$2,117,213.00 appropriation from the County. Expenditures of \$7,941,914.00 covering all programs of the Board of Education Budget for the Fiscal Year 1970-71 were approved, subject to the maximum contribution from St. Mary's County not to exceed \$2,117,213.00. Any funds which are received in excess of anticipated revenues shall be retained in escrow for future budgets. In the event expenditures become necessary from these funds, the Board of Education shall request the approval of the Board of County Commissioners.

At 5:05 p.m., the Board of County Commissioners adopted the overall budget for St. Mary's County in the amount of \$5,631,297.27. The tax rate was fixed at \$2.30.

BY ORDER OF THE BOARD OF COUNTY COMMISSIONERS OF ST. MARY'S COUNTY

F. Elliott Burch

F. Elliott Burch; President

This date:

April 30, 1970

ATTEST: & S.

Helen M. Bailey
Secretary

Received this 22nd
day of Sept 1970
at 2:00 o'clock P. M., for
RECORD AND RECORDED

DOROTHY BAILEY KUCHER, CLERK

RECEIPT 128581

Subject: \$2,000,000 School Bond Issue

AGREEMENT

WHEREAS, the County Commissioners of St. Mary's County, Maryland, and the Board of Education of St. Mary's County, Maryland, met at the Court House Wednesday, March 6, 1963, and discussed the borrowing of certain sums of money under a bond issue voted on by the electorate in the past November election, and

WHEREAS, the Board of Education agreed to pay the first six months interest due from the sale of any bonds, as same would not be in the Commissioner's current budget;

NOW, THEREFORE, THIS AGREEMENT WITNESSETH, in consideration of the mutual covenants and agreements of the parties hereto and in consideration of the premises, the Board of Education of St. Mary's County, Maryland, and the County Commissioners of St. Mary's County, Maryland, a body politic and corporate, do hereby covenant and agree as follows:

1. The County Commissioners of St. Mary's County, Maryland, do hereby agree to take the necessary steps to proceed with the borrowing of such sums as they feel necessary and proper by the issuance of bonds pledging the credit of St. Mary's County, Maryland, under the directive from the electorate in the November, 1962 election, working in cooperation with the School Board as to the procedures and amounts to be borrowed.

2. The Board of Education of St. Mary's County, Maryland, does hereby agree to pay the interest for the first six months on sums borrowed by the sale of bonds by the County Commissioners, realizing that the first interest payment would be due approximately in January, 1964.

3. It being understood and agreed by the parties hereto that the details and responsibilities of the respective parties to this agreement under the borrowing by sale of bonds shall be agreed upon at a future date, and formalized by an agreement acceptable to both parties, within the next six months.

AS WITNESS the hands and seals of the parties hereto this 12th day of March, 1963:

Attest:

[Signature]
ATTEST:

By *[Signature]* (SEAL)
HARRY OCKER
BOARD OF EDUCATION OF ST. MARY'S COUNTY

[Signature]
[Signature]

By *[Signature]* (SEAL)
F. ELLIOTT BURCH, CHAIRMAN
BOARD OF COUNTY COMMISSIONERS OF ST. MARY'S COUNTY, MARYLAND.

Received this 25th day of Sept 1970 at 3:35 o'clock P.M. for RECORD AND RECORDED

DOROTHY BAILEY KUCHER, CLERK

St. Mary's Co. Comm.

OCT 19 1970

DOROTHY BAILEY KUCHER, CLERK

No. 63-2

Subject: Carver Heights
Comm. Bldg.

Liber #1 Folio 30

RECEIPT 128581

RESOLUTION

WHEREAS, certain real property owned by the United States, consisting of the Community Building, Building #2300, Carver Heights, located in the County of St. Mary's, State of Maryland, has been declared surplus and is subject to disposal for educational or public health purposes by the Secretary of Health, Education and Welfare, under the Federal Property and Administrative Services Act of 1949, as amended, and rules and regulations promulgated pursuant thereto; and

WHEREAS, the St. Mary's County Health Department needs said property and can utilize the same for public health or educational purposes in accordance with the requirements of said Act and the rules and regulations promulgated thereunder;

NOW, THEREFORE, BE IT RESOLVED THAT THE St. Mary's County Health Department shall make application to the Secretary of Health, Education and Welfare, for and secure the transfer of it of the above-mentioned property for public health or educational use upon and subject to such exceptions, reservations, terms, covenants, agreements, conditions and restrictions as the Secretary of Health, Education and Welfare, or his authorized representative, may require in connection with the disposal of said property under said Act and the rules and regulations issued pursuant thereto; and

BE IT FURTHER RESOLVED THAT Mr. F. Elliott Burch, the Chairman of the St. Mary's County Board of Health, be and he is hereby authorized, for and on behalf of the St. Mary's County Health Department, to do and perform any all acts and things which may be necessary to carry out the foregoing resolution, including the preparing, making, and filing of plans, applications, reports, and other documents, the execution, acceptance, delivery, and recordation of agreements, deeds, and other instruments pertaining to the transfer of said property, and the payment of any and all sums necessary on account of the purchase price thereof or on account of fees or costs incurred in connection with the transfer of said property for surveys, title searches, appraisals, recordation of instruments, or escrow costs.

ST. MARY'S COUNTY BOARD OF HEALTH
COURT HOUSE
LEONARDTOWN, MARYLAND

I, F. Elliott Burch, hereby certify that I am the Chairman of the St. Mary's County Board of Health; and that the foregoing resolution is a true and correct copy of the resolution adopted by the vote of a majority of the members of said St. Mary's County Board of Health, present at a meeting of said Board on the 23th day of March, 1963, at which a quorum was present.

F. Elliott Burch
F. Elliott Burch

Received this 25th
day of Sept 19 70
at 3:35 o'clock P. M. for
RECORD AND RECORDED
DOROTHY BAILEY KUCHER, CLERK

Hel. Co. Comm

OCT 19 1970

DOROTHY BAILEY KUCHER, CLERK

No. 63-3

Subj: Rezoning
Great Mills Rd

Liber #1 Folio 31

RECEIPT 12858t

RESOLUTION

Upon the Application, made by property owner R. O. Foister, after full Hearing as required by law, be it HEREBY RESOLVED that, those lands, as follow, be re-zoned from "Commercial" to "Industrial":

Situate, lying and being in the 6th Election District of St. Mary's County, on the north side of the Great Mills Road, also known as State Route 806, beginning at the southeast property line of John Juravata and continuing southwesterly along said Great Mills Road for approximately 400 feet in length and approximately 400 feet in depth.

SIGNED this 2nd day of April 1963.

F. Elliott Burch
F. Elliott Burch, President

J. Wilmer Bowles, Member

Clarence H. Ridgell
Clarence H. Ridgell, Member

Received this 25th

day of Sept 19 70

at 3:35 o'clock P. M. for
RECORD AND RECORDED

DOROTHY BAILEY KUCHER, CLERK

Rel: Co Comm

OCT 19 1970

DOROTHY BAILEY KUCHER, CLERK

Liber #1 Folio 32

No. 63-5

Subj: Society Hills Rds.

RECEIPT 128581

AGREEMENT

This agreement made this 25th day of June, 1963, by and between Henry T. Waring, agent of Society Hills, and the County Commissioners of St. Mary's County, Maryland, witnessing in consideration of the premises and the model conveyance for agreements as herein below set forth, Henry T. Waring as agent for Society Hills and the County Commissioners of St. Mary's County, Maryland, do hereby covenant and agree as follows:

1) The owners of Society Hills agree to surface treat, after grading and gravelling, according to county specifications, the existing 20 feet wide roadway, three-tenths of one mile long, which runs from the present Society Hill county road in a south-westerley direction to the Society Hills property.

2) If the herein above mentioned road becomes a maintenance problem during the next winter, the owners of Society Hills will correct any deficiencies in construction and drainage at their own expense.

3) The owners of Society Hills agree to construct an additional 20 foot lane to the east of the existing 20 foot lane, according to county specifications; said second 20 feet to be constructed during 1964. If the county determines that it is not feasible to allow the construction of the second 20 foot lane, then, and in that event, the owners of Society Hills agree to add an additional 20 feet of width to the existing 20 foot lane and construct the additional 20 feet in accordance with county specifications. After construction of same and upon completion of the hard-surfacing of same in accordance with required specifications, the county will take over the maintenance of said widened roadway upon the receipt of a deed to the county from the owners of Society Hills.

4) In consideration of the foregoing, the County Commissioners hereby agree to accept a deed at the owners expense for the existing 20 foot roadway subject to the herein above set forth conditions as to the second 20 feet being constructed or the existing 20 foot lane being widened by 20 feet.

As witness the hands and seals of the parties hereto this 25th day of June, 1963.

[Signature]
Henry T. Waring, Society Hills

[Signature]
F. Elliott Burch, President

Attest:
[Signature]
(Mrs.) E. L. Tillman, Secretary

[Signature]
J. Wilmer Bowles, Commissioner
[Signature]
Clarence H. Ridgell, Commissioner

Received 9-25-70 at 3:35 P.M.
FOR RECORD AND RECORDED.
DOROTHY BAILEY KUCHER, CLERK

Hel. Co. Comm.

OCT 19 1970

DOROTHY BAILEY KUCHER, CLERK

Liber #1 Folio 33

No. 63-6

RECEIPT 128581

RESOLUTION

Subj: Land Parcel - Carver Heights

WHEREAS, the County Commissioners of St. Mary's County, Maryland, a body politic and corporate, have deemed it necessary and for the best interests of St. Mary's County to acquire that parcel of land containing 3.691 acres located on the southwest side of Maryland Route 235 in St. Mary's County, Maryland, and designated as Parcel G per survey dated May 2, 1963, titled "Boundary Survey of Lexington Park - New Section - Housing - Carver Heights" prepared by Koval and Eldridge, Lexington Park, Maryland; and

WHEREAS, the County Commissioners desire to negotiate a purchase of the herein above described parcel from the General Services Administration of the United States Government, per authority of sales to public agencies authorized by Section 203 of the Federal Property and Administrative Services Act of 1949, 63 Stat. 385, as amended (40 U.S.C. 484 (e)(3)(h),

NOW, THEREFORE BE IT RESOLVED by the County Commissioners of St. Mary's County, Maryland, a body politic and corporate, that the said County Commissioners purchase the 3.691 acres of land, together with improvements thereon, situate on the southwest side of Maryland Route 235 and more specifically designate by the herein above stated survey measurements, at and for the sum of \$6200.00, hereby granting authority by this resolution to the President of the Board of County Commissioners of St. Mary's County, Maryland, to execute any and all documents necessary in connection with the acquisition of said parcel of land from the General Services Administration; with the further authority of the president of said board to transmit to the General Services Administration an earnest money deposit of \$620.00 by way of a cashiers check made payable to the General Services Administration, with the remaining sum of \$5580.00 to be forwarded to the General Services Administration at the time of the conveyance of said property.

BY ORDER OF THE BOARD OF COUNTY COMMISSIONERS OF ST. MARY'S COUNTY, MARYLAND

This date June 25, 1963

F. Elliott Burch
F. Elliott Burch, President

Attest:

J. Wilmer Bowles
J. Wilmer Bowles, Commissioner

E. L. Tillman
(Mrs.) E. L. Tillman
Secretary

Clarence H. Ridgell
Clarence H. Ridgell, Commissioner

Received 9-25-70 at 3:35 P.M.
FOR RECORD AND RECORDED.
DOROTHY BAILEY KUCHER, CLERK

Md. Co. Comm

OCT 19 1970

DOROTHY BAILEY KUCHER, CLERK

Liber #1 Folio 34

No. 63-7

RECEIPT 128581

RESOLUTION

Subj: Nursing
Home - Borrowing
Power

WHEREAS, Senate Bill 216 was passed by the Legislature of Maryland in the 1963 session of the Legislature, authorizing the County Commissioners of St. Mary's County, Maryland, to borrow an amount not to exceed one hundred thousand dollars, and to issue bonds therefor, for the purpose of acquiring land for, and of constructing and equipping a nursing home in the county; and

WHEREAS, said act shall become effective June 1, 1963,

NOW THEREFORE BE IT RESOLVED that the County Commissioners of St. Mary's County, Maryland, do hereby declare that the said commissioners shall proceed to make the necessary arrangements to borrow a sum not to exceed one hundred thousand dollars (\$100,000.00) for the purpose of acquiring land for, and of constructing and equipping a nursing home in St. Mary's County, Maryland, the procedures for said borrowing to be consistent with and under the authority of Senate Bill 216, passed by the General Assembly of Maryland in the 1963 session of the Legislature.

BY ORDER OF THE BOARD OF COUNTY COMMISSIONERS
OF ST. MARY'S COUNTY, MARYLAND

This date June 25, 1963

F. Elliott Burch
F. Elliott Burch, President

Attest:

E. L. Tillman
(Mrs.) E. L. Tillman
Secretary

J. Wilmer Bowles
J. Wilmer Bowles, Commissioner

Clarence H. Ridgoll
Clarence H. Ridgoll, Commissioner

Received this 25th
day of Sept 1970
at 3:35 o'clock P. M. for
RECORD AND RECORDED
DOROTHY BAILEY KUCHER, CLERK

Alle. Co. Comm

OCT 19 1970

DOROTHY BAILEY KUCHER, CLERK

RECEIPT 128581

Liber #1 Folio 35

No. 63-8

RESOLUTION

Subj: Patuxent
Water Co. Extension

WHEREAS, the County Commissioners of St. Mary's County, Maryland, on March 29, 1949, did resolve that the Patuxent Water Company, Inc., be granted an exclusive franchise as a public utility to sell water to any person or premises located within a radius of one mile from the main gate of the United States Naval Base, excluding any property within the confines of the United States Naval Air Base, and

WHEREAS, the Patuxent Water Company, Inc., desires to extend its present lines beyond the existing one mile radius from the main gate, and

WHEREAS, the County Commissioners deem it advisable and of benefit to the persons and residents of the area beyond the one mile radius,

NOW, THEREFORE BE IT RESOLVED by the County Commissioners of St. Mary's County, Maryland, that the Patuxent Water Company, Inc., be and it is granted permission to extend its present franchise as a public utility to sell water to any persons or premises located within a radius of two miles from the main gate of the United States Naval Base, excluding any property within the confines of the United States Naval Air Base.

FURTHER BE IT RESOLVED that the Patuxent Water Company, Inc., be granted this extension of its franchise subject to the rules and regulations of the Public Service Commission of the State of Maryland.

BY ORDER OF THE BOARD OF COUNTY COMMISSIONERS
OF ST. MARY'S COUNTY, MARYLAND

This date July 30, 1963

F. Elliott Burch
F. Elliott Burch, President

Attest:

J. Wilmar Bowles
J. Wilmar Bowles, Commissioner

E. L. Tillman
(Mrs.) E. L. Tillman
Secretary

Clarence H. Ridgell
Clarence H. Ridgell, Commissioner

Received this 25th
day of Sept 1970
at 3:35 o'clock P.M. for
RECORD AND RECORDED

DOROTHY BAILEY KUCHER, CLERK

del: Co Comm

OCT 19 1970

DOROTHY BAILEY KUCHER, CLERK

Order #1 Folio 36

No. 63-9

RECEIPT 128581

RESOLUTION

Subj: Planning Consultant

WHEREAS, the County Commissioners of St. Mary's County, Maryland, were authorized by the Maryland Legislature to appropriate such sums as they deem necessary for the retaining of a Planning Consultant to study various phases of the economy and future development of St. Mary's County, and

WHEREAS, the said Commissioners did write to four Planning Firms, three of which were recommended to the Commissioners by the State Planning Commission, asking said firms to send representatives to meet with the Commissioners and discuss their proposals, and

WHEREAS, the firms of Harland Bartholomew & Associates, Washington, D. C.; Stein & Marcou Associates, Washington, D. C.; Lublin, McGaughy & Associates; Washington, D. C., and Werner Dyer, Hyattsville, Maryland, did on June 3, 1963, send their respective representatives to St. Mary's County to present their credentials and discuss their firm's background, experience, and ability to perform said services,

NOW, THEREFORE, BE IT RESOLVED, by the County Commissioners of St. Mary's County, that the said Commissioners notify the firm of Harland Bartholomew & Associates, that said firm has been selected as a result of the aforementioned interviews, and to invite Mr. Jack Wood, of their firm, to meet with the County Commissioners to discuss a detailed scope of services and to negotiate a contract with a precise fee to be set for same, and

FURTHER BE IT RESOLVED, that the State Planning Commission and the proper federal authorities be notified of the selection of this firm and sent a copy of the final contract in order that they may be apprised of the County Commissioners action, and of the fact that the respective governmental agencies would share in the cost of this study.

BY ORDER OF THE BOARD OF COUNTY COMMISSIONERS OF ST. MARY'S COUNTY, MARYLAND

This date: Aug. 1, 1963

F. Elliott Burch
F. Elliott Burch, President

Attest:

E. L. Tillman
(Mrs.) E. L. Tillman
Secretary

J. Wilmer Bowles
J. Wilmer Bowles, Commissioner

Clarence H. Ridgell
Clarence H. Ridgell, Commissioner

Received this 25th
day of Sept 19 70

at 2:35 o'clock P.M. for
RECORD AND RECORDED

DOROTHY BAILEY KUCHER, CLERK

St. Mary's Co. Comm

OCT 19 1970

DOROTHY BAILEY KUCHER, CLERK

Liber #1 Folio 37

Subj: Depositing
of General Funds

RECEIPT 128581

RESOLUTION

WHEREAS, the County Commissioners of St. Mary's County, Maryland, have funds coming into their General Fund during the months of July, August, and September, from real estate taxes, which funds are used to meet budgetary requirements for the entire year, and as said abnormal flow of receipts may lie idle until budgetary expenditures are needed; and

WHEREAS, the County Commissioners deem it advisable in connection with good business practices to have said funds earning interest during said periods, and

WHEREAS, the County Commissioners recognize that the depositing of said sums in reputable banking institutions would serve the purpose of earnings for said county without cost to taxpayers, and would stimulate the economy of the county by having said sums deposited in reputable banking and lending institutions, and

WHEREAS, the Director of Finance of St. Mary's County, Maryland, has consulted with various banking institutions to obtain interest rates for anticipated deposits by the County Commissioners, having fully investigated the safety of so doing;

NOW THEREFORE, BE IT RESOLVED by the County Commissioners of St. Mary's County, Maryland, that the sum of \$550,000.00 of Commissioners funds be deposited in the following banking institutions subject to the payment by said institutions of the interest rates set opposite their names and further subject to the condition that the funds deposited in Tri-County Federal Savings and Loan Association shall not be withdrawn in excess of \$10,000.00 without first giving said association thirty (30) days prior notice:

- 1) The Citizens National Bank of Lexington Park, Maryland, the sum of \$175,000, to draw interest at 3% if said sums remain in said institution from three to six months, and to draw interest at the rate of 3 1/4% if said sums remain in said institution from six to nine months, and to draw from said institution at 3 1/2% if said sums remain in said institution from nine to twelve months.
- 2) The Maryland National Bank, Leonardtown Branch, the sum of \$100,000 provided said funds draw interest of 3 1/4% if said sums remain in said institution from ninety to one hundred and seventy nine days.
- 3) The Maryland National Bank, Mechanicsville Branch, the sum of \$100,000 provided said funds draw interest of 3 1/4% if said sums remain in said institution from ninety to one hundred and seventy nine days.
- 4) The Tri-County Federal Savings and Loan Association, the sum of \$175,000 provided said sums draw interest at the rate of 4 1/2%, interest subject to no time limitation as to the length of time said funds remain in said institution; but subject to the condition that said banking institution will be given thirty days notice by the County Commissioners of any withdrawals exceeding the sum of \$10,000, and

FURTHER BE IT RESOLVED, that the Director of Finance of St. Mary's County, Maryland, is authorized and directed to proceed with the depositing of said sums in accordance with the herein above mentioned limitations and conditions set forth.

This date Aug. 19, 1963

THE BOARD OF COUNTY COMMISSIONERS OF
ST. MARY'S COUNTY, MARYLAND

Attest: 9-25-70 at 3:35

Received 9-25-70 P.M.
FOR RECORD AND RECORDED.
DOROTHY BAILEY KUCHER, CLERK

F. Elliott Burch
F. Elliott Burch, President

J. Wilmer Bowles
J. Wilmer Bowles, Commissioner

By: E. L. Tillman
(Mrs.) E. L. Tillman

Clarence H. Ridgell
Clarence H. Ridgell, Commissioner

File: Co Comm

OCT 19 1970

DOROTHY BAILEY KUCHER, CLERK

No. 63-11

Subj: Accepting
Title - C.H.
Comm. Bldg.

Liber #1 Folio 38

RECEIPT 128581

RESOLUTION

WHEREAS, the County Commissioners of St. Mary's County, Maryland, met on June 25, 1963, sitting as the Board of Health of St. Mary's County, Maryland, and did approve the purchase of the Community Building in Carver Heights in St. Mary's County, Maryland, for use by the St. Mary's County County Commissioners for Health, Education and Welfare purposes, and,

WHEREAS, said title to said building and the adjacent ground would be by way of deed from the United States of America to the County Commissioners of St. Mary's County, Maryland, a body politic and corporate, and,

WHEREAS, it is the desire of the County Commissioners of St. Mary's County, Maryland, to approve the action of said Board of Health and to acquire title to said property,

NOW, THEREFORE, BE IT RESOLVED this 30th day of August, 1963, by the County Commissioners of St. Mary's County, Maryland, that the said board of commissioners accept title to the Community Building in Carver Heights, St. Mary's County, Maryland, and the land adjacent thereto, containing 1.4239 acres, which is more particularly described as a survey prepared by Koval & Eldridge; said property to be used for Health, Education and Welfare purposes and that the President of the Board of County Commissioners, F. Elliott Burch, be authorized to accept said deed on behalf of the County Commissioners, and to direct the attorney to the Board of County Commissioners to record said deed among the land records of St. Mary's County, Maryland.

Received this 25th

day of Sept 1970

at 3:35 o'clock P. M., for
RECORD AND RECORDED

DOROTHY BAILEY KUCHER, CLERK

BY ORDER OF THE BOARD OF COUNTY COMMISSIONERS
OF ST. MARY'S COUNTY, MARYLAND

Attest:

C. L. Sellman
Secretary

F. Elliott Burch
F. Elliott Burch, President

J. Wilmer Bowles
J. Wilmer Bowles, Commissioner

Clarence H. Ridgell
Clarence H. Ridgell, Commissioner

St. Mary's Co Comm

OCT 19 1970

DOROTHY BAILEY KUCHER, CLERK

Liberty #1 Folio 39

No. 63-12

RECEIPT 128581

RESOLUTION

Subj: Nursing Home
Borrowing for
Construction

WHEREAS, the Board of County Commissioners of St. Mary's County, Maryland, did pass a resolution dated June 25, 1963, obligating said Board of County Commissioners to borrow a sum not to exceed one hundred thousand dollars (\$100,000.00) for the purposes and causes set forth therein in connection with the constructing of a Nursing Home in St. Mary's County, Maryland, and

WHEREAS, a committee titled the Nursing Home Committee of St. Mary's County, Maryland, has heretofore been appointed and it is the desire of the County Commissioners to delegate the authority and responsibility of filing an application with the State Department of Health in order to proceed with the said Nursing Home, and to further delegate the authority for signing of said application and other necessary instruments unto Dr. J. Roy Guyther and Mr. J. Wilmer Bowles,

NOW, THEREFORE, BE IT RESOLVED that the County Commissioners of St. Mary's County, Maryland, do hereby authorize Mrs. Elberta Eayden to prepare and file the application for said Nursing Home with the Head of Department of Hospitals, State Department of Health of Maryland, and Dr. J. Roy Guyther and Mr. J. Wilmer Bowles, a member of the Board of County Commissioners, are hereby authorized and delegated to approve and sign any and all instruments necessary in connection with the application, whether with the State Department of Health and/or the Federal Government as to the joint funds to be made available by the County Commissioners, State of Maryland, and the Federal Government, including necessary letters of transmittal and further sections or parts of necessary applications to be filed.

Passed this date August 30, 1963

Received this 25th

day of Sept 1970

at 3:35 o'clock P M. for
RECORD AND RECORDED

DOROTHY BAILEY KUCHER, CLERK

BY ORDER OF THE BOARD OF COUNTY COMMISSIONERS
OF ST. MARY'S COUNTY, MARYLAND

F. Elliott Burch
F. Elliott Burch, President

J. Wilmer Bowles
J. Wilmer Bowles, Commissioner

Attest:

E. L. Tillman
(Mrs.) E. L. Tillman
Secretary

Clarence H. Ridgell
Clarence H. Ridgell, Commissioner

2000

Md. Co. Comm

OCT. 19 1970

DOROTHY BAILEY KUCHER, CLERK

No. 63-13

Subj: County Comm
and B. of E. re
\$2,000,000 School
Bond Issue

Liber #1 Folio 40

RECEIPT 138581

AGREEMENT

WHEREAS, the County Commissioners of St. Mary's County, Maryland and the Board of Education of St. Mary's County, Maryland, have met on several occasions and discussed the County Commissioners' borrowing \$2,000,000 by way of a bond issue for school construction in said County, and

WHEREAS, said bond issue was approved by the voters of St. Mary's County, Maryland on November 6, 1962, and

WHEREAS, the Board of Education, on the 12th day of March, 1963, agreed to pay the first six months interest on said indebtedness as said interest funds were not included in the current County budget, and

WHEREAS, the County Commissioners have agreed to increase the tax rate of St. Mary's County, Maryland by ten cents (\$.10) in order to defray the costs of amortizing said bond issue over a twenty-year period,

NOW, THEREFORE, THIS AGREEMENT WITNESSETH: In consideration of the mutual covenants and agreements of the parties hereto, and in consideration of the premises, the Board of Education of St. Mary's County, Maryland, for itself and its successors in office, and the County Commissioners of St. Mary's County, Maryland, a body politic and corporate, for itself and its successors in office, do hereby covenant and agree as follows:

1) The County Commissioners of St. Mary's County, Maryland, will proceed with the sale of \$2,000,000 worth of bonds, the proceeds of which are to be used for school construction in St. Mary's County by the Board of Education, subject to the approval of the Board of County Commissioners. The County Commissioners will pledge the faith and credit of St. Mary's County for the repayment of said sums over a twenty-year period; said sums to be repaid by said County Commissioners.

2) The Board of Education of St. Mary's County, Maryland hereby agrees to pay unto the County Commissioners of St. Mary's County, Maryland, annually, the necessary sums to amortize said loan, principal and interest, except that portion derived by the County Commissioners from an increase of ten cents (\$.10) in its tax rate. Said sums paid by the Board of Education are by way of reimbursement to the Commissioners for monies paid by the Commissioners to amortize this debt.

3) The Board of Education of St. Mary's County, Maryland agrees to pay a sum unto the County Commissioners equal to the first six (6) months interest on said loan. Thereafter, reimbursement to said County Commissioners shall be made as set forth in paragraph 2 above.

AS WITNESS, the hands and seals of the parties hereto this 24th day of September, 1963.

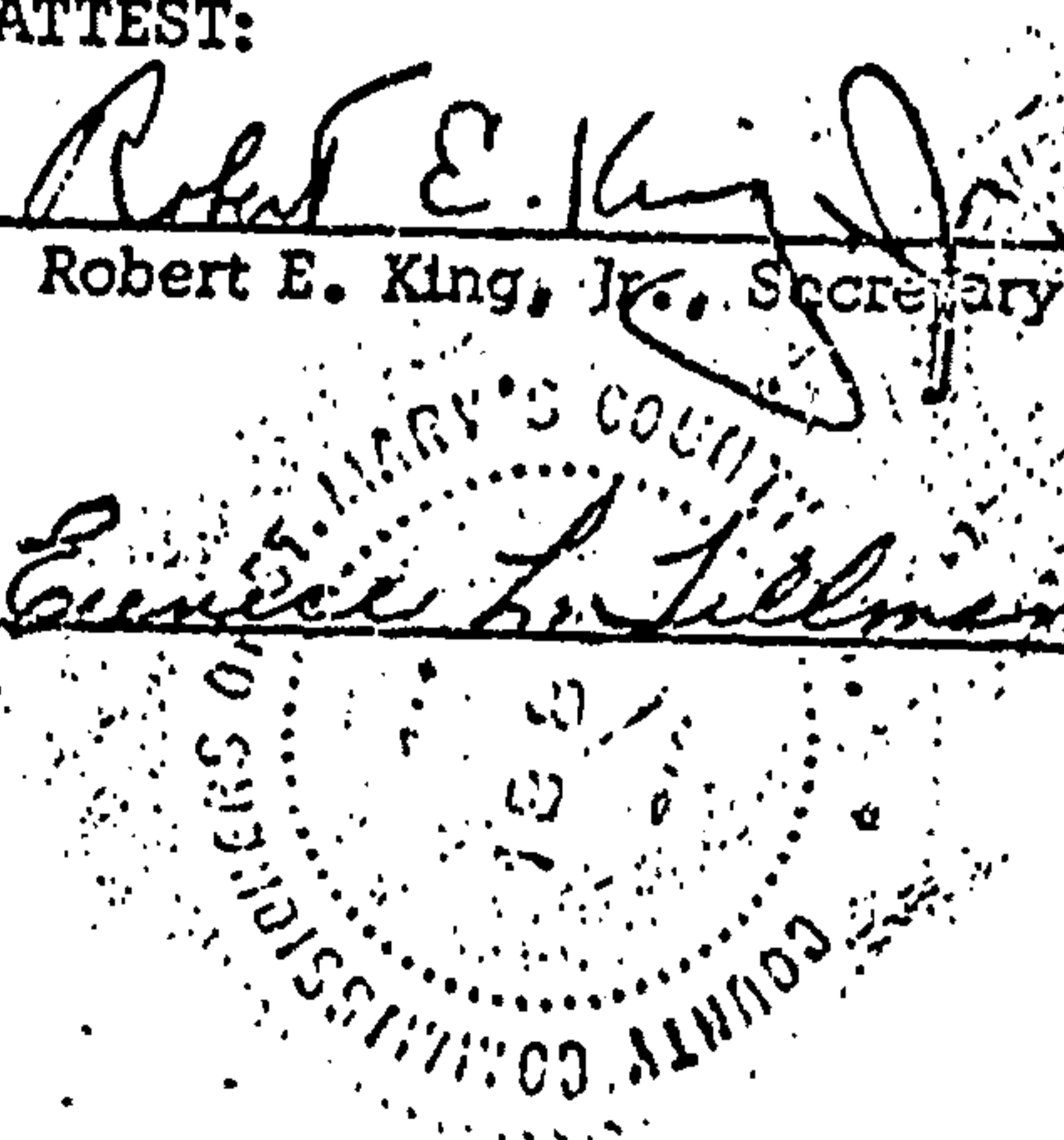
ATTEST:

Robert E. King, Jr.
Robert E. King, Jr., Secretary

BOARD OF EDUCATION OF ST. MARY'S COUNTY
By *E. Harry Ocker*
E. Harry Ocker, President

Conrad L. Hillman
Conrad L. Hillman, Secretary

COUNTY COMMISSIONERS OF ST. MARY'S COUNTY
By *F. Elliott Burch*
F. Elliott Burch, President



Received 9-25-70 at 3:35 P.M.
FOR RECORD AND RECORDED.
DOROTHY BAILEY KUCHER, CLERK

Hel. Co. Comm.

OCT. 19 1970

DOROTHY BAILEY KUCHER, CLERK

Liber #1 Folio 41

Subj: Authorizing
Funds and Appli-
cation for Plan.
Program

RESOLUTION

RECEIPT 128581

WHEREAS, the County Commissioners of St. Mary's County, Maryland, were authorized by the Maryland Legislature to appropriate such sums as they deemed necessary for the retaining of a planning consultant to study various phases of the economy and future development of St. Mary's County, and

WHEREAS, the said Commissioners did employ the firm of Harland, Bartholomew & Associates, of Washington, D. C., to act as planning consultant for said county, passing a resolution August 1, 1963, ratifying the retaining of said planning firm, and

WHEREAS, the County Commissioners did include in their 1963 - 1964 budget the sum of \$6,000.00 for the purpose of having available the county share of said planning study costs, and

WHEREAS, the said County Commissioners did approve of the application to the State Planning Department of Maryland for inclusion in the Urban Planning Assistance Program,

NOW, THEREFORE, BE IT RESOLVED by the County Commissioners of St. Mary's County, Maryland:

1. That the County Commissioners hereby authorize the expenditures of \$6,000.00 heretofore appropriated in the 1963 - 1964 budget, and \$6,000.00 to be appropriated in the 1964 - 1965 budget, for the county share of said planning costs during the next eighteen (18) months.

2. And that the secretary to the County Commissioners of St. Mary's County, together with their attorney will hereby be authorized to make application to the State Planning Department for inclusion in the Urban Planning Assistance Program, and transmit said application papers to said state department, including in said transmittal a copy of the resolution passed August 1, 1963, by the County Commissioners retaining the firm of Harland Bartholomew & Associates as its planning firm.

BY ORDER OF THE BOARD OF COUNTY COMMISSIONERS
OF ST. MARY'S COUNTY, MARYLAND

This date Oct. 23, 1963 F. Elliott Burch
F. Elliott Burch, President

Attest: J. Wilmer Bowles
J. Wilmer Bowles, Commissioner

E. L. Tillman Clarence H. Ridgell
(Mrs.) E. L. Tillman Secretary Clarence H. Ridgell, Commissioner

Received this 25th
day of Sept 19 70
at 3:35 o'clock P. M., for
RECORD AND RECORDED

DOROTHY BAILEY KUCHER, CLERK

Mel: Co Comm

OCT 19 1970

DOROTHY BAILEY KUCHER, CLERK

RECEIPT 128581

Liber #1 Folio 42
RESOLUTION

No. 63-15
Subj: Funds for
Town Creek
Elem. School

WHEREAS, the Board of Education for St. Mary's County, Maryland, has revised its request for financial assistance from the State under the provisions of Chapter 25 of the Acts of 1962, Regular Session; and the revised applications for said financial assistance must be approved by the County Commissioners (County Council, County Executive) of St. Mary's County, Maryland;

NOW, THEREFORE, BE IT RESOLVED, that the County Commissioners (County Council, County Executive) of St. Mary's County, Maryland, do/~~does~~ hereby formally approve the revised applications of the Board of Education for said County and petition(s) the Board of Public Works of the State of Maryland for a loan of One Hundred Seventy-Five Thousand Dollars (\$175,000) for the purpose of financing the following school building projects in St. Mary's

Name of School	Total Cost	State Grant-in-aid	State Loan
Addition to Town Creek Elementary School	\$175,000		\$175,000

Received this 25th

day of Sept 1970

at 3:35 o'clock P. M. for
RECORD AND RECORDED

DOROTHY BAILEY KUCHER, CLERK

TOTALS

\$175,000

\$175,000

AND BE IT FURTHER RESOLVED, that the County Commissioners (County Council, County Executive) of St. Mary's County, Maryland, do/~~does~~ hereby consent to enter into the necessary legal agreements with the State of Maryland in order to participate in said State financial assistance.

F. Elliott Burch
George H. Kutzell
J. Thomas Bowles

October 29, 1963
Date

Signatures of County Commissioners
County Council
County Executive

St. Mary's Co. Comm

OCT 19 1970

DOROTHY BAILEY KUCHER, CLERK

Liber #1 Folio 43

No. 63-17

Subj: County
Inspector

RESOLUTION

RECEIPT 138581

WHEREAS, the office of County Inspector was authorized by Chapter 885 of the Laws of Maryland 1963, in which statute the County Commissioners of St. Mary's County, were authorized to appoint a County Inspector and to give said County Inspector such power as necessary and advisable for the proper administration of said office,

NOW, THEREFORE BE IT RESOLVED by the Board of County Commissioners of St. Mary's County, Maryland, that the County Inspector of St. Mary's County is hereby designated and given the duty and power to swear out warrants for violations by persons who violate the laws of St. Mary's County, Maryland, pertaining to Taxicabs, Building Permits, Alcoholic Beverage Laws, Trailers, and Trailer Camps, and to testify in connection with said violations; all in accordance with the powers conferred upon the office of County Inspector and the County Commissioners under Chapter 885 of the Laws of Maryland of 1963.

This date Dec. 10, 1963

BY ORDER OF THE BOARD OF COUNTY COMMISSIONERS
OF ST. MARY'S COUNTY, MARYLAND

F. Elliott Burch
F. Elliott Burch, President

J. Wilmer Bowles
J. Wilmer Bowles, Commissioner

Clarence H. Ridgell
Clarence H. Ridgell, Commissioner

Attest:

Carice L. Tillman
(Mrs.) E. L. Tillman
Secretary

Received this 25th
day of Sept 19 70
at 3:35 o'clock P. M. for
RECORD AND RECORDED

DOROTHY BAILEY KUCHER, CLERK

Md. Co. Comm

OCT 19 1970

DOROTHY BAILEY KUCHER, CLERK

Liberal 2/1 Folio 4/4

RECEIVED
Subj: As noted

RECEIPT 128581

GENERAL PUBLIC SCHOOL CONSTRUCTION LOAN OF 1962
Necessary to be had in connection with the construction of public school buildings and

public school facilities.
THIS AGREEMENT signed as of the 27th day of December, 1963,

by and between the STATE OF MARYLAND, acting through the STATE BOARD OF EDUCATION, and approved by the BOARD OF PUBLIC WORKS (hereinafter sometimes

referred to as the "STATE"), and ST. MARY'S COUNTY, MARYLAND, acting through F. Elliott Burch, J. Wilmer Bowles, and Clarence H. Ridgell, being and being in conjunction therewith, and constituting the Board of County Commissioners of St. Mary's County (hereinafter sometimes collectively referred to as "ST. MARY'S COUNTY") subject

WHEREAS, St. Mary's County has heretofore participated in the financial assistance in the total aggregate amount of Seven Hundred Sixty-three Thousand Dollars (\$763,000), as provided under the terms and conditions of Chapter 1

of the Acts of 1949, Extraordinary Session, by Agreements dated August 29, 1950, April 3, 1951, and March 10, 1953, and has also participated in the financial assistance in the total aggregate amount of Four Hundred Sixty

Thousand Dollars (\$406,000), as provided under the terms and conditions of Chapter 609 of the Acts of 1953, by Agreements dated January 12, 1954, August 5, 1954, and June 11, 1956, and has also participated in the financial assistance in the total aggregate amount of One Million, Ten Thousand Dollars

(\$1,010,000), as provided under the terms and conditions of Chapter 80 of the Acts of 1956, by Agreements dated June 19, 1957, May 28, 1958, January 6, 1959, June 22, 1959, and February 18, 1961, and also desires to participate

further in the financial assistance as provided under the terms and conditions of Chapter 25 of the Acts of 1962, being an Act authorizing and directing the issuance of a State Loan, known as the "General Public School Construction Loan of 1962"; and

WHEREAS, St. Mary's County has certified to the State Board of Education a statement which shows, among other things,

(a) The total number, class, type, location, and character of all public school buildings and public school facilities required by St. Mary's County, for which County funds are currently unavailable;

and made a part hereof as fully as is set forth in the statement of the State Board of Education, and is incorporated herein and made a part hereof as fully as is set forth in the statement of the State Board of Education.

Received this 25th day of Sept 1970 at 3:35 o'clock P.M. for RECORD AND RECORDED

DOROTHY BAILEY KUCHER, CLERK

Liber #1 Folio 45

(b) The amount, type, location, and character of real estate, if any, necessary to be had in conjunction with said public school buildings and public school facilities;

(c) The total estimated cost of said school buildings, school facilities, and real estate;

(d) The total number, class, type, character, location, and cost of all public school buildings and public school facilities and the necessary land in conjunction therewith, if any, which St. Mary's County intends to construct or purchase, either in whole or in part, with the funds which are the subject matter of this Agreement;

(e) The total issued and outstanding bonded indebtedness of said County;

(f) The total assessable taxable basis of St. Mary's County, as determined on the last preceding date of finality.

Said statement, set forth in "Application for Financial Assistance for Public School Building Construction" of St. Mary's County, dated October 31, 1963, is contained in the records of the Division of Administration and Finance of the State Department of Education and is incorporated herein by reference and made a part hereof as fully as if it were appended hereto; and

WHEREAS, the State Board of Education has made a finding of fact addressed to the Board of Public Works which (a) states that St. Mary's County requires a total of One Hundred Seventy-five Thousand Dollars (\$175,000) for the purpose of financing the construction of certain public school buildings and public school facilities and/or the purchase of real estate necessary for the erection of certain public school buildings and public school facilities and (b) recommends that St. Mary's County should be permitted to participate in the "General Public School Construction Loan of 1962" for the aforesaid purposes, in the amount of One Hundred Seventy-five Thousand Dollars (\$175,000).

Said finding of fact is set forth in letter dated December 2, 1963 from the State Board of Education to the Board of Public Works, a true copy of which is contained in the files of the Division of Administration and Finance of the State Department of Education and is incorporated herein by reference and made a part hereof as fully as if it were appended hereto; and

Liberty #1, Folio 447

WHEREAS, the limit of participation for St. Mary's County in the "General Public School Construction Loan of 1949," as calculated in conformity with subsection 2(c) of Section 5 of Chapter 1 of the Acts of 1949, Extraordinary Session, and in the "General Public School Construction Loan of 1953," as calculated in conformity with subsection 2(c) of Section 5 of Chapter 609 of the Acts of 1953, and in the "General Public School Construction Loan of 1956," as calculated in conformity with subsection 2(c) of Section 5 of Chapter 80 of the Acts of 1956, and in the "General Public School Construction Loan of 1962," as calculated in conformity with subsection 2(c) of Section 5 of Chapter 25 of the Acts of 1962, and in the "General Public School Construction Loan of 1963," as calculated in conformity with subsection 2(c) of Section 5 of Chapter 542 of the Acts of 1963, is Three Million, Three Hundred Ninety-one Thousand Dollars (\$3,391,000); and WHEREAS, the Board of Public Works, by a resolution duly passed and adopted on the ninth day of December, 1963, has ratified and approved the request for participation more particularly described hereinabove, and said resolution is contained in the minutes of the meeting of the Board of Public Works of December 9, 1963, and is incorporated herein by reference and made a part hereof as fully as if it were appended hereto; and WHEREAS, the County Commissioners of St. Mary's County have, by resolution, approved the building projects and land acquisitions more specifically described in the aforesaid "Application for Financial Assistance for Public School Building Construction" and have declared their intention to enter into this contract, and a certified copy of said resolution is contained in the records of the Division of Administration and Finance of the State Department of Education and is incorporated herein by reference and made a part hereof as fully as if it were appended hereto.

IN WITNESS WHEREOF, THIS AGREEMENT WITNESSETH:

(2) St. Mary's County, acting through its County Commissioners, shall execute a request directed to the Comptroller of the Treasury (on forms to be supplied by the Comptroller) for the amount of One Hundred Seventy-five Thousand Dollars (\$175,000), being the amount of participation desired by St. Mary's County pursuant to this Agreement under the terms and conditions of the "General Public School Construction Loan of 1962,"

LIBRARY #1 Folio 47

(2) Immediately upon receipt of the request referred to in paragraph (1) of this Agreement properly executed, the Comptroller shall issue a warrant upon the said State Treasurer in the amount of One Hundred Seventy-five Thousand Dollars (\$175,000). The amount of One Hundred Seventy-five Thousand Dollars (\$175,000) shall forthwith be paid by the State Treasurer to St. Mary's County.

(3) The total amount of One Hundred Seventy-five Thousand Dollars (\$175,000) paid to St. Mary's County by the State Treasurer, as provided in paragraph (2) of this Agreement, shall be used for the purpose of financing the construction of public school buildings and public school facilities and/or for the purpose of financing the purchase of real estate which may be required in connection therewith, all as more particularly described in the aforesaid "Application for Financial Assistance for Public School Building Construction." St. Mary's County expressly agrees that the total amount of One Hundred Seventy-five Thousand Dollars (\$175,000) referred to herein shall be used for no purpose or purposes other than those described in this paragraph of this Agreement.

(4) The total amount of One Hundred Seventy-five Thousand Dollars (\$175,000) received by St. Mary's County under the terms and conditions of this Agreement, together with interest and carrying charges, shall be deducted by the Comptroller of the Treasury from funds due St. Mary's County under applicable provisions of State law relating to the income tax, the tax on racing, the recordation tax, the tax on amusements, the license tax, and the incentive fund for school buildings and shall be so deducted within fourteen (14) years from December 1, 1963, the date of the issuance of the second installment of the "General Public School Construction Loan of 1962" from the proceeds of sale of which the total amount of One Hundred Seventy-five Thousand Dollars (\$175,000) is and will be made available to St. Mary's County by this Agreement. For the purpose of this Agreement (a) the term "interest" shall mean the total amount of interest required to be paid by the State over a fifteen (15) year period upon that portion of the second installment of bonds issued pursuant to Chapter 25 of the Acts of 1962, which makes available to St. Mary's County the total amount of One Hundred Seventy-five Thousand Dollars (\$175,000), being the subject matter of this

Liber 1 Folio 489

Agreement; and (b) the term "carrying charges" shall mean any costs or charges other than interest required to be paid by the State which are incidental to the issuance of that portion of the second installment of bonds as aforesaid and which are payable or have been paid by the State from sources other than from the proceeds of said bonds.

(5) The deduction of the amounts which are the subject of this Agreement (said deductions being referred to more particularly in paragraph (4) of this Agreement) shall be made by the Comptroller of the Treasury within fourteen (14) years from December 1, 1963, said date being the date of issuance of said second installment of the "General Public School Construction Loan of 1962," from the proceeds of sale of which the total amount of funds which are the subject of this Agreement is and will be made available to St. Mary's County. In the year 1964, the amount of said deductions shall be equal to the interest and carrying charges required to be paid by the State in the years 1964 and 1965 on the total amount of One Hundred Seventy-five Thousand Dollars (\$175,000) received by St. Mary's County under the terms and conditions of this Agreement. In the year 1965 the amount of said deductions shall be equal to the interest and carrying charges required to be paid by the State in the year 1966 on the total amount of One Hundred Seventy-five Thousand Dollars (\$175,000) received by St. Mary's County under the terms and conditions of this Agreement. In the year 1966, and in each and every year thereafter, to and including the year 1977, the amount of said deductions shall be equal to the interest, carrying charges, and principal required to be paid by the State for the next succeeding year on the total amount of One Hundred Seventy-five Thousand Dollars (\$175,000) received by St. Mary's County under the terms and conditions of this Agreement. Said deductions shall be made on or before October 1 of each and every year, except that in the year 1964, said deduction in that year as are equal to the interest and carrying charges required to be paid by the State in the year 1964 as aforesaid shall be made by the Comptroller of the Treasury on or before June 1, 1964. The Comptroller shall send a notice to the County Commissioners of St. Mary's County not less than fifteen (15) days before any deduction is made by him pursuant to this Agreement, which shall show the total amount of said deduction. The notice

Libero #1 Folio 49

Subj: As noted

shall contain such other information as the Comptroller shall believe necessary in order to inform St. Mary's County of its rights and duties incurred under this Agreement.

(6) The decision of the Comptroller in determining the particular source or sources of the fund to be deducted, as provided herein, and the particular time for such deduction shall be final and conclusive on all parties hereto.

Signed and sealed this 27th day of December, 1962, constituting the Board of County Commissioners of St. Mary's County.

WHEREAS, St. Mary's County has by *[Signature]* APPROVED: a in the total aggregate amount of Seven Hundred Sixty-
THOUSAND DOLLARS under *[Signature]*

[Signature] Governor
[Signature] Comptroller
[Signature] Treasurer
[Signature] County Commissioners of St. Mary's County.

Constituting the Board of Public Works of 1953, by Agreements dated January 12, 1954, August 5, 1958, and June 11, 1960, and has also participated in the financial assistance in the total aggregate amount of One Million, Ten Thousand Dollars (\$1,010,000), as provided under the terms and conditions of Chapter 54 of the Acts of 1955, by Agreements dated June 19, 1957, May 10, 1958, January 6, 1959, June 22, 1959, and February 18, 1961, and also desires to participate further in the financial assistance as provided under the terms and conditions of Chapter 29 of the Acts of 1958, being an Act authorizing and directing the issuance of a State Loan, known as the "General Public School Construction Loan of 1958"; and

WHEREAS, St. Mary's County has certified to the State Board of Education a statement which shows, among other things,

(a) The total number, class, type, location and character of all public school buildings and public school ventilators required by St. Mary's County, for which County funds are currently unavailable;

Received this 25th day of December, 1962, at the Office of the Clerk for RECORD AND RECORDED
DOROTHY BAILEY KUCHER, CLERK

Miss Co Comm

OCT 19 1970

DOROTHY BAILEY KUCHER, CLERK

No. 63-19

Liber #1 Folio 50

Subj: Trailer
Registration

RECEIPT 128581

RESOLUTION

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of St. Mary's County, Maryland, that every land owner in St. Mary's County, shall register any trailer located or situate on his or her land, with the Tax Assessor's Office of St. Mary's County, within the thirty (30) day period beginning January 15, 1964, and ending February 15, 1964.

FURTHER BE IT RESOLVED that every land owner in St. Mary's County, shall register any trailer located or situate on his or her land, with the Tax Assessor's Office of St. Mary's County, within twenty (20) days after same is located thereon, and to further notify said office within twenty (20) days from the date of removal of said trailer therefrom, and further, that said registration requirements shall not apply to land owners who maintain a Trailer Park as defined in Chapter 594 of the Laws of Maryland, dated 1959.

AND FURTHER BE IT RESOLVED by said Board of County Commissioners that the Tax Assessor's Office of St. Mary's County, Maryland, provide said land owners with the proper registration forms and that any person violating the terms of this RESOLUTION shall be fined in accordance with Section 217-0, of Chapter 594 of the Laws of Maryland, dated 1959.

This date: *Dec. 31, 1963*

BY ORDER OF THE BOARD OF COUNTY COMMISSIONERS
OF ST. MARY'S COUNTY, MARYLAND

F. Elliott Burch
F. Elliott Burch, President

Attest:

J. Wilmer Bowles
J. Wilmer Bowles, Commissioner

E. L. Tillman
(Mrs.) E. L. Tillman, Secretary

Clarence H. Ridgell
Clarence H. Ridgell, Commissioner

Received this 25th
day of Sept 1970
at 3:35 o'clock P. M. for
RECORD AND RECORDED

DOROTHY BAILEY KUCHER, CLERK

Md. Co. Comm.

OCT 19 1970

DOROTHY BAILEY KUCHER, CLERK

Liber #1 Folio 51

No. 70-18

Subj: Center Gardens
Tax Credit 1970/1971

RECEIPT *178644*

R E S O L U T I O N

WHEREAS, pursuant to the authority of Section 408 of the Housing Amendments of 1955, as amended by Public Law 10/20 84th Congress, the Secretary of Defense of the United States, by his duly designated Agent, for the purpose of Section 408, has made a determination for the taxable year 1970/1971, of a certain sum of money to be the amount equal to the sum of payments made by the United States Government with respect to Title VIII, Wherry Housing Project, known as "Center Gardens" FHA No. 000-80003-4-6, and

WHEREAS, because of said determination, Patuxent Section I Corporation, Patuxent Section II Corporation, Patuxent Section III Corporation, and Patuxent Section IV Corporation, have duly applied to the County Commissioners of St. Mary's County, Maryland, (through Ralph M. Costone, Secretary of Verona Construction Company of Verona, New Jersey) for a credit of subject corporation's 1970/1971 real estate taxes in accordance with the provisions of Article 81 of the Annotated Code of Maryland, prior to the date of finality, and

WHEREAS, the aforesaid determination made by the Secretary of Defense is an estimate of the credit to be applied against 1970/1971 taxes,

NOW, THEREFORE BE IT RESOLVED, by the County Commissioners of St. Mary's County, Maryland, in regular meeting assembled, on the 29th day of September, 1970:

1. That there shall be a credit on Subject Corporations, (Patuxent Section I Corporation, Patuxent Section II Corporation, Patuxent Section III Corporation, and Patuxent Section IV Corporation) 1970/1971 real estate liabilities for St. Mary's County, Maryland, to the extent of the tax credit as claimed by Letter from Chesapeake Division, Naval Facilities Engineering Command, dated September 17th, 1970, signed by Captain B. W. Van Leer. Before final abatement can be made there must be substantiations of said expenditures and payments by the Federal Government on or before December 31, 1971.

2. That said determination of the Secretary of Defense, made pursuant to Section 408 of the Housing Amendments of 1955, as amended by Public Law 10/20 84th Congress, relating to the housing project known as "Center Gardens" in St. Mary's County, Maryland, provided that such determinations are found to be valid, legal and accurate by the County Commissioners of St. Mary's County, Maryland, and provided further, that the above corporations, or their successors, strictly comply with the applicable provisions of Article 81 of the annotated Code of Maryland, and other applicable laws.

THE BOARD OF COUNTY COMMISSIONERS
OF ST. MARY'S COUNTY, MARYLAND

F. Elliott Burch

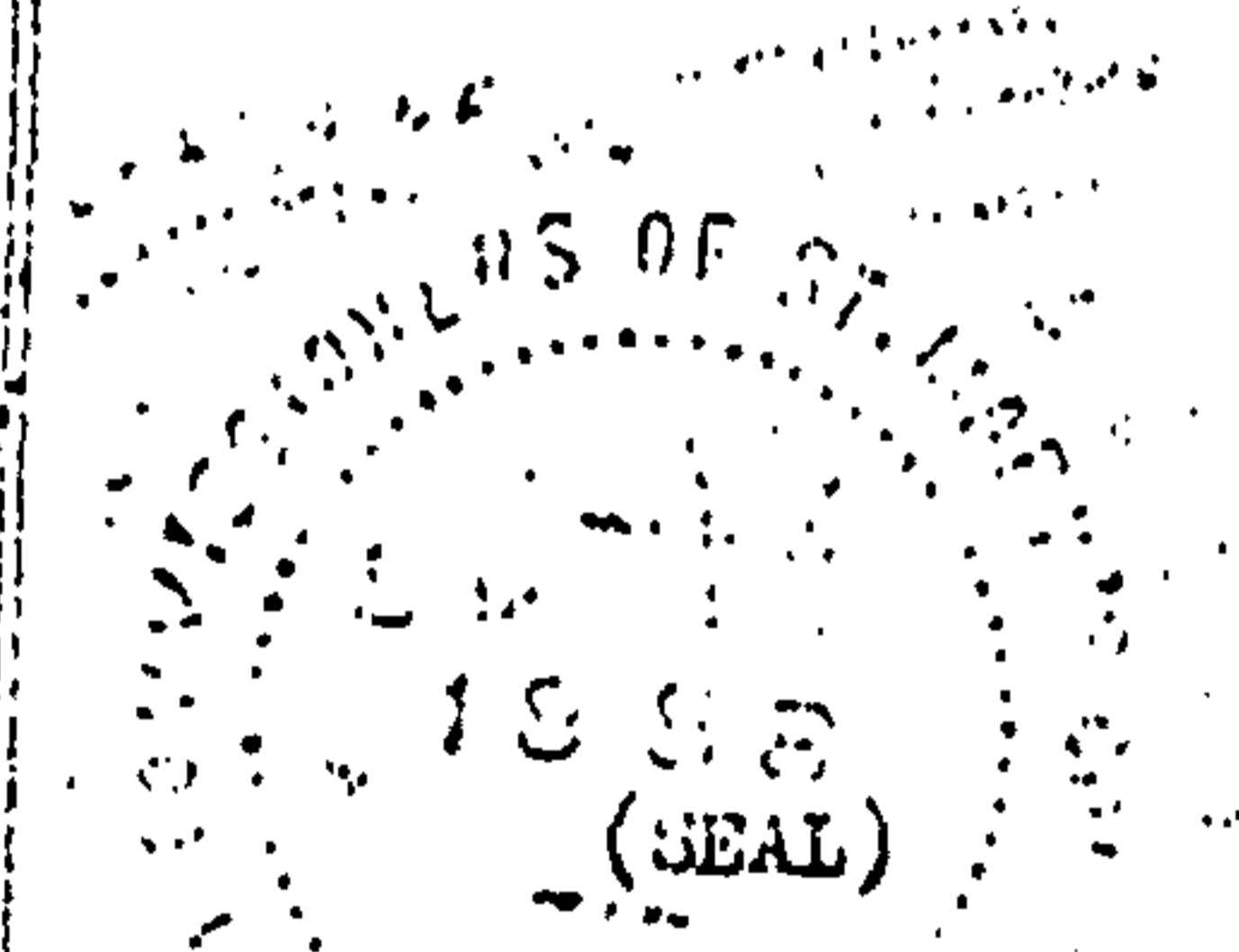
F. Elliott Burch, President

J. Wilmer Bowles

J. Wilmer Bowles, Commissioner

George R. Aud

George R. Aud, Commissioner



Helen M. Bailey
Attest:
Helen M. Bailey (Mrs.)
Administrative Assistant

- cc: Mr. W. F. Herbert, Supv. of Assessments, St. Mary's County, Maryland
- Mr. Ralph Costone, Secty., Verona Construction Co., Verona, New Jersey.
- Capt. B. W. Van Leer, USN, CEC, Washington, D. C.
- Mr. Marsh Cunningham, Director, Mortgage Service Div., FHA

Received 9-30-70 at 1:45 P.M.

FOR RECORD AND RECORDED.

DOROTHY BAILEY KUCHER, CLERK

Helen M. Bailey

OCT 19 1970

DOROTHY BAILEY KUCHER, CLERK

Liber #1 Folio 52

No. 70-19

RECEIPT 128644

Subj: Center Gardens
Tax Abatement

RESOLUTION

WHEREAS, pursuant to the authority of Section 408 of the Housing Amendments of 1955, as amended by Public Law 10/20 84th Congress, the Secretary of Defense of the United States, by his duly designated Agent, for the purpose of Section 408, has made a determination for the taxable year 1969/1970, of a certain sum of money to be the amount equal to the sum of payments made by the United States Government with respect to Title VIII, Wherry Housing Project, known as "Center Gardens" FHA No. 000-80003-4-6, and

WHEREAS, because of said determination Patuxent Section I Corporation, Patuxent Section II Corporation, Patuxent Section III Corporation, and Patuxent Section IV Corporation, have duly applied to the County Commissioners of St. Mary's County, Maryland (through Ralph M. Cestone, Secretary of Verona Construction Company of Verona, New Jersey) for a credit of subject corporation's 1969/1970 real estate taxes in accordance with the provisions of Article 81 of the Annotated Code of Maryland, prior to the date of finality, and

WHEREAS, the aforesaid determination made by the Secretary of Defense is an estimate of the credit to be applied against 1969/1970 taxes, and

WHEREAS, the actual payment under Capitol Improvements and Maintenance and Operation with respect to the Title VIII (Wherry) Housing expenditures made by the Federal Government exceed the real estate taxes (of Patuxent Section I Corporation, Patuxent Section II Corporation, Patuxent Section III Corporation, and Patuxent Section IV Corporation) for the year of 1969/1970,

NOW, THEREFORE BE IT RESOLVED, by the County Commissioners of St. Mary's County, Maryland, in regular meeting assembled, on the 29th day of September, 1970:

1. That the real estate taxes for the year 1969/1970 are abated.
2. That said determinations of the Secretary of Defense made pursuant to Section 408 of the Housing Amendments of 1955, as amended by Public Law 10/20 84th Congress, relating to the housing project known as "Center Gardens" in St. Mary's County, Maryland, provided that such determinations are found to be valid, legal and accurate by the County Commissioners of St. Mary's County, Maryland, and provided further that the above corporations, or their successors, strictly comply with the applicable provisions of Article 81 of the Annotated Code of Maryland, and other applicable laws.

THE BOARD OF COUNTY COMMISSIONERS
OF ST. MARY'S COUNTY, MARYLAND

F. Elliott Burch
F. Elliott Burch, President

J. Wilmer Bowles
J. Wilmer Bowles, Commissioner

George R. Aud
George R. Aud, Commissioner

Attest:
Helen M. Bailey
Helen M. Bailey (Mrs.)
Administrative Assistant

- cc: Mr. W. F. Herbert, Supv. of Assessments, St. Mary's County Maryland.
Mr. Ralph Cestone, Secty., Verona Construction Co., Verona, New Jersey.
Capt. B. W. Van Leer, USN, CEC, Washington, D. C.
Mr. Marsh Cunningham, Director, Mortgage Service Div. FHA.

9-30-70 at 1:45 P.M.
FOR RECORD AND RECORDED.
DOROTHY BAILEY KUCHER, CLERK

Att: Co Comm

OCT 19 1970

DOROTHY BAILEY KUCHER, CLERK

Liber #1 Folio 53

No. 70-23

RECEIPT 2195

Subj: Resolution Authorizing
Filing of Application for
Grant to Acquire and
Develop Open-Space Land

R E S O L U T I O N

WHEREAS Title VII of the Housing Act of 1961, as amended, provides for the making of grants by the Secretary of Housing and Urban Development to States and local public bodies to assist them in the acquisition and development of permanent interests in land for open-space uses where such assistance is needed for carrying out a unified or officially coordinated program for the provision and development of the urban area; and

WHEREAS the County Commissioners of St. Mary's County desires to acquire Title in Fee Simple to certain land known as St. Mary's River Watershed, which land is to be held and used for permanent open-space land for flood control and recreation; and

WHEREAS Title VI of the Civil Rights Act of 1964, and the regulations of the Department of Housing and Urban Development effectuating that Title, provide that no person shall be discriminated against because of race, color, or national origin in the use of the land acquired; and

WHEREAS it is recognized that the contract for Federal grant will impose certain obligations and responsibilities upon the County Commissioners of St. Mary's County and will require, among other things, (1) assurances that families and individuals displaced as a result of the open-space land project are offered decent, safe and sanitary housing, (2) compliance with Federal labor standards, and (3) compliance with Federal requirements relating to equal employment opportunity; and

WHEREAS it is estimated that the cost of acquiring said interest will be \$97,395.18;

NOW, THEREFORE, BE IT RESOLVED BY THE COUNTY COMMISSIONERS OF ST. MARY'S COUNTY:

1. That an application be made to the Department of Housing and Urban Development for a grant in an amount authorized by Title VII of the Housing Act of 1961, as amended, which amount is presently estimated to be \$48,697.59, and that the St. Mary's County Board of County Commissioners will pay the balance of the cost from other funds available to it.

2. That the Director of Recreation and Parks of St. Mary's County is hereby authorized and directed to execute and to file such an application with the Department of Housing and Urban Development, to provide additional information and to furnish such documents as may be required by said Department, to execute such contracts as are required by said Department, and to act as the authorized correspondent of the County Commissioners of St. Mary's County.

Received this 28th

day of Dec 1970

at 1:45 o'clock P.M., for
RECORD AND RECORDED

DOROTHY BAILEY KUCHER, CLERK

Liberty #1 Folio 54

- 2 -

3. LAND ACQUISITION POLICY STATEMENT. Section 402 of the Housing and Urban Development Act of 1965 requires that, as a condition eligibility for assistance under the Open Space Land Program, the applicant must satisfy the Department that it will follow certain prescribed acquisition policies. Accordingly, the applicant must submit with its application for grant assistance an acceptable Land Acquisition Policy Statement, adopted by its governing body, assuring that in the acquisition of real property which is assisted under this program:

a. It will make every reasonable effort to acquire the property by negotiated purchase before instituting eminent domain proceedings (including administrative takings and similar proceedings for the compulsory acquisition of real property).

b. It will not require any owner to surrender possession of the property until the applicant pays, or causes to be paid, to the owner the agreed purchase price arrived at by negotiation, or in any case where only the amount of the payment to the owner is in dispute, not less than 75 percent of the appraised fair value as approved by the applicant or, if subsequent to HUD concurrence in the acquisition price for the property, as concurred in by HUD.

c. It will not require any person lawfully occupying property to surrender possession without at least 90 days written notice from the applicant of the date on which possession will be required.

Item a. of the statement precludes the filing of a blanket condemnation proceeding until every reasonable effort has been made to acquire by negotiated purchase all known interests to be acquired in the land. The statement that the applicant "will make every reasonable effort to acquire each property by negotiated purchase" means that (1) the applicant, directly or through its real estate agency, shall make a diligent, conscientious effort to induce the owner to accept a fair and proper price for his property, and (2) if that effort is unsuccessful, the applicant shall make a final offer to the owner in writing. The final offer shall include an invitation to discuss the acquisition of his property with the applicant, afford a reasonable period of time for the owner to accept or reject the invitation, and include a notification of the date on which the applicant intends to institute eminent domain proceedings if agreement cannot be reached on the purchase of the property within the time specified.

After initiating condemnation proceedings, if only the amount of the payment to the owner is in dispute, Item b. of the statement will be regarded as being met by a deposit in court of at least 75 percent of the approved valuation, provided the deposit is withdrawable by the owner without prejudice to his right to obtain a subsequent determination of the value of the property by the court. If State or local eminent domain law does not provide for such a deposit or other payment to the owner of at least 75 percent of the approved valuation of the property before the applicant can take possession of the property, the applicant shall follow its own law and also make an additional payment in order to make a total payment of at least

75 percent. This 75 percent payment is to be applied to the ultimate price for the property established by the eminent domain proceedings. Once judgment has been rendered in an eminent domain proceeding with respect to property which the applicant has not previously taken possession of, the requirement in Item b. will be regarded as being met either by direct payment of the award to the owner or by deposit in court of the amount of the award. A tender of payment to the owner, whether or not accepted by the owner, will be regarded as payment.

The 90-day notice required by Item c. of the statement shall be a written notice and shall be given to an owner-occupant as well as a tenant. If the property is acquired through eminent domain proceedings, the notice shall not be given prior to the date on which the applicant acquires title to, or the right to possession of, the property. If the applicant has entered into an agreement with the owner to purchase the property, the date set in the notice for surrendering possession shall be not earlier than 90 days after the applicant gives notice, and not earlier than the date on which the owner is obligated under the agreement to deliver title or the right of possession to the applicant.

The applicant shall maintain records of its negotiations and other actions, including reports of its real estate agent or staff negotiator on all negotiations with property owners, as evidence of its adherence to the required policy.

AND, BE IT FURTHER RESOLVED that the Board of County Commissioners hereby adopt the Land Acquisition Policy statement and the contents thereof as set forth in paragraph (3) above.

This date:

THE BOARD OF COUNTY COMMISSIONERS
OF ST. MARY'S COUNTY, MARYLAND

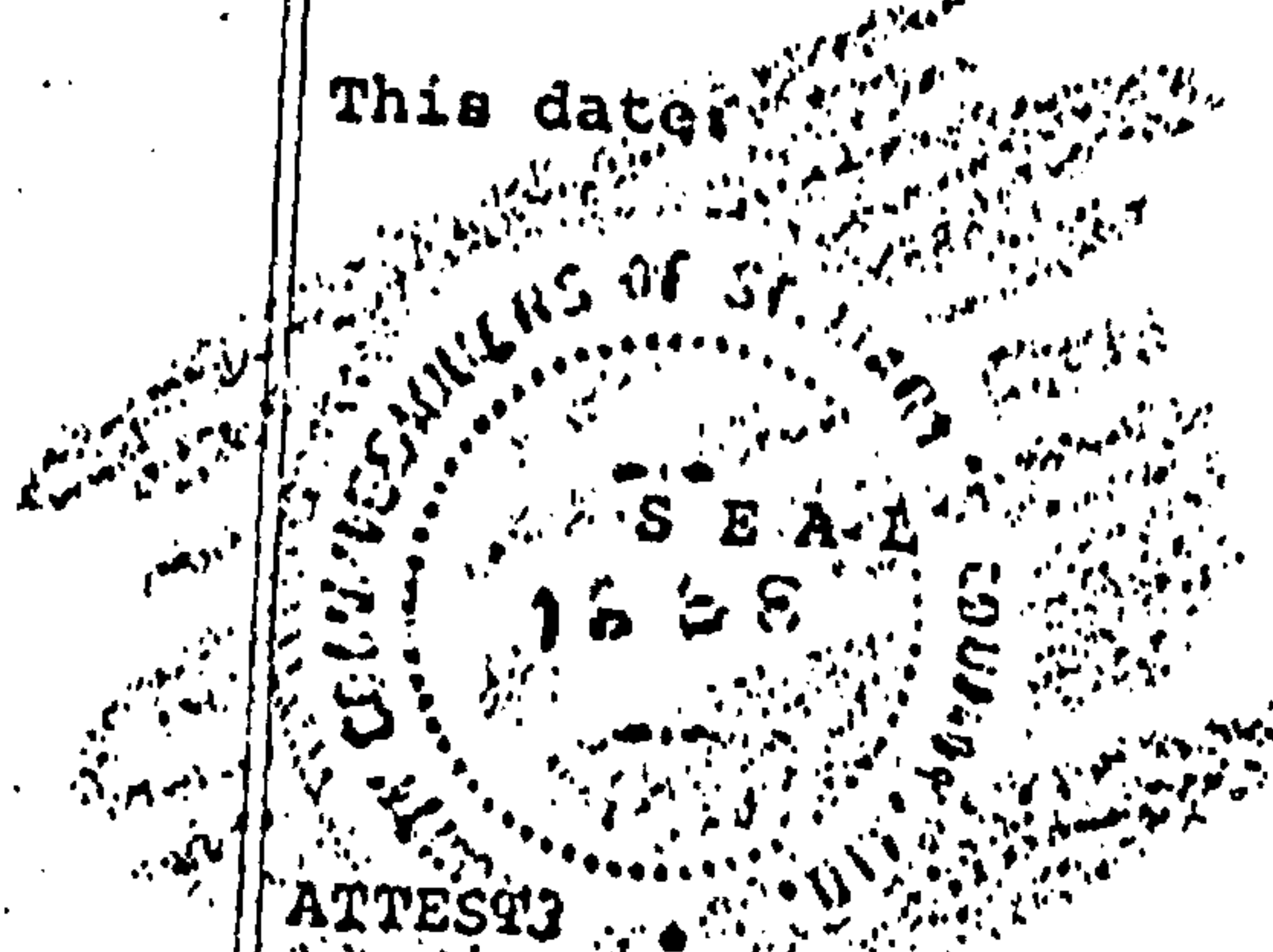
George R. Aud
George R. Aud, President

J. Wilmer Bowles
J. Wilmer Bowles, Commissioner

J. S. Guy Jr.
J. S. Guy Jr., Commissioner

ATTEST

Helen M. Bailey
Helen M. Bailey (Mrs.)
Administrative Assistant



Hel: Co. Comm

JAN 18 1971

DOROTHY BAILEY KUCHER, CLERK

Liber #1 Folio 56

RESOLUTION NO. 69-23
Subj: Public Radioactive
Fallout Shelters

RECEIPT

2539

COUNTY COMMISSIONERS OF ST. MARY'S COUNTY, MARYLAND ORDINANCE

Whereas the County Commissioners for St. Mary's County recognizing increased and constant international tensions, and realizing that it is their responsibility for such safety and that provisions of public radioactive fallout shelters is desirous and vital to the security and well-being of the citizens of St. Mary's County, and whereas local public school construction programs are planned for immediate and future needs and because of the geographically widespread location of schools in populated areas of the county, it is felt that it is economically prudent that such schools should incorporate Civil Defense approved shelter areas for the protection of our children against deadly radioactive fallout resulting from nuclear detonation and it is evident that such shelter facility can be planned as an added feature to the normal functional use of school space. Whereas the Commissioners are also persuaded that such shelter features should be incorporated in other publicly-funded buildings to the extent that fallout shelter space is sufficient to protect the total population in the event of a national emergency and whereas the Commissioners are convinced it is in the best interests of the citizens of St. Mary's County that an ordinance be enacted by the Commissioners of St. Mary's County to provide this vital protection. Now, therefore, it is this 18th day of November, 1969, ordained by the County Commissioners of St. Mary's County, Maryland as follows:

Received this 22nd

day of Jan 19 71

at 8:40 o'clock A. M., for
RECORD AND RECORDED

DOROTHY BAILEY KUCHER, CLERK

Libro #1 Folio 57

- 2 -

1. It shall be the policy of the Commissioners of St. Mary's County that emergency (nuclear fallout) shelters be incorporated in all buildings constructed with funds obtained from the County Commissioners of St. Mary's County to the fullest extent practical, in order to provide protection against radioactive fallout exposure for the greatest number of people in the event of a nuclear attack against the United States.

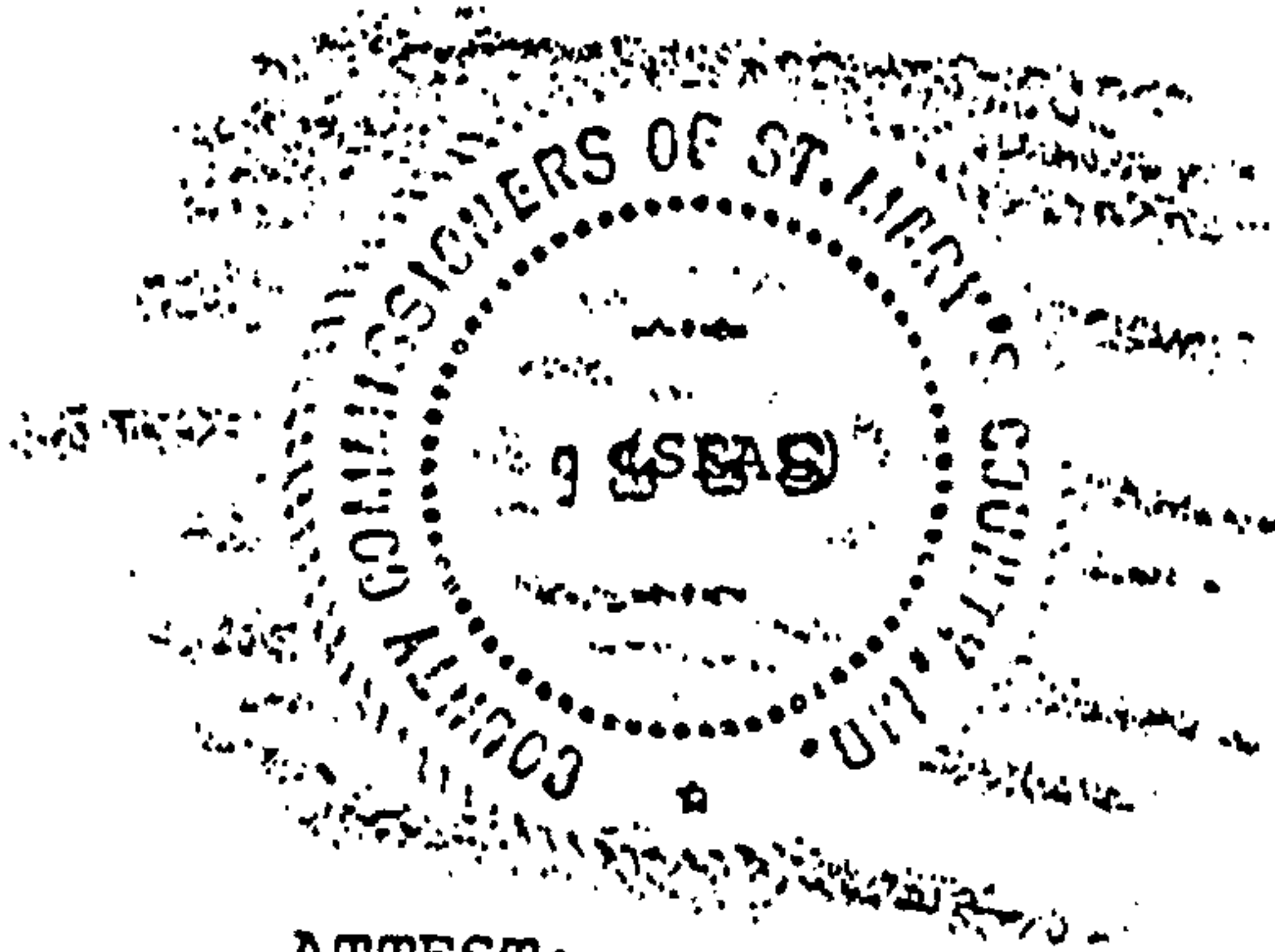
2. Every person, individual, corporation, officer, board, department, commission or commissions charged with the duty and responsibility for preparing specifications or awarding or entering into contract negotiations for the design, erection, and/or construction of buildings or other structures including additions to existing structures for the county funded in whole or in part by the County Commissioners of St. Mary's County will incorporate or cause to be incorporated in such buildings or other structures radioactive fallout protection for at least its normal anticipated population which meets or exceeds the minimum space and fallout protection criteria recommended by the Office of Civil Defense, United States Department of the Army, unless exempted from such shelter requirements in accordance with Section 3 below.

3. The Board of County Commissioners within their own discretion, or, upon advice of the Civil Defense Director, building inspector, or other delegates, as appropriate may exempt any public building or structure from these requirements when it is found that the incorporation of such shelter will create an additional net cost in construction of the total estimated cost thereof without.

shelter so incorporated or other factors as may be determined unnecessary or impractical for the incorporation of shelter in such structures.

All estimates for public educational facility construction will include a line item cost designated for fallout shelters. Provision of shelter in public educational buildings is mandatory except as hereinabove stated and shall incorporate accepted slant design techniques which provide space for population normally used within the educational complex.

4. This ordinance shall become effective on the 18th day of November, 1969, by order of the County Commissioners for St. Mary's County.



ATTEST:

Mrs. B. M. Dotson
(Mrs.) B. M. Dotson
Secretary

BOARD OF COUNTY COMMISSIONERS
OF ST. MARY'S COUNTY

F. Elliott Burch
F. Elliott Burch, President

J. Wilmer Bowles
J. Wilmer Bowles, Commissioner

George R. Aud
George R. Aud, Commissioner

Rel: Co Comm

FEB 8 1971

DOROTHY BAILEY KUCHER, CLERK

RECEIPT 3011

LIBER 001 PAGE 59
RESOLUTION

No. 64-16
Subj: Revised
Application of
Ed. of Ed.

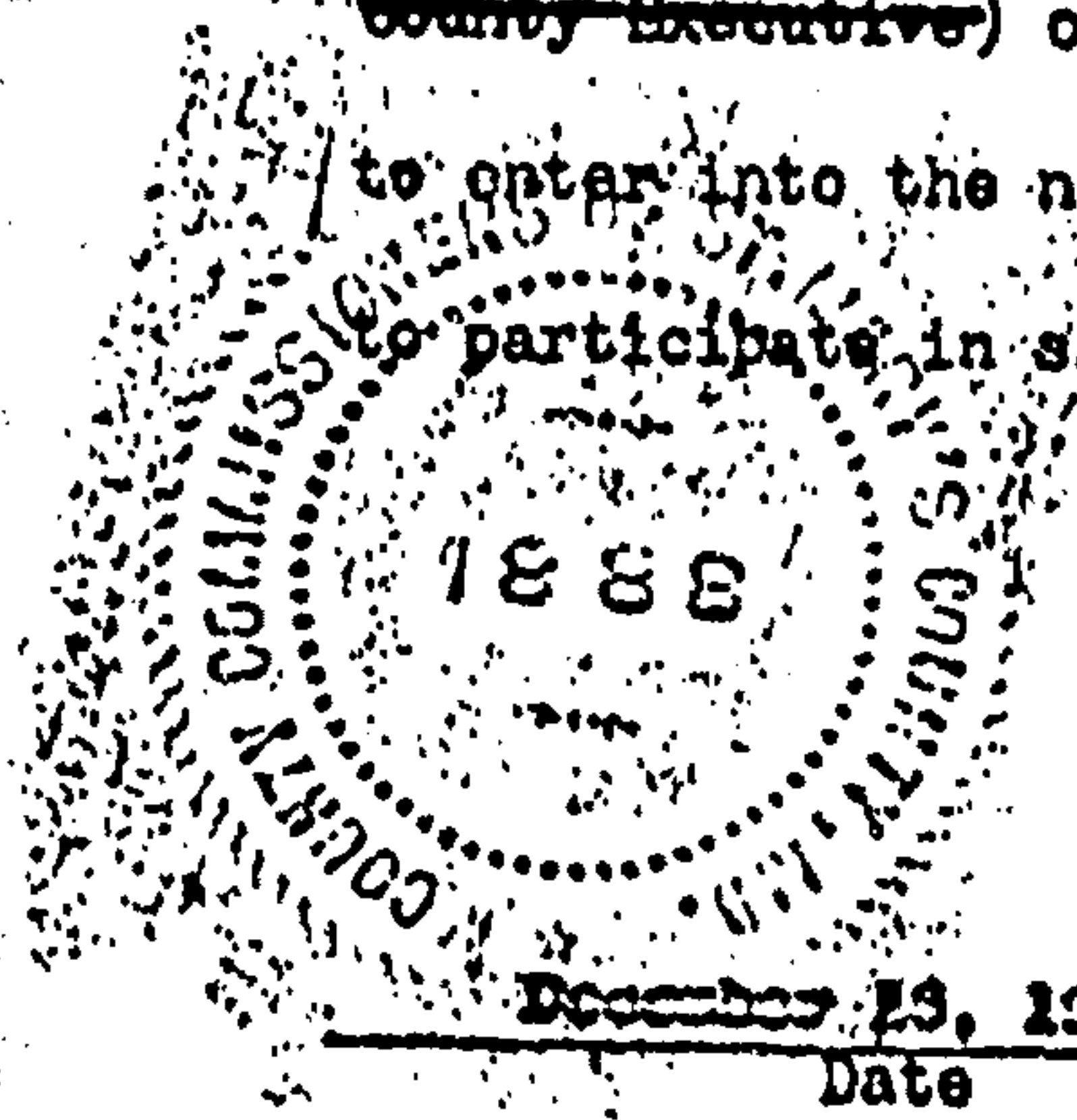
WHEREAS, the Board of Education for St. Mary's County, Maryland, has revised its request for financial assistance from the State under the provisions of Chapter 542 of the Acts of 1963, Regular Session; and the revised applications for said financial assistance must be approved by the County Commissioners (~~County Council, County Executive~~) of St. Mary's County, Maryland;

NOW, THEREFORE, BE IT RESOLVED, that the County Commissioners (~~County Council, County Executive~~) of St. Mary's County, Maryland, do/does hereby formally approve the revised applications of the Board of Education for said County and petition(s) the Board of Public Works of the State of Maryland for a loan of three hundred sixty thousand dollars (\$ 200,000.00) for the purpose of financing the following school building projects in St. Mary's County:

<u>Name of School</u>	<u>Total Cost</u>	<u>State Grant-in-aid</u>	<u>State Loan</u>
<u>Dynard Elementary School (formerly River Springs-Clements) and Park Hall Elementary School (formerly Carver Elementary)</u>	<u>\$200,000.00</u>		<u>\$170,000.00</u>
<u>Greenview Knolls Elementary</u>	<u>400,000.00</u>		<u>140,000.00</u>
<u>Ridge Elementary Addition</u>	<u>80,000.00</u>		<u>40,000.00</u>
	<u>TOTALS</u>		<u>\$350,000.00</u>

Received 2-24-71 at 3:00
FOR RECORD AND RECORDED P.M.
DOROTHY BAILEY KUCHER, CLERK

AND BE IT FURTHER RESOLVED, that the County Commissioners (~~County Council, County Executive~~) of St. Mary's County, Maryland, do/does hereby consent to enter into the necessary legal agreements with the State of Maryland in order to participate in said State financial assistance.



J. Elliott Burch
William H. Rydell

Signatures of County Commissioners
County Council
County Executive

Rel: Co Comm

MAR 8 1971

DOROTHY BAILEY KUCHER, CLERK

RECEIPT 3011

LIBER 001 PAGE 60

No. 64-15

Subj: Fiscal Year

RESOLUTION

WHEREAS, Chapter 825 of the Laws of Maryland of 1963, provides and requires that a uniform date of finality, a uniform fiscal year, a uniform taxable year is established for the State of Maryland and for every county, incorporated city or town, and taxing district, and

WHEREAS, by said statute the date of finality for real and personal property is established as January 1st, preceeding the taxable year: the fiscal year is established as the period commencing on July 1st and ending on the 30th day of June next following; and the taxable year is established as the same period as the fiscal year, and

WHEREAS, the various political subdivisions are required to comply with said statute no later than June 30, 1966, and

WHEREAS, St. Mary's County, Maryland, presently has a taxable year corresponding with the calendar year, and

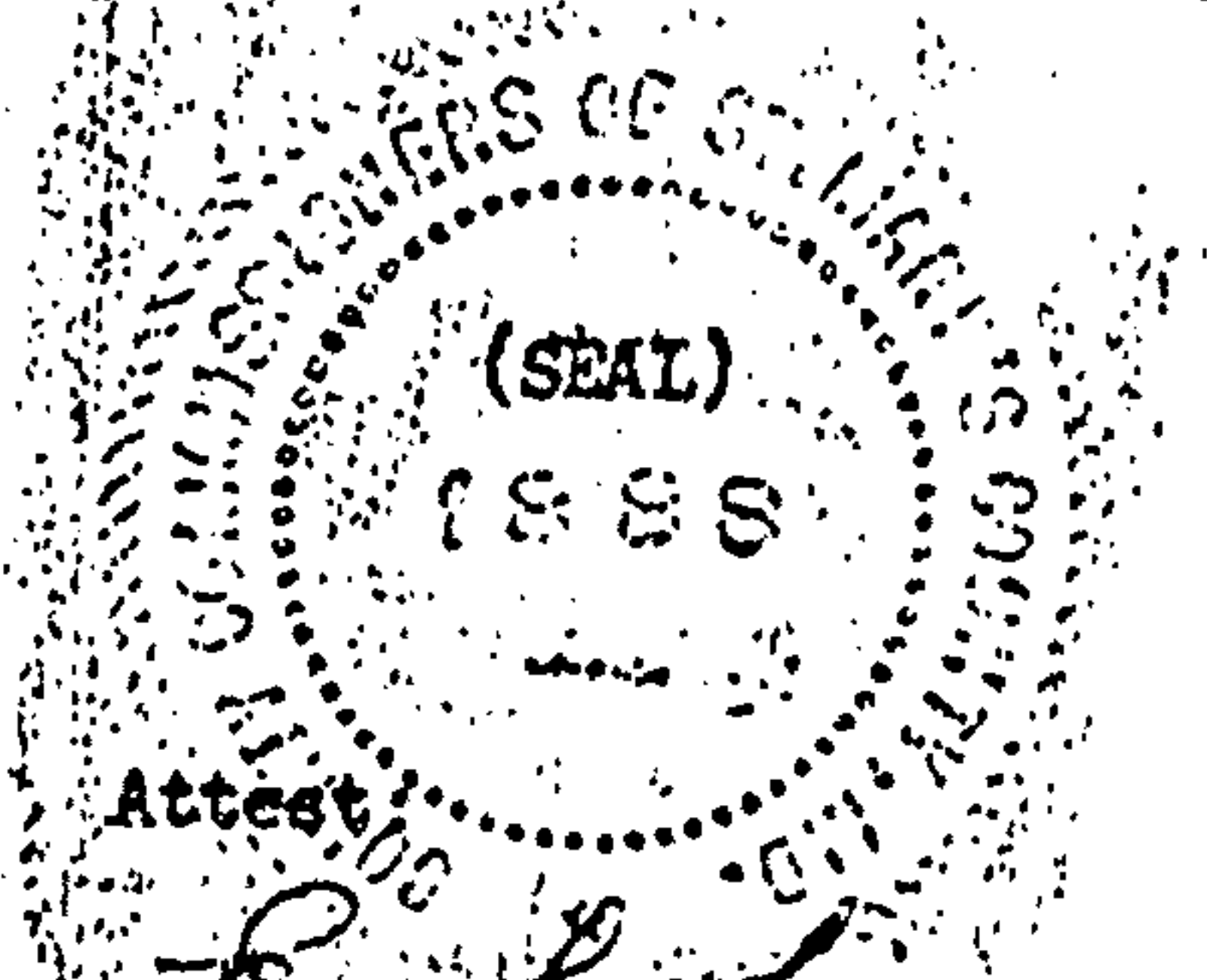
WHEREAS, Chapter 825 repeals all the old laws relating to the discounts and penalties immediately upon the political subdivisions conforming to the new law,

NOW, THEREFORE, BE IT RESOLVED by the County Commissioners of St. Mary's County, Maryland, a body politic and corporate,:

- a. That commencing on January 1, 1965, the taxable year for St. Mary's County shall be and become the period from each and every succeeding July 1 and ending on the 30th day of each and every June next following; and that the present taxable year existing in conformity with the calendar year be, and the same is hereby abolished as of January 1, 1965.
- b. That commencing with the new taxable year on July 1, 1965, and ending on the next June 30th, and for each and every succeeding tax year for St. Mary's County, Maryland, taxes for real and personal property as well as for special taxes imposed, shall be due and payable on each and every July 1st; that the treasurer of St. Mary's County, Maryland, shall allow no discounts for payment of said taxes, nor shall he impose any penalties for the minimum payment of such taxes between the periods of July 1st and September 30th of each and every tax year; that the treasurer of St. Mary's County, Maryland, shall impose and collect interest on any tax bills unpaid after the expiration of each September 30th, which interest shall be at 6% per annum, or one-half of 1% per month or fractional month commencing for said interest charges on the 1st day of October of each and every year.

This date November 24, 1964

BY ORDER OF THE BOARD OF COUNTY COMMISSIONERS OF ST. MARY'S COUNTY, MARYLAND



F. Elliott Burch
F. Elliott Burch, President

J. Wilmer Bowles
J. Wilmer Bowles, Commissioner

Attest
E. L. Tillman
(Mrs.) E. L. Tillman, Secretary

Clarence H. Ridgell
Clarence H. Ridgell, Commissioner

Received 2-24-71 at 3:00 P.M.
FOR RECORD AND RECORDED.
DOROTHY BAILEY KUCHER, CLERK

Rel: Co Comm

MAR 8 1971

DOROTHY BAILEY KUCHER, CLERK

RECEIPT 3011

LIBER 001 PAGE 61

No. 64-14

Subj: Center Gardens Tax Credit

RESOLUTION

WHEREAS, pursuant to the authority of Section 408 of the Housing Amendments of 1955, as amended by Public Law 10/20 84th Congress, the Secretary of Defense of the United States, by his duly designated Agent, for the purpose of Section 408, has made a determination for the taxable year 1964, of a certain sum of money to be the amount equal to the sum of payments made by the United States Government with respect to Title VIII, Wherry Housing Project, known as "Center Gardens" F.H.A. No. 000-80003-4-6 etc., and

WHEREAS, because of said determination Patuxent Section I Corporation, Patuxent Section II Corporation, Patuxent Section III Corporation, and Patuxent Section IV Corporation, have duly applied to the County Commissioners of St. Mary's County, Maryland, (through Ralph M. Cestone, Secretary of Verona Construction Co. of Verona New Jersey) for a credit of subject corporation's 1964 real estate taxes in accordance with the provisions of Article 81 of the Annotated Code of Maryland, prior to the date of finality, and

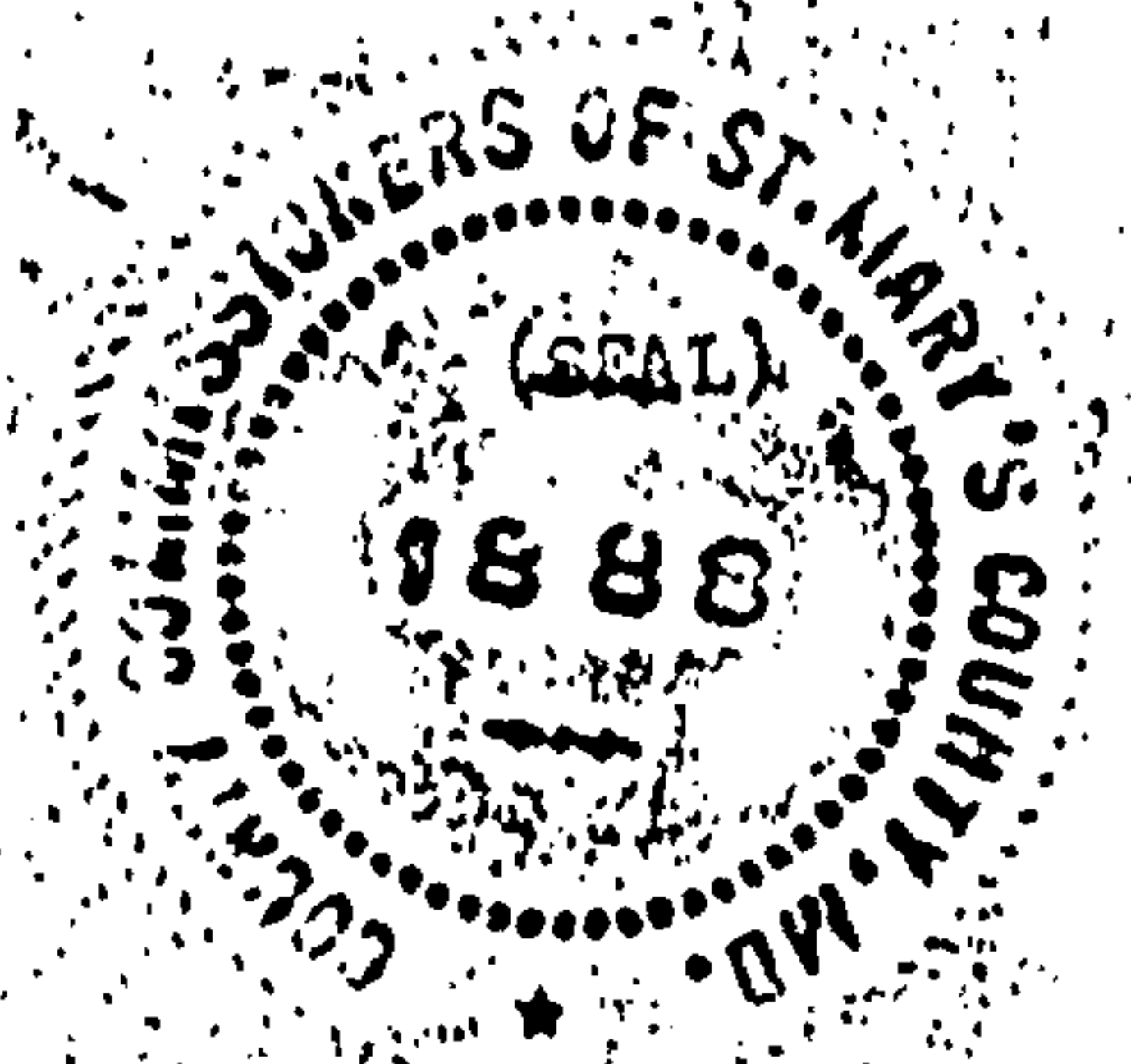
WHEREAS, the aforesaid determination made by the Secretary of Defense is an estimate of the credit to be applied against 1965 taxes,

NOW, THEREFORE BE IT RESOLVED, by the County Commissioners of St. Mary's County, Maryland, in regular meeting assembled, on the 10th day of November 1964:

1. That the determinations projected by the Secretary of Defense under Suj-titles A. Capitol Improvements and B. Maintenance and Operation as monies to be paid by the Federal Government to St. Mary's County, Maryland, with respect to the Title VIII (Wherry) Housing expenditures made by the Federal Government, or by the Lessee of the said housing project, for the provision or maintenance of services of facilities which are customarily provided by the County Commissioners of St. Mary's County, Maryland, with respect to similar property, shall be a credit on subject corporation's (Patuxent Section I Corporation, Patuxent Section II Corporation, Patuxent Section III Corporation, and Patuxent Section IV corporation) 1965 real estate tax liabilities for St. Mary's County, Maryland, upon substantiation of said expenditures and payments by the Federal Government, by submission of proper vouchers and or statements on or before December 31, 1965.

2. That said determinations of the Secretary of Defense, made pursuant to Section 408 of the Housing Amendments of 1955, as amended by Public Law 10/20 84th Congress, relating to the housing project known as "Center Gardens" in St. Mary's County, Maryland, provided that such determinations are found to be valid, legal and accurate by the County Commissioners of St. Mary's County, Maryland, and provided further that the above corporations, or their successors, strictly comply with the applicable provisions of Article 81 of the Annotated Code of Maryland, and other applicable laws.

Received 2-24-71 at 3:00 P.M.
FOR RECORD AND RECORDED.
DOROTHY BAILEY KUCHER, CLERK



BY ORDER OF THE BOARD OF COUNTY COMMISSIONERS OF ST. MARY'S COUNTY, MARYLAND

F. Elliott Burch
F. Elliott Burch, President

J. Wilmer Bowles
J. Wilmer Bowles, Commissioner

E. L. Tillman
(Mrs.) E. L. Tillman, Secretary

Clarence H. Ridgell
Clarence H. Ridgell, Commissioner

cc: Supv. of Assessments, Ralph Cestone, Secty., Verona Construction Co., Verona, N. J., W. J. Thompson, Capt. U.S.N., Director F.H.A.

lcl: Co Comm

MAR 8 1971

DOROTHY BAILEY KUCHER, CLERK

RECEIPT 3011

LIBER 001 PAGE 62

R E S O L U T I O N

WHEREAS, the Board of County Commissioners of St. Mary's County, Maryland, did pass a Resolution on the 24th day of March, 1964, in regard to a Wherry Housing Project at Lexington Park, Maryland, known as CENTER GARDENS, FHA Number 000-80003-4-6, and

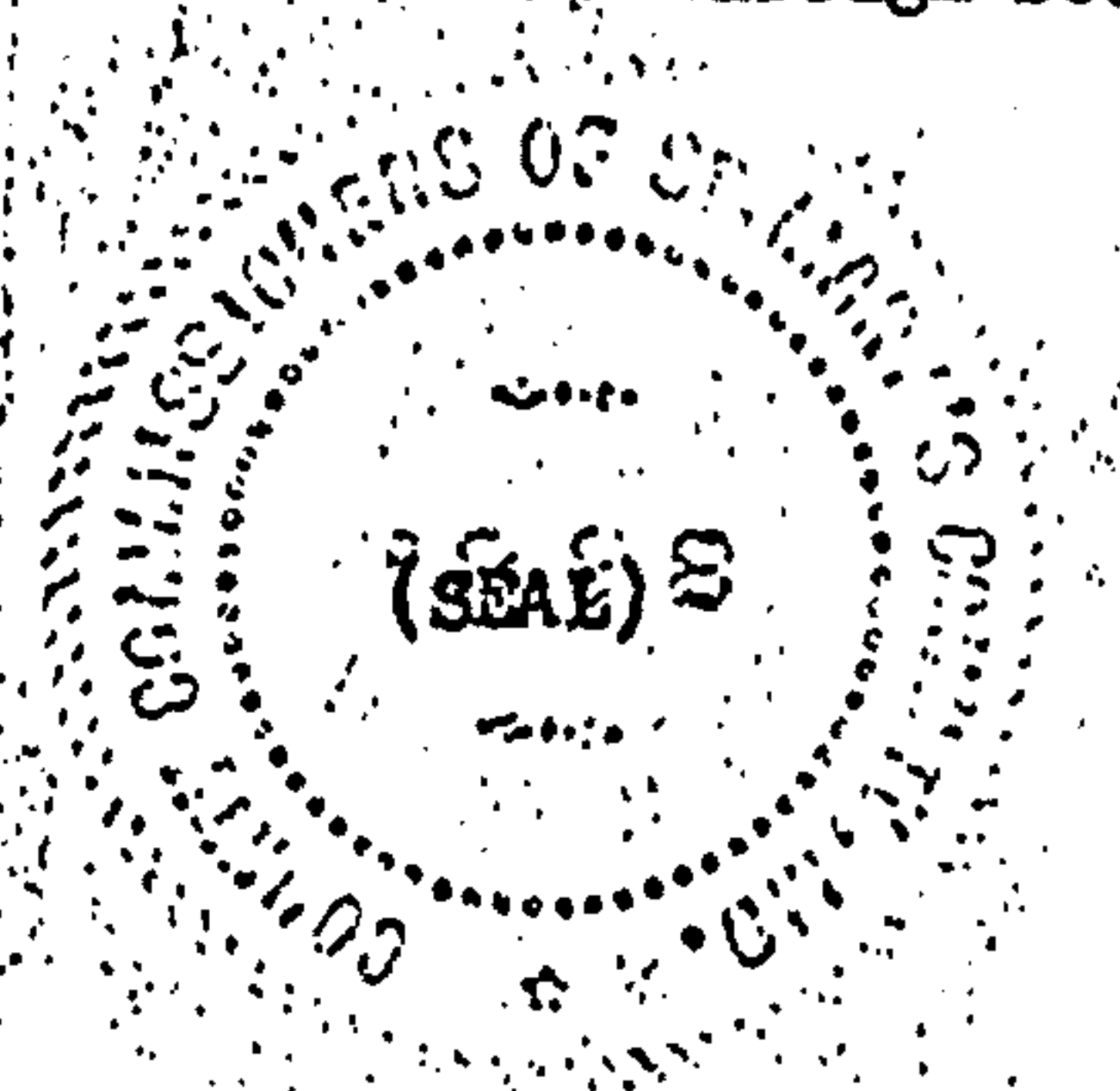
WHEREAS, the County Commissioners of St. Mary's County, Maryland, did pass a Resolution on May 1, 1964, in regard to a Wherry Housing Project at Lexington Park, Maryland, known as CENTER GARDENS, FHA Number 000-80003-4-6, and

WHEREAS, it is the desire of the County Commissioners to repeal the aforementioned March 24th and May 1st Resolutions so far as they may be in conflict with these presents,

NOW, THEREFORE, BE IT RESOLVED by the County Commissioners of St. Mary's County, Maryland, in regular meeting assembled on the 2nd day of September 1964, that:

1. All taxes assessed for the year 1964 against Patuxent Sections I, II, and IV, known as CENTER GARDENS have been satisfied in full by reason of the United States Navy's determination of allowable deductions, and further, that there will be no further taxes levied against aforementioned Patuxent Sections Corporations for the 1964 tax year.
2. All taxes, real and personal, heretofore levied against the herein above stated Patuxent Sections Corporations have been paid by abatement and are hereby abated for all years prior to January 1, 1965 (including the present taxable year of 1964); and, further, that a copy of this Resolution shall be delivered to the County Treasurer of St. Mary's County, Maryland, in order that the said Treasurer make the appropriate entries on said tax records to show subject corporations taxes to have been paid in full through December 31, 1964.
3. The Director of Finance of St. Mary's County, Maryland, is hereby directed to accept Center Gardens Management Company, Inc., checks: #1114 in the amount of \$3,254.02, and #1120 in the amount of \$1,083.11, as payment in full for all personal property taxes for subject corporations through December 31, 1964.

Received 3-24-71 3:00
at 2:30 p.m.
FOR RECORD AND RECORDED.
DOROTHY BAILEY KUCHER, CLERK



BY ORDER OF THE BOARD OF COUNTY COMMISSIONERS
OF ST. MARY'S COUNTY, MARYLAND

F. Elliott Burch
F. Elliott Burch, President

J. Wilmer Bowles
J. Wilmer Bowles, Commissioner

Attest:
E. L. Tillman
(Mrs.) E. L. Tillman
Secretary

Clarence H. Ridgell
Clarence H. Ridgell, Commissioner

Rel: Co Comm

MAR 8 1971

DOROTHY BAILEY KUCHER, CLERK

RECEIPT 3011

LIBER 001 PAGE 63

SAINT MARY'S COUNTY
LEONARDTOWN, MARYLAND

COUNTY COMMISSIONERS'

IMPLEMENTATION OF CLASSIFIED SERVICE ACT

BY

RESOLUTION #64-10

Received 2-24-71 at 3:00 P.M.
FOR RECORD AND RECORDED.
DOROTHY BAILEY KUCHER, CLERK

SECTION I - METHOD OF SELECTION OF NEW EMPLOYEES

A. FILING OF APPLICATIONS:

1. No person shall be permitted to participate in an examination for a position in the Classified Service, nor shall any person be appointed to a position in the Classified Service unless such person shall have:

- a. Filed application over his own signature on application form prescribed by the Board of County Commissioners.
- b. Qualified in accordance with the minimum qualifications for the examination or position.
- c. Been a resident of St. Mary's County for more than two years prior to making application, except in the event said position cannot be filled from two year residents.

d. No application for any position in the Classified Service shall be accepted unless and until the applicant shall have:

- (1) Signed under oath the statement of loyalty provided by the Board of County Commissioners in accordance with the "Subversive Activities Act of 1949".

2. The Director of Finance may reject an application prior to the date of the examination for which it was filed, or may reject an application after the date of the examination for which it was filed, for any of the following causes:

- a. That the applicant is found to lack any of the established preliminary requirements included in the minimum qualifications or physical requirements for appointment to a position in the class for which the examination is held.
- b. That the applicant has intentionally made an erroneous, false, or misleading statement in his application or in the examination with regard to a material fact.
- c. That the application was not filed within the period specified in the official notice of the examination or position to which it applies.
- d. That the applicant has been refused a place on the employment list because of irregular conduct or of erroneous, false, or misleading statements on an application or in an examination.

Rel: Co Comm

MAR 8 1971

DOROTHY BAILEY KUCHER, CLERK

No. 64-10

Subj: Merit System

LIBER 001 PAGE 64

RECEIPT 3011

RESOLUTION

#64-10

WHEREAS, Chapter 347, being Senate Bill 494, of the Laws of Maryland, 1961, provides for the establishment of a Classified Service for certain employees of St. Mary's County, Maryland; and

WHEREAS, said statute was amended by Chapter 63, Senate Bill 103, of the Laws of Maryland, 1963,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF ST. MARY'S COUNTY, MARYLAND, in regular session assembled this 21st day of July, 1964, pursuant to the provisions of Chapter 347 of the Laws of Maryland, 1961, and pursuant to the provisions of Chapter 63 of the Laws of Maryland, 1963, did hereby adopt the following rules and regulations, and also incorporate herein certain provisions of said statutes:

Received 2-24-71 at 3:00 P.M.
FOR RECORD AND RECORDED.
DOROTHY BAILEY KUCHER, CLERK

Del: Co Comm

MAR 8 1971

DOROTHY BAILEY KUCHER, CLERK

RECEIPT 3011

Resolution #64-10

LIBER 001 PAGE 65

B. EXAMINATIONS

1. All examinations shall be conducted by the State Commissioner of Personnel for and on behalf of the County Commissioners of St. Mary's County, Maryland.

C. CERTIFICATION TO APPOINTING AUTHORITY

1. The State Commissioner of Personnel shall, as soon as possible after each examination, certify to the County Commissioners the names of all eligible persons. Said list to be kept open for public inspection at the County Commissioners' office. The appointment must be made from the names of the five (5) persons who, according to the State Commissioners records have the highest standing for the position to be filled as a result of said examination.

D. APPOINTMENTS

1. All vacancies in positions under the Classified Service which shall occur before the holding of the next examination shall be filled from said eligible list as so certified.
2. An individual whose name appears on an eligible list shall be eligible for appointment to that position only, and to no other.

E. TYPES OF APPOINTMENTS

1. All appointments to positions in the Classified Service of St. Mary's County shall be deemed to be either:
 - a. Regular Appointment
 1. A regular appointment shall be any appointment made by the County Commissioners from an eligible list compiled and certified to the Commissioners.
 - b. Temporary Appointment
 1. A temporary appointment shall be an appointment made in the absence of an eligible list to fill a vacancy or a newly-created position in the Classified Service. No such temporary appointment shall continue for a period exceeding six (6) months or after the establishment of an eligible list, and no such temporary employee shall have any status in the Classified Service.
 - c. Emergency Appointment
 1. An emergency appointment shall be any appointment made when an emergency arises and time will not permit compliance with the appointment procedures outlined in these regulations. An emergency appointment shall not be for a period to exceed four (4) months. Such employee shall be known as an "Emergency Employee" and shall have no status as a classified employee.
2. No temporary or emergency employee shall acquire any seniority rights nor shall such employment be construed in any manner to be a probationary period, nor is it renewable until after a lapse of thirty (30) days, except for leave and salary.

- 2 -

Received 2-24-71 at 3:00
FOR RECORD AND RECORDED. P.m.
DOROTHY BAILEY KUCHER, CLERK

Del: Co Comm

MAR 8 1971

DOROTHY BAILEY KUCHER, CLERK

F. PROBATIONAL AND PERMANENT STATUS

1. Probational Employees

a. Each applicant appointed to fill a position covered by these regulations shall be known as a "Probational Employee" until he satisfactorily completes a probationary period of six (6) months.

2. End of Probationary Period

a. Within fifteen (15) days prior to the expiration date of the probationary period, the Department Head must submit to the County Commissioners a recommendation noting that:

- (1) The employee's work is satisfactory, and he should be given permanent status, or
- (2) The employee's work is unsatisfactory and he should be dismissed, or
- (3) Said employee's probationary period be extended for an additional six (6) months.

3. Permanent Status

a. Each probational employee who is granted permanent status shall be known as a Permanent Status Employee, and as such shall have tenure and may not be dismissed from the County's service except for cause. At any time before the expiration of a probationary period the County Commissioners may, on the recommendation of the probational employee's Department Head, discharge a probational employee, and such employee so discharged shall be considered permanently separated from such position, without prior notice of one (1) week, and without the privilege of appeal.

G. PROMOTIONS

1. General

a. Vacancies above the lowest grade in the Classified Service shall be filled as far as practicable by the promotion of classified employees.

2. Qualifications

a. In compiling eligible lists for promotions, merit shall be the basis therefor. Said basis of merit shall be ascertained by:

(1) Competitive Examinations

Received 2-24-71 at 3:00 P.M.
 FOR RECORD AND RECORDED.
 DOROTHY BAILEY KUCHER, CLERK

(a) A minimum period of service, not less than one year, is requisite for eligibility to take such examination. Announcement of promotional examination shall be posted in the Department concerned at least ten (10) days in advance of the examination date and shall include the qualifications, time, and place of said examinations.

(2) Conduct and Capacity in Office

(a) In determining the merit of applicants for promotion, the County Commissioners shall review the employee's efficiency records and interview the employee's supervisor.

Rel: Co Comm

MAR 8 1971

DOROTHY BAILEY KUCHER, CLERK

RECEIPT 3011

LIBER 001 PAGE 67

Resolution #64-10

(3) Seniority in Service

- (a) Seniority in service shall also be considered as basis for determining merit.

(4) Salary Step of Classified Employees

- (a) Any employee who is promoted from a lower grade to a higher grade shall in this new grade be placed in the lowest step thereof paying a salary which is equal to or greater than the salary he was paid at the time of his promotion. A promoted employee who is assigned to a salary grade in the higher classified position may be advanced directly to the next salary classification, on his increment date.

Received 2-24-71 at 3:00
FOR RECORD AND RECORDED. P.M.
DOROTHY BAILEY KUCHER, CLERK

Section 45F of the Act provides as follows:

"Upon the adoption of classifications and salary schedules for each position in the classified service, those employees who on March 1, 1966, filled the respective positions shall automatically and without examination, become a classified employee of the classified system, subject to all of the provisions hereunder; provided that an employee receiving a higher salary than that provided in the salary schedule shall not have his or her salary decreased, or increased until adjustments for increments to which he or she is entitled shall have exceeded the salary being received, and provided further that each employee shall be classified in that position, the duties of which he had been performing for at least six months prior to March 1, 1966."

Section 45H of the Act provides as follows:

"The County Commissioners shall by rule prescribe standards of performance, for any positions or classes of positions and the County Commissioners shall have authority to provide facilities for special training to increase the efficiency of new and old employees."

Section 45I of the Act provides as follows:

- a. An employee may be permanently separated from the classified service through resignation, rejection on probation or removal for cause, and may be temporarily separated through suspension pending charges, or leave of absence granted at the request of the employee.
- b. The County Commissioners may at any time before the expiration of a probationary period, to be prescribed by rule, which in no event shall exceed six (6) months, discharge any person appointed to a classified position. The employee so discharged shall be considered permanently separated from such position.
- c. No employee who has completed his or her probation may have his position abolished. No employee may be permanently removed from the classified service except for cause, upon written charges and after an opportunity to be heard in his own defense. Such charges shall be filed by the County Commissioners and within thirty (30) days after such filing, and notice thereof to the employee by mailing a copy of said charge addressed to the employee at his or her address carried in the records of the classified service, shall be investigated, heard and determined by the Commissioner of Personnel. The finding and decision of the Commissioner shall be final and shall be certified to the County Commissioners and shall be forthwith enforced by them.

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Rec: Co Comm

MAR 8 1971

DOROTHY BAILEY KUCHER, CLERK

RECEIPT 3011

LIBER 001 PAGE 68

Resolution #64-10

- d. The County Commissioners shall by rule prescribe what may constitute cause for removal, but no removal shall be allowed because of the religious or political opinions or affiliations, or age of any employee, provided he or she shall be physically capable of performing the duties of his or her employment.

Section 45J of the Act provides as follows:

- a. The County Commissioners may, from time to time, adopt such rules and regulations, not inconsistent with the provisions of this sub-title, as shall implement the intendment of this sub-title. Such rules and regulations may be amended from time to time.
- b. A copy of the rules and regulations shall be kept on file in the office of the County Commissioners, for public instruction and inspection.

H. SUSPENSION

Received 2-24-71 at 3:00 P.M.
FOR RECORD AND RECORDED.
DOROTHY BAILEY KUCHER, CLERK

1. Suspension

- a. Suspension is the temporary removal of an employee from the County Service. Whether a suspended employee shall receive pay, or shall he be permitted to use or accrue any privileges or benefits during the suspension period shall be determined by the County Commissioners as to the facts of each case.

2. Employees Subject to Suspension

- a. Any employee may be suspended without pay for reasons of misconduct, negligence, inefficiency, insubordination, disloyalty, repeated unauthorized absence, or other offenses when alternative personal action of discharge would not be appropriate.

3. Suspension Procedure

- a. The County Commissioners may suspend an employee for cause at any time, upon the written recommendation of the employee's Department Head that the employee be suspended from the County Service. Such suspension recommendation shall specify the number of days the employee should be suspended, and must be submitted to the County Commissioners for action. If the County Commissioners approve the recommendation, the suspension shall become effective immediately.

4. Suspension Hearing

- a. Whenever an employee is suspended for more than one work week, he may, within five (5) calendar days after receiving his notification of suspension request, in writing, a hearing before the County Commissioners so that he may have an opportunity to explain his actions.
- b. If the suspension is for a period of more than five working days, but less than ten working days, the County Commissioners shall consider the request but may grant or deny a hearing. If the suspension is for more than ten working days, the County Commissioners shall grant a hearing, if it is requested, and shall hold such hearing as soon as possible. After hearing and reviewing the facts of the suspensions, the County Commissioners may modify or cancel the suspension action taken and may reinstate the employee with or without partial or full loss of pay or benefits. In any case, the employee shall be given written notice of such suspension, reinstatement, approval, disapproval, or other action.

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file: Co Comm

MAR 8 1971

DOROTHY BAILEY KUCHER, CLERK

RECEIPT 3011

LIBER 001 PAGE 69

Resolution #64-10

5. Extended Suspension

- a. Notwithstanding the provisions of this Regulation, an employee charged with and awaiting trial for a criminal offense involving matters prima facie prejudicial to the reputation and/or good order of the County, service may be suspended indefinitely until he has been tried on this charge and a verdict has been reached.

6. Suspension Pending Charges

- a. Any employee against whom written charges for discharge have been filed may by order of the County Commissioners be suspended pending hearing and determination of said charges.

I. DISCHARGE AND REMOVAL

1. Discharge or removal shall mean the dismissal of an employee from the County service for cause. No employee who has completed his probationary employment may be permanently removed from the Classified Service or discharged from his position except for cause, upon written charges and after an opportunity to be heard in his own defense. A Department Head may recommend to the County Commissioners that an employee be discharged when such action is deemed to be necessary for the best interest of the County service, and in connection with such recommendation shall prepare written charges stating that the reasons for such recommendation, which charges shall be presented to the County Commissioners. Within thirty (30) days after such filing and after notice thereof to the employees by mailing a copy of said charge or charges addressed to the employee at his or her address carried in the records of the Classified Service, said charges shall be investigated, heard and determined. For the purpose of this rule, the words, "Investigated, heard and determined" are interpreted as meaning the holding a hearing at which both sides of the case shall be presented to the Commissioner of Personnel. A stenographic report shall be taken of all such hearings and investigations, and the conclusions.

J. CAUSES FOR REMOVAL OR DISCHARGE

1. No County Employee shall be removed or discharged from his position after the completion of his probationary employment because of religious or political opinions or affiliations, provided that he or she shall be physically capable of performing the duties of his or her employment.
2. The following shall be sufficient cause for removal or discharge of a permanent employee from the Classified Service, although charges may be based upon causes other than those enumerated:
 - a. That the employee has been convicted of a criminal offense or misdemeanor involving moral turpitude.
 - b. That the employee has some physical ailment or defect which incapacitates him for the performance of the duties of his position. However, some consideration shall be given to said employee for a position which he can perform.
 - c. That the employee has been intoxicated while on duty.
 - d. That the employee has been watonly careless or negligent in the performance of his duty, or has been brutal in his treatment of fellow employees, of public charges, or of other persons.

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- e. That the employee has been watonly offensive in his conduct towards the public or towards other employees.
- * f. That the employee has committed acts while on and off duty which amount to conduct unbecoming to an employee of the County.
- g. That an employee is incompetent or inefficient in the performance of his duty.
- h. That the employee has violated any lawful or official regulation or order, or failed to obey any lawful or reasonable direction made or given by his superior officer, when such failure to obey amounts to an act of insubordination or serious breach of discipline which may reasonably be expected to result in loss or injury to the County or to the public.
- i. That the employee is engaged in private business or in a trade or occupation, the nature of which might interfere with the performance of his duties.
- j. That the employee has failed to pay, or make reasonable provision for the payment of just debts, when annoyance is caused to a superior officer, or scandal ia. caused to the County service by such failure.
- k. That the employee has taken a fee, gift, or other valuable thing in the course of the work or in connection with it, for personal use, when such fee, gift, or other valuable thing is given him by a person in the hope or expectation of receiving a favor or better treatment than that accorded to other persons.
- l. That the employee is a subversive person as defined in the Subversive Activities Act of 1949, or that there is reasonable grounds to believe he is such a subversive person.

K. DISCRIMINATION IN EMPLOYMENT

- a. No officer or employee of the County Government, department or board shall discriminate in the hiring, firing, or in any other manner, against any person because of race, creed, color, or national origin. This section applies to both classified and non-classified employee. Any person convicted of violating the provisions of this section shall be fined not more than \$500 for each offense.
- b. Any person, whether an employer, prospective employee or not, with information concerning a violation of the provisions of this section file the information with the Attorney General. Upon the receipt of said information, the Attorney General shall cause an investigation be made to ascertain whether the provisions of this section have been violated.

L. MINIMUM, MAXIMUM AND SALARY INCREMENTS

- 1. All salaries shall be as set forth in Schedule A and B, which schedule shows pay scales for various grades and increment.
See attached Schedules.

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TABLE OF STANDARD SALARY SCALES

Minimum of Scale	First Increment	Second Increment	Third Increment	Fourth Increment	Fifth Increment	Amount of Annual Increase	Sixth Increment	Amount of Annual Increase	Longevity
Scale 1: \$ 2,870	\$ 2,985	\$ 3,100	\$ 3,215	\$ 3,330	\$ 3,445	\$ 115	\$ 3,589	\$ 144	\$ 3,733
Scale 2: \$ 3,000	3,120	3,240	3,360	3,480	3,600	120	3,750	150	3,900
Scale 3: \$ 3,160	3,286	3,412	3,538	3,664	3,790	126	3,948	158	4,106
Scale 4: \$ 3,320	3,453	3,586	3,719	3,852	3,985	133	4,151	166	4,317
Scale 5: \$ 3,480	3,619	3,758	3,897	4,036	4,175	139	4,349	174	4,523
Scale 6: \$ 3,640	3,786	3,932	4,078	4,224	4,370	146	4,552	182	4,734
Scale 7: \$ 3,840	3,994	4,148	4,302	4,456	4,610	154	4,802	192	4,994
Scale 8: \$ 4,040	4,202	4,364	4,526	4,688	4,850	162	5,052	202	5,254
Scale 9: \$ 4,290	4,462	4,634	4,806	4,978	5,150	172	5,365	215	5,580
Scale 10: \$ 4,540	4,722	4,904	5,086	5,268	5,450	182	5,677	227	5,904
Scale 11: \$ 4,790	4,982	5,174	5,366	5,558	5,750	192	5,990	240	6,230
Scale 12: \$ 5,040	5,242	5,444	5,646	5,848	6,050	202	6,302	252	6,554
Scale 13: \$ 5,350	5,564	5,778	5,992	6,206	6,420	214	6,628	268	6,956
Scale 14: \$ 5,660	5,886	6,112	6,338	6,564	6,790	226	7,073	283	7,356
Scale 15: \$ 5,970	6,209	6,448	6,687	6,926	7,165	239	7,464	299	7,763
Scale 16: \$ 6,280	6,531	6,782	7,033	7,284	7,535	251	7,849	314	8,163

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<u>Minimum of Scale</u>	<u>First Increment</u>	<u>Second Increment</u>	<u>Third Increment</u>	<u>Fourth Increment</u>	<u>Fifth Increment</u>	<u>Amount of Annual Increase</u>	<u>Sixth Increment</u>	<u>Amount of Annual Increase</u>	<u>Longevity</u>
<u>Scale 17:</u> \$ 6,660	\$ 6,926	\$ 7,192	\$ 7,458	\$ 7,724	\$ 7,990	\$ 266	\$ 8,323	\$ 333	\$ 8,656
<u>Scale 18:</u> \$ 7,040	7,322	7,604	7,886	8,168	8,450	282	8,802	352	9,154
<u>Scale 19:</u> \$ 7,420	7,717	8,014	8,311	8,608	8,905	297	9,276	371	9,647
<u>Scale 20:</u> \$ 7,800	8,112	8,424	8,736	9,048	9,360	312	9,750	390	10,140
<u>Scale 21:</u> \$ 8,180	8,507	8,834	9,161	9,488	9,815	327	10,224	409	10,633
<u>Scale 22:</u> \$ 8,560	8,902	9,244	9,586	9,928	10,270	342	10,698	428	11,126
<u>Scale 23:</u> \$ 8,940	9,298	9,656	10,014	10,372	10,730	358	11,177	447	11,624
<u>Scale 24:</u> \$ 9,320	9,693	10,066	10,439	10,812	11,185	373	11,651	466	12,117
<u>Scale 25:</u> \$ 9,700	10,088	10,476	10,864	11,252	11,640	388	12,125	485	12,610
<u>Scale 26:</u> \$ 10,160	10,566	10,972	11,378	11,784	12,190	406	12,698	508	13,206
<u>Scale 27:</u> \$ 10,620	11,045	11,470	11,895	12,320	12,745	425	13,276	531	13,807
<u>Scale 28:</u> \$ 11,080	11,523	11,966	12,409	12,852	13,295	443	13,849	554	14,403
<u>Scale 29:</u> \$ 11,540	12,002	12,464	12,926	13,388	13,850	462	14,427	577	15,004
<u>Scale 30:</u> \$ 12,000	12,480	12,960	13,440	13,920	14,400	480	15,000	600	15,600
<u>Scale 31:</u> \$ 12,460	12,958	13,456	13,954	14,452	14,950	498	15,573	623	16,196
<u>Scale 32:</u> \$ 12,920	13,437	13,934	14,431	14,928	15,505	517	16,151	646	16,797

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SAINT MARY'S COUNTY
LEONARDTOWN, MARYLAND
COUNTY COMMISSIONERS'
RULES AND REGULATIONS

FOR IMPLEMENTATION OF CLASSIFIED SERVICE ACT

BY

RESOLUTION # 64-10

Received 2-24-71 at 3:00
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RULE 1 - DEFINITIONS

- 1-1. "Appointing Authority" means the St. Mary's County Board of County Commissioners.
- 1-2. "Annual Leave" is paid leave that is granted to each eligible employee for religious holiday leave, vacations, and other personal uses.
- 1-3. "Commissioner of Personnel" means the Commissioner of Personnel of the State of Maryland or his duly designated assistant.
- 1-4. "Compensatory time" is time off in lieu of monetary payment for overtime work.
- 1-5. "Class" or "class position" means a group of positions established under these rules sufficiently similar in respect to the duties and responsibilities thereof and the entrance qualifications required therefor, that the same requirements as to education, experience, knowledge, and ability may be demanded of applicants, the same test of fitness used to choose qualified incumbents, and the same schedule of compensation made to apply with equity.
- 1-6. "Demotion" means any action involving a reduction in the rate of compensation.
- 1-7. "Employee", "Classified service employee", or "employee in the classified service" means a person who is legally an incumbent of a position in the classified service or who is on leave of absence according to these rules.
- 1-8. "Holiday leave" is leave pay which is granted to eligible merit system employees on full day or part day official holidays.
- 1-9. "List of eligibles" means all the persons whose names are on the reinstatement, or the employment list for a given class.
- 1-10. "New position" means a position in the classified service created through the authorized addition to a department of a position not previously occupied or a position in the classified service created through an authorized change in the duties or responsibilities of an existing position. When such changes are made they will be classified by the State Commission of Personnel.
- 1-11. "Permanent position" means any position in the classified service which has required or which is likely to require the services of an incumbent without interruption for a period exceeding six months.

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- 1-12. "Position", "Classified Service Position", or "Position in the Classified Service" means an office or place of employment in the Classified Service with duties and responsibilities calling for the attention of one person for the performance and exercise thereof.
- 1-13. "Promotion" means any action involving a higher rate of compensation.
- 1-14. "Promotional Examination" means a test or series of tests held by the State Commissioner of Personnel to determine the relative fitness of applicants for positions in a specified class and open to any County employee who has satisfactorily completed a probationary period serving in another classified position.
- 1-15. "Reinstatement List" means a list of the names of persons arranged in the order provided by these rules who have,
- Occupied positions in the Classified Service and who have been involuntarily separated from the Classified Service.
 - Have been allowed leave of absence without pay and are ready to return to duty when a position in the class formerly occupied is open.
 - Been promoted and rejected on probation.
- Names of persons placed on reinstatement lists, in accordance with any of the above-named cases, are entitled to have their names certified to the appointing authority when vacancies in the class are to be filled.
- 1-16. "Sick Leave" is paid leave that may be granted to each eligible employee who, through sickness or injury, becomes incapacitated to a degree that makes it impossible for him to perform the duties of his position.
- 1-17. "Title", "Class Title", or "Classification Title" means the designation given under these rules to a class, to each position in the class, and to the incumbent of each position in the class.
- 1-18. "Transfer" means a change in place of employment from one County department to another.
- 1-19. "Work Day" is the number of hours an employee is normally required to work per day.
- 1-20. "Work Week" is the number of days in any seven-day period that an employee is normally required to work.

RULE 2 - ORGANIZATION AND STAFF

The Director of Finance shall direct the administration and enforcement of the Merit System with approval of the Board of County Commissioners as hereinafter provided.

RULE 3 - OFFICIAL RECORDS

The Director of Finance shall keep a record of all official actions affecting the status of any employee in the Classified Service and such other official actions as are required under these rules to be recorded, or which the County Commissioners desire to be recorded.

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RULE 4 - A ROSTER OF EMPLOYEES

The Director of Finance shall maintain in his office a roster showing the names, titles, and rates of pay of all County Employees.

RULE 5 - PERSONNEL BULLETIN BOARD

The Director of Finance shall maintain in a conspicuous place in or near his office an official bulletin board open to the public during business hours upon which shall be posted such notices as are required to be posted thereon by these rules or by the Board of County Commissioners. The posting of information upon such bulletin board shall be deemed constructive notice thereof.

RULE 6 - ALLOCATION OF POSITIONS TO CLASSES

The State Commissioner of Personnel shall maintain a register of existing classes and shall allocate existing positions and positions hereafter created to the classes set forth in the official register of classes. Such allocation of positions to classes shall be on the basis of the duties, responsibilities and qualification requirements of the various positions.

RULE 7 - PERSONNEL CLASS SPECIFICATIONS

7-1. The Director of Finance shall maintain in his office a loose-leaf or other record showing for each class established under these rules the class title, the duties performed and the responsibilities exercised by the incumbents of positions allocated to the class, the minimum qualifications to be required of future applicants seeking appointment to positions in the class, and the minimum and maximum rates in the schedule of compensation for the class; such specifications shall be endorsed with the date of adoption and the signature or initials of the Director of Finance or any of his regular employees authorized by the County Commissioners to make such endorsements. All amendments to the specifications and compensation schedules adopted by law or under these rules shall be entered on the record for the class, together with the date effective. The class specifications shall be maintained in the office of the Director of Finance.

7-2. Under no circumstances shall the duties and responsibilities of any class as established under this rule be considered so definitive as to relieve an employee of the obligation to perform related work as required by proper authority.

RULE 8 - STATEMENT OF DUTIES AND RESPONSIBILITIES OF POSITIONS

The Director of Finance may at any time require from a Department Head a statement setting forth the duties and responsibilities of any employee in his department. The Director of Finance may at any time require a statement from any employee setting forth the duties and responsibilities of his position. The Department Head may review any statement prepared by any employee under his jurisdiction.

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RULE 9 - RECORDS OF EXAMINATIONS

An applicant's test paper shall be opened for his inspection upon application at the office of the State Commissioner of Personnel at any time during the business hours once in a period of thirty (30) days following the approval and posting of the employment list and at such times and places as the State Commissioner of Personnel may allow. The papers of applicants who have failed to attain the minimum mark required in any given part or whose final average is less than passing, shall be preserved for three months after the approval and posting of the employment list, and may be destroyed thereafter. The papers of applicants whose names appear on the employment list and the reports of examiners shall be preserved during the life of the employment list but may be destroyed thereafter.

RULE 10 - DISPOSITION OF EMPLOYMENT LISTS

Employment lists shall continue in force for one year from the date of posting and may be extended, combined or cancelled at the direction of the Board of County Commissioners.

RULE 11 - REINSTATEMENT LISTS

- 11-1. For each class in the Classified Service, the Director of Finance shall maintain a reinstatement list containing the names of persons who have been made permanent employees in the Classified Service and who have been involuntarily separated from the service; the list shall also contain the names of those employees who have been promoted and while serving their probationary period on their new job have been rejected and those persons who have resigned and have applied for and received the consent of the County Commissioners for their reinstatement.
- 11-2. The names of all such persons referred to in 11-1 above shall be entered on the reinstatement list in the order of their seniority, and wherever two employees in any class have the same seniority, they shall appear on the list in the order of their respective dates of birth.
- 11-3. All reinstated employees shall receive full credit for prior service.

RULE 12 - RE-EMPLOYMENT LISTS

- 12-1. The Director of Finance shall maintain a list for each class in the Classified Service of former permanent employees who have resigned and have applied for re-employment.
- 12-2. The names of all such persons referred to in 12-1 above shall be entered on the re-employment list in the order of their seniority and whenever two applicants for re-employment for any class have the same seniority, they shall appear on the list in the order of their respective dated of birth.
- 12-3. Re-employed persons shall not be entitled to credit for prior service.

RULE 13 - REQUIREMENTS FOR APPOINTMENT

No person shall be appointed to a position in the Classified Service unless and until he shall have complied with the provisions of the Merit System and the Retirement System.

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RULE 14 - NOTIFICATION OF VACANCY

Whenever a vacancy in a permanent position in the Classified Service occurs, the Department Head shall immediately notify, in writing, the Director of Finance.

RULE 15 - CERTIFICATION OF ELIGIBLES

Upon receipt of a Department Head's notification that a vacancy exists in his department, the Director of Finance shall as soon as practicable, certify to the County Commissioners the names and addresses of the five (5) highest persons on the eligible list for the proper class; however, before submitting their names, the Director of Finance shall insure that the five eligibles are willing to accept the position. In cases where more than one vacancy is to be filled, the list of eligibles shall be increased by one more name for each additional vacancy. In the event five eligibles are not qualified or willing to accept the position, a lesser number than five (5) shall be considered adequate compliance with this rule.

RULE 16 - STANDARDS OF PERFORMANCE

- 16-1. The Director of Finance may, by regulation, establish standards for the evaluation of attendance, quantity of work, quality of work, or any other pertinent factor of employee performance, and he may amend or revoke such standards from time to time, with the approval of the Board of County Commissioners.
- 16-2. At least once each year the Director of Finance shall insure that the Department Head causes an evaluation of the performance of all of his employees.

RULE 17 - TRANSFER

- 17-1. Any employee who has completed his probationary period may apply to the Director of Finance for transfer from the position which he holds to a position of the same classification in another department. If the Director of Finance believes that a transfer would be in the best interests of the service, he may approve the transfer. No transfer shall be approved without the consent of the respective Department Heads and the employee.
- 17-2. When an employee is transferred, he shall serve a new probationary period but he shall maintain all his rights of seniority, leave, and other rights which he held prior to his transfer.

RULE 18 - ANNUAL LEAVE

- 18-1. All full time regular employees on hourly, weekly, or semi-monthly payroll, covered by the Merit System are entitled to leave with pay.
- 18-2. Regular part-time employees who work fifty (50) percent of the normal work week, as defined, shall receive one-half benefits in accordance with the rules and regulations adopted for full time regular employees.
- 18-3. No temporary or emergency employee shall be entitled to leave.

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18-4. Effective as of date of adoption of the Rules and Regulations herein set forth, all employees referred to in 18-1 and 18-2 above shall earn annual leave at the following rates:

- a. From the first month through the sixth month of service (the probationary period) no leave shall be earned. Upon completion of the six months of service, the employee shall be credited with five (5) days of annual leave.
- b. Starting with the seventh month of continued service through the completion of the fifth year of continued service, employees shall earn .83 days per month or a total of ten (10) working days per year annual leave.
- c. Starting with the sixth year of continued service, through the completion of the twentieth year of continued service, employees shall earn 1.25 days per month or a total of fifteen working days per year annual leave.
- d. Starting with the twenty-first year of continued service and thereafter, employees shall earn 1.66 days for each month of continued service or a total of twenty (20) working days per year annual leave.

18-5. Annual leave shall be available to the employee to the extent earned, provided that the dates for such leave are approved by the Department Head.

18-6. An employee shall not be allowed to accumulate and carry into a new calendar year more than thirty (30) days annual leave. The rate of accumulation of annual leave should not exceed five days in any one year.

RULE 19 - SICK LEAVE

19-1. All employees referred to in 18-1 and 18-2 above shall be entitled to earn sick leave at the rate of one and one-fourth days for each full month of credited service beginning with the seventh month of service, or a total of fifteen working days per year. After the first six-month period, the employees referred to in 18-1 and 18-2 above shall be credited with seven and one-half days earned sick leave.

19-2. No temporary or emergency employee shall be entitled to earn sick leave.

19-3. No employee shall be allowed to accumulate more than ninety working days of sick leave as of the first day of January of each calendar year.

19-4. An employee who has exhausted all of his accumulated sick leave, annual leave, compensatory time, and any other leave to which he may be entitled, may apply to the Board of County Commissioners for extended sick leave. The Board of County Commissioners may approve the employee's request for a period not to exceed one year.

19-5. Sick leave shall not be granted for pregnancy or maternity reasons.

a. Normal - Sick leave may not be used due to normal conditions of pregnancy.

b. Abnormal - If a licensed physician residing in St. Mary's County, determines abnormalities during pregnancy based upon a report submitted by the employee's attending physician, loss of time may be charged to earned sick leave:

(1) Pending such determination.

(2) If the Physician determines an abnormal condition is present.

c. Termination of Employment and Return to Duty.

(1) No employee may continue on active duty beyond the second month prior to expected date of confinement.

(2) No employee may return to active duty for a minimum of two months after delivery, subject to approval of the Physician prior to active employment.

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- 19-6. An employee shall be entitled to use his sick leave when through sickness or injury he becomes incapacitated to a degree that makes it impossible for him to perform the duties of his position or when he is quarantined by a physician because he has been exposed to a contagious disease. Sick leave may also be granted to each eligible employee for medical, dental, or optical examination or treatment.
- 19-7. When an employee becomes ill or is injured or quarantined while on annual leave, the period of such illness, injury or quarantine may be charged to sick leave if the employee submits a written certification from his physician or other recognized practitioner confirming his illness, injury or quarantine.
- 19-8. An employee using more than three consecutive days of sick leave shall submit a certificate by a physician or other recognized practitioner confirming his illness, injury or quarantine. The Director of Finance may permit an exception to this requirement if the physician or practitioner's certificate cannot be reasonably obtained and in such case, the employee shall submit a written statement to the Director of Finance setting forth circumstances of the illness, injury or quarantine and the reasons he could not obtain the certificate.
- 19-9. Upon application to the Department Head, absence for a period up to a maximum of five days leave may be charged to the employee's sick leave in cases where there is a death in the employee's immediate family. The immediate family shall include his spouse, children, parents, brothers or sisters.
- 19-10. A Department Head shall report to the Director of Finance any employee who loses excessive time from his employment or who appears to be suffering from some mental or physical disability that prevents the proper performance of his duties. Thereupon, the Director of Finance shall investigate the employee's absence from duty or his inability to perform his duties, whichever the case may be. In those cases where the said investigation reveals the misuse of sick leave, unwarranted absence from duty or inability, the Director of Finance shall take appropriate measures to either discipline the employee or terminate his service.
- 19-11. Employees injured in the line of duty:
- a. When an employee is covered by the Workmen's Compensation Law, he shall receive his regular compensation to the extent of his earned sick leave credits, provided any Workmen's Compensation check which may have been issued is endorsed by the employee over to the County Commissioners. In the foregoing instance, the employee's absence is to be charged to his sick leave. If such sick leave becomes exhausted before the employee is able to return to active duty, the Department Head shall request the Director of Finance to grant a leave of absence without pay. Upon receipt of such authorization, the employee is entitled to retain any Workman's Compensation checks. An award for medical and/or hospital expenses is to be retained by the employee and is not to be confused with an award for compensation for temporary total disability.

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- b. Workmen's Compensation checks may be retained by the employee for such periods of time that he is on annual leave. However, annual leave should be exhausted before the employee is placed in leave of absence without pay. In the event an employee does not wish to use up his accrued annual leave before being placed on leave of absence without pay, he must sign a statement indicating his awareness that entitlement to his unused annual leave at a later time is contingent upon his actual reinstatement into the County service.
- c. Upon application of the Department Head and the Director of Finance, the County Commissioners may authorize full pay, without charge to any earned leave, to an employee temporarily disabled from an injury due to a malicious or criminal act by any person against the employee.

RULE 20 - LEGAL HOLIDAYS WITH PAY

- 20-1. New Year's Day, January 1.
Lincoln's Birthday, February 12.
Washington's Birthday, February 22.
Maryland Day, March 25.
Good Friday.
Decoration Day, May 30.
Independence Day, July 4.
Labor Day, First Monday in September.
Defender's Day, September 12.
Columbus Day, October 12.
Veteran's Day, November 11.
Thanksgiving Day.
Christmas Day, December 25.
- 20-2. All days of general and congressional elections (not primary elections) throughout the state.
- 20-3. All days designated as legal holidays for State employees by the Governor and approved by the St. Mary's Commissioners.
- 20-4. If a legal holiday falls on a Sunday, the Monday next following shall be deemed and treated as a holiday.
- 20-5. No additional day is granted for any holiday that occurs on Saturday except as declared by the Board of County Commissioners.

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RULE 21 - OTHER LEAVE

- 21-1. Jury Service
 - a. An employee who shall serve as a member of any jury shall be permitted to be absent from his duties without loss of pay and without charge against his leave. If after reporting for jury duty, it is determined that the individual's services are not required and he is dismissed for the day and if time will permit, he shall be required to return to his regular job. An employee who is selected for jury service shall notify his Department Head without delay. When the public interest requires that such employee should not be absent from his duties, the Director of Finance may request the appropriate Judge to excuse the employee.

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21-2. Witnesses

- a. An employee summoned to appear in court shall be permitted to be absent from his duties without loss of pay and without charge against his leave.

21-3. Military

- a. An employee who is a member of the organized militia or the Army, Navy, Air or Marine Reserve, shall be entitled to leave of absence for military training for a period of not more than fifteen (15) calendar days without loss of pay or charge against any leave.

RULE 22 - COMPENSATORY TIME

- 22-1. All other employees not paid on an hourly basis, except Supervisors or Department Heads, shall be entitled to compensatory time for work performed in excess of normal working hours in any normal work week.
- 22-2. Compensatory time shall be for the exact amount of hours worked in excess of the normal working hours or in excess of the normal work week.
- 22-3. Compensatory time should be taken within seven days and must be taken not later than thirty (30) days after it is earned except in those cases where prior approval is obtained from the Board of County Commissioners to take the compensatory time at a later date.

RULE 23 - COMPUTATION OF LEAVE

23-1. Method of Earning Leave

- a. For the new employees entering or employees re-entering County service, the first day of the month from which leave is computed is established follows:
 1. Service credits start from the first day of the month if entry in the County service occurs from the first to the fifteenth day of the month.
 2. Service credits start from the first day of the month following the date of entry into county service if the entry occurs after the fifteenth day of the month.
- b. For employees separating from the County service, the final month of earning is established as follows:
 1. No leave is earned for the month if the separation occurs from the first through the fifteenth day of the month.
 2. One month's leave is earned if the separation occurs after the fifteenth day of the month.
- c. An employee returning to the County service with an authorized status of reinstatement is entitled to the same rate of earning of leave that was in effect at the time he separated from active duty or at the time of his return to active duty, whichever is of the greater advantage.

Received 2-24-71 at 3:00 p.m.
FOR RECORD AND RECORDED.
DOROTHY BAILEY KUCHER, CLERK

- 15 -

Rel: Co Comm

MAR. 8 1971

DOROTHY BAILEY KUCHER, CLERK

RECEIPT 3011

Resolution #64-10

LIBER 001 PAGE 82

23-2. Terminal Leave

- a. An employee who terminates his service by resignation or retirement (compulsory or service) shall be entitled to pay for the number of days of accrued annual leave on a working day basis computed at the daily rate earned during the month in which the employee performed his last day of work.
- b. Compensation for terminal leave of a deceased employee may be paid to his beneficiary or legal representative.
- c. Forfeiture
 - 1. Whenever an employee is separated from the County service for any cause involving moral turpitude, he, nor shall his beneficiary, be entitled to terminal leave.

23-3. Formula for calculating maximum leave with pay for an employee who is ill.

- a. Establish the number of days unused, earned and accumulated sick leave to the last day of active duty.
- b. Add his compensatory time.
- c. Add all leave earned due to being paid while on leave.
- d. The total establishes the last day the employee is entitled to leave with pay.

RULE 24 - LEAVE OF ABSENCE WITHOUT PAY

- 24-1. Any employee in the Classified Service may apply for, and the Director of Finance may grant, a leave of absence without pay for a period not to exceed thirty (30) calendar days.
- 24-2. The appointing authority may grant a leave of absence without pay for a period of more than thirty (30) days but not to exceed one year except in the following cases:
 - a. That the employee is a member of the military or naval forces of the State of Maryland or the United States and is called upon for active service in such forces, provided that any employee granted leave under this paragraph shall be restored to his classification if he reports for duty upon his release from active service within five (5) days.
 - b. That the employee has some temporary disability or that he is required to be absent because of a physical or mental disability of a member of his immediate family.
 - c. That the employee proposes to enter upon a course of study or training for the purpose of improving the quality of his service or fitting himself for promotion in the Classified Service.
 - d. For any other cause satisfactory to the appointing authority.

Received 2-24-71 at 3:00
 FOR RECORD AND RECORDED. *P.M.*
 DOROTHY BAILEY KUCHER, CLERK

Rel: Co Comm

MAR 8 1971

DOROTHY BAILEY KUCHER, CLERK

RECEIPT 3011

LIBER 001 PAGE 83

Resolution #64-10

- 24-3. The granting of leave of absence without pay for a period of more than thirty (30) days with the approval of the appointing authority, with the exception of military personnel called to active duty, shall not be interpreted to mean that the employee granted the leave will, upon his return, upon his return, be restored to the position he leaves unless the position is vacant or filled by a temporary employee.
- 24-4. Any employee granted a leave of absence without pay for more than thirty (30) days and ready to return to duty at or before the expiration of the leave shall notify the Director of Finance in writing of his readiness to return, and he shall be restored to his classification provided a vacancy exists. He shall further furnish a doctor's certificate stating that he is able to resume employment (except in the case of military personnel). If no vacancy exists, his name will be placed on the reinstatement list as provided in these rules. Failure on the part of an employee within five (5) days after the expiration of a leave of absence without pay, (and this includes military personnel called to active duty) to state in writing his desire to return to duty shall be considered a resignation from the Classified Service.

RULE 25 - PREGNANCY

- 25-1. No employee may continue on active duty beyond the second month prior to the expected date of confinement.
- 25-2. No employee may return to active duty for a minimum of two (2) months after delivery and then only if a vacancy is available.
- 25-3. In any event, the employee must provide a certificate from her physician stating that she is able to resume her duties before she will be allowed to return to work.
- 25-4. When an employee is required to leave her regular employment for the purpose of pregnancy, the Director of Finance shall authorize a leave of absence without pay for the employee for a period from a date two (2) months prior to the expected date of confinement and not to exceed two (2) months after the date of delivery. In the event that the employee can prove through the presentation of a doctor's certificate that she is unable to return to work due to complications as a result of the pregnancy, the Director of Finance is authorized to allow the employee to remain on leave of absence without pay until such time as the physician authorizes and allows the employee to return to her duties.

RULE 26 - DEMOTION

- 26-1. The demotion of an employee by transfer, without his consent, from a position in a given class to a position in another class where a lower rate of compensation is prescribed, may be made only upon the recommendation of the Department Head, with the approval of the Board of County Commissioners, provided that such demotion shall be made only for cause and in the best interests of the service, and provided further, that the approval of the Board of County Commissioners shall be given only after the employee concerned has had an opportunity to be heard in his own behalf. Any Department Head proposing the demotion of an employee shall make his recommendation to the Board of County Commissioners, through the Director of Finance, in writing, and he shall furnish the employee with a copy of the proposal. Such recommendation shall also

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Received 2-24-71 at 3:00 P.M.
FOR RECORD AND RECORDED.
DOROTHY BAILEY KUCHER, CLERK

Rel: Co Comm

MAR 8 1971

DOROTHY BAILEY KUCHER, CLERK

RECEIPT 3011

LIBER 001 PAGE 84

Resolution #64-10

advise the employee that he may, within five (5) days, file a written answer with the Board of County Commissioners through the Director of Finance and request the Board of County Commissioners to investigate the proposed demotion. The Director of Finance may, upon his own initiative, and shall upon the request of the employee concerned, within twenty (20) days, begin and complete an investigation of the proposed demotion to determine whether it is, in his opinion, justified and for the best interests of the service. After such investigation, or upon the expiration of the five (5) days, if no petition is received from the employee, and if the Board of County Commissioners consider that no investigation is necessary, the Director of Finance shall approve or disapprove the recommendation of the Department Head and notify the appointing authority and the employee of his action.

26-2. A voluntary demotion without prejudice may be granted by the Director of Finance, upon the recommendation of the Department Head, together with the voluntary written consent of the employee.

Received 2-24-71 at 3:00 P.M.
FOR RECORD AND RECORDED.
DOROTHY BAILEY KUCHER, CLERK

RULE 27 - RESIGNATION

27-1. Any employee in the Classified Service wishing to resign in good standing shall give the Department Head, in writing, at least two (2) weeks notice of his intention to resign. Any employee who leaves the Classified Service without giving the required notice shall have that fact entered upon his record in the office of the Director of Finance and he may be denied the right to future County employment.

27-2. Any employee who is absent from his duty without leave for three (3) consecutive business days without notifying the Department Head or the Director of Finance of the reasons for his absence shall be considered to have resigned. Such resignation shall be treated as a resignation without notice.

RULE 28 - WITHOUT PAY

28-1. Employees who have no annual leave or compensatory time to their credit and who fail to work during any pay period shall receive pay deductions at the following rates:

- a. Hourly employees shall have deductions at their regular hourly rates for days not worked.
- b. Employees on a bi-monthly payroll shall receive deductions at the daily rate of 1/11th of their bi-monthly salary times the number of days missed.
- c. All weekly employees shall receive deductions on a pro-rata work day basis.

Effective date: March 1, 1966

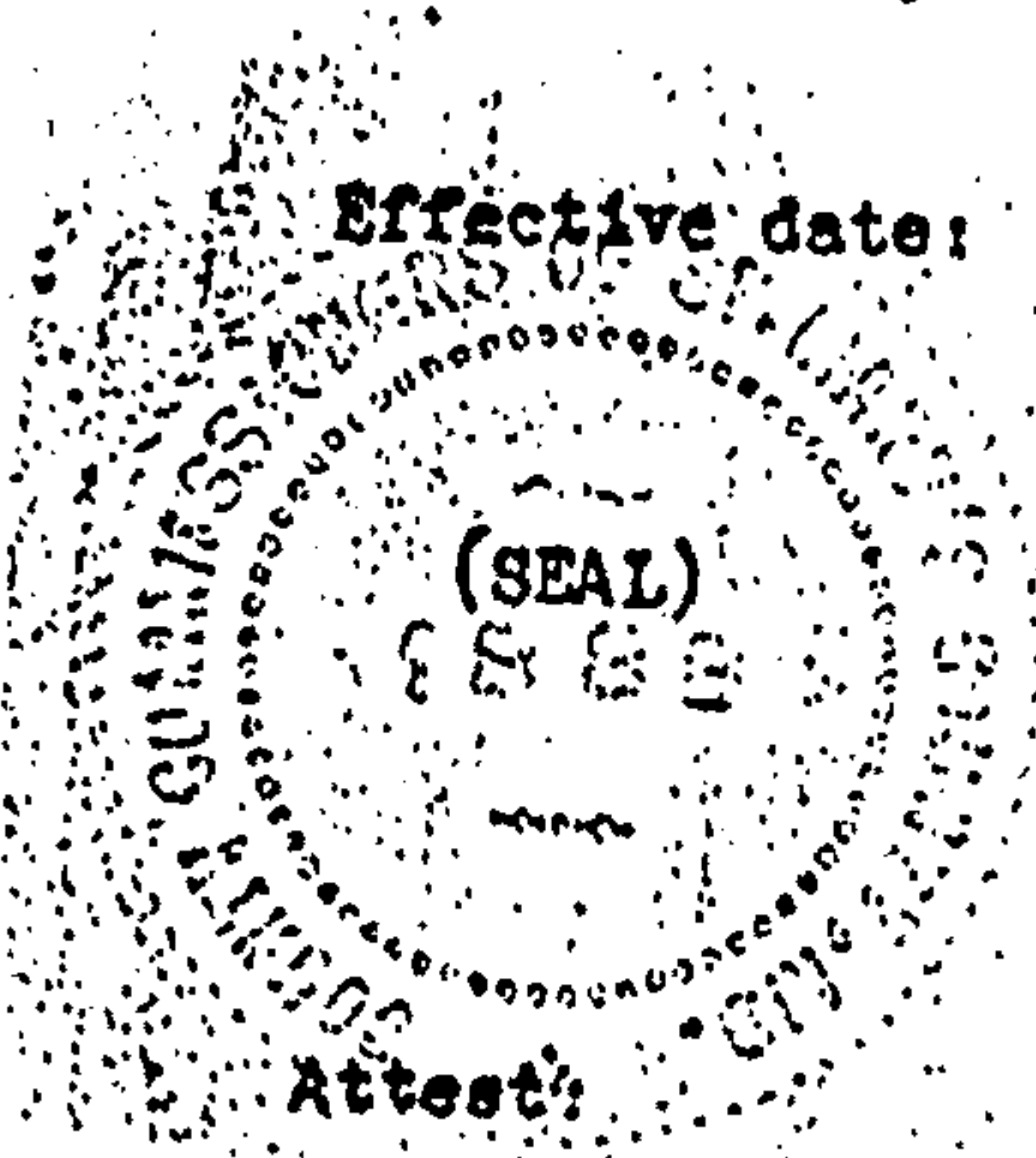
THE BOARD OF COUNTY COMMISSIONERS
FOR ST. MARY'S COUNTY, MARYLAND

F. Elliott Burch
F. Elliott Burch, President

J. Wilmer Bowles
J. Wilmer Bowles, Commissioner

Clarence H. Ridgell
Clarence H. Ridgell, Commissioner

E. L. Tillman
(Mrs.) E. L. Tillman, Secretary



Rel: Co Comm.

MAR 8 1971

DOROTHY BAILEY KUCHER, CLERK

RECEIPT 3011

STATE OF MARYLAND

GRADED SALARIES FOR CLASSIFIED EMPLOYEES AS ADOPTED BY THE STATE EMPLOYEES STANDARD SALARY BOARD 1967

OLD GRADES	NEW GRADES	BASE	Step 1	Step 2	Step 3	Step 4	Step 5	Step 6
2	1	3344	3545	3758	3983	4222	4306	4392
3-4	2	3578	3599	4133	4381	4544	4737	4832
5-6	3	4046	4289	4545	4819	5108	5210	5314
7-8	4	4451	4718	5001	5301	5619	5731	5846
9-10	5	4896	5190	5501	5831	6181	6305	6431
11	6	5386	5709	6052	6415	6800	6936	7075
12-13	7	5925	6281	6638	7057	7480	7630	7783
14-15	8	6518	6909	7324	7763	8229	8394	8562
16-17	9	7170	7600	8056	8539	9051	9232	9417
18	10	7887	8360	8862	9394	9958	10157	10360
19-20	11	8676	9197	9749	10334	10954	11173	11396
21-22	12	9544	10117	10724	11367	12049	12290	12536
23-24-25	13	10498	11128	11796	12504	13254	13519	13789
26-27	14	11548	12241	12975	13754	14579	14871	15168
28-29	15	12703	13465	14273	15129	16037	16358	16685
30-31-32	16	13973	14811	15700	16642	17644	17994	18354
33-34	17	15370	16292	17270	18306	19404	19792	20188
35-36	18	16907	17921	18996	20136	21344	21771	22206
37	19	18598	19714	20897	22151	23480		

FOR RECORD AND RECORDED. DOROTHY BAILEY KUCHER, CLERK

Met. Co Comm

MAR 8 1971

DOROTHY BAILEY KUCHER, CLERK

RECEIPT 3011

SCHEDULE A
 STATE COMMISSIONER OF PERSONNEL
 SUPPLY OF RECOMMENDATIONS
 OF
 CLASSIFICATION AND SALARY SURVEY
 OF
 St. MARY'S COUNTY EMPLOYEES
 FEBRUARY, 1966

Incumbent	Recommended Scale	Rate Range	Comparable State Class	Suggested Payroll Title	Remarks
Barthelme, A.	18	\$ 7,040 - 8,802	None	Recreation Supervisor	None
Brown, M. B.	6	3,640 - 4,552	Clerk-Typist II; Employment Ser-vice Assistant	Clerk-Typist A	Upon meeting qualifications of Employment Service Assistant, this position may be reclassified accordingly.
Boyd, B. E.	7	3,840 - 4,802	None	Account Clerk A	Position should be reviewed when full potential of responsibilities are realized.
Buckler, M. A.	5	3,480 - 4,349	Telephone Operator II	Telephone Operator	None
Combs, D. B.	7	3,840 - 4,802	None	Account Clerk A	None
Cryer, T. L.	12	5,040 - 6,302	Investigator	County Inspector	None
CONNELLY, C. A.	8	4,040 - 5,052	Secretary I	Secretary A	Consider for classification review when feasible.
Donaldson, W. S.	30	12,000 - 15,000	Assistant Comptroller, State Roads Commission	Director of Finance	None
DiEposito, K. L.	9	4,290 - 5,365	Clerk III	Account Clerk B	None
Kisgram, M. S.	7	3,840 - 4,802	None	Account Clerk A	None
Fowler, E. A.	9	4,290 - 5,365	Clerk III	Clerk-Typist C	None

Received 2-24-71 at 3:00 P.M.
 FOR RECORD AND RECORDED.
 DOROTHY BAILEY KUCHER, CLERK

Hel: Co Comm

MAR 8 1971

DOROTHY BAILEY KUCHER, CLERK

Summary of Recommendations - continued RECEIPT 3011 SCHEDULE A

Incurbent	Recommended Scale	Rate Range	Comparable State Class	Suggested Payroll Title	Remarks
Gatton, W. C.	15	\$ 5,970 - 7,464	None	Jail Warden	The recommended scale includes possibility for maintenance duties and for cooking by Mrs. Gatton minus fringe benefits (such as home, utilities, etc.).
Johnson, V.B.	9	4,290 - 5,365	Clerk III	Account Clerk B	None
Mattingly, I. R.	7	3,840 - 4,802	None	Clerk-Typist B	Additional stenographic skills can increase level of classification.
Marine, J. P.	9	4,290 - 5,365	Clerk III	Account Clerk B	None
Norris, M. L.	9	4,290 - 5,365	Principal Account Clerk I	Account Clerk B	None
Pantaleo, T. T.	30	12,000 - 15,000	Highway Engineer VI	County Engineer	None
Raley, P. R.	16	6,280 - 7,849	Administrative Assistant II	Administrative Assistant B	None
Rogers, L. R.	10	4,540 - 5,677	Secretary II	Secretary B	None
Thompson, J. H.	Withheld (See Remarks)	-----	None	Dog Catcher	The County should attempt to gradually adjust the rate to Scale 10 when the tri-county problem is resolved.
Tillman, K. L.	15	5,970 - 7,464	Administrative Assistant I (Secretary III)	Administrative Assistant A	Mark for study on replacement.
Towalski, M. M.	7	3,840 - 4,802	None	Clerk-Typist B	None

LIBER 001 PAGE 87

Received 2-24-71 at 3:00 P.M.
FOR RECORD AND RECORDED.
DOROTHY BAILEY KUCHER, CLERK

Rel: Co Comm

MAR 8 1971

DOROTHY BAILEY KUCHER, CLERK

RECEIPT 3011

RESOLUTION

WHEREAS, Chapter 498 of the Laws of Maryland 1963, required the Board of County Commissioners of St. Mary's County, Maryland, to grant tax exemptions for persons over the age of sixty-five (65) in accordance with certain conditions therein set forth and,

WHEREAS, Chapter 883 of the Laws of Maryland 1963, superseded the herein above mentioned chapter requiring the County Commissioners to provide a tax credit or limited rate of taxation therein approximately equal to and in lieu of the tax exemption or personal rate of assessment,

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of St. Mary's County, Maryland, that

a. Every person over the age of 65 years who has been a bona fide resident of St. Mary's County for the preceding five years and whose total gross income is three thousand dollars (\$3,000.00) or less per year from all sources, and who has legal title or beneficial title to real property located in St. Mary's County and who has resided thereon for the preceding five years and makes such real property his or her permanent home, shall be entitled to have the sum of three thousand dollars (\$3,000.00) deducted from the assessed valuation of said property for the purpose of County real estate taxes levied against said property by the said St. Mary's County; provided, that if said taxable real estate is owned as tenants by the entirety, only one such exemption shall be allowed; provided further, such exemption shall be allowed only if the combined gross income of said tenants by the entirety does not exceed three thousand dollars (\$3,000.00) for any one year; provided, further, that such exemption shall be allowed if either one or both of said tenants are 65 years of age or more, or if either one or both of said tenants shall have resided on such property for the preceding five years; provided, further, however, that only one such exemption shall be allowed on any real estate taxable hereunder.

Received 2-24-71 at 3:00 P.M.

FOR RECORD AND RECORDED.

DOROTHY BAILEY KUCHER, CLERK

filed: Co Comm

MAR 8 1971

DOROTHY BAILEY KUCHER, CLERK

RECEIPT 3011

LIBER 001 PAGE 89

Resolution Number 64-9

Page 2.

b. Every person seeking to have his residential property taxed as provided herein shall first make application to the Board of County Commissioners of St. Mary's County or their designated agent, in writing, setting forth thereon his, her or their name, age, place of residence, total gross income from all sources for the next preceding calendar year, total consecutive years of residence in St. Mary's County immediately preceding the date of said application, and the source of ownership of the residential property sought to be taxed as herein provided. Said application shall be accompanied by an affidavit of the person making said application certifying to the truth of the contents of the application and said application shall be submitted to said County Commissioners or their designated agent at least twenty-one (21) calendar days before the date of finality for assessment of real property ownership in St. Mary's County of the year for which said reduction of assessment, if granted hereunder, would apply. Thereupon, said County Commissioners or their designated agent shall read and consider each of said applications and shall approve or disapprove same prior to said date of finality.

In accordance with the terms herein above set forth, and in accordance with Chapter 883 of the Laws of Maryland 1963.

This 30th day of June 1964



BY ORDER OF THE BOARD OF COUNTY COMMISSIONERS OF ST. MARY'S COUNTY, MARYLAND

F. Elliott Burch
F. Elliott Burch, President

J. Wilmer Bowles
J. Wilmer Bowles, Commissioner

Attest:
E. L. Tillman
(Mrs.) E. L. Tillman, Secretary

Clarence H. Ridgell
Clarence H. Ridgell, Commissioner

Received 2-24-71 at 3:00 P.M.
FOR RECORD AND RECORDED.
DOROTHY BAILEY KUCHER, CLERK

file: Co Comm

MAR 8 1971

DOROTHY BAILEY KUCHER, CLERK

RECEIPT 3011

LIBER 001 PAGE 90

Resolution Number 64-9

Subj: Tax Exemption for
Elderly Persons

R E S O L U T I O N

WHEREAS, Chapter 498 of the Laws of Maryland 1963, required the Board of County Commissioners of St. Mary's County, Maryland, to grant tax exemptions for persons over the age of sixty-five (65) in accordance with certain conditions therein set forth and,

WHEREAS, Chapter 883 of the Laws of Maryland 1963, superseded the herein above mentioned chapter requiring the County Commissioners to provide a tax credit or limited rate of taxation therein approximately equal to and in lieu of the tax exemption or personal rate of assessment.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of St. Mary's County, Maryland, that

a. Every person over the age of 65 years who has been a bona fide resident of St. Mary's County for the preceding five years and whose total gross income is three thousand dollars (\$3,000.00) or less per year from all sources, and who has legal title or beneficial title to real property located in St. Mary's County and who has resided thereon for the preceding five years and makes such real property his or her permanent home, shall be entitled to have the sum of three thousand dollars (\$3,000.00) deducted from the assessed valuation of said property for the purpose of County real estate taxes levied against said property by the said St. Mary's County; provided, that if said taxable real estate is owned as tenants by the entirety, only one such exemption shall be allowed; provided further, such exemption shall be allowed only if the combined gross income of said tenants by the entirety does not exceed three thousand dollars (\$3,000.00) for any one year; provided, further, that such exemption shall be allowed if either one or both of said tenants are 65 years of age or more, or if either one or both of said tenants shall have resided on such property for the preceding five years; provided, further, however, that only one such exemption shall be allowed on any real estate taxable hereunder.

Met: Co Comm

MAR 8 1971

DOROTHY BAILEY KUCHER, CLERK

b. Every person seeking to have his residential property taxed as provided herein shall first make application to the Board of County Commissioners of St. Mary's County or their designated agent, in writing, setting forth thereon his, her or their name, age, place of residence, total gross income from all sources for the next preceding calendar year, total consecutive years of residence in St. Mary's County immediately preceding the date of said application, and the source of ownership of the residential property sought to be taxed as herein provided. Said application shall be accompanied by an affidavit of the person making said application certifying to the truth of the contents of the application and said application shall be submitted to said County Commissioners or their designated agent at least twenty-one (21) calendar days before the date of finality for assessment of real property ownership in St. Mary's County of the year for which said reduction of assessment, if granted hereunder, would apply. Thereupon, said County Commissioners or their designated agent shall read and consider each of said applications and shall approve or disapprove same prior to said date of finality.

In accordance with the terms herein above set forth, and in accordance with Chapter 883 of the Laws of Maryland 1963.

This 7th day of June 1964

Received 2-24-71 at 3:00 P.M.

FOR RECORD AND RECORDED.

DOROTHY BAILEY KUCHER, CLERK

SK41

BY ORDER OF THE BOARD OF COUNTY
COMMISSIONERS OF ST. MARY'S COUNTY,
MARYLAND

F. Elliott Burch
F. Elliott Burch, President

Attest:

J. Wilmer Bowles, Commissioner

(Mrs.) E. L. Tillman, Secretary

Clarence H. Ridgell, Commissioner

file: Co Comm

MAR 8 1971

DOROTHY BAILEY KUCHER, CLERK

RECEIPT 3012

RESOLUTION

WHEREAS, the County Commissioners of St. Mary's County, Maryland, did advertise for bids re MD-114, St. Mary's County Nursing Home, and received six (6) bids for the construction of same, which were opened May 7, 1964 in the Commissioners' Office in Leonardtown, Maryland, and

WHEREAS, after a review of said base bids and alternate numbers 1, 2, and 3, the Commissioners have determined that it would be to the best interest of St. Mary's County to amend their Resolution of June 25, 1963, to the extent that the sum of \$175,000.00 be appropriated for the Nursing Home together with equipment and furnishings in lieu of the original \$100,000.00 appropriated,

NOW, THEREFORE BE IT RESOLVED, by the County Commissioners of St. Mary's County, Maryland, that an additional \$75,000.00 be appropriated for the construction of the St. Mary's County Nursing Home, being Project MD-114, making a total sum of \$175,000.00 to be appropriated as the County share of the cost of construction, equipment, and furnishing of same.

This date: June 5, 1964BY ORDER OF THE BOARD OF COUNTY
COMMISSIONERS OF ST. MARY'S COUNTY,
MARYLAND

(SEAL)

F. Elliott Burch
F. Elliott Burch, President

Attest:

J. Wilmer Bowles
J. Wilmer Bowles, Commissioner

E. L. Tillman
(Mrs.) E. L. Tillman, Secretary

Clarence H. Ridgell
Clarence H. Ridgell, Commissioner

Received 2-24-71 at 3:00 P.M.FOR RECORD AND RECORDED.
DOROTHY BAILEY KUCHER, CLERK

file: Co Comm

MAR 8 1971

DOROTHY BAILEY KUCHER, CLERK

RECEIPT 3012

LIBER 001 PAGE 93

No. 64-6

Subj: Center
Gardens Tax
Abatement

RESOLUTION

WHEREAS, the Board of County Commissioners of St. Mary's County, Maryland, did pass a Resolution on the 24th day of March, 1964, in regard to a Wherry Housing Project at Lexington Park, Maryland, known as "Center Gardens", FHA Number 000-80003-4-6, and

WHEREAS, it is the desire of the County Commissioners to clarify said Resolution to the extent necessary to confirm the fact that the taxable year for St. Mary's County runs from January 1 of each year through December 31 of each year, and

WHEREAS, the last tax abatement on record only abated subject property taxes to July 1, 1963, and

WHEREAS, there has been a meeting of minds between the County Commissioners of St. Mary's County, Maryland, and Verona Corporation, Patuxent Sections I, II, and IV, as to the payment of back personal property taxes in the amount of \$7,621.00,

NOW, THEREFORE, BE IT RESOLVED by the County Commissioners of St. Mary's County, Maryland, in regular meeting assembled on the 30th day of April, 1964, that:

1. That all real estate taxes for the taxable and calendar year 1963, due and payable by Patuxent Sections I, II, and IV, are hereby abated in full.

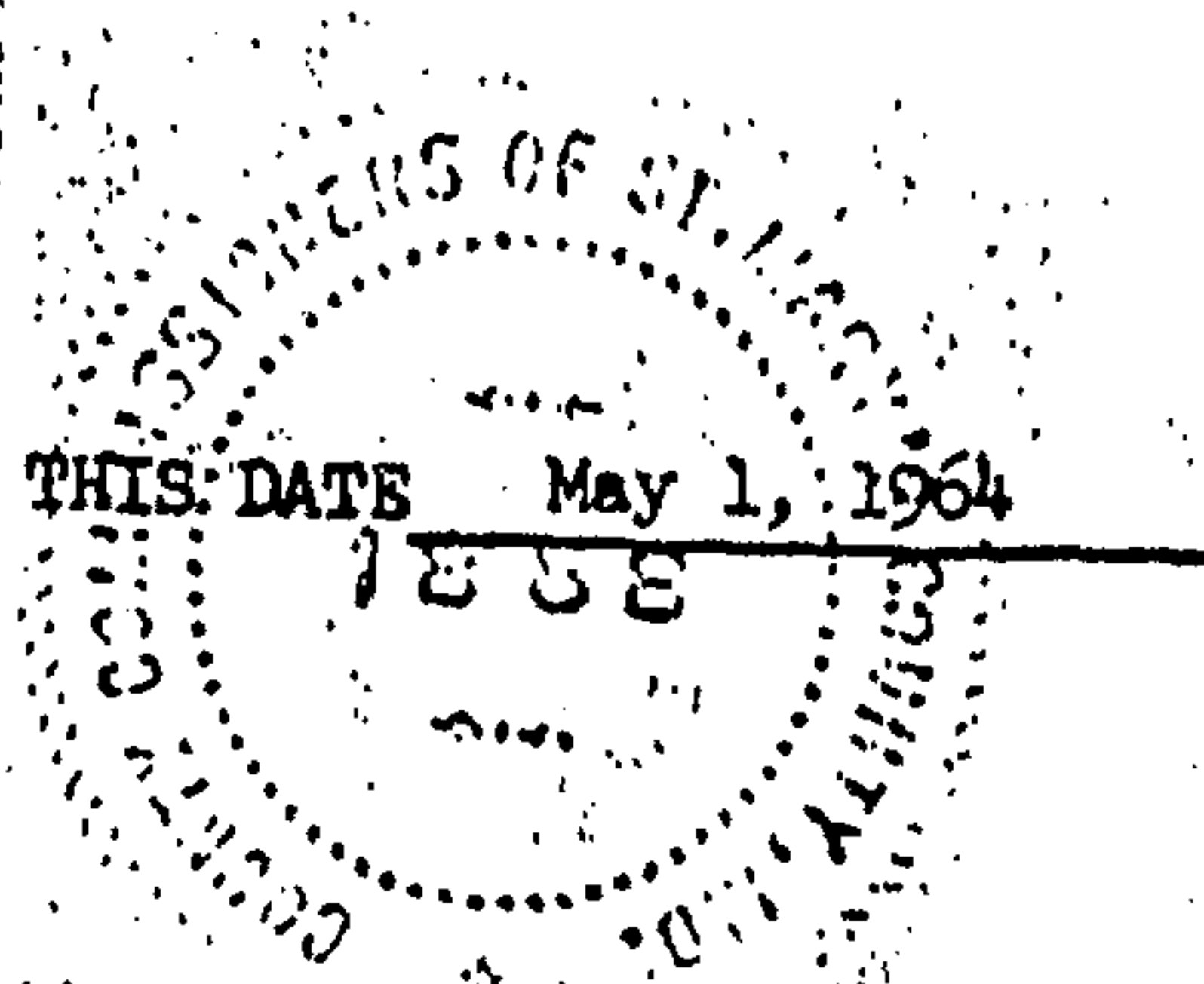
2. That the taxable year referred to in the March 24, 1964, Resolution of the County Commissioners is deemed to be from January 1, 1964 through December 31, 1964; and further, that the amount of taxes that may be due by subject corporations as to real estate is hereby deemed not to exceed the sum of \$7,200.00.

3. That any personal property taxes claimed of and from Center Gardens Management Company, Inc., Patuxent Sections I, II, III, and IV, for the years 1957 through 1963, shall be receipted as paid in full by the County Commissioners of St. Mary's County, Maryland, upon the payment of the sum of \$7,621.00 unto the Treasurer of St. Mary's County, Maryland.

Received 2-24-71 at 3:00 P.M.

FOR RECORD AND RECORDED.

DOROTHY BAILEY KUCHER, CLERK



Attest:

E. L. Tillman
(Mrs.) E. L. Tillman, Secretary

BY ORDER OF THE BOARD OF COUNTY COMMISSIONERS OF ST. MARY'S COUNTY, MARYLAND

F. Elliott Burch
F. Elliott Burch, President

J. Wilmer Bowles
J. Wilmer Bowles, Commissioner

Clarence H. Ridgell
Clarence H. Ridgell, Commissioner

hld: Co Comm

MAR 8 1971

DOROTHY BAILEY KUCHER, CLERK

No. 64-4

Subj: Septic License

RECEIPT 3012

LIBER 001 PAGE 94

RESOLUTION

WHEREAS, the Board of County Commissioners of St. Mary's County, Maryland, are aware of the need to control persons or business firms installing septic tanks and drain fields in various properties in St. Mary's County, and

WHEREAS, the County Commissioners deemed it necessary to require said persons to procure a license for the installation of septic tanks and drain fields and require said licensee to pay a fee of \$25.00 for said initial license and \$15.00 each year and after for renewal of same,

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of St. Mary's County, Maryland, that any person, firm or corporation engaged in the business of installing septic tanks and drain fields on or in any property in St. Mary's County, Maryland, from and after the date of MAY 1, 1964 shall be required to purchase a license for the performance of said labor, materials, and services at a cost of \$25.00 for each license issued in the original instance, and at a cost of \$15.00 per annum for renewal of same, which license period shall run from MAY 1st of each year for a period of one year; any such person, firm or corporation shall apply to the County Health Department for approval of issuance of said license, and shall purchase said license by applying for same and making payment therefore to the Board of County Commissioners of St. Mary's County, Maryland.

AND FURTHER BE IT RESOLVED that a copy of this Resolution be publicized by inserting same in a local newspaper for two successive weeks prior to MAY 1, 1964.

This date April 7
1964

BY ORDER OF THE BOARD OF COUNTY COMMISSIONERS OF ST. MARY'S COUNTY, MARYLAND

F. Elliott Burch
F. Elliott Burch, President

Attest:

E. L. Tillman
(Mrs.) E. L. Tillman
Secretary

J. Wilmer Bowles
J. Wilmer Bowles, Commissioner
Clarence H. Ridgell
Clarence H. Ridgell, Commissioner

Received 2-24-71 at 3:00 P.M.
FOR RECORD AND RECORDED.
DOROTHY BAILEY KUCHER, CLERK

Met: Co Comm

MAR 8 1971

DOROTHY BAILEY KUCHER, CLERK

RECEIPT 3012

Subj: Center
Gardens Tax
Credit

RESOLUTION

WHEREAS, pursuant to the authority of Section 408 of the Housing Amendments of 1955, as amended by Public Law 1020/84th Congress, the Secretary of Defense of the United States, by his duly designated Agent, for the purpose of Section 408, has made a determination for the taxable year 1964, of a certain sum of money to be the amount equal to the sum of payments made by the United States Government with respect to Title VIII, Wherry Housing Project, known as "Center Gardens" F.H.A. No. 000-80003-4-6 etc., and

WHEREAS, because of said determination Patuxent Section I Corporation, Patuxent Section II Corporation, Patuxent Section III, Corporation, and Patuxent Section IV Corporation, have duly applied to the County Commissioners of St. Mary's County, Maryland, (through Ralph M. Cestone, Secretary of Verona Construction Co. of Verona, New Jersey) for a credit of subject corporation's 1964 real estate taxes in accordance with the provisions of Article 81 of the Annotated Code of Maryland, prior to the date of finality, and

WHEREAS, the aforesaid determination made by the Secretary of Defense is an estimate of the credit to be applied against 1964 taxes.

NOW, THEREFORE BE IT RESOLVED, by the County Commissioners of St. Mary's County, Maryland, in regular meeting assembled, on the 24th day of March 1964:

1. That the determinations projected by the Secretary of Defense under Sub-titles A. Capitol Improvements and B. Maintenance and Operation as monies to be paid by the Federal Government to St. Mary's County, Maryland, with respect to the Title VIII (Wherry) Housing expenditures made by the Federal Government, or by the Lessee of the said housing project, for the provision or maintenance of services of facilities which are customarily provided by the County Commissioners of St. Mary's County, Maryland, with respect to similar property, shall be a credit on subject corporation's (Patuxent Section I Corporation, Patuxent Section II Corporation, Patuxent Section III Corporation and Patuxent Section IV Corporation) 1964 real estate tax liabilities for St. Mary's County, Maryland, upon substantiation of said expenditures and payments by the Federal Government, by submission of proper vouchers and or statements on or before December 31, 1964.

2. That said determinations of the Secretary of Defense, made pursuant to Section 408 of the Housing Amendments of 1955, as amended by Public Law 1020/84th Congress, relating to the housing project known as "Center Gardens" in St. Mary's County, Maryland, provided that such determinations are found to be valid, legal and accurate by the County Commissioners of St. Mary's County, Maryland, and provided further that the above corporations, or their successors, strictly comply with the applicable provisions of Article 81 of the Annotated Code of Maryland, and other applicable laws.

Test as to all:

Eunice L. Tillman
Eunice L. Tillman, Secretary

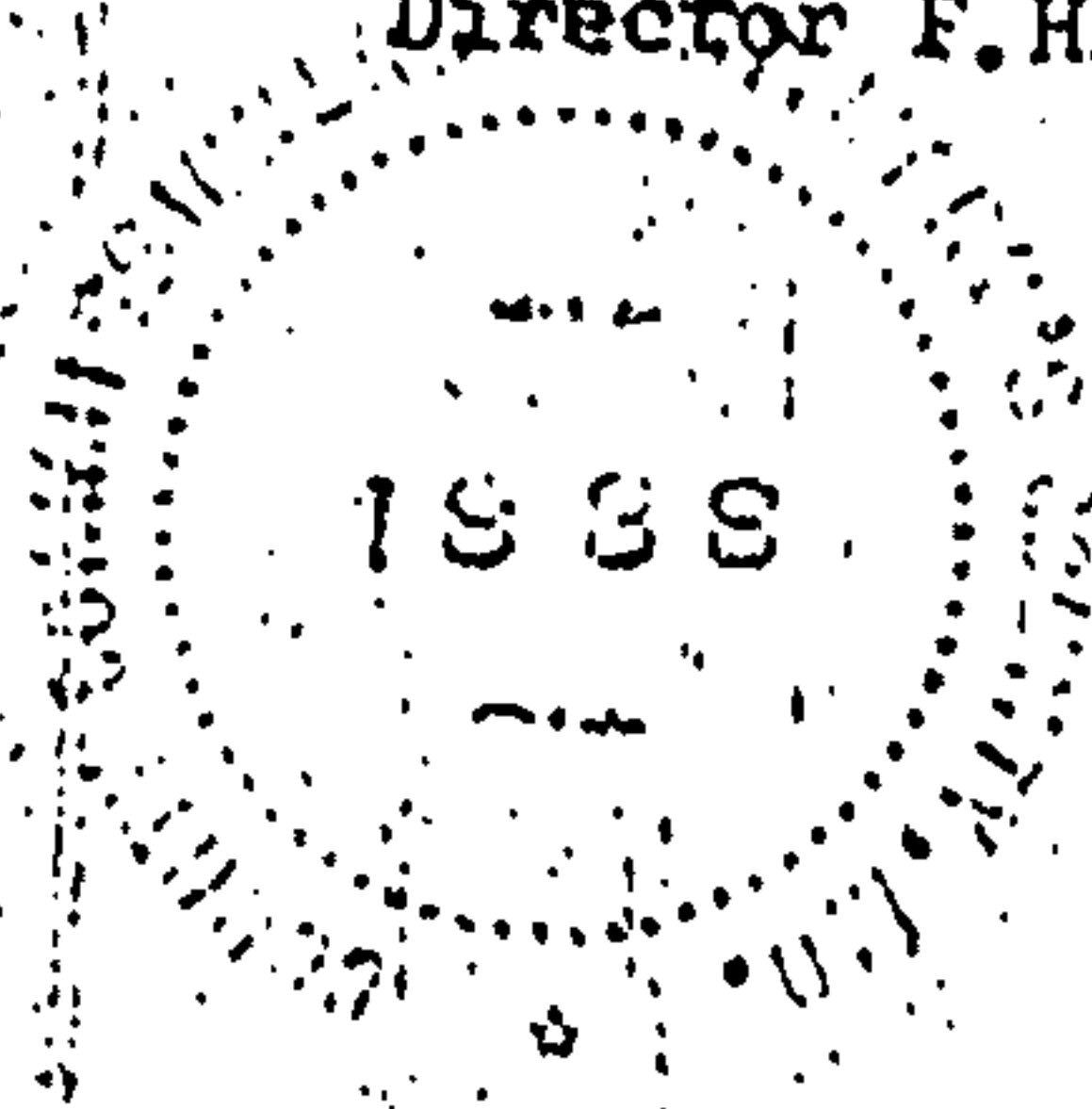
J. Elliott Burch
James H. Ryzell
William B. Good

True Copy Test:

Eunice L. Tillman
Eunice L. Tillman, Secretary

cc: Supervisor of Assessments.
Ralph Cestone, Secy., Verona
Construction Co., Verona, N. J.
W. J. Thompson, Capt. U.S.N.
Director F.H.A.

Received 2-24-71 at 3:00 P.M.
FOR RECORD AND RECORDED.
DOROTHY BAILEY KUCHER, CLERK



File: Co Comm

MAR 8 1971

DOROTHY BAILEY KUCHER, CLERK

RECEIPT 3012

LIBER 001 PAGE 95

AGREEMENT

COUNTY COMMISSIONERS OFFICE

RECEIVED
Subj: School Const. Loan - \$175,000.00
JAN 14 1964

WHEREAS, on October 1, 1963 representatives of the Board of Education of St. Mary's County, Maryland, met with the Board of County Commissioners of St. Mary's County and discussed the borrowing of additional funds in the amount of \$175,000.00 for the use of the Board of Education from the General Public School Construction Loan for 1963, 12th Series, and

WHEREAS, the Board of Education at its meeting held on January 10, 1964 agreed to pay the first six months interest accruing on this loan as the same cannot be paid by the said County Commissioners of St. Mary's County inasmuch as the said interest cannot be included in the budget;

NOW, THEREFORE, THIS AGREEMENT WITNESSETH, that in consideration of the mutual covenants and agreements of the parties hereto and in consideration of the premises, the Board of Education of St. Mary's County, Maryland, a body corporate and the County Commissioners of St. Mary's County, Maryland, a body corporate and politic, do thereby covenant and agree as follows:

1. That the Board of Education of St. Mary's County, Maryland, will pay the first six (6) months' interest which will be due on the loan of \$175,000.00 borrowed by the said County Commissioners of St. Mary's County, Maryland, from the General Public School Construction Loan for 1963, 12th Series for the benefit of said Board of Education.

AS WITNESS the hands and seals of the respective parties hereto this 14th day of January, 1964:

Attest:

Robert E. King, Jr.
Robert E. King, Jr., Secretary

THE BOARD OF EDUCATION OF ST. MARY'S COUNTY, MARYLAND
By E. Harry Ocker (SEAL)
E. Harry Ocker, President

Attest:

C. L. Tillman
Clerk

THE COUNTY COMMISSIONERS OF ST. MARY'S COUNTY, MARYLAND
By F. Elliott Burch (SEAL)
F. Elliott Burch, President

Received 2-24-71 at 3:00 P.M.

FOR RECORD AND RECORDED.
DOROTHY BAILEY KUCHER, CLERK

del: Co Comm

MAR 8 1971

DOROTHY BAILEY KUCHER, CLERK

RECEIPT 3012

LISEL 001 PAGE 97

Subj: Center Gardens Tax Abatement

RESOLUTION

WHEREAS, pursuant to the authority of Section 408 of the Housing Amendments of 1955, as amended by Public Law 10/20 84th Congress, the Secretary of Defense of the United States, by his duly designated Agent, for the purpose of Section 408, has made a determination for the taxable year 1964, of a certain sum of money to be the amount equal to the sum of payments made by the United States Government with respect to Title VIII, Wherry Housing Project, known as "Center Gardens" F.H.A. No. 000-80003-4-6 etc., and

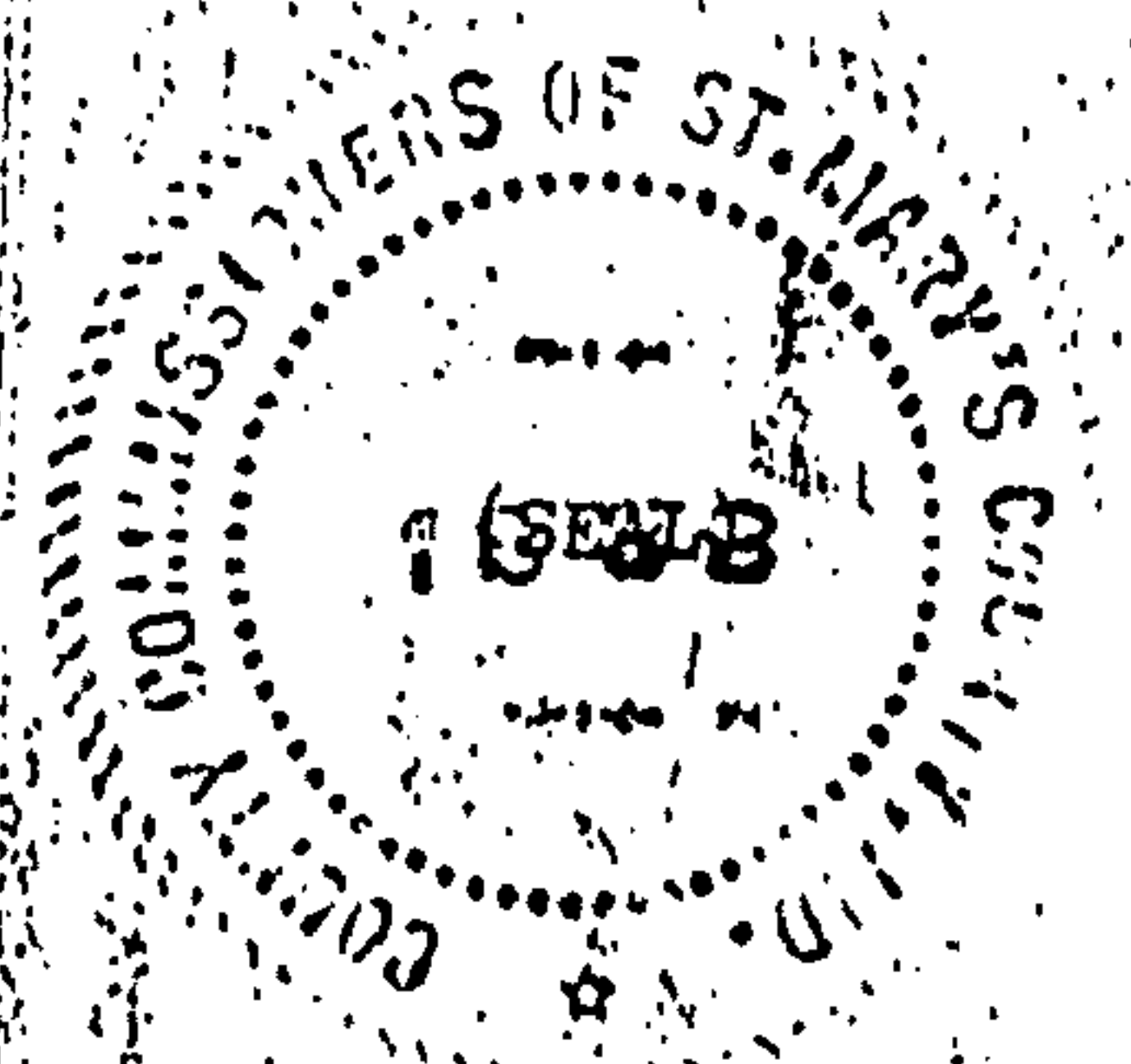
WHEREAS, because of said determination Patuxent Section I Corporation, Patuxent Section II Corporation, Patuxent Section III Corporation, and Patuxent Section IV Corporation, have duly applied to the County Commissioners of St. Mary's County, Maryland, (through Ralph M. Cestone, Secretary of Verona Construction Co. of Verona New Jersey) for a credit of subject corporation's 1964 real estate taxes in accordance with the provisions of Article 81 of the Annotated Code of Maryland, prior to the date of finality, and

Whereas, the aforesaid determination made by the Secretary of Defense is an estimate of the credit to be applied against 1965 taxes, and

WHEREAS, the actual payment under Capitol Improvements and Maintenance and Operation with respect to the Title VIII (Wherry) Housing expenditures made by the Federal Government exceed the real estate taxes (of Patuxent Section I Corporation, Patuxent Section II Corporation, Patuxent Section III Corporation, and Patuxent Section IV Corporation) for the year of 1965.

NOW, THEREFORE BE IT RESOLVED, by the County Commissioners of St. Mary's County, Maryland, in regular meeting assembled, on the 14th day of December 1965:

1. That the real estate taxes for year 1965 are abated.
2. That said determinations of the Secretary of Defense, made pursuant to Section 408 of the Housing Amendments of 1955, as amended by Public Law 10/20 84th Congress, relating to the housing project known as "Center Gardens" in St. Mary's County, Maryland, provided that such determinations are found to be valid, legal and accurate by the County Commissioners of St. Mary's County, Maryland, and provided further that the above corporations, or their successors, strictly comply with the applicable provisions of Article 81 of the Annotated Code of Maryland, and other applicable laws.



BY ORDER OF THE BOARD OF COUNTY COMMISSIONERS OF ST. MARY'S COUNTY, MARYLAND

J. Elliott Burch

Elliott Burch, President

J. Wilmer Bowles

J. Wilmer Bowles, Commissioner

Clarence H. Ridgell

Clarence H. Ridgell, Commissioner

Attest:

E. L. Tillman
(Mrs.) E. L. Tillman, Secretary

cc: Supv. of Assessments; Ralph Cestone, Secty., Verona Construction Co., Verona, N. J.; W. M. Enger, Capt. U.S.N., Director F.H.A.

Received 2-24-71 at 3:00 P.M.

FOR RECORD AND RECORDED.

DOROTHY BAILEY KUCHER, CLERK

Rel: Co Comm

MAR 8 1971

DOROTHY BAILEY KUCHER, CLERK

RECEIPT 3012

Subj: Center Gardens
Tax Credit -
1965/1966

RESOLUTION

WHEREAS, pursuant to the authority of Section 408 of the Housing Amendments of 1955, as amended by Public Law 10/20 84th Congress, the Secretary of Defense of the United States, by his duly designated Agent, for the purpose of Section 408, has made a determination for the taxable year 1965/1966, of a certain sum of money to be the amount equal to the sum of payments made by the United States Government with respect to Title VIII, Wherry Housing Project, known as "Center Gardens" F.H.A. No. 000-80003-4-6 etc., and

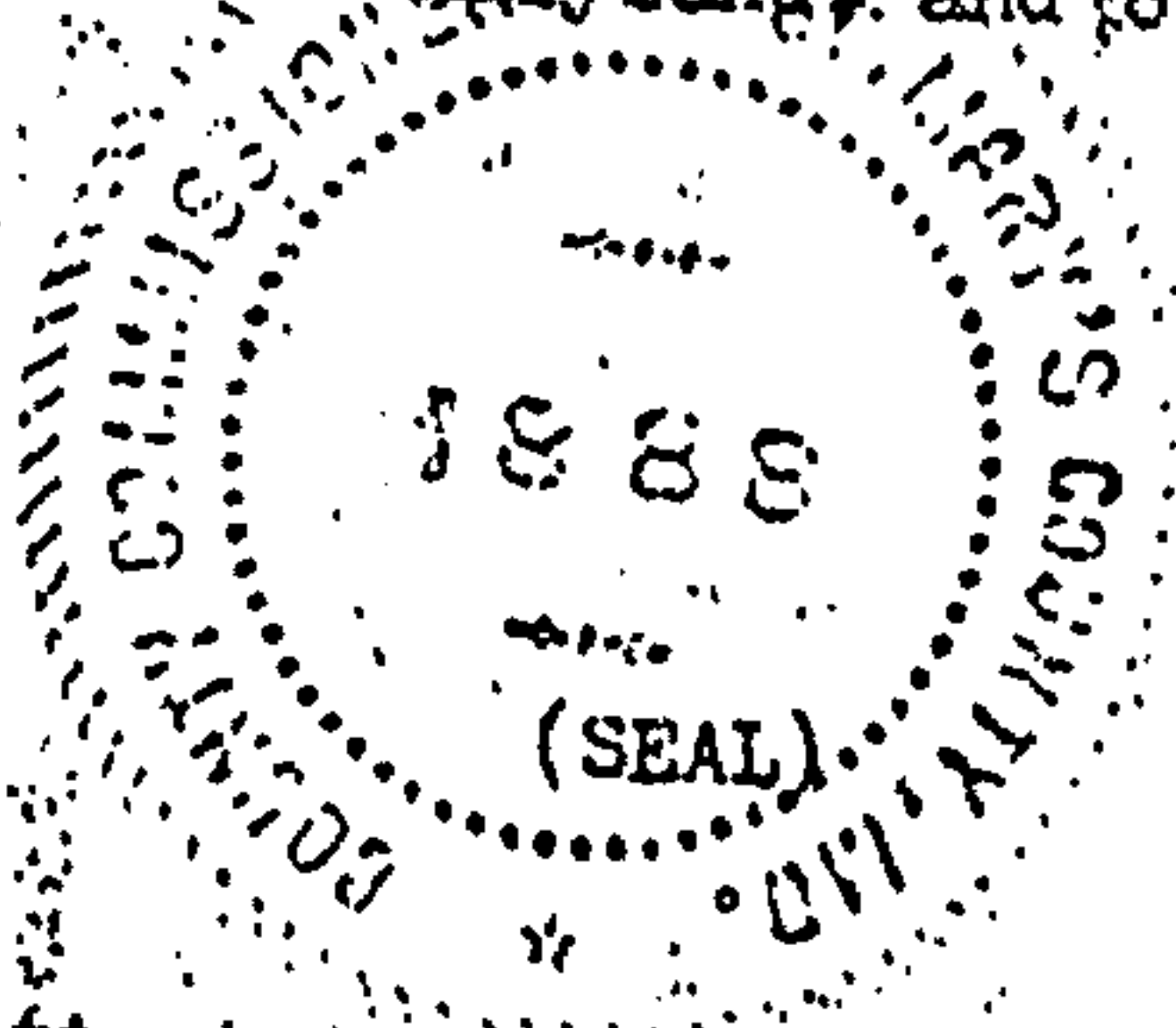
WHEREAS, because of said determination, Patuxent Section I Corporation, Patuxent Section II Corporation, Patuxent Section III Corporation, and Patuxent Section IV Corporation, have duly applied to the County Commissioners of St. Mary's County, Maryland, (through Ralph M. Gestone, Secretary of Verona Construction Company of Verona, New Jersey) for a credit of subject corporation's 1965/1966 real estate taxes in accordance with the provisions of Article 81 of the Annotated Code of Maryland, prior to the date of finality, and

WHEREAS, the aforesaid determination made by the Secretary of Defense is an estimate of the credit to be applied against 1965/1966 taxes,

NOW, THEREFORE BE IT RESOLVED, by the County Commissioners of St. Mary's County, Maryland, in regular meeting assembled, on the 14th day of December, 1965:

1. That the 1965/1966 County Real Estate Tax Liabilities of Patuxent Section I Corporation, Patuxent Section II Corporation, Patuxent Section III Corporation, and Patuxent Section IV Corporation, and the same are abated to the extent of the Tax Credit as claimed by letter from Director of Chesapeake Division, Bureau of Yards and Docks, dated September 14th, 1965, signed by W. M. Enger, and when firm rates and assessments have been established for 1965/1966 taxes same will be furnished to interested parties.

2. That said determinations of the Secretary of Defense, made pursuant to Section 408 of the Housing Amendments of 1955, as amended by Public Law 10/20 84th Congress, relating to the housing project known as "Center Gardens" in St. Mary's County, Maryland, provided that such determinations are found to be valid, legal and accurate by the County Commissioners of St. Mary's County, Maryland, and provided further, that the above corporations, or their successors, strictly comply with the applicable provisions of Article 81 of the Annotated Code of Maryland, and other applicable laws.



BY ORDER OF THE BOARD OF COUNTY COMMISSIONERS OF ST. MARY'S COUNTY, MARYLAND

F. Elliott Burch
F. Elliott Burch, President

J. Wilmer Bowles
J. Wilmer Bowles, Commissioner

Clarence H. Ridgell
Clarence H. Ridgell, Commissioner

Attest:
E. L. Tillman
(Mrs.) E. L. Tillman, Secretary

cc: Supv. of Assessments; Ralph Gestone, Secty., Verona Construction Company, Verona, N.J.; W. M. Enger, Capt. U.S.N.; Director F.H.A.

Received 2-24-71 at 3:00 P.M.
FOR RECORD AND RECORDED.
DOROTHY BAILEY KUCHER, CLERK

Rel: Co Comm

MAR 8 1971

DOROTHY BAILEY KUCHER, CLERK

Subj: Depositing School Loan Funds

RECEIPT 3012

RESOLUTION

WHEREAS, the County Commissioners of St. Mary's County, Maryland, have School Loan Funds on hand, which will not be needed for construction until called for by Board of Education of St. Mary's County; and

WHEREAS, the County Commissioners deem it advisable in connection with good business practices to have said funds earning interest during said period; and

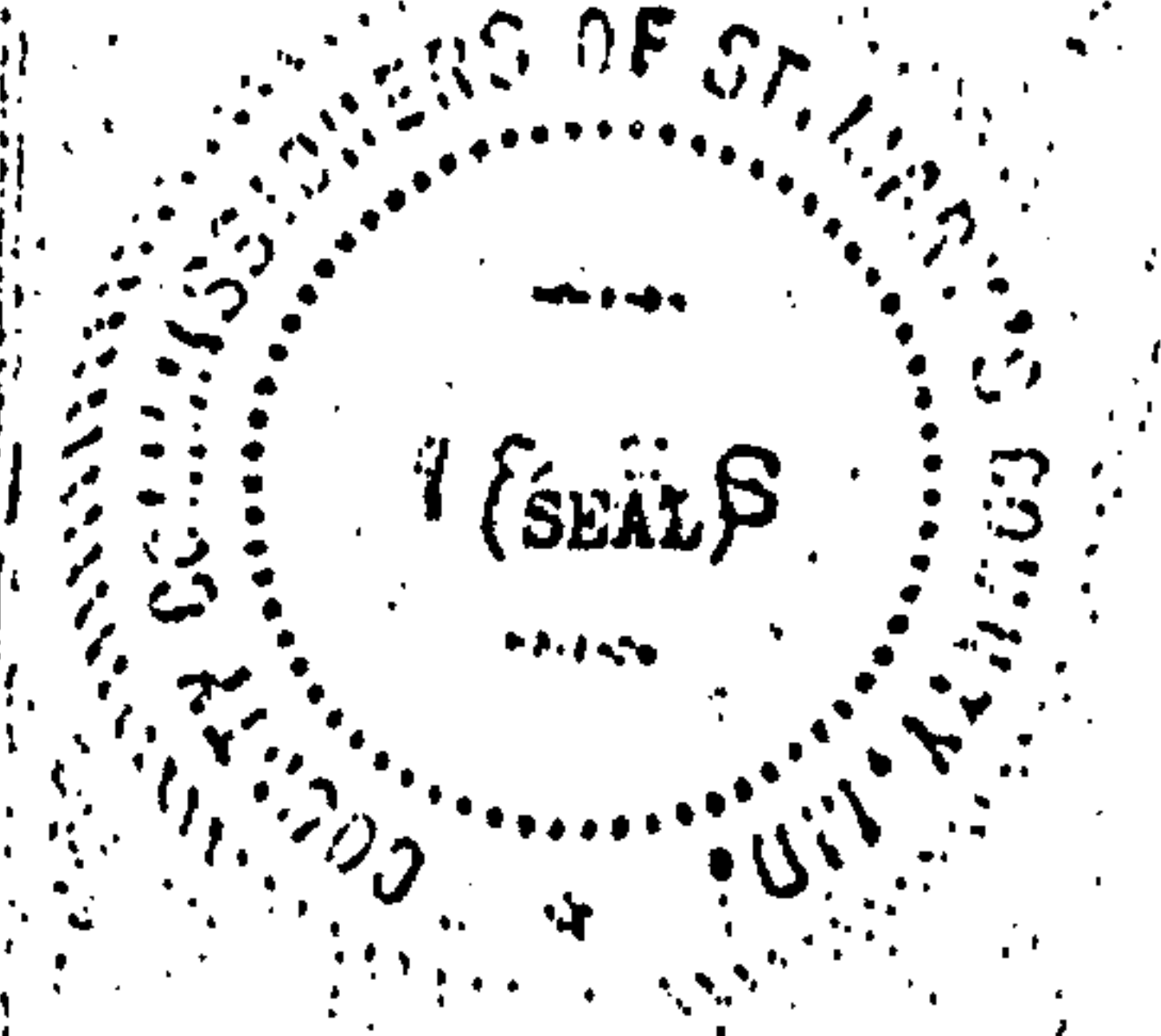
WHEREAS, the Director of Finance of St. Mary's County, Maryland, has consulted with various banking institutions to obtain interest rates for anticipated deposits by the County Commissioners, having fully investigated the safety of so doing;

NOW, THEREFORE, BE IT RESOLVED by the County Commissioners of St. Mary's County, Maryland, that the sum of Eight Hundred Five Thousand Dollars (\$805,000.00) of School Loan Funds be deposited in the Citizen National Bank of Southern Maryland, Lexington Park, Maryland as follows: Three Hundred Fifty Thousand Dollars (\$350,000.00) for a period of one (1) year, subject to the payment by said institution of the interest rate of 4.51% per annum, Three Hundred Sixty Thousand Dollars (\$360,000.00) for a period of six (6) months, subject to the payment by said institution of the interest rate of 4.51% per annum, Fifty Thousand Dollars (\$50,000.00) for a period of Ninety (90) days, subject to the interest rate of 4.3% per annum, Forty Five Thousand Dollars (\$45,000.00) for a period of Sixty (60) days, subject to the interest rate of 4.1% per annum, said interest rate being the highest rate offered under bid letters opened at a regular meeting on Tuesday, December 14th, 1965, and pledging securities for such deposits.

FURTHER BE IT RESOLVED that the Director of Finance of St. Mary's County, Maryland, is authorized and directed to proceed with the deposit of said sums in accordance with the herein above mentioned limitations and conditions set forth.

This date: December 14, 1965

THE BOARD OF COUNTY COMMISSIONERS OF ST. MARY'S COUNTY, MARYLAND



F. Elliott Burch
F. Elliott Burch, President

J. Wilmer Bowles
J. Wilmer Bowles, Commissioner

Clarence H. Ridgell
Clarence H. Ridgell, Commissioner

Attest:

E. L. Tillman
(Mrs.) E. L. Tillman, Secretary

Received 2-24-71 at 3:00 P.M.
FOR RECORD AND RECORDED.
DOROTHY BAILEY KUCHER, CLERK

Rel: Co Comm

MAR 8 1971

DOROTHY BAILEY KUCHER, CLERK

RECEIPT 3012

LIBER 001 PAGE 100

RESOLUTION

WHEREAS, pursuant to the authority of Section 408 of the Housing Amendments of 1955, as amended by Public Law 10/20 84th Congress, the Secretary of Defense of the United States, by his duly designated Agent, for the purpose of Section 408, has made a determination for the taxable year 1965/1966, of a certain sum of money to be the amount equal to the sum of payments made by the United States Government with respect to Title VIII, Wherry Housing Project, known as "Center Gardens" F.H.A. No. 000-80003-4-6 etc., and

WHEREAS, because of said determination, Patuxent Section I Corporation, Patuxent Section II Corporation, Patuxent Section III Corporation, and Patuxent Section IV Corporation, have duly applied to the County Commissioners of St. Mary's County, Maryland, (through Ralph M. Cestone, Secretary of Verona Construction Company of Verona, New Jersey) for a credit of subject corporation's 1965/1966 real estate taxes in accordance with the provisions of Article 81 of the Annotated Code of Maryland, prior to the date of finality, and

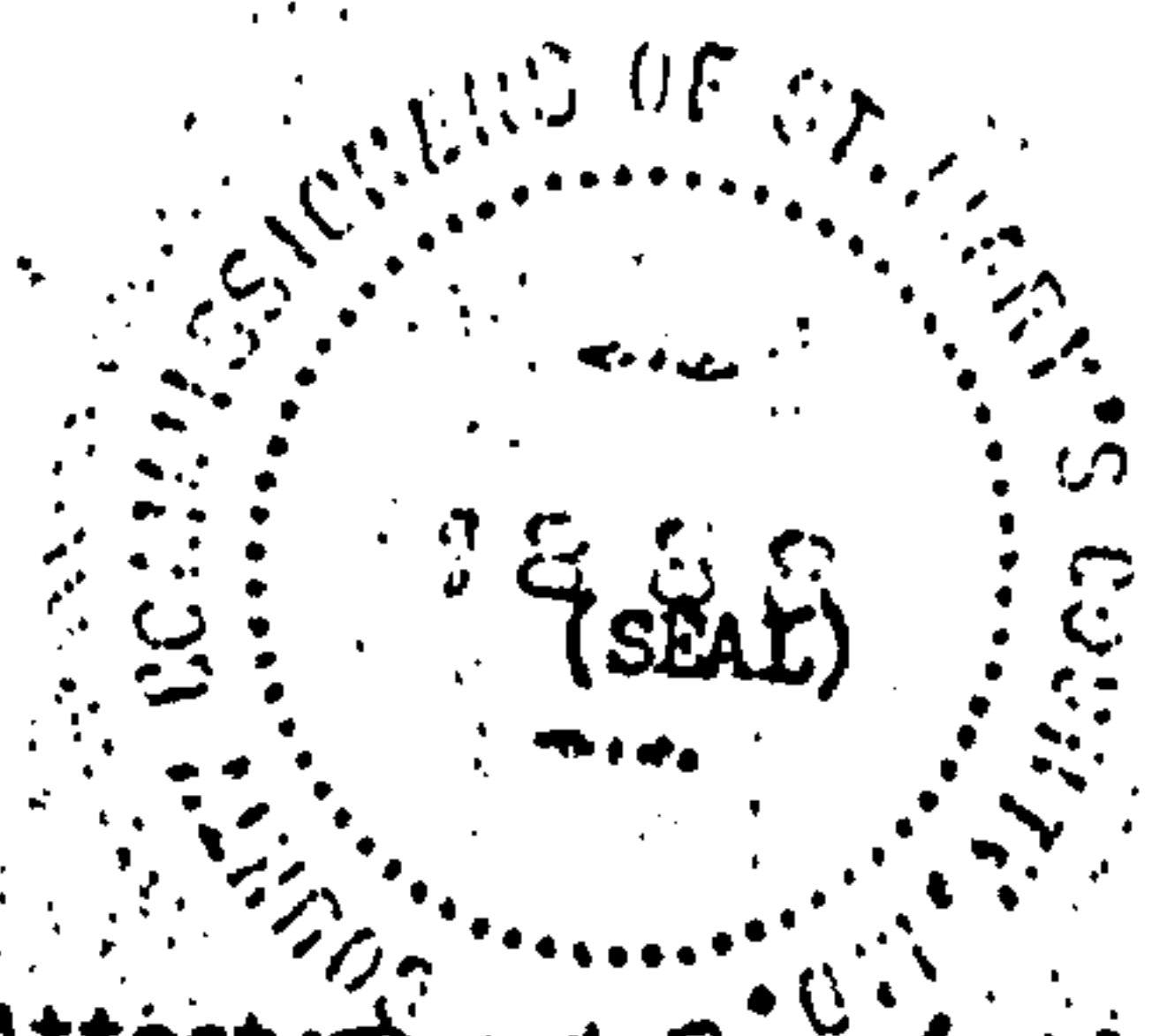
WHEREAS, the aforesaid determination made by the Secretary of Defense is an estimate of the credit to be applied against 1965/1966 taxes,

NOW, THEREFORE BE IT RESOLVED, by the County Commissioners of St. Mary's County, Maryland, in regular meeting assembled, on the 9th day of November, 1965:

1. That the determinations projected by the Secretary of Defense under Sub-titles "A". Capitol Improvements and "B". Maintenance and Operation as monies to be paid by the Federal Government to St. Mary's County, Maryland, with respect to the Title VIII (Wherry) Housing expenditures made by the Federal Government, or by the Lessee of the said housing project, for the provision or maintenance of services of facilities which are customarily provided by the County Commissioners of St. Mary's County, Maryland, with respect to similar property, shall be a credit on subject corporation's (Patuxent Section I Corporation, Patuxent Section II Corporation, Patuxent Section III Corporation, and Patuxent Section IV Corporation) 1965/1966 real estate tax liabilities for St. Mary's County, Maryland, upon substantiation of said expenditures and payments by the Federal Government, by submission of proper vouchers and/or statements on or before December 31, 1966.

2. That said determinations of the Secretary of Defense, made pursuant to Section 408 of the Housing Amendments of 1955, as amended by Public Law 10/20 84th Congress, relating to the housing project known as "Center Gardens" in St. Mary's County, Maryland, provided that such determinations are found to be valid, legal and accurate by the County Commissioners of St. Mary's County, Maryland, and provided further, that the above corporations, or their successors, strictly comply with the applicable provisions of Article 81 of the Annotated Code of Maryland, and other applicable laws.

Received 2-24-71 at 3:00 P.M.
FOR RECORD AND RECORDED.
DOROTHY BAILEY KUCHER, CLERK



BY ORDER OF THE BOARD OF COUNTY
COMMISSIONERS OF ST. MARY'S COUNTY,
MARYLAND

J. Elliott Burch
J. Elliott Burch, President

J. Wilmer Bowles
J. Wilmer Bowles, Commissioner

Clarence H. Ridgell
Clarence H. Ridgell, Commissioner

Attest
E. L. Tillman
(Mrs.) E. L. Tillman, Secretary

cc: Supv. of Assessments; Ralph Cestone, Secty., Verona Construction Company, Verona, N.J.; ~~XXXXXXXXXXXX~~ Capt. U.S.N.; Director F.H.A.
W. M. Enger

file: Co Comm

MAR 8 1971.

DOROTHY BAILEY KUCHER, CLERK

No. 65-8

Subj: Depositing
Encumbered
General Funds

RECEIPT 3012

LIBER 001 PAGE 101

RESOLUTION

WHEREAS, the County Commissioners of St. Mary's County, Maryland, have funds coming into their General Fund, which will not be needed for budgetary expenditures for the next six (6) months; and

WHEREAS, the County Commissioners deem it advisable in connection with good business practices to have said funds earning interest during said period; and

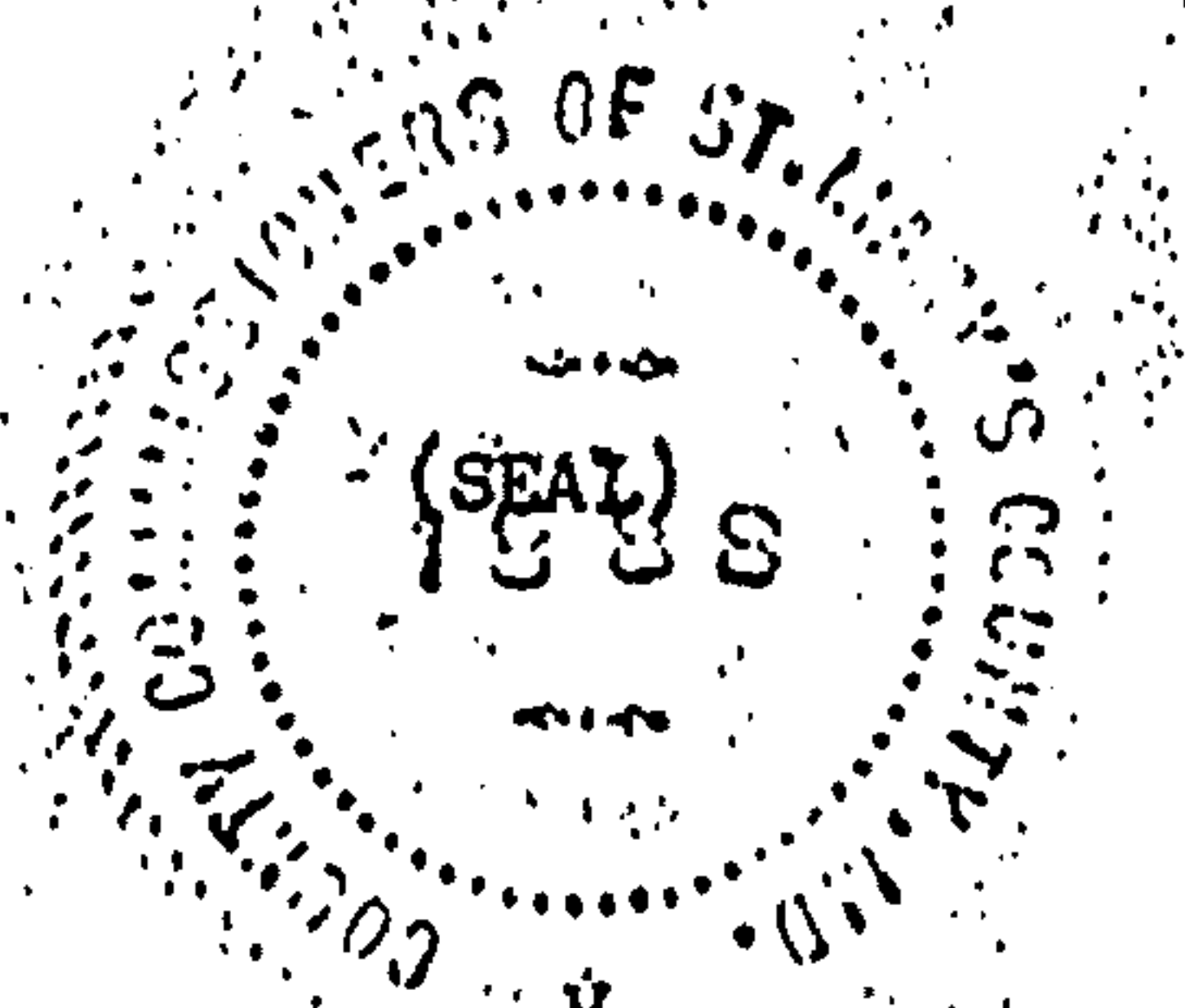
WHEREAS, the Director of Finance of St. Mary's County, Maryland, has consulted with various banking institutions to obtain interest rates for anticipated deposits by the County Commissioners, having fully investigated the safety of so doing;

NOW, THEREFORE, BE IT RESOLVED by the County Commissioners of St. Mary's County, Maryland, that the sum of Three Hundred and Fifty Thousand Dollars (\$350,000.00) of Commissioners' Funds be deposited in the Maryland National Bank, Leonardtown, Maryland, for a period of six (6) months, subject to the payment by said institution of the interest rate of 4 1/8% per annum, said interest rate being the highest rate offered under bid letters opened at a regular meeting on Thursday, October 14, 1965, and pledging securities for such deposit.

FURTHER BE IT RESOLVED that the Director of Finance of St. Mary's County, Maryland, is authorized and directed to proceed with the deposit of said sum in accordance with the herein above mentioned limitations and conditions set forth.

This date: October 15, 1965

THE BOARD OF COUNTY COMMISSIONERS
OF ST. MARY'S COUNTY, MARYLAND



F. Elliott Burch
F. Elliott Burch, President

J. Wilmer Bowles
J. Wilmer Bowles, Commissioner

Clarence H. Ridgell
Clarence H. Ridgell, Commissioner

Attest:
E. L. Tillman
(Mrs.) E. L. Tillman, Secretary

Received 2-24-71 at 3:00 P.M.
FOR RECORD AND RECORDED.
DOROTHY BAILEY KUCHER, CLERK

hled: Co Comm

MAR 8 1971

DOROTHY BAILEY KUCHER, CLERK

No. 65-7

Subj: Center
Gardens Tax Abatement

RECEIPT 3012

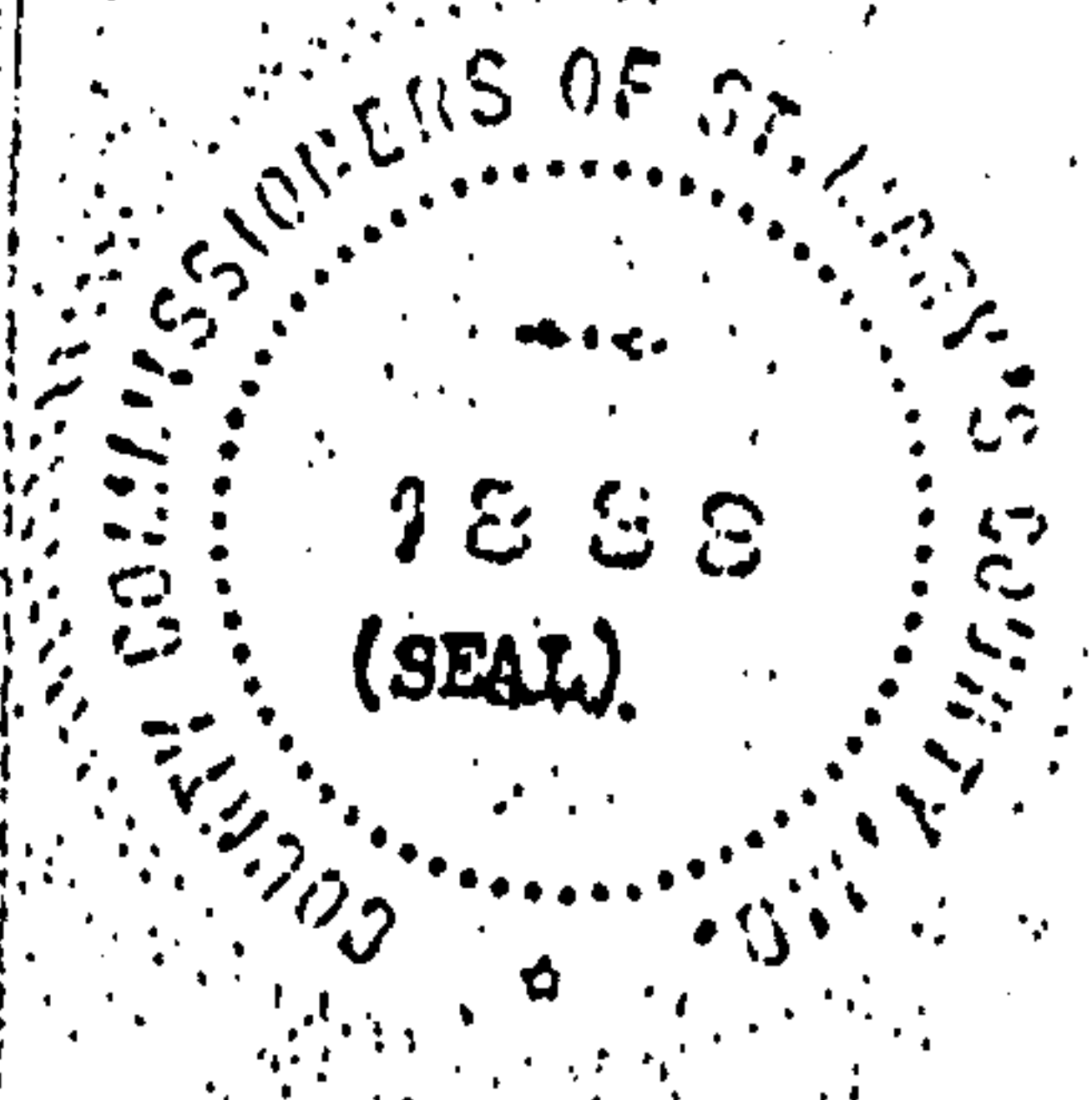
LIBER 001 PAGE 102

RESOLUTION

WHEREAS, the Board of County Commissioners of St. Mary's County, Maryland, did pass a resolution on the 17th day of August 1965, in regard to a Wherry Housing Project at Lexington Park, Maryland, known as CENTER GARDENS, FHA Number 000-80003-4-6,

NOW, THEREFORE, BE IT RESOLVED by the County Commissioners of St. Mary's County, Maryland, in regular meeting assembled on the 17th day of August 1965, that:

1. All personal property taxes for the year of 1965 regarding stoves and refrigerators, levied against the above mentioned Project, are hereby abated; other personal property taxes having been paid by Center Gardens Management Company, Inc., by Check #1748 in the amount of \$1,187.27; and further, that a copy of this resolution shall be delivered to the County Treasurer of St. Mary's County, Maryland, in order that said Treasurer may make the appropriate entries on tax records to show subject taxes have been paid in full for the year of 1965.
2. The Director of Finance of St. Mary's County, Maryland, is hereby directed to accept Center Gardens Management Company, Inc., Check #1748 in the amount of \$1,187.27, as payment in full for all personal property taxes for subject Project for the year of 1965.



BY ORDER OF THE BOARD OF COUNTY COMMISSIONERS OF ST. MARY'S COUNTY, MARYLAND

F. Elliott Burch
F. Elliott Burch, President

J. Wilmer Bowles
J. Wilmer Bowles, Commissioner

Attest:

E. L. Tillman
(Mrs.) E. L. Tillman, Secretary

Clarence H. Ridgell
Clarence H. Ridgell, Commissioner

Received 2-24-71 at 3:00 P.M.
FOR RECORD AND RECORDED.
DOROTHY BAILEY KUCHER, CLERK

del: Co Comm

MAR 8 1971

DOROTHY BAILEY KUCHER, CLERK

No. 65-5

Subj: Depositing
Encumbered Gen.
Funds

RECEIPT 3012

LIBER 001 PAGE 103

RESOLUTION

WHEREAS, the County Commissioners of St. Mary's County, Maryland, have in their General Fund certain funds encumbered for future needs; and

WHEREAS, the County Commissioners deem it advisable in connection with good business practices to have said funds earning interest until such time as they are needed, and further, that the County Commissioners recognize that the depositing of said sums in reputable banking institutions would serve the purpose of earnings for said County without cost to taxpayers, and would help stimulate the economy of the County by having said sums so deposited; and

WHEREAS, the Director of Finance of St. Mary's County, Maryland, has arranged with the Maryland National Bank of Leonardtown, Maryland, to deposit Six Hundred Thousand Dollars (\$600,000.00) by way of Certificates of Deposit for a minimum of nine (9) months, and in consideration of said deposit the said banking institution has agreed to pay unto the County Commissioners of St. Mary's County, for the General Fund, Four Percent (4%) Interest on same;

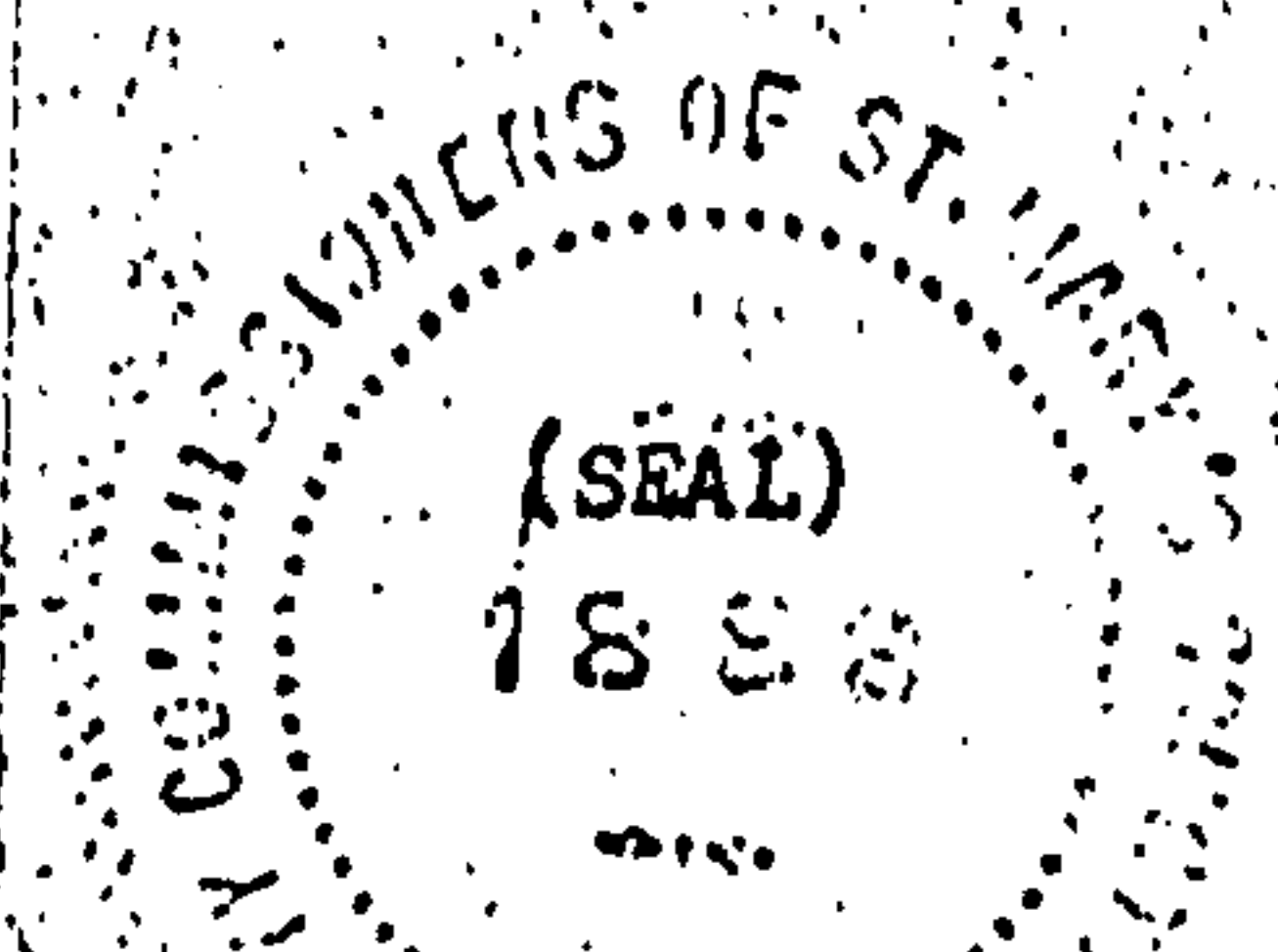
NOW, THEREFORE, BE IT RESOLVED by the County Commissioners of St. Mary's County, Maryland, by the authority vested in said County Commissioners under the Annotated Code of Maryland, that the Director of Finance for St. Mary's County be, and is hereby authorized and directed to deposit the sum of Six Hundred Thousand Dollars (\$600,000.00) in the Maryland National Bank of Leonardtown, Maryland, conditioned upon said banking institution paying Four Percent (4%) Interest on said sums, which are encumbered as follows:

- a. Reserve Road Program - Four Hundred Thousand Dollars (\$400,000.00).
- b. Reserve Nursing Home - One Hundred Thousand Dollars (\$100,000.00).
- c. Reserve Civil Defense Building - Seventy Thousand Dollars (\$70,000.00).
- d. Reserve Modernization of Sheriff's Office - Thirty Thousand Dollars (\$30,000.00).

FURTHER BE IT RESOLVED that the Director of Finance of St. Mary's County, Maryland, is directed to proceed with the depositing of said sums in accordance with the herein above mentioned limitations and conditions.

This date: June 29, 1965

THE BOARD OF COUNTY COMMISSIONERS OF
ST. MARY'S COUNTY, MARYLAND



Attest:
E. L. Tillman
(Mrs.) E. L. Tillman, Secretary

F. Elliott Burch
F. Elliott Burch, President

J. Wilmer Bowles
J. Wilmer Bowles, Commissioner

Clarence H. Ridgell
Clarence H. Ridgell, Commissioner

Received 2-24-71 at 3:00 P.M.

FOR RECORD AND RECORDED.

DOROTHY BAILEY KUCHER, CLERK

del: Co Comm

MAR 8 1971

DOROTHY BAILEY KUCHER, CLERK

RECEIPT 3012

AGREEMENT

THIS AGREEMENT, made and entered into this 29th day of June, 1965, by and between the State Roads Commission of Maryland, hereinafter called the "Commission" and St. Mary's County, Maryland, hereinafter called "County".

WHEREAS, Federal Aid Secondary Highway funds are available to the County through the Commission in the amount of Fifty Nine Thousand, Six Hundred and Eight Dollars (\$59,608.00) for fiscal year 1966, and

WHEREAS, it is the desire of the County to release said Federal Aid Secondary funds to the Commission for use on the State Federal Aid Secondary Highway System and to avail itself of an equal amount of County Highway Construction funds in lieu thereof, in accordance with the provisions of Section 32-g of Article 89-B of the Annotated Code of Maryland enacted by the 1965 General Assembly of Maryland.

NOW, THEREFORE, THIS AGREEMENT WITNESSETH: That in consideration of the mutual covenants and promises between the parties hereto, the parties hereto agree as follows:

- A. The County hereby releases to the State Roads Commission of Maryland for use on the State Federal Aid Highway System the Federal Aid Secondary funds allocated thereto for the fiscal year 1966 in the amount of Fifty Nine Thousand, Six Hundred and Eight Dollars (\$59,608.00).
- B. The State Roads Commission of Maryland, in lieu of the Federal Aid Secondary funds thus released, agrees to allocate to the County an equal amount of County Highway Construction funds from the Commission's Construction Fund for the fiscal year 1966.
- C. The County agrees that program requests for the utilization of said allocation "in lieu" will be made on a matching County fund basis in accordance with policies and procedures adopted by the Commission, a copy of which is attached hereto and made a part hereof the same as though textually incorporated herein, and that said funds will be expended only for highway construction and reconstruction.

Received 2-24-71 at 3:00 P.M.
FOR RECORD AND RECORDED.
DOROTHY BAILEY KUCHER, CLERK

file: Co Comm

MAR 8 1971

DOROTHY BAILEY KUCHER, CLERK

RECEIPT 3112

D. The County agrees that all funds not committed by virtue of an award of contract or by the initiation of force account work remaining from the aforementioned allocation at the end of fiscal year 1966 shall revert to the use of the Commission.

IN WITNESS WHEREOF, the parties of these presents have hereunto caused these presents to be executed in duplicate the day and year first above mentioned.



BOARD OF COUNTY COMMISSIONERS OF ST. MARY'S COUNTY, MARYLAND

F. Elliott Burch
F. Elliott Burch, President

J. Wilmer Bowles
J. Wilmer Bowles, Commissioner

Clarence H. Ridgell
Clarence H. Ridgell, Commissioner

Attest:

E. L. Tillman
(Mrs.) E. L. Tillman, Secretary

Attest:

THE STATE ROADS COMMISSION OF MARYLAND

Received 2-24-71 at 3:00 P.M.
FOR RECORD AND RECORDED.
DOROTHY BAILEY KUCHER, CLERK

Rel: Co Comm

MAR 8 1971

DOROTHY BAILEY KUCHER, CLERK

RECEIPT 3012

LIBER 001 PAGE 106

State Roads Commission

POLICY MEMORANDUM 10-1

SUBJECT: State-Aid-Program

GENERAL:

In an effort to encourage and assist the counties in the fulfillment of highway needs on the county highway system by giving all counties a wider latitude in the use of available funds, a State-County matching program has been authorized by Senate Bill 268 enacted at the 1965 Session of the Maryland General Assembly.

PURPOSE:

The purpose of this memorandum is to define and clarify the Commission's policy with respect to the establishment of a State-County Highway Construction Fund, the availability and utilization of said fund, and the controls by the finance, programming, and engineering functions.

ESTABLISHMENT OF STATE-AID FUND:

The establishment of the State-Aid Fund shall be contingent upon the release by the counties to the State Roads Commission of the allocated Federal Aid Secondary funds.

By formal agreement prepared by the Commission, the counties will release all or part of their respective allocations on a fiscal year basis and thereupon the Commission will transfer State funds to a State-County Highway Construction Fund allocated to the respective Counties' account in an amount equal to the released Federal Aid Secondary Funds.

AVAILABILITY OF FUNDS

Counties shall have the benefit of encumbering State-Aid funds during the fiscal year of appropriation and one year following. At the end of such period any uncommitted State-Aid funds - uncommitted either by award of contract or by the initiation of force account construction - shall revert to the use of the State Roads Commission.

The release of Federal Aid Secondary Funds for the use of State-Aid may begin with the fiscal year 1966 allocation. Utilization of Federal Aid Secondary funds for years prior to fiscal 1966 shall be in accordance with current procedures.

Received 2-24-71 at 3:00 P.M.
FOR RECORD AND RECORDED.
DOROTHY BAILEY KUCHER, CLERK

hdh: Co. Comm

MAR 8 1971

DOROTHY BAILEY KUCHER, CLERK

UTILIZATION OF STATE-AID FUNDS

State-Aid shall only be used on the State-Aid System adopted by the Commission. Initially, the entire Federal Aid Secondary Highway System will be incorporated in the State-Aid System. The system may be expanded to include other county roads upon request by the counties for the consideration thereof by the Commission's Planning and Programming Division.

State-Aid funds shall not be utilized for right-of-way acquisition.

State-Aid funds may be applied to the cost of engineering, inspection, and materials testing on contract projects only. Participation in the aggregate amount of these three items shall be on the basis of actual cost and shall not exceed 5% of the contract cost of the project.

State-Aid funds shall be used only for construction and reconstruction and shall not be used for maintenance as defined by AASHO, wherein maintenance projects are those which do not increase the traffic capacity nor the structural ability of the roadway.

Actual payment to the county shall be on a 50% matching basis, on a reimbursable basis, and on actual project cost basis. The Commission shall have the right of audit.

PROGRAMMING OF STATE AID PROJECTS

When a project is anticipated by the County utilizing State Aid Funds, their intent shall be established with the Commission by the submission of a program request similar to that required for Federal Aid Secondary projects.

Program data shall include a detailed identification of the project, a description of the existing facility and of the work to be performed, a statement respecting design criteria, cost estimates, whether contract or force account, proposed scheduling, and certification that the county has available the 50% matching funds.

AUTHORIZATION OF FUNDS

On contract projects, the county shall receive bids and submit a tabulation of bids to the Commission with a request for concurrence in award. Approval by the Commission in the award will constitute an encumbrance against the county's State-Aid Funds in the amount of one half of the awarded bid.

Rel: Co. Comm

MAR 8 1971

DOROTHY BAILEY KUCHER, CLERK

For overruns in excess of 5% of contract quantities and for extra work orders involving the addition of a work item or a substantial change in an existing item, funds shall be encumbered in a similar manner upon receipt of the District Engineer's approval of said overrun or extra work.

Concerning force account work, the County shall submit a detailed estimate sheet showing separately each type of work to be performed, quantities, rates, prices, and total estimates accompanied by the proposed starting date and work schedule. Upon approval to proceed with the initiation of work, the estimate sheet will be the basis of encumbering State-Aid funds on a 50% basis.

PAYMENT OF FUNDS

On contract projects the County may submit, separately for each contract, monthly estimate vouchers bearing certifications as to payment to the contractor by the County, and the Commission will thereupon reimburse the County for 50% of the value of the work performed during the period covered by the voucher.

For force account projects, reimbursement to the County will be made upon the presentation of certified monthly or periodic billing covering costs incurred by the County on the separate projects.

The Commission shall reserve the right to audit the accounts and records of the counties with respect to projects carried out under the State-Aid program.

ENGINEERING REVIEW AND CONTROLS

A plan shall be required for all State-Aid projects. The extent of detail to be included shall be commensurate with the complexity of the project, however, in any event, horizontal alignment, right-of-way limits, profile, typical section and drainage will be required.

AASHO standards for highways and bridges shall apply to all State-Aid projects within which the County Engineer can apply his judgment and experience to provide a facility of the highest quality compatible with the type of utilization and area wherein the project is located.

The State Roads Commission's specifications for materials and construction shall generally apply. Exceptions may be allowed for the use of local materials which have proven to be satisfactory as a result of prior use.

Hel: Co. Comm

MAR 8 1971

DOROTHY BAILEY KUCHER, CLERK

The Commission's District Engineers will provide all liaison with the counties with respect to project development, review of plans, and inspection of the work. In view of their personal knowledge of their respective areas and of their established relationship with, and proximity to, the County Engineers within their respective Districts, full responsibility for the review of highway plans of rural nature shall be vested in the District Engineers. Highway plans for projects of an urban nature and all bridge plans shall be forwarded by the District Engineer to the Commission's Bureau of Highway Design and Bureau of Bridges respectively for review. These Bureaus shall adapt organizationally and procedurally so as to assure expeditious review thereof.

Concurrence in award of contract and/or approval to initiate force account work shall be rendered by the Commission's Chief Engineer.

A final inspection of the project shall be made and certified to by the District Engineer.

COMMISSION SERVICES TO THE COUNTIES

The Commission, at the request of the County, may provide engineering, materials testing, construction inspection or other services to the County, at the full cost of the County, in which instance the County shall agree that the Commission may deduct the costs thereof from their respective State-Aid Fund account.

Rel: Co Comm

MAR 8 1971

DOROTHY BAILEY KUCHER, CLERK

RECEIPT 3012

LIBER 001 PAGE 110

No. 65-3

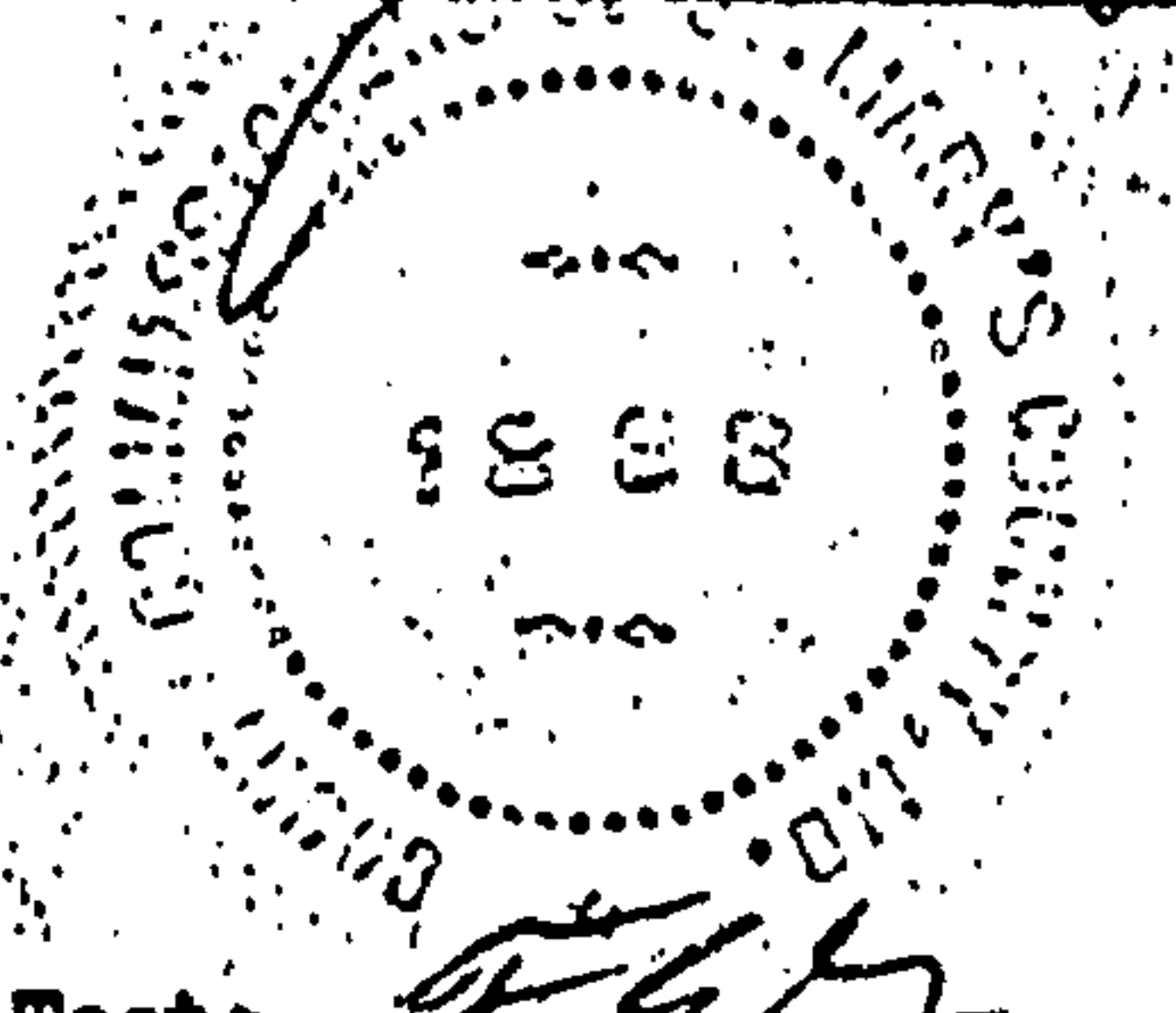
Subj: Gough
Property

St. Mary's County, Maryland, or their duly designated agents.

AS WITNESS the hands and seals of the parties thereto, this 26th day of April, 1965.

Test: Wilmer Bowles

Alfred F. Gough
Alfred F. Gough



Ada Gough
Ada Gough

ST. MARY'S HOSPITAL ASSOCIATION

Test: F. G. Burch

By Mervell M. Dean
Mervell M. Dean, Chairman

BOARD OF COUNTY COMMISSIONERS OF
ST. MARY'S COUNTY, MARYLAND

Test: E. L. Tillman
(Mrs.) E. L. Tillman, Secretary

By F. Elliott Burch
F. Elliott Burch, President

STATE OF MARYLAND, COUNTY OF ST. MARY'S, to wit:

I hereby certify that on this 24 day of May, 1965, before me, the subscriber, a Notary Public of the State and County aforesaid, personally appeared Alfred F. Gough and Ada Gough, and acknowledged the foregoing agreement to be their respective acts, and at the same time appeared Mervell M. Dean, Chairman, St. Mary's Hospital Association, and acknowledged the foregoing agreement to be his act, and the act of the Board of Directors of said association; F. Elliott Burch, President, Board of County Commissioners, St. Mary's County, Maryland, appearing and acknowledging the foregoing agreement to be his act, and the act of the Board of County Commissioners of St. Mary's County, Maryland.

Paul R. Foley
Notary Public

My Commission Expires July 1, 1965

Received 2-24-71 at 3:00 P.M.
FOR RECORD AND RECORDED.
DOROTHY BAILEY KUCHER, CLERK

Two

Rel: Co Comm

MAR 8 1971

DOROTHY BAILEY KUCHER, CLERK

RECEIPT 3012LIBER 001 PAGE 111

EASEMENT

WHEREAS the County Commissioners of St. Mary's County, Maryland, are having a Sanitary Sewer and Water Line installed to serve the St. Mary's Nursing Home, and a portion of same to serve St. Mary's Hospital, and

WHEREAS the engineering Plans for said water line and sanitary sewer have been engineered by Johnson and Williams, Consulting Engineers, Washington, D. C., and

WHEREAS it is deemed advisable for the County Commissioners to obtain an easement from Alfred F. Gough, et. ux., and the St. Mary's Hospital for the purpose of maintaining the aforementioned water and sewer lines, now therefore this easement agreement witnesseth, that in consideration of the sum of one dollar (\$1.00), and to the good and valuable considerations paid by the County Commissioners of St. Mary's County, Maryland, unto Alfred F. Gough and the St. Mary's Hospital, the receipt of all of which is hereby acknowledged, St. Mary's Hospital by its Board of Directors and Alfred F. Gough and Ada Gough, his wife, do hereby covenant and agree with the County Commissioners of St. Mary's County, Maryland, as follows:

1. The County Commissioners of St. Mary's County, Maryland, are hereby granted a perpetual easement in and to the lands of Alfred F. Gough, et. ux., and the St. Mary's Hospital Association for the sole purpose of constructing and maintaining a sanitary sewer line and water line; said lines running in a Southwesterly direction from the Southwest corner of the St. Mary's Nursing Home property along Lawrence Avenue, extended, to Jefferson Street (known as Maryland Route 5); all of which is described in detail and shown on plans prepared by Johnson and Williams, Consulting Engineers, titled, "Water and Sanitary Sewer Extensions to Serve St. Mary's Hospital and Nursing Home", the same being dated March 26, 1965 (and revised through April 20, 1965) and consisting of Sheets One (1) through Three (3).
2. It being understood and agreed that the easement granted to the County Commissioners by these presents is for the exclusive right to construct said lines and to maintain said lines, with the full understanding that any damage done to the properties of Alfred F. Gough, et. ux., or St. Mary's Hospital Association shall be the full responsibility of

Received 2-24-71 at 3:00 P.M.

FOR RECORD AND RECORDED.

DOROTHY BAILEY KUCHER, CLERK

Rec'd: Co Comm

MAR 8 1971

DOROTHY BAILEY KUCHER, CLERK

RECEIPT 3012

RESOLUTION

Received 2-24-71 at 3:00 P.M.
FOR RECORD AND RECORDED.
DOROTHY BAILEY KUCHER, CLERK

WHEREAS, the County Commissioners of St. Mary's County, Maryland, have in their possession certain funds received from the Maryland State Department of Education, to be deposited in the Public Library Incentive Fund; and

WHEREAS, stipulated local appropriations are also to be deposited to said Public Library Incentive Fund, said fund to be used for future library needs, as outlined in Section A of Chapter 21 of the Laws of Maryland 1964, Regular Session; and

WHEREAS, the County Commissioners deem it advisable in connection with good business practices to have said funds earning interest until said needs by the St. Mary's County Library Association arise, and further, that the County Commissioners recognize that the depositing of said sums in reputable banking institutions would serve the purpose of earnings for said County without cost to taxpayers, and would help stimulate the economy of the County by having said sums so deposited; and

WHEREAS, the Director of Finance has arranged with the Maryland National Bank of Leonardtown, Maryland, to deposit Ten Thousand, Two Hundred and Forty-seven Dollars (\$10,247.00) by way of Certificate of Deposit, and in consideration of said deposit the said banking institution has agreed to pay unto the County Commissioners of St. Mary's County, for the General Fund, Four Percent (4%) Interest on same;


NOW, THEREFORE, BE IT RESOLVED by the County Commissioners of St. Mary's County, Maryland, by the authority vested in said County Commissioners under the Annotated Code of Maryland, that the Director of Finance for St. Mary's County be, and is authorized and directed to deposit the sum of Ten Thousand, Two Hundred and Forty-seven Dollars (\$10,247.00) in the Maryland National Bank of Leonardtown, Maryland, conditioned upon said banking institution paying Four Percent (4%) Interest on said sum, appropriated as follows:

- a. From the Maryland State Department of Education, the sum of Seven Thousand, One Hundred and Ninety-six Dollars (\$7,196.00).
- b. From St. Mary's County, the sum of Three Thousand and Fifty-one Dollars (\$3,051.00).

FURTHER BE IT RESOLVED that the Director of Finance of St. Mary's County, Maryland, is directed to proceed with the depositing of said sum in accordance with the herein above mentioned limitations and conditions.

This date: June 23, 1965

THE BOARD OF COUNTY COMMISSIONERS OF
ST. MARY'S COUNTY, MARYLAND

Attest:

E. L. Tillman
(Mrs.) E. L. Tillman, Secretary

F. Elliott Burch
F. Elliott Burch, President

J. Wilmer Bowles
J. Wilmer Bowles, Commissioner

Clarence H. Ridgell
Clarence H. Ridgell, Commissioner

Held: Co Comm

MAR 8 1971

DOROTHY BAILEY KUCHER, CLERK

RESOLUTION

Received 2-24-71 at 3:00 P.M.
FOR RECORD AND RECORDED.
DOROTHY BAILEY KUCHER, CLERK

WHEREAS, the County Commissioners of St. Mary's County, Maryland, have in their possession certain funds received from the State School Construction Loans of 1963, for use by the Board of Education for school construction; and

WHEREAS, the Director of Finance of St. Mary's County, Maryland, has arranged a schedule of the Board of Education's needs for said funds; and

WHEREAS, the County Commissioners deem it advisable in connection with good business practices to have said funds earning interest until said needs by the Board of Education arise, and further, that the County Commissioners recognize that the depositing of said sums in reputable banking institutions would serve the purpose of earnings for said County without cost to taxpayers, and would help stimulate the economy of the County by having said sums so deposited; and

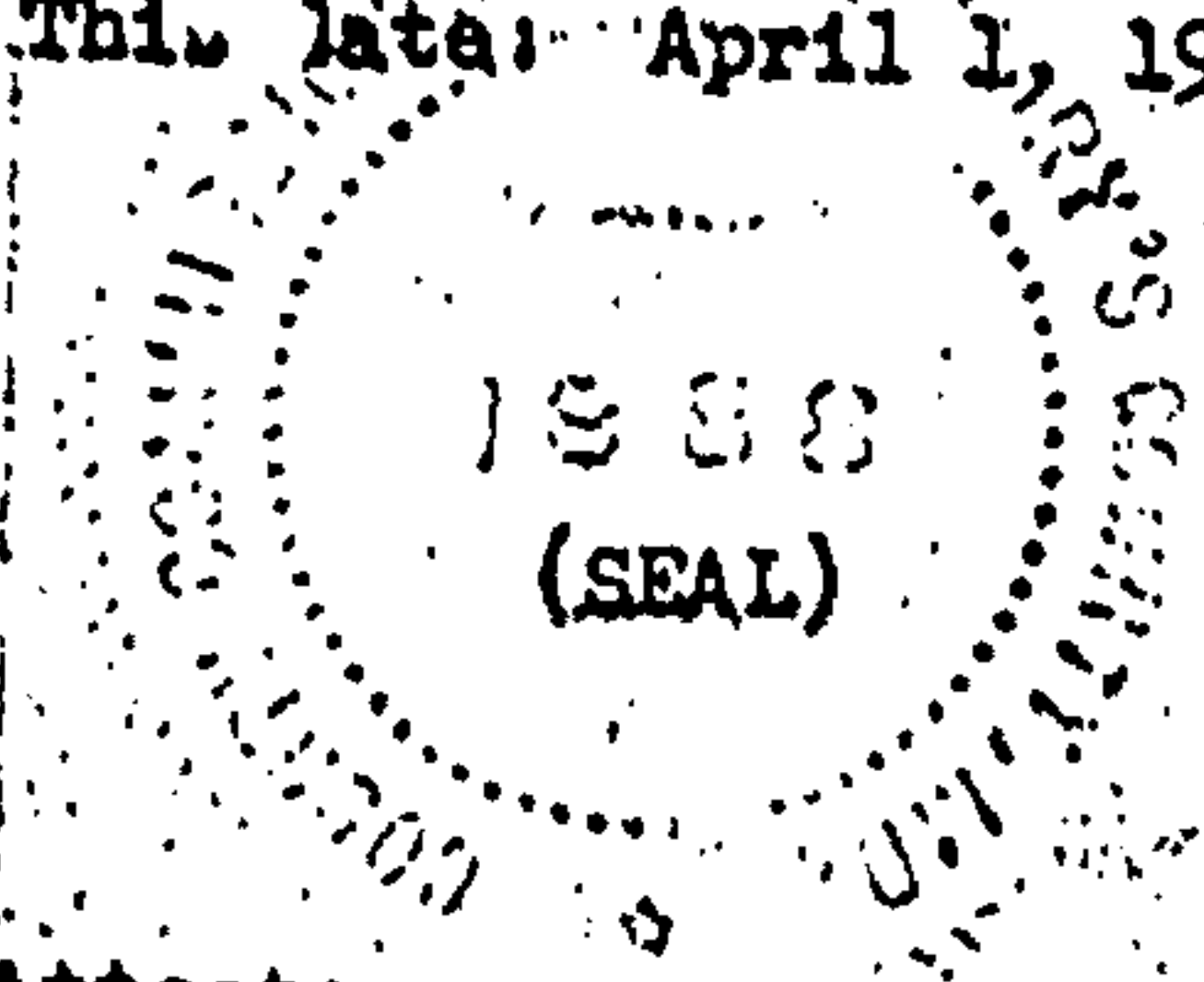
WHEREAS, the Director of Finance has arranged with the Maryland National Bank of Leonardtown, Maryland, to deposit two hundred and ninety five thousand dollars (\$295,000.00) by way of Certificates of Deposit, and in consideration of said deposits the said banking institution has agreed to pay unto the County Commissioners of St. Mary's County, for its General Fund, 4% interest on same;

NOW, THEREFORE, BE IT RESOLVED by the County Commissioners of St. Mary's County, Maryland, by the authority vested in said County Commissioners under the Annotated Code of Maryland, that the Director of Finance for St. Mary's County be, and is authorized and directed to deposit the sum of two hundred and ninety five thousand dollars (\$295,000.00) of the aforementioned funds in the Maryland National Bank of Leonardtown, Maryland, conditioned upon said banking institution paying 4% interest on said sums provided that the banking institution allow the County Commissioners to withdraw the following sums of money on the following dates:

- a. The sum of sixty thousand dollars (\$60,000.00) on May 3, 1965.
- b. The sum of fifty thousand dollars (\$50,000.00) on June 7, 1965.
- c. The sum of twenty three thousand dollars (\$23,000.00) on July 6, 1965.
- d. The sum of twenty thousand dollars (\$20,000.00) on August 6, 1965.
- e. The sum of one hundred and forty two thousand dollars (\$142,000.00) on October 4, 1965.

FURTHER BE IT RESOLVED that the Director of Finance of St. Mary's County, Maryland, is directed to proceed with the depositing of said sums in accordance with the herein abovementioned limitations and conditions.

This date: April 1, 1965



THE BOARD OF COUNTY COMMISSIONERS OF
ST. MARY'S COUNTY, MARYLAND

F. Elliott Burch
F. Elliott Burch, President

J. Wilmer Bowles
J. Wilmer Bowles, Commissioner

Clarence H. Ridgell
Clarence H. Ridgell, Commissioner

Attest:
E. L. Tillman
(Mrs.) E. L. Tillman, Secretary

klb: Co Comm

MAR 8 1971

DOROTHY BAILEY KUCHER, CLERK

RECEIPT 3113

RESOLUTION

WHEREAS by Resolution duly passed by the County Commissioners of St. Mary's County, Maryland, on the 7th day of May, 1957, it was provided, among other things, that in St. Mary's County, Maryland, all Coin Operated Machines, with revolving wheels or cylinders, and commonly known as Slot Machines, and Console Machines, whether discharging coins or not, and all machines known as Race Horse machines and Pin Ball machines, whether discharging coins or not, and all Claw Machines or similar devices (Music boxes and bona fide vending machines excepted) shall be subject to a Gross Receipts Tax of 10½ per centum, to be collected by the Comptroller of the State of Maryland, under the provisions of Chapter 601, Acts of the General Assembly of Maryland, Session of 1947; and

WHEREAS by Resolution duly passed by the County Commissioners of St. Mary's County, Maryland, on the 28th day of April, 1959, it was provided, among other things, that in St. Mary's County, Maryland, all Coin Operated Machines known as Shuffle Board, Bowling Alleys, Pool Tables and similar devices, whether discharging coins or not, shall be subject to a Gross Receipts Tax of 10½ per centum, to be collected by the Comptroller of the State of Maryland, under the provisions of Chapter 181, Section 93A - 93B, Article 19 of the Code of Public Laws of 1951, and

WHEREAS the County Commissioners of St. Mary's County, Maryland, desire to amend and change the two aforesaid Resolutions to provide that all said machines shall be subject to a Gross Receipts Tax of 20½ per centum, in lieu of Gross Receipts Tax of 10½ per centum.

NOW, THEREFORE BE IT RESOLVED, by the County Commissioners of St. Mary's County, Maryland, in regular meeting assembled on the 16th day of March, 1965, that in St. Mary's County, Maryland, all Coin Operated Machines, with revolving wheels or cylinders, and commonly known as Slot Machines, or Console Machines, whether discharging coins or not, and all machines known as Race Horse machines and Pin Ball machines, whether discharging coins or not, and all Claw Machines and similar devices (Music boxes and bona fide vending machines excepted) and all Coin Operated Machines, known as Shuffle Board, Bowling Alleys and Pool Table machines, and similar devices, whether discharging coins or not, shall be subject to a Gross Receipts Tax of 20½ per centum, to be collected by the Comptroller of the State of Maryland, under the provisions of Chapter 181, Section 93A - 93B, Article 19 of the Code of Public Laws of 1951,

AND BE IT FURTHER RESOLVED that this Resolution shall not apply to the Town of Leonardtown, in St. Mary's County, Maryland.

AND BE IT FURTHER RESOLVED that the Resolution passed by the County Commissioners of St. Mary's County, Maryland, on December 16, 1947, pertaining to Coin Operated Machines and the Resolution passed by the County Commissioners of St. Mary's County, Maryland, on the 28th day of April, 1959, pertaining to Coin Operated Machines be, and the same are hereby declared to be in full force and effect in accordance with the terms and provisions thereof, except as amended by this Resolution,

AND BE IT FURTHER RESOLVED that this Resolution repeals the Resolution passed by the County Commissioners of St. Mary's County, Maryland, on the 28th day of March, 1961, pertaining to the operation of Coin Operated Machines,

AND BE IT FURTHER RESOLVED that this Resolution shall take effect as of the 16th day of March, 1965.

BY ORDER OF THE BOARD OF COUNTY COMMISSIONERS
OF ST. MARY'S COUNTY, MARYLAND

E. Elliott Burch
E. Elliott Burch, President

J. Wilmer Bowles
J. Wilmer Bowles, Commissioner

Clarence H. Ridgell
Clarence H. Ridgell, Commissioner

(SEAL)
Attest:
E. L. Tillman
(Mrs.) E. L. Tillman, Secretary
led: Co Comm

MAR 8 1971

DOROTHY BAILEY KUCHER, CLERK

Received 2-24-71 at 3:00 P.M.
FOR RECORD AND RECORDED.
DOROTHY BAILEY KUCHER, CLERK

No. 66-11

RECEIPT 3013

LIBER 001 PAGE 115

Subj: Lexington Park
Library Land

RESOLUTION

WHEREAS, certain real property owned by the United States, consisting of .546 acres, part of Felix Johnson Educational Center, located in the County of St. Mary's, State of Maryland, has been declared surplus and is subject to assignment for disposal for educational or public health purposes by the Secretary of Health, Education, and Welfare under the provisions of Section 203 (k)(1) of the Federal Property and Administrative Services Act of 1949, (63 Stat. 377), as amended, and rules and regulations promulgated pursuant thereto; and

WHEREAS, the County Commissioners of St. Mary's County, Maryland, needs said property and can utilize the same for Educational purposes in accordance with the requirements of said Act and the rules and regulations promulgated thereunder;

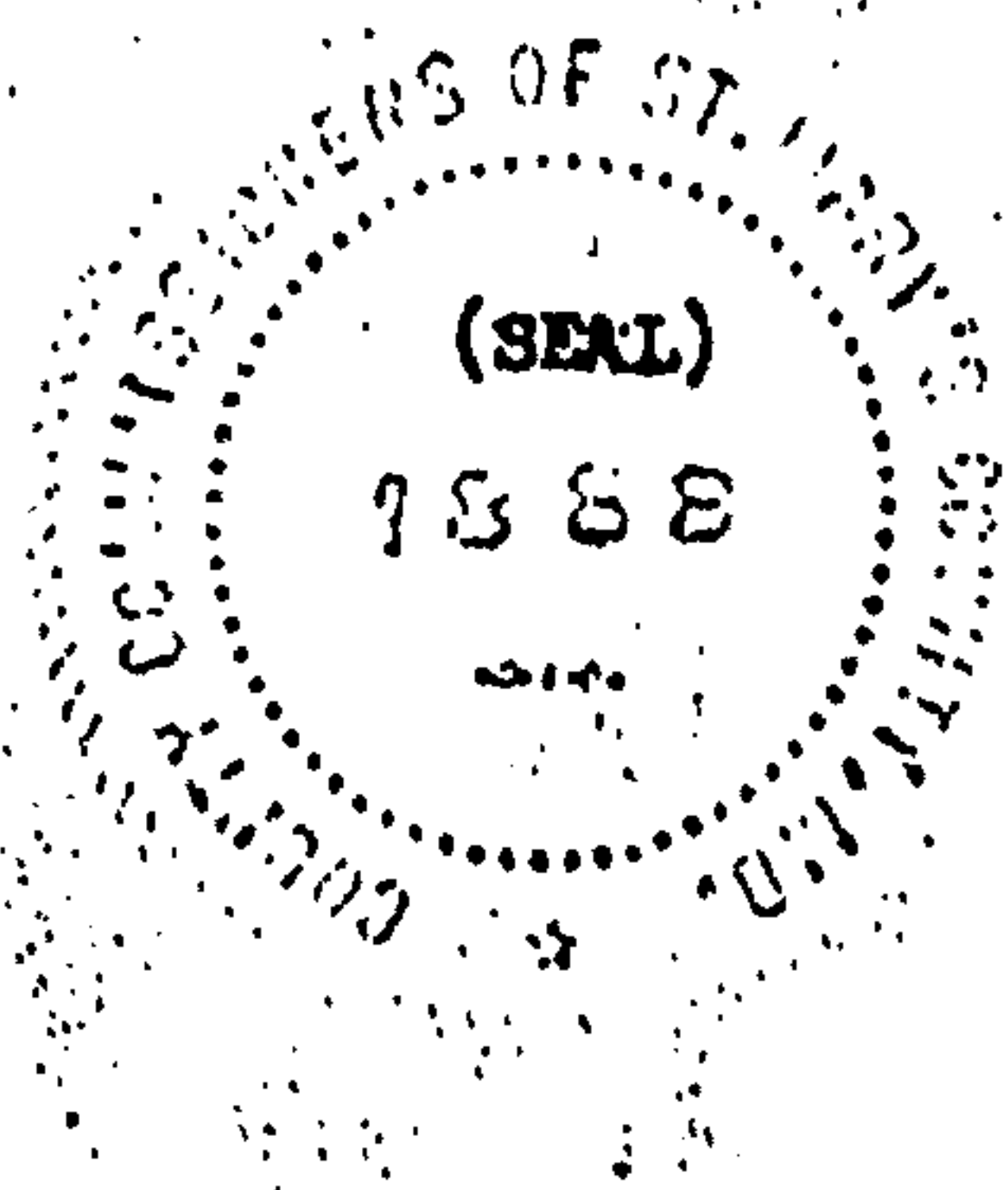
NOW, THEREFORE, BE IT RESOLVED that the County Commissioners of St. Mary's County, Maryland, shall make application to the Secretary of Health, Education, and Welfare for and secure the transfer to it of the above-mentioned property for said use upon and subject to such exceptions, reservations, terms, covenants, agreements, conditions, and restrictions as the Secretary of Health, Education, and Welfare, or his authorized representatives, may require in connection with the disposal of said property under said Act and the rules and regulations issued pursuant thereto; and

BE IT FURTHER RESOLVED that the County Commissioners of St. Mary's County, Maryland, has legal authority, is willing and is administratively and financially able to assume immediate care and maintenance of the property, and that F. Elliott Burch, the President, be and he is hereby authorized to do and perform any and all acts and things which may be necessary to carry out the foregoing resolution, including the preparing, making and filing of plans, applications, reports, and other documents, the execution, acceptance, delivery and recording, if necessary, of agreements and other instruments pertaining to the transfer of said property, and the payment of any and all sums necessary on account of the purchase price thereof or on account of fees or other costs incurred in connection with the transfer of said property for appraisals, recording of instruments, dismantling and removal, and site clearance guarantee deposits or bonds, transporting and delivery and reerection.

THE COUNTY COMMISSIONERS OF
ST. MARY'S COUNTY, MARYLAND
Leonardtwn, Maryland

I, Eunice L. Tillman, hereby certify that I am the Secretary to the County Commissioners of St. Mary's County, Maryland, and that the foregoing resolution is a true and correct copy of the resolution adopted by the vote of a majority of the number of said County Commissioners of St. Mary's County, Maryland, present at a meeting of said Board on the 25th day of October, 1966, at which a quorum was present.

Eunice L. Tillman
(Mrs.) Eunice L. Tillman, Secretary



Received 2-24-71 at 3:00 P.M.
FOR RECORD AND RECORDED.
DOROTHY BAILEY KUCHER, CLERK

file: Co Comm

MAR 8 1971

DOROTHY BAILEY KUCHER, CLERK

RECEIPT 3013

Subj: Loan for New Wing of St. Mary's Hospital

RESOLUTION

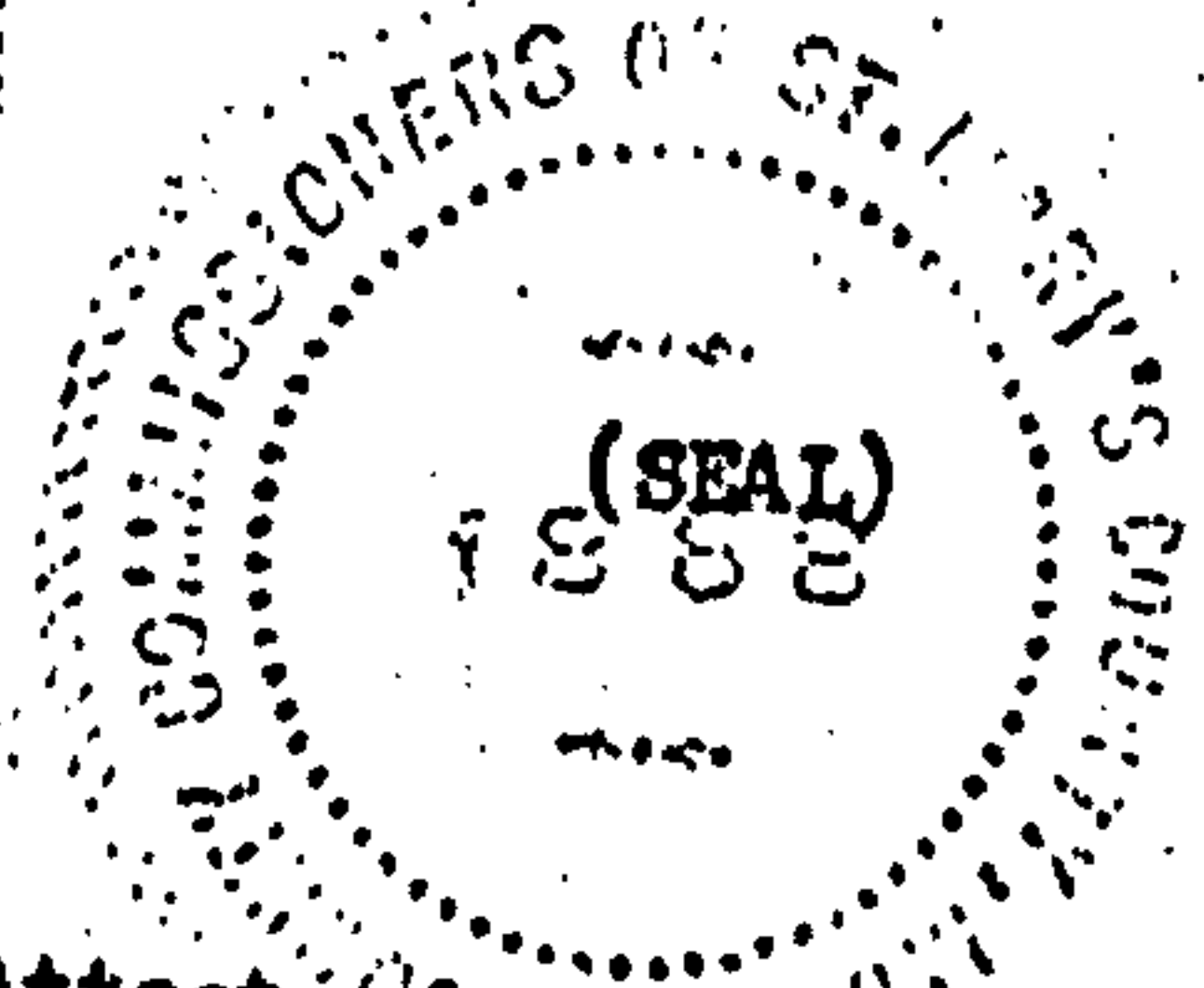
WHEREAS, the County Commissioners of St. Mary's County, Maryland, are authorized in Chapter 269 of the Laws of Maryland of 1966, to pledge the credit of the County and to borrow up to the sum of One Hundred Thousand Dollars (\$100,000.00) from banks in St. Mary's County, by an open note, and appropriate said sums for the sole and express purpose of construction of a new wing on the St. Mary's Hospital, Leonardtown, Maryland, and

WHEREAS, the County Commissioners desired to exercise the aforementioned authority, and instructed the Director of Finance to negotiate with the three principle banks in St. Mary's County to obtain the best possible rate of interest, said Director having been quoted a rate of 3.95% per annum by the Maryland National Bank;

NOW, THEREFORE, BE IT RESOLVED by the County Commissioners of St. Mary's County, Maryland, that the Director of Finance is directed to proceed to borrow the sum of One Hundred Thousand Dollars (\$100,000.00) from the Maryland National Bank of Leonardtown, and for the County Commissioners to pledge the credit of St. Mary's County by the execution of an open note to be amortized over a period of ten (10) years, subject to interest at the rate of 3.95%, and hereby appropriate the proceeds from said loan for the sole and express purpose of construction of the new wing on the St. Mary's Hospital.

This date: July 12, 1966.

THE BOARD OF COUNTY COMMISSIONERS OF ST. MARY'S COUNTY, MARYLAND



F. Elliott Burch
F. Elliott Burch, President

W. Wilmer Bowles
W. Wilmer Bowles, Commissioner

Clarence H. Ridgell
Clarence H. Ridgell, Commissioner

Attest:
E. L. Tillman
(Mrs.) E. L. Tillman, Secretary

cc: Maryland National Bank
Leonardtown, Maryland

Received 2-24-71 at 3:00 P.M.
FOR RECORD AND RECORDED.
DOROTHY BAILEY KUCHER, CLERK

Del: Co. Comm

MAR 8 1971

DOROTHY BAILEY KUCHER, CLERK

RECEIPT 3013

LIBER 001 PAGE 117

R E S O L U T I O N

WHEREAS, pursuant to the authority of Section 408 of the Housing Amendments of 1955, as amended by Public Law 10/20 84th Congress, the Secretary of Defense of the United States, by his duly designated Agent, for the purpose of Section 408, has made a determination for the taxable year 1965, of a certain sum of money to be the amount equal to the sum of payments made by the United States Government with respect to Title VIII, Wherry Housing Project, known as "Center Gardens" FHA No. 000-80003-4-6, and

WHEREAS, because of said determination Patuxent Section I Corporation, Patuxent Section II Corporation, Patuxent Section III Corporation, and Patuxent Section IV Corporation, have duly applied to the County Commissioners of St. Mary's County, Maryland, (through Ralph M. Cestone, Secretary of Verona Construction Company of Verona, New Jersey) for a credit of subject corporation's 1965 real estate taxes in accordance with the provisions of Article 81 of the Annotated Code of Maryland, prior to the date of finality, and

WHEREAS, the aforesaid determination made by the Secretary of Defense is an estimate of the credit to be applied against 1966 taxes, and

WHEREAS, the actual payment under Capitol Improvements and Maintenance and Operation with respect to the Title VIII (Wherry) Housing expenditures made by the Federal Government exceed the real estate taxes (of Patuxent Section I Corporation, Patuxent Section II Corporation, Patuxent Section III Corporation, and Patuxent Section IV Corporation) for the year of 1966,

NOW, THEREFORE BE IT RESOLVED, by the County Commissioners of St. Mary's County, Maryland, in regular meeting assembled, on the 25th day of October, 1966:

1. That the real estate taxes for the year 1966 are abated.
2. That said determinations of the Secretary of Defense made pursuant to Section 408 of the Housing Amendments of 1955, as amended by Public Law 10/20 84th Congress, relating to the housing project known as "Center Gardens" in St. Mary's County, Maryland, provided that such determinations are found to be valid, legal and accurate by the County Commissioners of St. Mary's County, Maryland, and provided further that the above corporations, or their successors, strictly comply with the applicable provisions of Article 81 of the Annotated Code of Maryland, and other applicable laws.



Attest:

E. L. Tillman
(Mrs.) E. L. Tillman, Secretary

THE BOARD OF COUNTY COMMISSIONERS
OF ST. MARY'S COUNTY, MARYLAND

F. Elliott Burch
F. Elliott Burch, President

J. Wilmer Bowles
J. Wilmer Bowles, Commissioner

Clarence H. Ridgell
Clarence H. Ridgell, Commissioner

cc: Mr. W. F. Herbert, Supv. of Assessments, St. Mary's County, Maryland
Mr. Ralph Cestone, Secty., Verona Construction Co., Verona, New Jersey
Capt. J. V. Bartlett, USN, NFEC, Washington, D. C.
Director, FHA, Washington, D. C.

Received 2-24-71 at 3:00 P.M.

FOR RECORD AND RECORDED.
DOROTHY BAILEY KUCHER, CLERK

file: Co Comm

MAR 8 1971

DOROTHY BAILEY KUCHER, CLERK

RECEIPT 3013

LIBER 001 PAGE 118

Subj: Center Gardens
Tax Credit 1966/1967

R E S O L U T I O N

WHEREAS, pursuant to the authority of Section 408 of the Housing Amendments of 1955, as amended by Public Law 10/20 84th Congress, the Secretary of Defense of the United States, by his duly designated Agent, for the purpose of Section 408, has made a determination for the taxable year 1966/1967, of a certain sum of money to be the amount equal to the sum of payments made by the United States Government with respect to Title VIII, Wherry Housing Project, known as "Center Gardens" FHA No. 000-80003-4-6, and

WHEREAS, because of said determination, Patuxent Section I Corporation, Patuxent Section II Corporation, Patuxent Section III Corporation, and Patuxent Section IV Corporation, have duly applied to the County Commissioners of St. Mary's County, Maryland, (through Ralph M. Cestone, Secretary of Verona Construction Company of Verona, New Jersey) for a credit of subject corporation's 1966/1967 real estate taxes in accordance with the provisions of Article 81 of the Annotated Code of Maryland, prior to the date of finality, and

WHEREAS, the aforesaid determination made by the Secretary of Defense is an estimate of the credit to be applied against 1966/1967 taxes,

NOW, THEREFORE BE IT RESOLVED, by the County Commissioners of St. Mary's County, Maryland, in regular meeting assembled, on the 25th day of October, 1966:

1. That the 1966/1967 County Real Estate Tax liabilities of Patuxent Section I Corporation, Patuxent Section II Corporation, Patuxent Section III Corporation, and Patuxent Section IV Corporation, and the same are abated to the extent of the Tax Credit as claimed by letter from the Director of Chesapeake Division, Bureau of Yards and Docks, dated September 27, 1966, signed by J. V. Bartlett, and when firm rates and assessments have been established for 1966/1967 taxes same will be furnished to interested parties.

2. That said determinations of the Secretary of Defense, made pursuant to Section 408 of the Housing Amendments of 1955, as amended by Public Law 10/20 84th Congress, relating to the housing project known as "Center Gardens" in St. Mary's County, Maryland, provided that such determinations are found to be valid, legal and accurate by the County Commissioners of St. Mary's County, Maryland, and provided further, that the above corporations, or their successors, strictly comply with the applicable provisions of Article 81 of the Annotated Code of Maryland, and other applicable laws.



THE BOARD OF COUNTY COMMISSIONERS
OF ST. MARY'S COUNTY, MARYLAND

F. Elliott Burch

F. Elliott Burch, President

J. Wilmer Bowles

J. Wilmer Bowles, Commissioner

Clarence H. Ridgell

Clarence H. Ridgell, Commissioner

Attest:

E. L. Tillman

(Mrs.) E. L. Tillman, Secretary

cc: Mr. W. F. Herbert, Supv. of Assessments, St. Mary's County, Maryland
Mr. Ralph Cestone, Secty., Verona Construction Co., Verona, New Jersey
Capt. J. V. Bartlett, USN, NPEC, Washington, D. C.
Director, FHA, Washington, D. C.

Received 2-24-71 at 3:00 PM
FOR RECORD AND RECORDED.
DOROTHY BAILEY KUCHER, CLERK

Hel: Co Comm

MAR 8 1971

DOROTHY BAILEY KUCHER, CLERK

LIBER 001 PAGE 119

RECEIPT 3013

Authority for
regulations in
application of
Coin operated
machines

see
minute book
Dec. 16, 1947

Received 2-24-71 at 3:00 P.
FOR RECORD AND RECORDED.
DOROTHY BAILEY KUCHER, CLERK

Rel: Co Comm

MAR 8 1971

DOROTHY BAILEY KUCHER, CLERK

RECEIPT 3013LIBER 001 PAGE 120Subj: Gross Receipts
Tax on Non-
Payoff Machines

R E S O L U T I O N

WHEREAS, by Resolution duly passed by the County Commissioners of St. Mary's County, Maryland, on the 7th day of May, 1957, it was provided, among other things, that in St. Mary's County, Maryland, all Coin Operated Machines, with revolving wheels or cylinders, and commonly known as Slot Machines, and Console Machines, whether discharging coins or not, and all machines known as Race Horse Machines and Pin Ball Machines, whether discharging coins or not, and all Claw Machines or similar devices (Music boxes and bona fide vending machines excepted) shall be subject to a Gross Receipts Tax of 10½ per centum, to be collected by the Comptroller of the State of Maryland, under the provisions of Chapter 601, Acts of the General Assembly of Maryland, Session of 1947; and

WHEREAS, by Resolution duly passed by the County Commissioners of St. Mary's County, Maryland, on the 28th day of April, 1959, it was provided, among other things, that in St. Mary's County, Maryland, all Coin Operated Machines known as Shuffle Board, Bowling Alleys, Pool Tables and similar devices, whether discharging coins or not, shall be subject to a Gross Receipts Tax of 10½ per centum, to be collected by the Comptroller of the State of Maryland, under the provisions of Chapter 181, Section 93A - 93B, Article 19 of the Code of Public Laws of 1951; and

WHEREAS, the County Commissioners of St. Mary's County, Maryland, by Resolution duly passed on the 28th day of March, 1961, did amend and change the two aforesaid Resolutions to provide that all said machines shall be subject to a Gross Receipts Tax of 20½ per centum, in lieu of the Gross Receipts Tax of 10½ per centum; and

WHEREAS, by Resolution duly passed by the County Commissioners of St. Mary's County, Maryland, on the 16th day of March, 1965, it was provided, among other things, that in St. Mary's County, Maryland, all coin operated amusement devices shall be subject to a Gross Receipts Tax of 20½ per centum; and

WHEREAS, the County Commissioners of St. Mary's County, Maryland, desire to amend the aforementioned Resolutions to provide that Shuffle Boards, Bowling Alley, and Pool Table Machines, shall not be subject to a Gross Receipts Tax of 20½ per centum,

NOW, THEREFORE BE IT RESOLVED, by the County Commissioners of St. Mary's County, Maryland, in regular meeting assembled on the 28th day of April, 1966, that in St. Mary's County, Maryland, all Coin Operated Machines with revolving wheels or cylinders, and commonly known as Slot Machines, Console Machines, whether discharging coins or not, and all machines known as Race Horse Machines and Pin Ball Machines, whether discharging coins or not, and all Claw Machines, whether discharging coins or not, shall be subject to a Gross Receipts Tax of 20½ per centum, to be collected by the Comptroller of the State of Maryland under the provisions of Chapter 181, Section 93A - 93B, Article 19 of the Code of Public Laws of 1951; Article 81, Sections 402 and 403 of the Annotated Code of Maryland, per Chapter 729 of the Laws of Maryland 1965.

AND BE IT FURTHER RESOLVED by the County Commissioners of St. Mary's County, Maryland, in regular meeting assembled on the 28th day of April, 1966, that in St. Mary's County, Maryland, all Coin Operated Machines known as Shuffle Boards, Bowling Alleys, and Pool Table Machines, whether discharging coins or not, shall be subject to a Gross Receipts Tax of the sum of One Hundred Dollars (\$100.00) per annum, which tax is in addition to the regular license fee for said machines, and shall be paid to the County Commissioners Office.

Received 2-24-71 at 3:00 P.M.
FOR RECORD AND RECORDED.
DOROTHY BAILEY KUCHER, CLERK

Rel: Co Comm

MAR 8 1971

DOROTHY BAILEY KUCHER, CLERK

RECEIPT 3013

OWNERS OF POOL TABLES, BOWLING ALLEYS & SHUFFLE BOARDS

1 Bowling	Leon Hill	t/a Hills Club	
1 Pool	Leon Hill & Wm. H. Wood	t/a Ernie's Shell	Mech.
1 Pool	"	"	235 Diner
1 Pool	"	"	21 Club
2 Pool	"	"	Old Gun
1 Pool	"	"	Al Murphy
1 Pool	"	Wood, Jr.	Tall Timbers Tavern
1 Bowling	"	"	Tall Timbers Tavern
1 Pool	Park Hall Restaurant, Inc.		
1 Pool	Mable Ball St. Inigoes, Md.		
2 Pool	Leroy J. Thompson	T/A Club Paradise,	Avenue
1 Pool	Leroy J. Thompson	Charles Bowman, Leon.	
1 Pool	J. Frank Abell	t/a Buddy's Bar,	Mech.
3 Pool	"	Market Restaurant, Charlotte Hall	
1 Pool	"	Jack Pot House	
1 Pool	"	Drift Inn	
2 Pool	"	Rex's Groc.	Compton
1 Pool	"	Hill's Store,	Helen, Md.
2 Pool	"	Montana Bar	
2 Pool	"	Toot's Bar, Hollywood (Sandy Bottom)	
2 Pool	"	Sandy Bottom Bar	
1 Pool	"	Home Shoo Club	Lex. Pk.
1 Pool	"	Little Tom's Lex. Pk.	
1 Shuffle	"	Dock Lcx. Pk	
1 Pool	"	"	
1 Pool	"	Clyde's Restaurant Gt. Mills	
1 Pool	"	Duke's Bar, Leonardtown	
1 Pool	"	Adam's Bar Leonardtown	
1 Shuffle	Malcolm A. Guy, Jr.	Ridge	
2 Pool	C. F. Gass	Colton Point	
1 Shuffle	A.E. Hood	Park Hall	
2 Pool	Thomas H. Bond	Leonardtown	
1 Pool	Hoke Amusement	t/a Clarkes Landing	
2 Pool	"	Triangle Tavern	Ridge
1 Pool	Geo L. Quade	Bishwood	
2 Pool	James M. Blair,	St. Inigoes	
1 Shuffle	Ralph H. Blackstone	Calif.	
2 Pool	Catherine Thompson,	Valley Lee	
1 Pool	Joseph D. Ellis	t/a Victory Bar	
1 Pool	Francis B. & Mary Lynn Woodburn	t/a Eddies	
1 Pool	"	"	The Tropics
3 Pool	Charles O. Pennisi	t/a Pennies	
1 Shuffle	"	"	"
1 Bowling	"	"	"
1 Shuffle	Katherine Vankiotis	t/a Blue Haven	
1 Pool	"	"	"
2 Pool	Mary Pilkerton	t/a Harbor View	
2 Pool	Robert Anderson,	Clements	
2 Pool	Charles Price		
1 Shuffle	"		
1 Pool	Robert Poole		
1 Pool	Aubrey's, Inc.		
1 Pool	Francis B. & Mary Lynn Woodburn	t/a Jet Bar	
2 Pool	WM. Eddie Bagley	t/a Capt. Sam's	
1 Pool	"	Behron's Store,	Maddox
3 Pool	Oliver Tucker	Charlotte Hall	t/a Chicken House
1 Pool	Otis Wood	Clover Inn	Hollywood
2 Pool	Larry Millican	T. Atwood	
1 Pool	"	Cherry Blossom	
1 Pool	"	White Fleet	Piney Pt.
1 Bowling	"	Piccolo	
1 Pool	"	"	
2 Pool	"	Friendly Tavern	Gt. Mills
1 Pool	"	Brass Rail	
2 Pool	"	Pat's Bar	
1 Pool	"	Hickory House	
1 Pool	"	Shangri-La	
2 Pool	"	Miniature Bar	
1 Pool	"	Gay 90's	

Rec'd: Co. Comm

MAR 8 1971

DOROTHY BAILEY KUCHER, CLERK

1 Bowling
1 Pool
1 Pool
2 Pool
2 Pool
1 Pool
1 Pool
1 Pool
1 Pool
1 Bowling
1 Pool
1 Pool
1 Bowling
1 Pool
1 Pool
1 Pool
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1 Pool
1 Pool
2 Pool

Larry Millsion

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Gay 90's
Cedar Pt. Tavern
Silver Dollar
Patuxent Rec. Center
Point Lookout
Green Door
Midway
Buddy Strine
"
Pete's Willows
Pines Dameron
"
El-Charles, Ridge
Hewlett's, Scotland
Tanglewood, Scotland
Malinda Barnes, Edge Dameron
Evans Grad House, St. Geo. Is.

Clarence Bell Leonardtown
Berchman Guy, #5 ~~Leonardtown~~ Loveville, Md. PAID

115

Correct as of July 25, 1966

Received 2-24-71 at 3:00 P.M.
FOR RECORD AND RECORDED.
DOROTHY BAILEY KUCHER, CLERK

Rel: Co. Comm

MAR 8 1971

DOROTHY BAILEY KUCHER, CLERK

RECEIPT 3013

LIBER 001 PAGE 123

No. 66-6

Subj: Gross Receipts
Tax on Non-
Payoff Machines

AND BE IT FURTHER RESOLVED that this Resolution shall not apply to the Town of Leonardtown, in St. Mary's County, Maryland.

AND BE IT FURTHER RESOLVED that the Resolution passed by the County Commissioners of St. Mary's County, Maryland, on December 16, 1947, pertaining to Coin Operated Machines, and the Resolution passed by the County Commissioners of St. Mary's County, Maryland, on April 28, 1959, pertaining to Coin Operated Machines, and the Resolution passed by the County Commissioners of St. Mary's County, Maryland, on March 16, 1965, pertaining to Coin Operated Machines, be, and the same are hereby declared to be in full force and effect in accordance with the terms and provisions thereof, except as amended by this Resolution,

AND BE IT FURTHER RESOLVED that this Resolution shall take effect as of the 1st day of May, 1966.



THE BOARD OF COUNTY COMMISSIONERS OF
ST. MARY'S COUNTY, MARYLAND

F. Elliott Burch
F. Elliott Burch, President

J. Wilmer Bowles
J. Wilmer Bowles, Commissioner

Clarence H. Ridgell
Clarence H. Ridgell, Commissioner

Attest:
E. L. Tillman
(Mrs.) E. L. Tillman, Secretary

Received 2-24-71 at 3:00 P.M.
FOR RECORD AND RECORDED.
DOROTHY BAILEY KUCHER, CLERK

filed: Co Comm

MAR 8 1971

DOROTHY BAILEY KUCHER, CLERK

RECEIPT 3013

LIBER 001 PAGE 124

Subj: Trailer
Regulations
(Adopted in lieu of
Resolution #66-2)

R E S O L U T I O N

WHEREAS, the County Commissioners of St. Mary's County, Maryland, have the authority to regulate trailers, trailer camps, and trailer parks, under Article 25 of the Annotated Code of Maryland, and

WHEREAS, the County Commissioners did propose a tentative Resolution #66-2, in connection with the regulation of trailers, and

WHEREAS, a Public Hearing was held April 19th, 1966, in connection with the aforementioned tentative resolution, and

WHEREAS, the County Commissioners decided not to declare a moratorium on individual placing of trailers as a result of said hearing, but did decide to adopt certain regulations in connection with said trailers,

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of St. Mary's County, Maryland, this 26th day of April, 1966, that after May 1, 1966, the following regulations be and the same are hereby adopted as regulations for the installation, placement, or erection of individual trailers, trailer coaches, mobile homes, auto trailers, trail mobiles, or auto trailer houses on any tract or parcel of land owned by any person, firm or corporation in St. Mary's County, Maryland (excepting the placing of said trailers in licensed trailer parks);

1. None of the aforementioned trailers shall be placed on a lot of less area than the minimum square foot areas as set forth in Maryland State Department of Health regulations governing water supply and sewage systems per Sub-section 3, titled "Minimum Ownership"; wherein the minimum lot sizes are 20,000 square feet.

2. Every individual desiring to place one of the aforementioned trailers on an individual lot must furnish for said trailer and its occupants, his or her own individual water supply system and individual sewage disposal system; said systems must be installed and approved by the St. Mary's County Health Department prior to the issuance of any building permit for the installation of said trailer.

Received 2-24-71 at 3:00 P.M.

FOR RECORD AND RECORDED.

DOROTHY BAILEY KUCHER, CLERK

filed: Co Comm

MAR 8 1971

DOROTHY BAILEY KUCHER, CLERK

RECEIPT 3013

LIBER 001 PAGE 125

3. Prior to the issuance of a building permit, all individual trailers must be registered with the St. Mary's County Tax Assessors Office.

4. Prior to the issuance of any building permit the owner must furnish the issuing authority, hereby designated as the St. Mary's Planning and Zoning Commission, with a plot plan showing the proposed location of said trailer on said lot; the owner need not have a location survey made, but may sketch said drawing himself. Said sketch shall show that the trailer to be located on the individual lot shall be not less than 50 feet from the front property line of said lot, nor less than 15 feet from any side line of said lot. Each trailer lot shall have and show on said sketch a private entrance to the trailer lot from the public highway or any street or road.

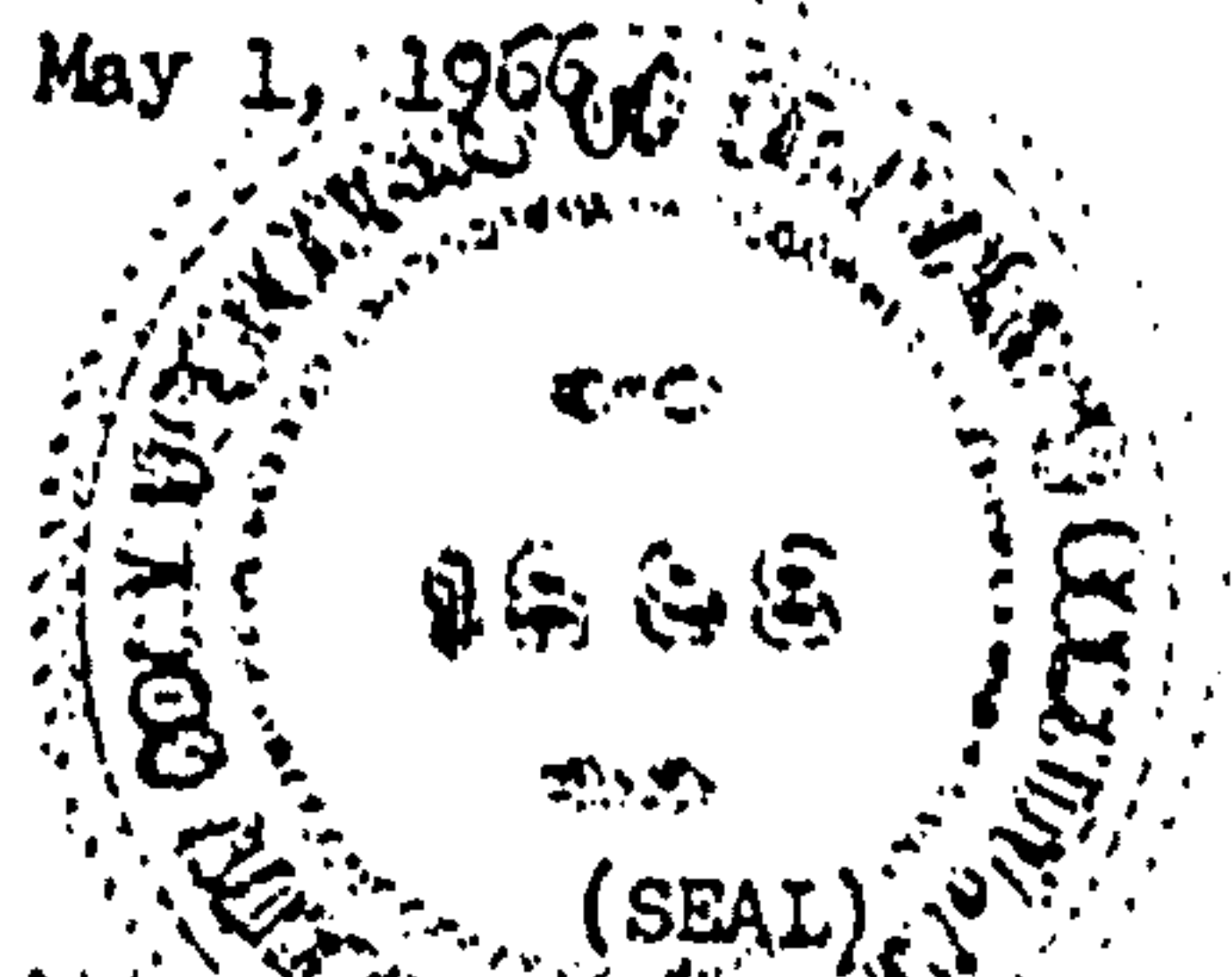
5. No trailer as herein above referred to, shall be located closer than 200 feet from any property line of any platted subdivision, which subdivision prohibits the placing of trailers therein.

6. In the event the herein abovementioned trailers are not placed on a permanent foundation, there shall be a suitable covering of the space from the floor of the trailer to the ground, or there shall be a lattice type fence, or proper shrubbery around such open area to conceal same from public view.

Any person, firm or corporation violating any of the hereinabove regulations shall be subject to a fine of not less than \$25.00 nor more than \$100.00; each day's failure to comply with any such regulations shall constitute a separate violation.

AND BE IT RESOLVED that this resolution shall take effect

May 1, 1966



THE BOARD OF COUNTY COMMISSIONERS
OF ST. MARY'S COUNTY, MARYLAND

F. Elliott Burch
F. Elliott Burch, President

J. Wilmer Bowles
J. Wilmer Bowles, Commissioner

Clarence H. Ridgell
Clarence H. Ridgell, Commissioner

Attest
E. L. Tillman
(Mrs.) E. L. Tillman, Secretary

File: Co Comm

Received 2-24-71 at 3:00 P.M.
FOR RECORD AND RECORDED.
DOROTHY BAILEY KUCHER, CLERK

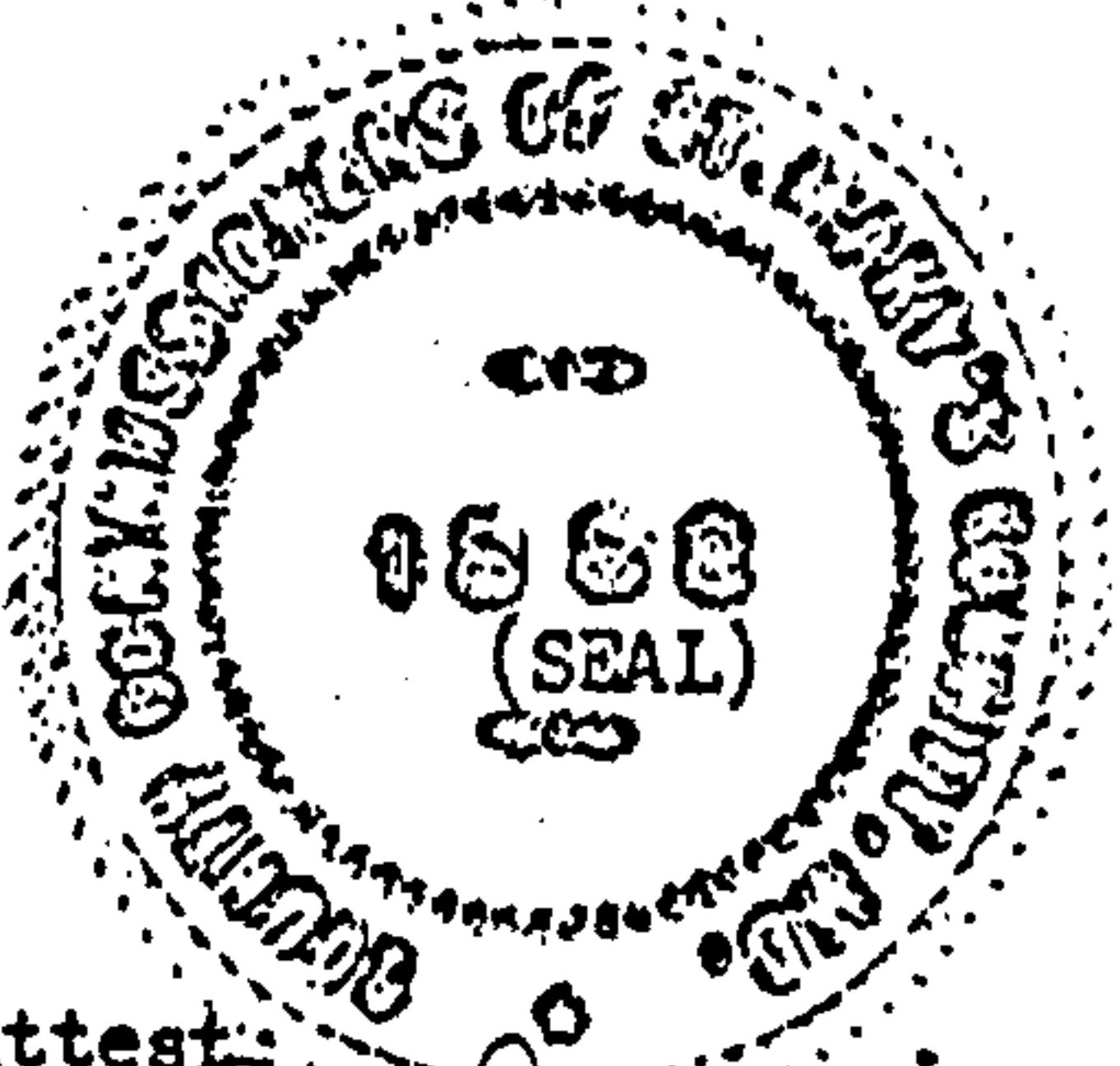
No. 66-4

Subj: Library
Property, Lexington
Park

RECEIPT 3013 LIBER 001 PAGE 126

RESOLUTION

BE IT RESOLVED, by the County Commissioners of St. Mary's County, Maryland, under and by virtue of the authority granted to them under Chapter 205 of the 1965 Laws of Maryland, at a regular meeting held on Tuesday, April 5, 1966, that the said County Commissioners will accept title to the 0.546 acres of land being part of the Felix Johnson Educational Center to be conveyed to said Commissioners by the Board of Education of St. Mary's County, Maryland, and that said property shall be used only for Library purposes and said Commissioners also agree to accept title to this property subject to the terms and conditions set forth in the deed from the United States of America to the Board of Education of St. Mary's County, Maryland, dated August 2, 1962, and recorded among the Land Records of St. Mary's County, Maryland, in Liber C.B.G. No. 106, Folio 439.



THE BOARD OF COUNTY COMMISSIONERS OF
ST. MARY'S COUNTY, MARYLAND

F. Elliott Burch
F. Elliott Burch, President

Wilmer Bowles
Wilmer Bowles, Commissioner

Clarence H. Ridgell
Clarence H. Ridgell, Commissioner

Attest:
E. L. Tillman
(Mrs.) E. L. Tillman, Secretary

Received 3-24-71 at 3:00 P.M.
FOR RECORD AND RECORDED.
DOROTHY BAILEY KUCHER, CLERK

Rel: Co Comm

MAR 8 1971

DOROTHY BAILEY KUCHER, CLERK

RECEIPT 3013

LIBER 001 PAGE 127

No. 66-3

R E S O L U T I O N
66-3

Subj: Leonardo
Taxes

WHEREAS, Ercole Leonardo and Elsie Leonardo have owned Lots F43 and R44 in Tall Timbers, St. Mary's County, Maryland, which lots were subject to an erosion tax under the special erosion tax district, and

WHEREAS, there was litigation in the Circuit Court for St. Mary's County, Maryland, in Equity A-535, and

WHEREAS, the St. Mary's County Treasurer has been billing the hereinabove mentioned owners of the aforementioned lots with an erosion tax from 1954 through 1966, and

WHEREAS, the County Commissioners deem it advisable to compromise the tax liability of the said owners, and have reached an agreement of same.

NOW THEREFORE, BE IT RESOLVED by the Board of County Commissioners of St. Mary's County, Maryland, that in consideration of the sum of One thousand fifty (\$1050.00) dollars, paid by Ercole Leonardo and Elsie Leonardo, unto the St. Mary's County Treasurer, and in consideration of the agreement by the Leonardo's to pay unto the St. Mary's County Treasurer an erosion tax of \$50.00 for 1966-67 taxes, and the sum of \$50.00 erosion tax for the 1967-68 taxes, the County Commissioners of St. Mary's County, Maryland, accept the sum hereinabove mentioned as full and complete settlement of any and all claims that the County Commissioners have against Ercole Leonardo and Elsie Leonardo, for erosion tax, and interest thereon, on lots F43 and R44 in the Tall Timbers Subdivision, for the tax years 1954 through June 30, 1966, directing the St. Mary's County Treasurer to issue receipted tax bills to the Leonardo's for each of said years and further directing the Tax Assessor of St. Mary's County, Maryland, to abate any erosion tax and interest on its rolls for the period covering 1954 through June 30, 1966, inclusive.

AS WITNESS the hands and seals of the Board of County Commissioners of St. Mary's County, Maryland, this 22nd day of March, 1966:

Attest:

E. L. Tillman
Eunice Tillman, Secy.

County Commissioners of St. Mary's
County

R. Elliott Burch
R. Elliott Burch, Chairman

J. Wilmer Howles
J. Wilmer Howles, Commissioner

Clarence H. Haggell
Clarence H. Haggell, Commissioner

Received 3-24-71 at 3:00 P.M.

FOR RECORD AND RECORDED.

DOROTHY BAILEY KUCHER, CLERK

Rel: Co Comm

MAR 8 1971

DOROTHY BAILEY KUCHER, CLERK

RECEIPT 3013

LIBER 001 PAGE 128

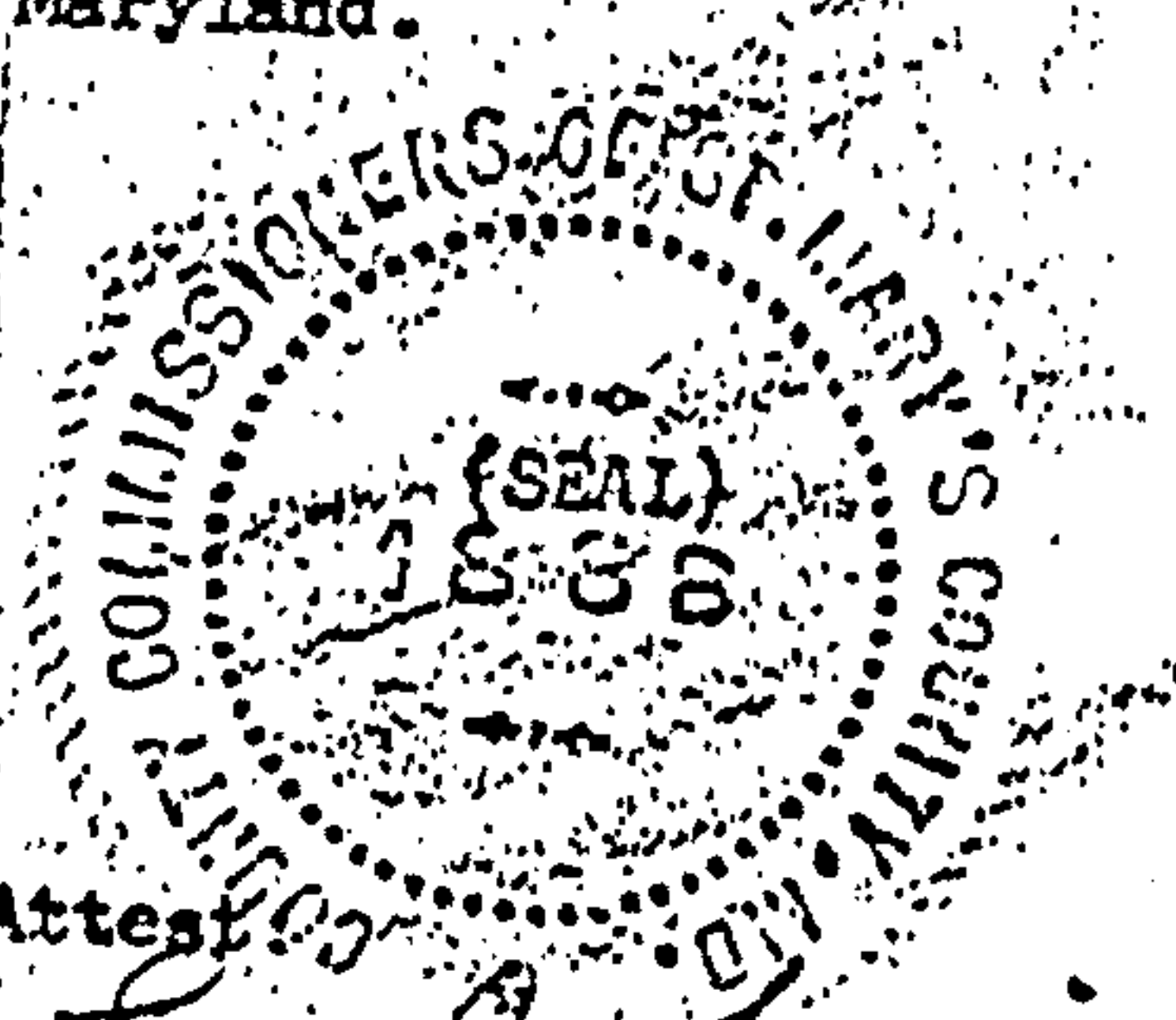
R E S O L U T I O N

WHEREAS, the Board of County Commissioners of St. Mary's County, Maryland, did adopt rules and regulations to establish a Merit System for employees of St. Mary's County, Maryland, under Resolution No. 64-10, dated July 21, 1964, and did enlist the aid of the Commissioner of Personnel of the State of Maryland, for an analysis of positions to be established in the County Merit System herewith adopted, as to Positions, Classification of Positions, Salary Scales, and Increments, and

WHEREAS, the Commissioner of Personnel of the State of Maryland, did submit schedules to the Board of County Commissioners of St. Mary's County, Maryland, regarding Positions, Classification of Positions, Salary Scales, and Increments, under letter dated February 25, 1966,

NOW, THEREFORE BE IT RESOLVED, by the Board of County Commissioners of St. Mary's County, Maryland, this First Day of March, 1966, that the "Classification and Salary Survey of St. Mary's County Employees" (designated as Schedule A) as submitted by the Commissioner of Personnel of the State of Maryland, and the "Table of Standard Salary Scales" (designated as Schedule B), said schedules attached hereto and made a part hereof, be, and the same are hereby adopted as the Positions, Classification of Positions, Salary Scales, and Increments, for the Merit System for the employees of St. Mary's County, Maryland.

Attest:
E. L. Tillman
(Mrs.) E. L. Tillman, Secretary



THE BOARD OF COUNTY COMMISSIONERS
OF ST. MARY'S COUNTY, MARYLAND

F. Elliott Burch
F. Elliott Burch, President
J. Wilmer Bowles
J. Wilmer Bowles, Commissioner
Clarence H. Ridgell
Clarence H. Ridgell, Commissioner

Received 2-24-71 at 3:00 P.M.
FOR RECORD AND RECORDED.
DOROTHY BAILEY KUCHER, CLERK

file: Co Comm

MAR 8 1971

DOROTHY BAILEY KUCHER, CLERK

SCHEDULE A
STATE COMMISSIONER OF PERSONNEL
SUMMARY OF RECOMMENDATIONS
OF
CLASSIFICATION AND SALARY SURVEY
OF
St. MARY'S COUNTY EMPLOYEES
FEBRUARY, 1966

<u>Incumbent</u>	<u>Recommended Scale</u>	<u>Rate Range</u>	<u>Comparable State Class</u>	<u>Suggested Payroll Title</u>	<u>Remarks</u>
Barthelme, A.	18	\$ 7,040 - 8,802	None	Recreation Supervisor	None
Brown, N. E.	6	3,640 - 4,552	Clerk-Typist II; Employment Service Assistant	Clerk-Typist A	Upon meeting qualifications of Employment Service Assistant, this position may be reclassified accordingly.
Boyd, B. E.	7	3,840 - 4,802	None	Account Clerk A	Position should be reviewed when full potential of responsibilities are realized.
Buckler, M. A.	5	3,480 - 4,349	Telephone Operator II	Telephone Operator	None
Combs, D. B.	7	3,840 - 4,802	None	Account Clerk A	None
Cryer, T. L.	12	5,040 - 6,302	Investigator	County Inspector	None
Connelly, C. A.	8	4,040 - 5,052	Secretary I	Secretary A	Consider for classification review when feasible.
Donaldson, W. S.	30	12,000 - 15,000	Assistant Comptroller, State Roads Commission	Director of Finance	None
D'Esposito, K. L.	9	4,290 - 5,365	Clerk III	Account Clerk B	None
Eisgrau, M. S.	7	3,840 - 4,802	None	Account Clerk A	None
Fowler, E. A.	9	4,290 - 5,365	Clerk III	Clerk-Typist C	None

hcl: Co Comm

MAR 8 1971

DOROTHY BAILEY KUCHER, CLERK

Ref: Co Comm

SCHEDULE A

Summary of Recommendations - continued

<u>Incumbent</u>	<u>Recommended Scale</u>	<u>Rate Range</u>	<u>Comparable State Class</u>	<u>Suggested Payroll Title</u>	<u>Remarks</u>
Gatton, W. C.	15	\$ 5,970 - 7,464	None	Jail Warden	The recommended scale includes responsibility for maintenance duties and for cooking by Mrs. Gatton minus fringe benefits (such as home, utilities, etc.).
Johnson, V. B.	9	4,290 - 5,365	Clerk III	Account Clerk B	None
Mattingly, I. R.	7	3,840 - 4,802	None	Clerk-Typist B	Additional stenographic skills can increase level of classification.
Marine, J. P.	9	4,290 - 5,365	Clerk III	Account Clerk B	None
Norris, M. L.	9	4,290 - 5,365	Principal Account Clerk I	Account Clerk B	None
Pantaleo, T. T.	30	12,000 - 15,000	Highway Engineer VI	County Engineer	None
Raley, P. R.	16	6,280 - 7,849	Administrative Assistant II	Administrative Assistant B	None
Rogers, L. R.	10	4,540 - 5,677	Secretary II	Secretary B	None
Thompson, J. H.	Withheld (See Remarks)	-----	None	Dog Catcher	The County should attempt to gradually adjust the rate to Scale 10 when the tri-county problem is resolved.
Tillman, E. L.	15	5,970 - 7,464	Administrative Assistant I (Secretary III)	Administrative Assistant A	Mark for study on replacement.
Yowaiski, M. M.	7	3,840 - 4,802	None	Clerk-Typist B	None

LIBER 001 PAGE 130

MAR 8 1971

DOROTHY BAILEY KUCHER, CLERK

TABLE OF STANDARD SALARY SCALES

<u>Minimum of Scale</u>	<u>First Increment</u>	<u>Second Increment</u>	<u>Third Increment</u>	<u>Fourth Increment</u>	<u>Fifth Increment</u>	<u>Amount of Annual Increase</u>	<u>Sixth Increment</u>	<u>Amount of Annual Increase</u>	<u>Longevity</u>
<u>Scale 1:</u> \$ 2,870	\$ 2,985	\$ 3,100	\$ 3,215	\$ 3,330	\$ 3,445	\$ 115	\$ 3,589	\$ 144	\$ 3,733
<u>Scale 2:</u> \$ 3,000	3,120	3,240	3,360	3,480	3,600	120	3,750	150	3,900
<u>Scale 3:</u> \$ 3,160	3,286	3,412	3,538	3,664	3,790	126	3,948	158	4,106
<u>Scale 4:</u> \$ 3,320	3,453	3,586	3,719	3,852	3,985	133	4,151	166	4,317
<u>Scale 5:</u> \$ 3,480	3,619	3,758	3,897	4,036	4,175	139	4,349	174	4,523
<u>Scale 6:</u> \$ 3,640	3,786	3,932	4,078	4,224	4,370	146	4,552	182	4,734
<u>Scale 7:</u> \$ 3,840	3,994	4,148	4,302	4,456	4,610	154	4,802	192	4,994
<u>Scale 8:</u> \$ 4,040	4,202	4,364	4,526	4,688	4,850	162	5,052	202	5,254
<u>Scale 9:</u> \$ 4,290	4,462	4,634	4,806	4,978	5,150	172	5,365	215	5,580
<u>Scale 10:</u> \$ 4,540	4,722	4,904	5,086	5,268	5,450	182	5,677	227	5,904
<u>Scale 11:</u> \$ 4,790	4,982	5,174	5,366	5,558	5,750	192	5,990	240	6,230
<u>Scale 12:</u> \$ 5,040	5,242	5,444	5,646	5,848	6,050	202	6,302	252	6,554
<u>Scale 13:</u> \$ 5,350	5,564	5,778	5,992	6,206	6,420	214	6,688	268	6,956
<u>Scale 14:</u> \$ 5,660	5,886	6,112	6,338	6,564	6,790	226	7,073	283	7,356
<u>Scale 15:</u> \$ 5,970	6,209	6,448	6,687	6,926	7,165	239	7,464	299	7,763
<u>Scale 16:</u> \$ 6,280	6,531	6,782	7,033	7,284	7,535	251	7,849	314	8,163

Hel: Co Comm

MAR 8 1971

DOROTHY BAILEY KUCHER, CLERK

<u>Minimum of Scale</u>	<u>First Increment</u>	<u>Second Increment</u>	<u>Third Increment</u>	<u>Fourth Increment</u>	<u>Fifth Increment</u>	<u>Amount of Annual Increase</u>	<u>Sixth Increment</u>	<u>Amount of Annual Increase</u>	<u>Longevity</u>
<u>Scale 17:</u> \$ 6,660	\$ 6,926	\$ 7,192	\$ 7,458	\$ 7,724	\$ 7,990	\$ 266	\$ 8,323	\$ 333	\$ 8,656
<u>Scale 18:</u> \$ 7,040	7,322	7,604	7,886	8,168	8,450	282	8,802	352	9,154
<u>Scale 19:</u> \$ 7,420	7,717	8,014	8,311	8,608	8,905	297	9,276	371	9,647
<u>Scale 20:</u> \$ 7,800	8,112	8,424	8,736	9,048	9,360	312	9,750	390	10,140
<u>Scale 21:</u> \$ 8,180	8,507	8,834	9,161	9,488	9,815	327	10,224	409	10,633
<u>Scale 22:</u> \$ 8,560	8,902	9,244	9,586	9,928	10,270	342	10,698	428	11,126
<u>Scale 23:</u> \$ 8,940	9,298	9,656	10,014	10,372	10,730	358	11,177	447	11,624
<u>Scale 24:</u> \$ 9,320	9,693	10,066	10,439	10,812	11,185	373	11,651	466	12,117
<u>Scale 25:</u> \$ 9,700	10,088	10,476	10,864	11,252	11,640	388	12,125	485	12,610
<u>Scale 26:</u> \$ 10,160	10,566	10,972	11,378	11,784	12,190	406	12,698	508	13,206
<u>Scale 27:</u> \$ 10,620	11,045	11,470	11,895	12,320	12,745	425	13,276	531	13,807
<u>Scale 28:</u> \$ 11,080	11,523	11,966	12,409	12,852	13,295	443	13,849	554	14,403
<u>Scale 29:</u> \$ 11,540	12,002	12,464	12,926	13,388	13,850	462	14,427	577	15,004
<u>Scale 30:</u> \$ 12,000	12,480	12,960	13,440	13,920	14,400	480	15,000	600	15,600
<u>Scale 31:</u> \$ 12,460	12,958	13,456	13,954	14,452	14,950	498	15,573	623	16,196
<u>Scale 32:</u> \$ 12,920	13,437	13,954	14,471	14,988	15,505	517	16,151	646	16,797

Hel. Co. Comm

MAR 8 1971

DOROTHY BAILEY KUCHER, CLERK

RECEIPT 3013

DLID GRADE (Outdo)	NEW GRADE	YR-1 BASE	YR 2	YR 3	YR 4	YR 5	YR 6	YR 7	YR 8	YR 9	YR 10
1-2	1	3344	3545	3758	3983	4222	4306	4392	4480	4570	4661
3-4	2	3678	3899	4133	4381	4644	4737	4832	4929	5028	5129
5-6	3	4046	4289	4546	4819	5108	5210	5314	5420	5528	5639
7-8	4	4451	4718	5001	5301	5619	5731	5846	5963	6082	6204
9-10	5	4896	5190	5501	5831	6181	6305	6431	6560	6691	6825
11	6	5386	5709	6052	6415	6800	6936	7075	7217	7361	7508
12-13	7	5925	6281	6658	7057	7480	7630	7783	7939	8098	8260
14-15	8	6518	6909	7324	7763	8229	8394	8562	8733	8908	9086
16-17	9	7170	7600	8056	8539	9051	9232	9417	9605	9797	9993
18	10	7887	8360	8862	9396	9958	10157	10360	10567	10778	10994
19-20	11	8576	9197	9749	10334	10954	11173	11396	11624	11856	12093
21-22	12	9544	10117	10724	11367	12049	12290	12536	12787	13043	13304
23-24-25	13	10498	11129	11795	12504	13254	13519	13789	14065	14346	14633
26-27	14	11548	12241	12975	13754	14579	14871	15168	15471	15780	16096
28-29	15	12703	13465	14273	15129	16037	16358	16685	17019	17359	17706
30-31-32	16	13973	14811	15700	16642	17641	17994	18354	18721	19095	19477
33-34	17	15370	16292	17270	18306	19404	19792	20188	20592	21004	21424
35-36	18	16997	17924	18996	20136	21344	21771	22206	22650	23103	23565
37	19	18898	19714	20697	21851	23080	23550	24029	24518	25016	25524
20	20	20958	21635	22536	23665	24927	25344	25871	27409	27956	28515

FOR RECORD AND RECORDED.
7 DOROTHY BAILEY KUCHER, CLERK

Received 3-24-71 3:06 P.M.

Recd: Co Comm

MAR 8 1971

DOROTHY BAILEY KUCHER, CLERK

RECEIPT 3013

RESOLUTION

WHEREAS, the County Commissioners of St. Mary's County, Maryland, did on March 1, 1966, establish Rules and Regulations for Implementation of Classified Service Act, by their Resolution 64-10, and

WHEREAS, the said County Commissioners do deem it advisable to amend the said Resolution; and

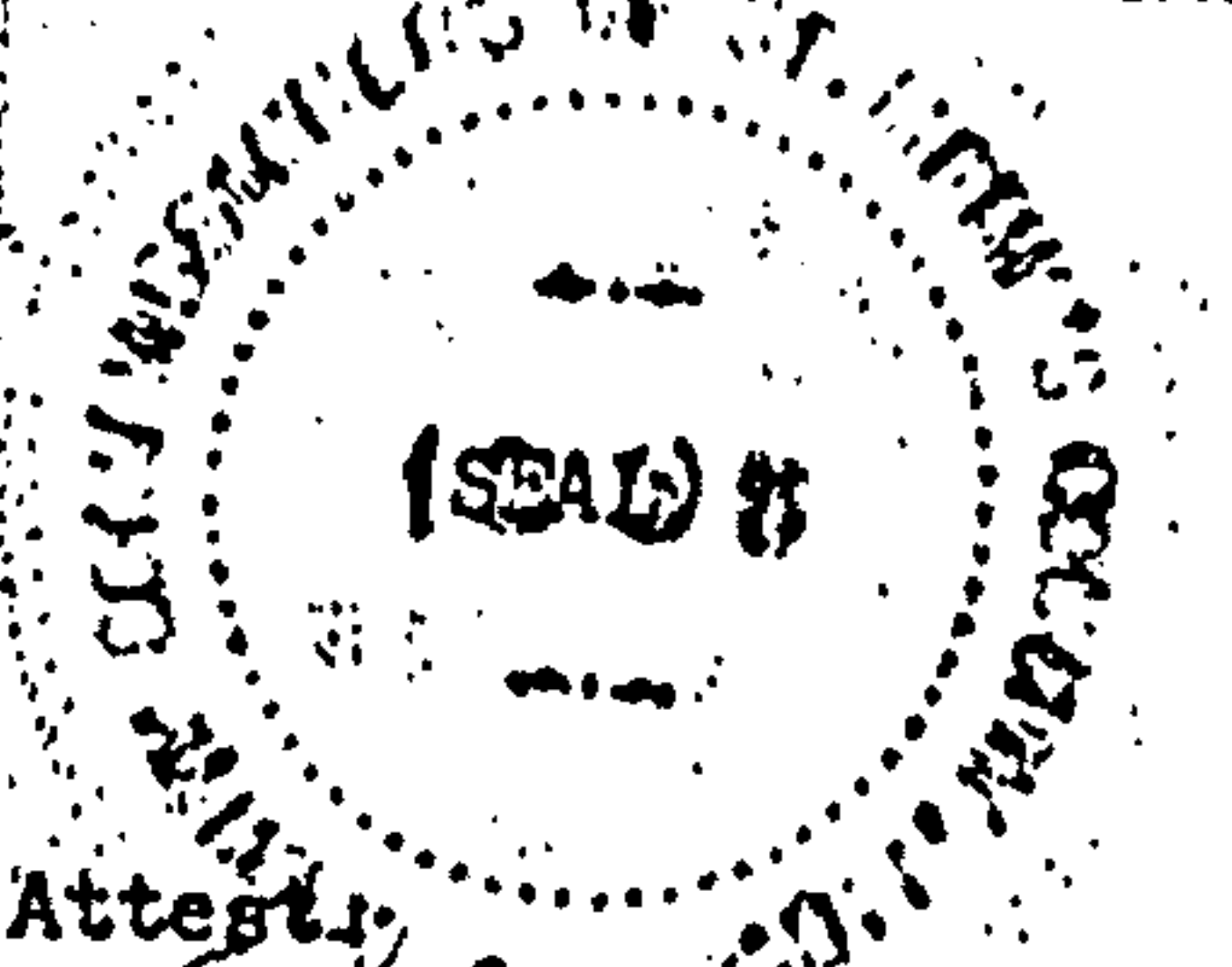
WHEREAS, the County Commissioners do have the authority to amend the said Regulations, per Section 15, Sub-section (a), of the Classified Service Act, as set forth in the Code of Public Local Laws of St. Mary's County, Maryland,

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of St. Mary's County, Maryland, that there shall be added to Rule 16 - "Standards of Performance" of Resolution 64-10, two (2) new sub-sections to follow immediately after Sub-section 16-2, and to be known as Sub-section 16-3 and Sub-section 16-4, to read as follows:

16-3. Subject to the approval of the County Commissioners, the Commissioner shall establish classes and classify therein all positions in the classified service, and shall, from time to time, thereafter as may be necessary, establish additional classes and classify therein new positions created, and may combine, alter or abolish existing classes. Each such class shall embrace all positions similar in respect to the duties and responsibilities appertaining thereto and the qualifications required for the fulfillment thereof and shall be given a classification title indicative of the character and rank of the employment. The classification title thus prescribed shall be observed in all records and communications of the Commissioner. Employees shall assume the classification titles of their respective positions. Any change in the duties of a position, if material, shall operate to abolish it and create a new position which shall be classified under this section.

16-4. Any County employee promoted through reclassification of his existing job or position where such promotion involves no substantial change of his actual duties or responsibilities shall not be required to serve an additional probationary period.

Effective date: December 19, 1967



Attest:

E. L. Tillman
(Mrs.) E. L. Tillman, Secretary

THE BOARD OF COUNTY COMMISSIONERS
OF ST. MARY'S COUNTY, MARYLAND

F. Elliott Burch
F. Elliott Burch, President

J. Wilmer Bowles
J. Wilmer Bowles, Commissioner

George R. Aud
George R. Aud

Received 2-24-71 at 3:00 P.M.

FOR RECORD AND RECORDED.
DOROTHY BAILEY KUCHER, CLERK

file: Co Comm

MAR 8 1971

DOROTHY BAILEY KUCHER, CLERK

No. 67-6

LIBER 001 PAGE 135

Local Income Tax
(First Six Months
of Calendar Year
1968)

RECEIPT 3013

RESOLUTION

Received 2-24-71 at 3:00 P.M.
FOR RECORD AND RECORDED.
DOROTHY BAILEY KUCHER, CLERK

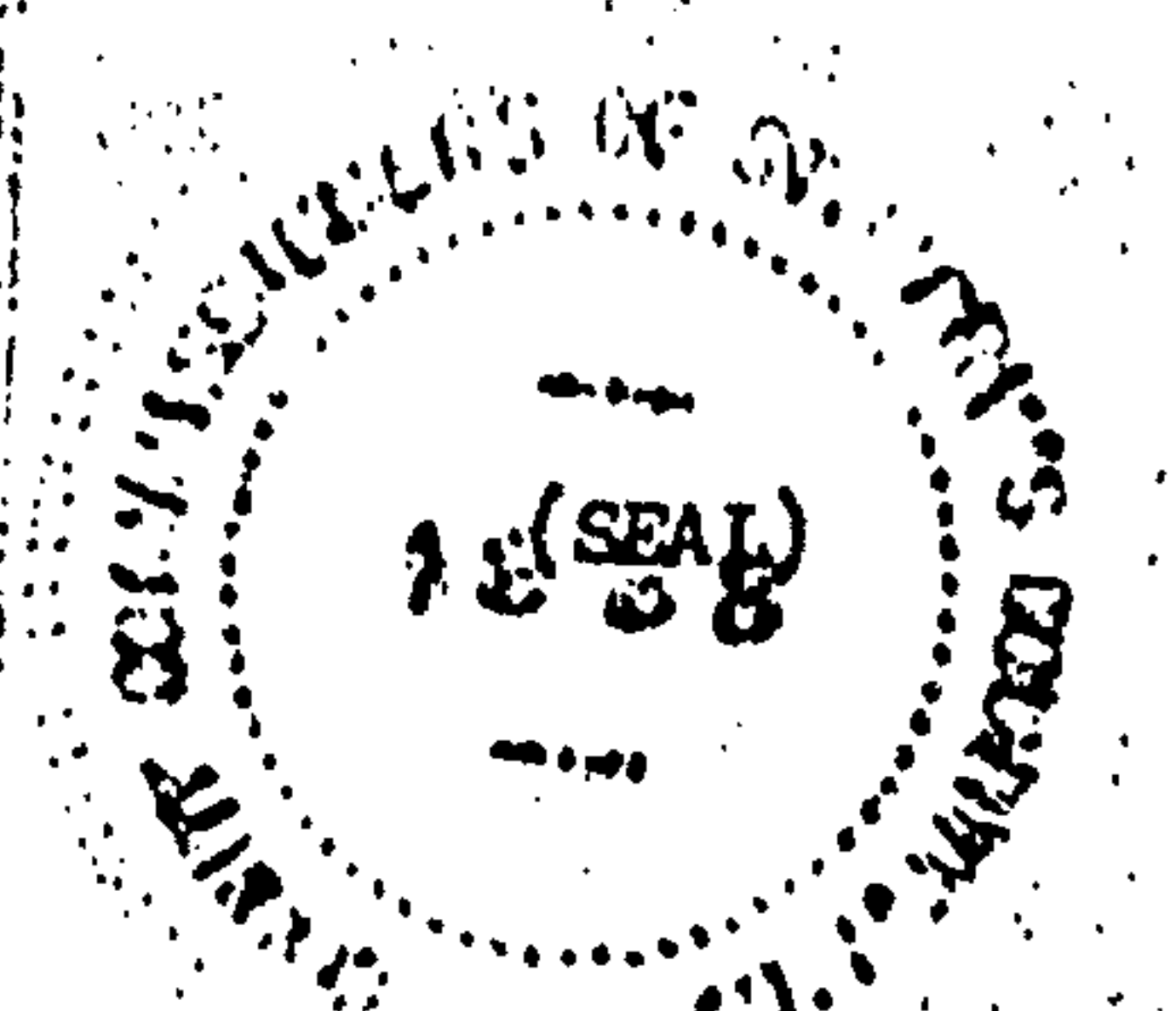
WHEREAS, Resolution 67-1, dated May 2, 1967, imposed a local income tax of fifty percent (50%) of the State income tax liability upon the residents of St. Mary's County for calendar year 1967 in accordance with Sections 283 and 323 of Article 81 of the Annotated Code of Maryland, and,

WHEREAS, Section 283 of Article 81 stipulates that the counties do not have to establish the rate of local income tax for calendar year 1968 until July 1, 1968, and,

WHEREAS, withholding of the local income tax by the Comptroller of the Treasury is of benefit to the taxpayer and to the counties in the distribution of this tax revenue and should continue even though the actual rate for 1968 has not been established.

THEREFORE, BE IT RESOLVED by the Board of County Commissioners of St. Mary's County, Maryland, pursuant to Section 283 of Article 81, that only for the purposes of (1) withholding local income taxes and of (2) declarations of estimated tax, the amount of local income tax on the residents of St. Mary's County during the first six (6) months of calendar year 1968 to be withheld or declared shall continue to be fifty percent (50%) of the State income tax liability; and that the actual rate of local income tax for calendar year 1968 will be established in a resolution adopted by the Board of County Commissioners of St. Mary's County, on or before July 1, 1968, and submitted to the Comptroller of the Treasury on or before July 1, 1968.

This date: November 21, 1967.



BY ORDER OF THE BOARD OF COUNTY
COMMISSIONERS OF ST. MARY'S COUNTY,
MARYLAND

F. Elliott Burch
F. Elliott Burch, President

J. Wilmer Bowles
J. Wilmer Bowles, Commissioner

George R. Aud
George R. Aud, Commissioner

Attest:
E. L. Tillman
(Mrs.) E. L. Tillman, Secretary

Rel: Co Comm

MAR 8 1971

DOROTHY BAILEY KUCHER, CLERK

RECEIPT 3013

RESOLUTION

WHEREAS, pursuant to the authority of Section 408 of the Housing Amendments of 1955, as amended by Public Law 10/20 84th Congress, the Secretary of Defense of the United States, by his duly designated Agent, for the purpose of Section 408, has made a determination for the taxable year 1966, of a certain sum of money to be the amount equal to the sum of payments made by the United States Government with respect to Title VIII, Wherry Housing Project, known as "Center Gardens" FHA No. 000-80003-4-6, and

WHEREAS, because of said determination Patuxent Section I Corporation, Patuxent Section II Corporation, Patuxent Section III Corporation, and Patuxent Section IV Corporation, have duly applied to the County Commissioners of St. Mary's County, Maryland (through Ralph M. Costone, Secretary of Verona Construction Company of Verona, New Jersey) for a credit of subject corporation's 1966 real estate taxes in accordance with the provisions of Article 81 of the Annotated Code of Maryland, prior to the date of finality, and

WHEREAS, the aforesaid determination made by the Secretary of Defense is an estimate of the credit to be applied against 1967 taxes, and

WHEREAS, the actual payment under Capitol Improvements and Maintenance and Operation with respect to the Title VIII (Wherry) Housing expenditures made by the Federal Government exceed the real estate taxes (of Patuxent Section I Corporation, Patuxent Section II Corporation, Patuxent Section III Corporation, and Patuxent Section IV Corporation) for the year of 1967,

NOW, THEREFORE BE IT RESOLVED, by the County Commissioners of St. Mary's County, Maryland, in regular meeting assembled, on the 26th day of September, 1967:

1. That the real estate taxes for the year 1967 are abated.

2. That said determinations of the Secretary of Defense made pursuant to Section 408 of the Housing Amendments of 1955, as amended by Public Law 10/20 84th Congress, relating to the housing project known as "Center Gardens" in St. Mary's County, Maryland, provided that such determinations are found to be valid, legal and accurate by the County Commissioners of St. Mary's County, Maryland, and provided further that the above corporations, or their successors, strictly comply with the applicable provisions of Article 81 of the Annotated Code of Maryland, and other applicable laws.



THE BOARD OF COUNTY COMMISSIONERS
OF ST. MARY'S COUNTY, MARYLAND

F. Elliott Burch
F. Elliott Burch, President

J. Wilmer Bowles
J. Wilmer Bowles, Commissioner

George R. Lud
George R. Lud, Commissioner

Attorney
E. L. Tillman
(Mrs.) E. L. Tillman, Secretary

cc: Mr. W. F. Herbert, Supv. of Assessments, St. Mary's County, Maryland
Mr. Ralph Costone, Secty., Verona Construction Co., Verona, New Jersey
Capt. H. F. Curren, USN, NFEC, Washington, D. C.
Director, PHA, Washington, D. C.

Received 2-24-71 at 3:00 P.M.

FOR RECORD AND RECORDED.
DOROTHY BAILEY KUCHER, CLERK

del: Co Comm

MAR 8 1971

DOROTHY BAILEY KUCHER, CLERK

RECEIPT 3013

Subj: Center Gardens
Tax Credit 1967/1968

RESOLUTION

WHEREAS, pursuant to the authority of Section 408 of the Housing Amendments of 1955, as amended by Public Law 10/20 84th Congress, the Secretary of Defense of the United States, by his duly designated Agent, for the purpose of Section 408, has made a determination for the taxable year 1967/1968, of a certain sum of money to be the amount equal to the sum of payments made by the United States Government with respect to Title VIII, Wherry Housing Project, known as "Center Gardens" FHA No. 000-80003-4-6, and

WHEREAS, because of said determination, Patuxent Section I Corporation, Patuxent Section II Corporation, Patuxent Section III Corporation, and Patuxent Section IV Corporation, have duly applied to the County Commissioners of St. Mary's County, Maryland, (through Ralph M. Cestone, Secretary of Verona Construction Company of Verona, New Jersey) for a credit of subject corporation's 1967/1968 real estate taxes in accordance with the provisions of Article 81 of the Annotated Code of Maryland, prior to the date of finality, and

WHEREAS, the aforesaid determination made by the Secretary of Defense is an estimate of the credit to be applied against 1967/1968 taxes,

NOW, THEREFORE BE IT RESOLVED, by the County Commissioners of St. Mary's County, Maryland, in regular meeting assembled, on the 26th day of September, 1967:

1. That the 1967/1968 County Real Estate Tax liabilities of Patuxent Section I Corporation, Patuxent Section II Corporation, Patuxent Section III Corporation, and Patuxent Section IV Corporation, and the same are abated to the extent of the Tax Credit as claimed by letter from the Chesapeake Division Naval Facilities Engineering Command, dated September 7, 1967, signed by H. F. Curren, and when firm rates and assessments have been established for 1967/1968 taxes same will be furnished to interested parties.

2. That said determination of the Secretary of Defense, made pursuant to Section 408 of the Housing Amendments of 1955, as amended by Public Law 10/20 84th Congress, relating to the housing project known as "Center Gardens" in St. Mary's County, Maryland, provided that such determinations are found to be valid, legal and accurate by the County Commissioners of St. Mary's County, Maryland, and provided further, that the above corporations, or their successors, strictly comply with the applicable provisions of Article 81 of the Annotated Code of Maryland, and other applicable laws.

THE BOARD OF COUNTY COMMISSIONERS
OF ST. MARY'S COUNTY, MARYLAND

F. Elliott Burch
F. Elliott Burch, President

J. Wilcox Bowles
J. Wilcox Bowles, Commissioner

George R. Aud
George R. Aud, Commissioner

Attest:
E. L. Tillman
(Mrs.) E. L. Tillman, Secretary

cc: Mr. W. F. Herbert, Supv. of Assessments, St. Mary's County, Maryland.
Mr. Ralph Cestone, Secty., Verona Construction Co., Verona, New Jersey.
Capt. H. F. Curren, USN, NFEC, Washington, D. C.
Director, FHA, Washington, D. C.

Received 2-24-71 at 3:00 P.M.

FOR RECORD AND RECORDED.

DOROTHY BAILEY KUCHER, CLERK

file: Co Comm

MAR 8 1971

DOROTHY BAILEY KUCHER, CLERK

RECEIPT 3013

R E S O L U T I O N

Left to local initiative and control, the educational process in these United States of America has achieved unparalleled results in both quality and quantity. It has harnessed the maximum of individual freedom with a strong sense of the common good. For nearly two centuries our schools have produced civic-minded, enlightened young Americans and provided the groundwork for a productive, orderly, and free society. Much of the credit for America's unique success story must go to her equally unique system of education, and it is with this in mind that we, the undersigned, submit the following resolution, designed to preserve and rejuvenate this system.

WHEREAS, all local governments in the United States of America are firmly committed to the maintenance of the principle of local control of education; and

WHEREAS, this historic principle is meaningless unless counties, cities, and school districts are financially self-reliant; and

WHEREAS, the common property tax and general sales tax are now the universally overloaded mainstays of local government finances and cannot be further strained to meet ever expanding demands for educational services, and

WHEREAS, acceptance of Federal monies, under existing assistance programs, invariably involves surrendering appreciable measures of local control and local responsibility in the field of education; and

WHEREAS, the Federal Income Tax is the greatest and most efficient single source of national revenues and is contributed to by all productive individuals and organizations in our society; and

WHEREAS, local governments composed of, and representative of, these individuals and organizations need additional independent sources of revenue in order to enable proper home rule performance of educational services; and

WHEREAS, the community school is the keystone of our educational system and should in accordance with the traditions of our Republic remain free from external influence and control;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS

Received 2-24-71 at 2:00 P.M.
FOR RECORD AND RECORDED.
DOROTHY BAILEY KUCHER, CLERK

file: Co Comm

MAR 8 1971

DOROTHY BAILEY KUCHER, CLERK

No. 67-3

Subj: Urging Adoption
of Tax Sharing
for Education

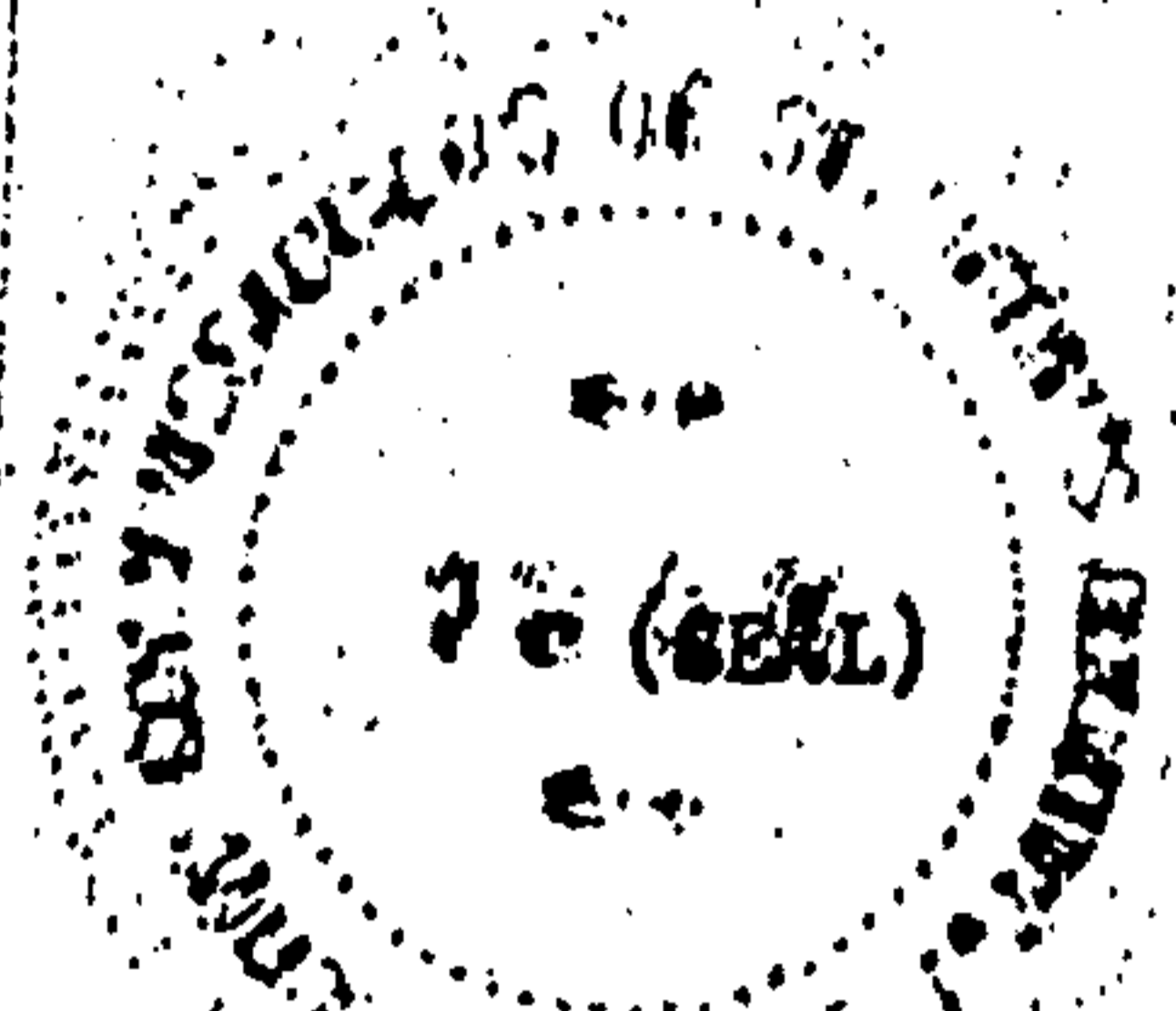
RECEIPT 3013

LIBER 001 PAGE 139

RESOLUTION

OF ST. MARY'S COUNTY, MARYLAND, that support is hereby expressed for the return of specified amounts of Federal tax revenues, free of restrictive conditions and controls, to the States for use in financing educational activities; and

BE IT FURTHER RESOLVED that support is hereby expressed for immediate implementation of this concept as embodied in H.R. 308 now before the Congress of the United States; this measure being commonly referred to as "Tax Sharing for Education".



THE BOARD OF COUNTY COMMISSIONERS
OF ST. MARY'S COUNTY, MARYLAND

F. Elliott Burch

F. Elliott Burch, President

J. Wilmer Bowles

J. Wilmer Bowles, Commissioner

George R. Aud

George R. Aud, Commissioner

Attest:

E. L. Tillman

(Mrs.) E. L. Tillman, Secretary

Received 2-24-71 at 3:00 P.M.
FOR RECORD AND RECORDED.
DOROTHY BAILEY KUCHER, CLERK

del: Co Comm

MAR 8 1971

DOROTHY BAILEY KUCHER, CLERK

RECEIPT 3014

DOG REGULATIONS

FOR

ST. MARY'S COUNTY, MARYLAND

Received 2-24-71 at 3:00
FOR RECORD AND RECORDED. P.M.
DOROTHY BAILEY KUCHER, CLERK

Under Section 191 (e) and Section 194 (e), (i) and (k) of Article 56 of the Annotated Code of Maryland, the Board of County Commissioners of St. Mary's County, Maryland, is authorized to pass rules, regulations or resolutions concerning matters pertaining to the licensing and regulation of dogs in St. Mary's County, Maryland.

In accordance with the above-mentioned sections, the following regulations are hereby adopted by the Board of County Commissioners of St. Mary's County, Maryland, to become effective October 1, 1967.

DEFINITIONS

For the purpose of these regulations, and unless otherwise required by the context:

- (a) The words "PERSON" or "OWNER" includes individuals, copartnerships, associations and corporations; the singular includes the plural; and the masculine, the feminine and neuter.
- (b) The words "OWNER" and "OWN" include any person having a right of property in a dog, and any person who keeps or harbors a dog or has it in his care or acts as custodian or permits it to remain on or about any premises occupied or controlled by him for more than two (2) weeks.
- (c) The word "KENNEL" means an enclosure wherein dogs are housed and fed and from which they cannot escape.
- (d) The words "PEACE OFFICER" mean any official either elective, appointive or ex-officio in the State of Maryland or St. Mary's County, Maryland.
- (e) The word "WARDEN", where used in this Act, shall refer to Dog Warden or society, authorized and empowered to act in such capacity.
- (f) The words "KEEPING" or "HARBORING" mean the act or sufferance either of feeding or sheltering a dog on the premises of the occupant or owner thereof.
- (g) The words "DOG LIVING IN A WILD STATE" mean dogs that roam the woods and fields, prey on animals for food and have no domesticated home.
- (h) The words "RUNNING AT LARGE" mean not under the immediate control of owner or an authorized agent of owner while off the premises of its owner.

SECTION 1. DOG WARDEN:

The Board of County Commissioners shall appoint a Dog Warden who shall have all the powers of a constable or other peace officer in the execution of the provisions of these regulations including the issuance of a summons or the service of a warrant of arrest, to make arrests, and to seek prosecution of charges in connection with unlawful acts or violations relating to or growing out of such enforcement, and to collect license fees from owner.

Rel: Co Comm

MAR 8 1971

DOROTHY BAILEY KUCHER, CLERK

RECEIPT 3044

LIBER 001 PAGE 141

No. 67-3

Subj: Dog
Regulations

It shall be the duty of the duly appointed Warden diligently to seek out, pursue and deliver to the Tri-County Animal Shelter for humane destruction, all unlicensed dogs known to be living in a wild state in the County; to pick up or receive for adoption or destruction stray and unwanted cats that have remained for a period of four (4) or more days at an unoccupied premises or at a home not its own when such fact is certified to on a disposal slip by the householder; to destroy critically sick and injured animals found on the public highways; and at the request of owners, to respond to all calls relating to proper enforcement of these regulations. Compensation of the Warden and other personnel shall be fixed by the Board of County Commissioners of St. Mary's County, Maryland.

SECTION 2. LICENSING OF DOGS:

It shall be unlawful for any person to own or harbor a dog unless licensed as provided in these regulations. Licenses shall not be required for dogs under the age of six months. The license period shall run for the fiscal year; namely from July 1 to June 30 inclusive, and the license fee, which shall be the only license or tax on dogs in this County and which is payable at the office of the County Treasurer or to such other agents, at such other places as may be designated by the Board of County Commissioners, shall be regulated and determined and, if paid when due and payable, shall be as follows:

(a) Every person owning or harboring a dog within St. Mary's County, Maryland, shall apply either orally or in writing to the County Treasurer or such agents as are duly authorized and advertised by the Board of County Commissioners to sell dog licenses, for a license certificate and tag for each such dog owned or harbored by him, excepting dogs kept under a kennel license as provided for in these regulations, and such applications shall state the name, sex, breed, age, color and markings of each dog and be accompanied by a fee of Two Dollars (\$2.00) for each male or successfully spayed female (provided a veterinarian certificate is exhibited), and a fee of Four Dollars (\$4.00) for each unspayed female. Such tag shall be affixed to a substantial collar and shall at all times be kept on the dog for which the license is issued, except when confined in the kennel or when hunting in charge of an attendant.

The above license is due and payable as follows:

(1) On or before July 1 in each year, the owner or harborer of any dog six months old or older, shall pay the license tax as above prescribed.

(2) If a dog shall become six months of age, or an unlicensed dog of licensing age shall come into the possession of any person between July 1 and June 30 of any fiscal year, the full license tax for the current fiscal year shall be paid forthwith by said owner or harborer of such dog.

SECTION 3. KENNEL LICENSE:

A kennel license is meant to cover one pack or collection of dogs kept on a single premises, however owned, whether maintained for breeding, treatment, boarding, sale, training, hunting or other purposes, and including pet shops where dogs and other animals are on sale and the one license and the one tag securely fastened at a prominent place on the enclosure shall cover all dogs kept there within the limit of the license issued. Such license warrants, when under close supervision, hunting dogs, or dogs for breeding purposes or sale, to be taken from the kennel to the hunting field and hunted or taken for exercise or showing, and returned in similar manner, but does not warrant any dog kept at the kennel otherwise to leave its limits without an individual license and the wearing of an individual tag.

For protection and identification of kennel dogs in transit between the field as above provided, they must wear collars or harnesses with kennel identification marks by name or number attached thereto and furnished by the

Received 2-24-71 at 3:00
FOR RECORD AND RECORDED. *P.V.*
DOROTHY BAILEY KUCHER, CLERK

- 2 -

Mel: Co Comm

MAR 8 1971

DOROTHY BAILEY KUCHER, CLERK

RECEIPT 3014

LIBER 001 PAGE 142

No. 67-3

Subj: Dog
Regulations

The County Commissioners by rule, regulation or resolution, may provide for investigation of reports of violations of Paragraph (a) and enforcement of the provisions of this subsection.

Any owner failing to comply with the provisions of this section shall be guilty of a misdemeanor and upon conviction thereof shall be subject to a fine of not more than Twenty-Five Dollars (\$25.00) for each offense.

The provisions of these rules and regulations shall be deemed to apply to the extent that they are reasonably applicable to the regulation and control of every domestic animal, including but not limited to dogs, and to every wild animal kept in captivity.

SECTION 6. SEIZURE AND DISPOSITION OF DOGS:

A peace officer or warden or other duly authorized officer whenever circumstances make it possible, shall seize any dog reasonably known to be unlicensed, either on or off the owners premises. It shall be unlawful for anyone to remove animals from dog traps other than the Dog Warden. It shall be unlawful to dispose of any cats or dogs placed in a box or other similar enclosure, in any County trash disposal area.

Every dog so seized shall be properly cared for and fed at the expense of the County until disposition is made thereof as hereinafter directed. Provided, however, that said officers shall not be required to take to a pound or shelter any dog suffering from serious injury or wounds or from contagious or infectious diseases, and he is hereby given full authority in his sole discretion immediately to dispose of such afflicted dogs in the most humane manner possible under the circumstances.

The owner of any dog seized as above provided may redeem it from the Warden seventy-two (72) hours from the time of its apprehension, first, by describing it and in some fair manner, to the satisfaction of the Warden, proving ownership, and then by securing a current license and tag and paying a pick-up charge of Three Dollars (\$3.00) and the board bill incurred at the Tri-County Animal Shelter, Hughesville, Maryland.

If not so redeemed within the seventy-two (72) hours, or while it is still being held and not actually sold by the County or otherwise disposed of, the County shall have the power to dispose of said dog either by sale to any person wishing to adopt it, or by destruction in the most humane manner possible. Provided, however, that no stray or unlicensed dog having an infectious or contagious disease or known to be vicious shall be surrendered for adoption, but shall upon the expiration of seventy-two (72) hours for redemption, be forthwith destroyed, with the exception that if any such dog is suspected of having rabies, it shall be held for such time as is required by the St. Mary's County Board of Health, for observation, before it is destroyed or otherwise disposed of.

It shall be the duty of the Warden, upon learning of a dog being suspected of rabies, immediately to investigate the case, confer with the owner, and if, in the Warden's judgment or the judgment of any licensed veterinarian called in consultation, there is reasonable ground to believe the dog may have rabies, he shall immediately impound the dog at the owner's home if satisfactory facilities are available, or at a public pound or shelter and keep it completely isolated from all persons and animals for such period of time as the St. Mary's County Board of Health may prescribe, and if at the end of the period of observation the dog is fully recovered of its malady or shows that it has no further symptoms of rabies, the Warden shall then release the dog to its owner who shall be liable for the board bill incurred at the Tri-County Animal Shelter, Hughesville, Maryland.

Received 2-24-71 at 3:00 P.M.
FOR RECORD AND RECORDED.
DOROTHY BAILEY KUCHER, CLERK

lib: Co Comm

MAR 8 1971

DOROTHY BAILEY KUCHER, CLERK

RECEIPT 3014LIBER 001 PAGE 143Subj: Dog
Regulations

kennel, which may be removed only when under supervision in the exercise or hunting field.

Kennel licenses are due and payable on or before July 1 of each fiscal year, or when beginning operations. A kennel license shall be issued to the owner of a kennel for a fee of Ten Dollars (\$10.00), no matter how many dogs are included therein, provided that all dogs so licensed shall be kept at the kennel for which such license is issued. The names of all persons owning, operating or interested in the kennel at the time of taking the license shall be written on the back of the certificate and the stub; and the name and address of the owner of each dog kept in such kennel and a record giving full data concerning sales or other disposition of dogs from such kennels shall be kept on file thereat and available for inspection by the Warden or other peace officers at all times.

A kennel shall not be operated in such manner as to defraud the County of the license fee applied to dogs which cannot legally be covered thereunder or in any manner to violate other provisions of these regulations; the primary purpose of a kennel license being to relieve owners of dogs kept at a kennel and never being allowed to run at large, from the necessity of taking out individual licenses for such dogs.

SECTION 4. LICENSE CERTIFICATES AND TAGS:

The County Commissioners, not later than June 1 of each year, shall furnish the County Treasurer with a supply of license certificates together with the corresponding metal tags in sufficient quantity to cover all requirements for the following year.

Certificates shall be serially numbered with duplicate stubs both of which shall provide spaces in which shall be recorded the following data:

- (a) Election District.
- (b) Full name of owner.
- (c) Home address of owner.
- (d) Sex, breed and age of the dog.

Certificates shall be kept by the owner for exhibit to the Warden or his agents on demand, and any alteration of the entries on the same is subject to penalty as hereinafter provided.

SECTION 5. DOGS RUNNING AT LARGE:

Any dog found running at large is hereby declared a nuisance and is subject to seizure, detention and destruction. The Dog Warden or his duly authorized deputies are authorized and directed, whenever possible, to seize and impound any dog found running at large. When the Dog Warden or his duly authorized deputies are not able to catch a dog running at large, they are authorized and directed to shoot or otherwise kill the dog.

Owners of dogs in St. Mary's County shall not permit the dog, whether licensed or unlicensed, to run at large off the premises of the owner, except when it is under the control of the owner or an authorized agent of the owner, by leash, cord or chain, provided that the following dogs may be permitted to run at large when accompanied by the owner or an authorized agent and when kept within sight or calling distance:

- (a) Dogs proved to be obedient, in accordance with any regulation or resolution of the County Commissioners.
- (b) Dogs being used for hunting, or trained for hunting.
- (c) Dogs being accompanied by the owner on horseback.

Received 2-24-71 at 3:00 P.M.
FOR RECORD AND RECORDED.
DOROTHY BAILEY KUCHER, CLERK

- 3 -

Rel: Co Comm

MAR 8 1971

DOROTHY BAILEY KUCHER, CLERK

RECEIPT 3014

LIBER 001 PAGE 144

No. 67-3

Subj: Dog Regulations

SECTION 7. AUTHORITY FOR KILLED ATTACKING DOG:

Any person may kill any licensed or unlicensed dog which suddenly assaults him while he is peaceably standing, moving or riding outside the enclosure of its owner or keeper, and any person may kill any dog found out of the enclosure of its owner or keeper and not under his immediate care actually in the act of wounding or killing persons, livestock or fowl. Any police officer, constable, or Warden has full authority to kill any dog that is known to be living in the County in a wild state.

There shall be no liability on such persons, police officers, constable or Warden in damages or otherwise, for such killing.

SECTION 8. PENALTIES:

(a) In lieu of the penalties otherwise prescribed in this subtitle, the County Commissioners are authorized to establish penalties for violation of rules and regulations passed pursuant to the powers granted under Article 56, Section 194 (e) of the Annotated Code of Maryland, not to exceed a fine of One Thousand Dollars (\$1,000.00), or imprisonment for one (1) year, or both, as to each offence.

This date: August 29, 1967

BY ORDER OF THE BOARD OF COUNTY COMMISSIONERS OF ST. MARY'S COUNTY, MARYLAND



F. Elliott Burch
F. Elliott Burch, President

J. Wilmer Bowles
J. Wilmer Bowles, Commissioner

E. L. Tillman
(Mrs.) E. L. Tillman, Secretary

George R. Aud
George R. Aud, Commissioner

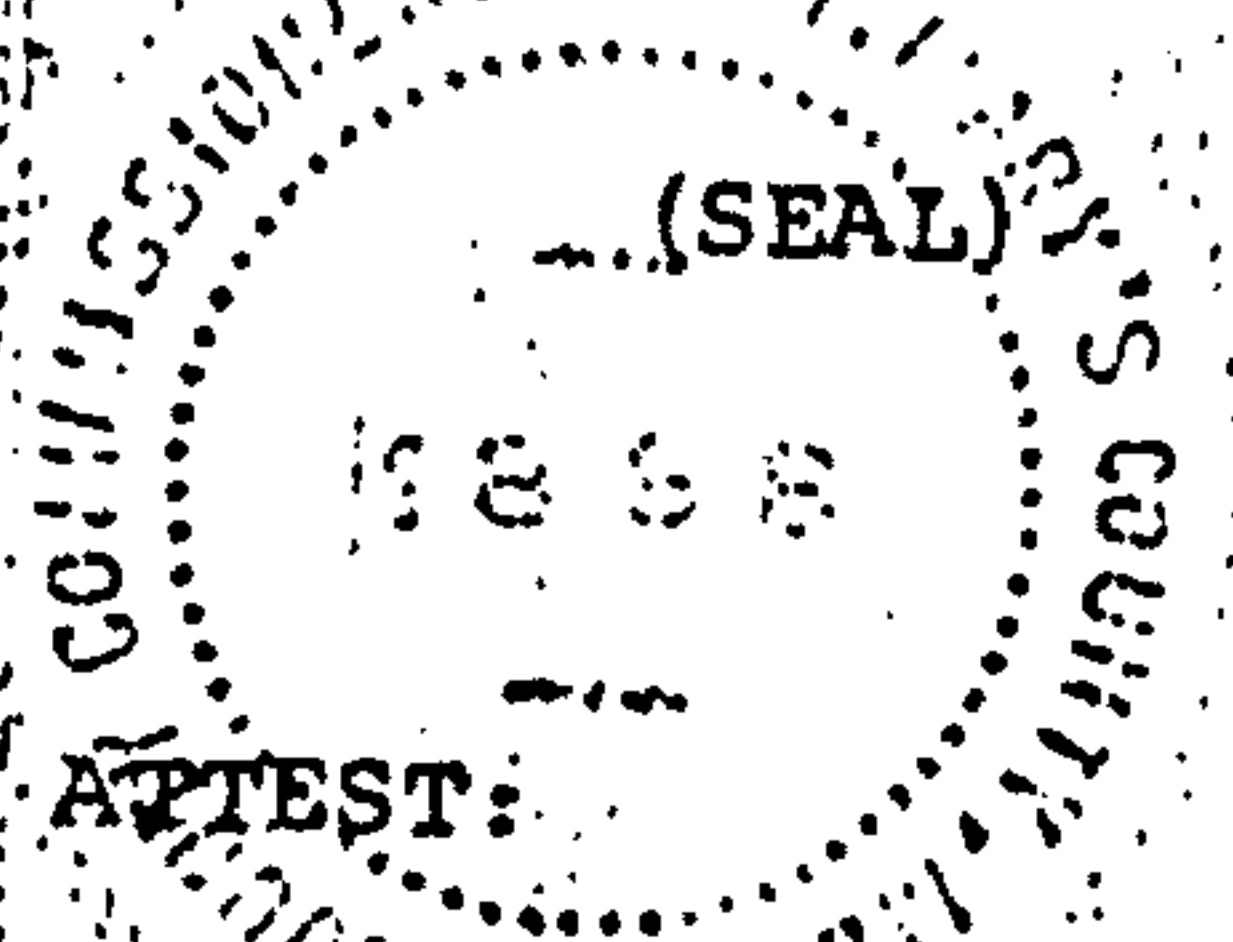
AMENDMENT

SECTION 8. PENALTIES:

(b) Pursuant to Section 8(a), any owner of a dog failing to comply with any sections, one through seven inclusive, of these regulations, except as herein otherwise provided, shall be guilty of a misdemeanor and upon conviction thereof shall be subject to a fine of not more than One Thousand Dollars (\$1,000.00), or imprisonment for one year, or both, as to each offense.

This date: Nov. 25, 1969

BY ORDER OF THE BOARD OF COUNTY COMMISSIONERS OF ST. MARY'S COUNTY



F. Elliott Burch
F. Elliott Burch, President

J. Wilmer Bowles
J. Wilmer Bowles, Commissioner

Mrs. B. M. Dotson
(Mrs.) B. M. Dotson
Secretary

George R. Aud
George R. Aud, Commissioner

Received 2-24-71 at 3:00 P.M.
FOR RECORD AND RECORDED.
DOROTHY BAILEY KUCHER, CLERK

file: Co Comm

MAR 8 1971

DOROTHY BAILEY KUCHER, CLERK

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LIBER 001 PAGE 145

Art. 56, § 191 ANNOTATED CODE OF MARYLAND

subject to be fined in accordance with Article 78, § 101 (c). (1955, ch. 442, § 1.)

Cross reference.—See Editor's note to § 181 of this article.

DOG LICENSES IN THE COUNTIES

§ 191. License required; fees; dog tag.

(a) *General provisions.* — On or before the first day of July of each year, the owner of any dog, six months old or over, shall apply either orally or in writing, to the county treasurer or to the tax collecting officer in said county for a license for each such dog owned or kept by him, and such application shall be accompanied by a fee of one dollar (\$1.00) for each male dog or each spayed female dog, and a fee of two dollars (\$2.00) for each unspayed female dog, and provided that kennel license shall be issued for ten dollars (\$10.00) to persons owning or keeping not in excess of twenty-five dogs and that a kennel license fee of twenty dollars (\$20.00) shall be issued to persons keeping more than twenty-five dogs. The said license or fee shall be the only license or tax required for the ownership or keeping of said dog or dogs. Such license shall be issued on a form prepared and supplied by the county commissioners. Such license shall be dated and numbered, and shall contain a description of the dog licensed. All licenses shall be void upon the first day of July of the following year. The county commissioners shall also furnish, and the county treasurer, or tax collecting officer issuing the license, shall issue, with each license, a metal tag. Such tag shall be affixed to a substantial collar. The collar shall be furnished by the owner, and with the tag attached shall at all times be kept on the dog for which the license is issued, except when confined in the kennel or when hunting in charge of an attendant.

(b) *Carroll County.*—In Carroll County the fees for dogs shall be determined by the County Commissioners of said county, and all licenses issued aforesaid shall expire on December 31st of the year in which they were issued and shall be renewed annually. Any license issued under the provisions of this section as of July 1, 1959, shall be valid until December 31, 1960.

(c) *Harford County.*—In Harford County all applications for licenses under the provisions of this section shall be made on or before the thirty-first day of December of each year and all licenses issued shall be void upon the thirty-first day of December of the following year. Any license issued under the provisions of this section as of July 1, 1950, shall be valid until December 31, 1951. The license fee for each unspayed female dog shall be three dollars (\$3.00).

(d) *Montgomery County.* — In Montgomery County the fees for dogs shall be determined by the County Council of said county.

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Received 2-24-71 at 3:00 P.M.
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(e) *St. Mary's County.*—In St. Mary's County the license fees for dogs, including the fee for any kennel license, shall be determined by the County Commissioners of the county and shall be payable on or before the thirtieth day of June of each year, and all such licenses issued shall be void upon the thirtieth day of June the following year. The County Commissioners of St. Mary's County are authorized and directed to appoint the necessary agents to collect said license fees from owners of dogs who have not paid the required license fees by the first day of August in each year, and there shall be added to the fee of such delinquent owner a penalty of one dollar (\$1.00) per license. Every dog warden appointed in St. Mary's County shall have all the powers of a constable or other peace officer.

(f) *Talbot County.*—In Talbot County the fee for a male dog or a spayed female shall be \$1.50 and the fee for an unspayed female dog shall be \$3.00.

(g) *Charles County.*—In Charles County the fee for dogs shall be determined by the County Commissioners of the county.

(h) *Howard County.*—In Howard County the fee for dog and kennel licenses shall be determined by the County Commissioners.

(i) *Washington County.*—In Washington County the fees for dogs shall be determined by the County Commissioners of the county.

(j) *Worcester and Caroline counties.*—In Worcester and Caroline counties the fee for dog and kennel licenses shall be determined by the county commissioners. (An. Code, 1951, § 200; 1939, § 324; 1924, art. 81, § 206; 1918, ch. 497, § 195; 1929, ch. 226, § 267, p. 708; 1947, ch. 795, § 324; 1949, ch. 660; 1951, chs. 25, 544, 705; 1953, ch. 104; 1955, ch. 139; 1959, chs. 433, 807; 1961, ch. 589; 1963, chs. 187, 477; 1965, chs. 555, 799; 1966, chs. 239, 747.)

Effect of amendments.—Prior to ch. 239, Acts 1966, the license fees in subsection (e) were specified. In addition, the amendment added the last sentence in the subsection. Chapter 747, Acts 1966, added Caroline County in subsection (j).

Repeal as to Queen Anne's County. — Section 2 of ch. 522, Acts 1955, provides that this section and §§ 193-199 of this article are repealed insofar as they apply to Queen Anne's County.

§ 192. "Dog guides" exempt from fees.

If the application shall disclose and the clerk be satisfied that the dog for which the license is sought is a "dog guide," trained to aid the blind and actually in use for such purpose, the license therefor shall be issued without the payment of any fee and the clerk shall inscribe across the face of the license in red ink the words "dog guide." (1957, ch. 611; 1963, ch. 115.)

§ 193. Tags.

The county commissioners of the several counties shall prepare, and

St. Mary's Co Comm

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furnish annually to the county treasurer, and to the tax collecting officer, metal tags to be given the owners of dogs when such owners shall pay the license fee for said dogs. Such tags shall be of metal, and shall have serial number corresponding with the number on the license issued to said owner, as provided in § 191. Such tags shall also have impressed thereon the calendar year for which such tag is issued, and shall not be more than one inch in length, and shall be equipped with a substantial metal fastening device. The general shape of said tag shall be changed from year to year, and the tags furnished owners of kennels shall have the word "kennel" thereon. If any such tag is lost it shall be replaced by the county treasurer, or tax collecting office, upon application by the person to whom the original license was issued, upon the production of such license and payment of a fee of twenty-five cents. (An. Code, 1951, § 201; 1939, § 325; 1924, art. 81, § 207; 1918, ch. 497, § 196; 1929, ch. 226, § 268, p. 709; 1947, ch. 795, § 325.)

Cross reference.—See note to § 191 of this article.

§ 194. Administration and enforcement of subtitle; special provisions as to certain counties.

(a) *Sheriffs to enforce.*—It shall be the duty of the sheriffs of the several counties, or any deputy authorized by him, to enforce the provisions of this subtitle. Such sheriffs and their duly authorized deputies shall have power to issue a summons to any person violating any provision of this subtitle.

(b) *Reimbursement of sheriffs for expenses.* — The county commissioners of the several counties are authorized and directed to reimburse the said sheriffs for their actual expenses in enforcing the provisions of this subtitle, including the payment of the salary of any special deputy appointed for that purpose.

(c) *Additional pay for tax collecting officers; designation of assistants in Carroll, Harford and Wicomico counties.* — The county commissioners of the several counties are authorized and empowered to pay such additional compensation to the county treasurer, or to the tax-collecting officer as they may deem necessary or advisable to compensate him or them for the additional duties imposed by this subtitle. In Carroll, Harford and Wicomico counties, the county commissioners are hereby authorized to designate suitable persons in appropriate locations of the county for the purpose of assisting the county treasurer or tax-collecting officer in the performance of their duties in collecting license fees and issuing licenses and tags under the provisions of this subtitle at such compensation as the said county commissioners may deem necessary or advisable.

(d) *Rules and regulations; delegation of enforcement and administration.*—The county commissioners of the several counties shall have power in their discretion to make from time to time all necessary rules and reg-

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ulations for the sale of dog licenses, the keeping of records of such licenses, and the convenient and effective enforcement of the provisions of this subtitle. They are hereby authorized and empowered to delegate by written contract the enforcement and administration of the provisions of this subtitle to any organization, association of persons, or municipal corporations in their counties; provided, however, that in any such contract, the county commissioners shall reserve unto themselves a right of cancellation thereof, such cancellation to be without previous notice or recourse if done for a stated cause, or to be on thirty days' notice if without any stated cause.

(e) *Rules and regulations in Allegany, Charles, St. Mary's and Carroll counties; dog pound.*—The boards of county commissioners of Allegany, Charles, St. Mary's and Carroll counties are hereby authorized and empowered, in order to safeguard the health, safety and public welfare of the residents of such counties to pass rules, regulations or resolutions for the purpose of carrying out the powers hereinafter granted, provided that such rules, regulations or resolutions shall contain proper standards for the exercise of the discretion contained herein, and shall operate uniformly. The said rules, regulations or resolutions shall provide for the sale of dog licenses in said county, the keeping of records of all sales, the designation of persons authorized to sell such licenses, the taking into custody and disposition of any dogs found running at large within the limits of such county with power to delegate by written contract the enforcement of such rules, regulations or resolutions, provided, however, in any such contract said boards of county commissioners shall reserve the right to cancel, without notice or recourse, such delegation for stated cause or on thirty days notice without cause. Before the county commissioners shall proceed to enforce any rule, regulation or resolution, passed in pursuance of the provisions of this section, advertisement of such rule, regulation or resolution shall be made in some newspaper of general circulation published in such county once each week for four (4) successive weeks, in order to provide any person, firm or corporation adversely affected thereby an opportunity to be heard by the county commissioners in opposition to the adoption of such rule, regulation or resolution. The said boards of county commissioners are further authorized and empowered to enter into a contract with any animal welfare or humane society of any other individual, association or corporation specially qualified for the purposes hereinafter set forth, for the establishment of a dog pound, and for the collection, disposition and destruction of stray, injured and sick dogs. Notwithstanding the provisions of § 193 of this article, said county commissioners may in their discretion use all or any part of the dog license tax for the establishment of said pound, and for the collection or destruction of said dogs.

(f) *Dog wardens in Allegany, Carroll and Charles counties.*—The Sheriff of Charles County and the boards of county commissioners of Allegany and Carroll counties are hereby respectively authorized and em-

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powered to appoint dog wardens, in their respective counties, who shall have all the powers of a constable or other peace officer and who may sell and issue dog licenses, and take into custody and dispose of stray, injured and sick dogs in accordance with rules, regulations or resolutions of the respective board of county commissioners enacted pursuant to paragraph (e) hereof. The respective boards of county commissioners are hereby further authorized and empowered to provide the compensation for the dog wardens, provided that the dog warden of Charles County shall receive not less than \$6,100.00 per annum, and shall be provided a vehicle by said county.

(g) *Dog wardens and pound in St. Mary's County.*—The Board of County Commissioners of St. Mary's County is hereby authorized to employ a dog warden at an annual salary to be determined by the County Commissioners. Such warden shall collect and dispose of all unlicensed dogs in a manner and on conditions to be prescribed by the County Commissioners. Said Commissioners are authorized to provide a dog pound for the county wherein dogs seized by said dog warden may be placed or, in the discretion of the Commissioners, to enter into agreements with adjacent counties for the establishment of a dog pound to serve all of such counties. Said Commissioners are further authorized to pay any expenses arising from the operation of this subsection.

(h) *Dog pound, personnel and equipment in Charles County.*—The County Commissioners of Charles County are authorized to establish a dog pound and to hire the personnel and provide the equipment necessary for the collection, impoundment, care, handling, and disposal of stray, unlicensed, diseased or vicious dogs, provided, however, that the initial cost for the building and equipment shall not exceed \$35,000. The salary and number of persons to be employed shall be determined by the County Commissioners.

In the discretion of the Commissioners, an agreement may be entered into with adjacent counties for the establishment of a dog pound to serve all of such counties.

(i) *Dogs running at large in Charles, St. Mary's and Washington counties.*—(1) The county commissioners of Charles, St. Mary's and Washington counties are authorized and empowered by rule, regulation or resolution to provide that owners of dogs in the county shall not permit the dog, whether licensed or unlicensed, to run at large off the premises of the owner, except when it is under the control of the owner or an authorized agent of the owner by leash, cord or chain, provided that the following dogs may be permitted to run at large when accompanied by the owner or an authorized agent and when kept within sight or calling distance:

1. Dogs proved to be obedient, in accordance with any regulation or resolution of the county commissioners.
2. Dogs being used for hunting, or trained for hunting, and

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DOROTHY BAILEY KUCHER, CLERK

3. Dogs being accompanied by the owner on horseback.

(2) The county commissioners by rule, regulation or resolution may provide for investigation of reports of violations of paragraph (1) and for enforcement of the provisions of this subsection.

(3) Any owner failing to comply with the provisions of this section shall be guilty of a misdemeanor and upon conviction thereof shall be subject to a fine of not more than twenty-five dollars (\$25.00) for each offense.

(j) *Rules and regulations in Caroline and Worcester counties; dog wardens and pound.*—The county commissioners of Caroline and Worcester counties are hereby authorized and empowered, in order to safeguard the health, safety and public welfare of the residents of these counties, to adopt rules and regulations, by resolution and/or ordinance, for the purpose of carrying out the powers hereinafter granted, provided that such rules and regulations shall contain proper standards for the exercise of the discretion contained therein, and shall operate uniformly. The said rules and regulations shall provide for the sale of dog licenses in said counties, the keeping of records of all sales, the designation of persons authorized to sell such licenses and taking into custody and disposition of any dog running at large within the limits of these counties, with power to delegate by written contract for the enforcement of such rules and regulations provided, however, that in any such contract, the county commissioners shall reserve the right to cancel, without notice or recourse, such delegation for stated cause or on thirty days notice without cause. Before the county commissioners shall proceed to enforce any rule or regulation adopted pursuant to the provisions of this subsection, advertisement of a summary of such rule, regulation, resolution or ordinance shall be made in some newspaper published in the county once each week for two successive weeks in order to provide any person, firm or corporation adversely affected thereby an opportunity to be heard by the county commissioners in opposition to the adoption of such rule, regulation, resolution or ordinance. Notwithstanding the provisions of § 197 of this article, the county commissioners may in their discretion use all or any part of the dog license tax for the establishment of a pound, and for the collection or destruction of dogs. The county commissioners are further authorized and empowered, hereby, to appoint dog wardens and to provide compensation therefor, who shall have all the powers of a peace officer who may sell and issue dog licenses and take into custody and dispose of stray, injured, unlicensed, diseased or vicious dogs in accordance with rules and regulations of the county commissioners and pursuant to this subsection. The county commissioners are further authorized and empowered to provide dog pounds wherein dogs seized by dog wardens may be placed or, in the discretion of the commissioners to enter into agreement with adjacent counties for the establishment of a dog pound to serve all of such counties. The commissioners are further authorized to pay any expenses arising from the operation of this subsection.

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This subsection shall not be operative or effective within the corporate limits of any incorporated town or city within either county unless and until the governing body thereof shall indicate by resolution its intention to be governed by the provisions of this subsection.

(k) *Application of subsection (c) in Charles and St. Mary's counties; penalties for violations of rules and regulations.* — In Charles and St. Mary's counties the provisions of § 194 (c) of this subtitle shall be deemed to apply to the extent that they are reasonably applicable to the regulation and control of every domestic animal, including but not limited to dogs, and to every wild animal kept in captivity. In lieu of the penalties otherwise prescribed in this subtitle, the county commissioners are authorized to establish penalties for violation of rules and regulations passed pursuant to the powers granted under 194 (c), not to exceed a fine of \$10,000.00, or imprisonment for one year, or both, as to each offense.

(1) *Regulations in Harford and Cecil counties; dogs which disturb peace and quiet; vicious dogs.*—(1) In addition to and not in substitution for any powers granted under this subtitle, the county commissioners of Harford and Cecil counties by resolution or ordinance enacted according to its usual procedure may provide for a comprehensive system for regulation of dogs in the county, including licensing and control of dogs. As a part of such regulation the county commissioners may establish separate dog control districts in the county with regulations applicable solely within the district, provide for the impounding and disposal of dogs found to be dangerous to persons and property, and provide reasonable penalties for violations of any regulations applicable to dogs.

(2) It is unlawful in Harford and Cecil counties for any person to own or keep a dog which disturbs the peace and quiet of any neighborhood in an inhabited area, or which is vicious and bites any person. Upon the sworn complaint before the People's Court of Harford County, or a trial magistrate in Cecil County, of any two or more persons of different households alleging that a dog disturbs the peace and quiet of any neighborhood in an inhabited area of Harford or Cecil counties, or upon the sworn complaint of any one or more persons that a dog is vicious and has bitten any person, a summons shall issue to the owner or keeper of such dog to appear before the People's Court in Harford County or a trial magistrate in Cecil County. Upon proof that the dog disturbs the peace and quiet of any neighborhood in an inhabited area, or is vicious and has bitten any person, the owner or keeper may be required to deliver up the offending dog to be killed in the most humane manner possible unless he removes the dog permanently from the neighborhood. If the owner or keeper is required to deliver up the dog to be killed or to remove it as aforesaid, and he refuses or fails to do so, then it is the duty of any police officer or any duly empowered agent on behalf of the county to seize the dog wherever it may be found and cause it to be killed in the most humane manner possible. The court may order the dog restrained or enter such other appropriate order as the case may require. Any owner

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falling to comply with the provisions of this paragraph or a court order entered thereunder is guilty of a misdemeanor and upon conviction thereof shall be subject to a fine of not more than twenty-five dollars (\$25.00) for each offense. Notwithstanding the foregoing provisions of this subsection, the barking of hunting dogs in pursuit of game shall not be considered a disturbance of the public peace for the purposes hereof. (An. Code, 1951, § 202; 1939, § 326; 1924, art. 81, § 208; 1918, ch. 497, § 197; 1920, ch. 498, § 197; 1929, ch. 226, § 269, p. 709; 1947, ch. 795, § 326; 1951, ch. 705, § 326 (c); 1955, ch. 545; 1957, chs. 54, 708, 723; 1959, chs. 519, 546, 807; 1963, ch. 477; 1965, chs. 555, 638, 799; 1966, chs. 30, 229, 690, 747; 1967, chs. 26, 49, 78, 197, 250.)

Cross reference.—See note to § 191 of this article.

Effect of amendments.—Chapter 239, Acts 1966, added St. Mary's County in subsections (c), (i) and (k).

Chapter 30, Acts 1966, made a correction in subsection (j). Chapter 747, Acts 1966, made the subsection applicable to Caroline County.

Chapter 690, Acts 1966, added subsection (l).

Chapter 250, Acts 1967, rewrote subsection (i).

Chapter 197, Acts 1967, rewrote subsection (j).

Chapter 49, Acts 1967, substituted "commissioners" for "commissioner" in the second sentence in sub-subsection (1) of

subsection (l) and eliminated a comma in that sentence.

Prior to ch. 78, Acts 1967, subsection (l) applied only to Harford County. The amendment also substituted "commissioners" for "commissioner" in the second sentence of sub-subsection (1) of subsection (l).

Chapter 26, Acts 1967, substituted "may" for "shall" in the third sentence of sub-subsection (2) of subsection (l), added the fifth sentence in that sub-subsection and added "or a court order entered thereunder" in the sixth sentence thereof.

None of the 1967 amendments to subsection (l) gave full effect to the others, but all have been given effect in the subsection as set out above.

§ 195. Dogs attacking livestock, etc., may be killed.

Any person may kill any dog which he sees in the act of pursuing, attacking, wounding or killing any poultry or livestock, or attacking human beings whether or not such dog bears the proper license tag required by these provisions. There shall be no liability on such persons in damages or otherwise for such killing. (An. Code, 1951, § 203; 1939, § 328; 1924, art. 81, § 209; 1918, ch. 497, § 198; 1929, ch. 226, § 270, p. 711; 1951, chs. 544, 638; 1953, ch. 418.)

Cross reference.—See note to § 191 of this article.

§ 196. Deemed personal property when ownership can be proved.

All lawfully licensed dogs in the counties of this State, the ownership of which can be proved, shall be deemed personal property, said provision not to apply to Somerset County. (An. Code, 1951, § 204; 1949, ch. 245, § 328A.)

Cross reference.—See note to § 191 of this article.

Art. 56, § 197 ANNOTATED CODE OF MARYLAND

§ 197. Disposition of money-collected; payment of damages for claims; "dog license fund"; special provisions for Washington, Harford and Kent counties.

All monies arising from the dog licenses or taxes shall be kept in a separate fund by the treasurer of the respective counties, or tax collecting office thereof, and shall be used for the payment of damages for the injury and killing of sheep, poultry or other livestock in said respective counties. In the event the same are not sufficient for the payment of all such damages the said damages shall be paid in the order the claims are presented, and any person or persons whose claims are not paid in any one year by reason of the lack of money to the credit of the said fund, which is to be designated "the dog license fund," shall be paid out of the first money coming into the fund after his claim is reached, and shall be paid in the order in which said claims are proved and filed; and any claims now filed and passed upon, but remaining unpaid, shall have preference over any new claims in the order of payment. The county commissioners of the several counties are hereby authorized to expend any funds in excess of one thousand dollars (\$1,000) remaining in the hands of the treasurer or the tax collecting officer after the payment of the claims as aforesaid, for any public purpose which, in their judgment, may seem right and proper, and are further empowered, whenever in their judgment it may become necessary to do so, to enter into a contract or agreement with such persons, association of persons or corporations as they may deem suitable, for the removal, care and disposition of unlicensed dogs, or licensed dogs which may create a menace to the safety, security and property of the residents of said counties, on such terms and conditions and for such compensation as may be agreed to by the said county commissioners and such persons, associations of persons or corporations. In Washington County, the County Commissioners are authorized to pay out of the fund claims for damages to shrubbery and trees, and for damages to personal property of any kind. The provisions of this section dealing with the maintenance of a separate fund designated "the dog license fund" are not applicable to Harford and Kent counties. In Harford and Kent counties all such monies collected and all such claims paid shall be from general funds of the county. (An. Code, 1951, § 205; 1939, § 329; 1924, art. 81, § 210; 1918, ch. 497, § 199; 1929, ch. 223, § 271, p. 711; 1939, ch. 526; 1947, ch. 795, § 329; 1959, chs. 156, 517; 1963, ch. 477; 1965, ch. 214; 1967, ch. 240.)

Cross reference.—See note to § 191 of amendment added Kent County in each of this article. the last two sentences.

Effect of amendment. — The 1967

§ 198. Compensation for sheep, etc., killed by dog; dog to be killed; special provisions for Montgomery, Washington and Frederick counties.

When any inhabitant of any county shall have any sheep, poultry or

W. L. Co. Common

MAR 8 1971

GROTHY BAILEY KUCHER, CLERK

livestock destroyed or injured by a dog or dogs, he may apply to any trial magistrate of said county, who shall appoint three disinterested persons as appraisers to view and appraise the damages by him sustained, at least one of said appraisers shall be a deputy sheriff of said county and they, under oath, shall state in writing to the county commissioners of said county, the number of sheep, poultry, or livestock killed, the character and extent of the injury, if any done, and the amount of the damages, upon which they shall all agree, sustained by the owner; and both the appraisers and the owner of the sheep, poultry or livestock shall make oath that they believe the same to have been destroyed or injured by a dog or dogs; and when the report of such proceedings has been filed, the county commissioners of said county shall review said report, and if in their judgment the amount of damages stated is unfair, they shall award such amount as they may deem fair; which award shall be paid out of the fund hereby created; provided, however, that the said sworn report of the appraisers shall be deemed prima facie evidence of the fairness of the award of damages in each instance; and provided, further, that the county commissioners shall not change such an award unless they shall have personal knowledge of its unfairness, or shall receive competent testimony to the effect that the award is in excess of a fair commercial valuation of the sheep, poultry or livestock injured or destroyed by dogs. And if the owner of the dog or dogs doing the damage be known, it shall be the duty of the county commissioners to notify such owner or owners to kill said dog or dogs immediately. If such dog or dogs be killed by the owner, after notice as aforesaid, he shall be exempt from all further liability, but in case the said owner or owners shall refuse to neglect to kill said dog or dogs upon notice as aforesaid, the said owner or owners shall be liable to the county commissioners for said damages to the same extent as he would be liable in case of negligence or malicious destruction of property, and the said county commissioners may in their discretion have the special officers or constables to kill said dog or dogs. In Montgomery County, however, the county manager shall perform all powers, duties and responsibilities placed within the jurisdiction and control of the County Council by this section; and the county manager in lieu of notifying the owner or owners to kill such dogs or dogs may require such owner or owners to execute and file with the county manager a bond in such amount and upon such terms as he shall determine to indemnify the County Council for any such damage as said dog or dogs shall have done, but in case the said owner or owners should refuse or neglect to execute and post such bond the said county manager may, in his discretion, provide for the humane destruction of said dog or dogs. In Washington County no payments shall be made under this section unless the occurrence is reported to the justice of the peace, in order to have appraisers appointed, within 48 hours of the damage complained of, and unless such appraisers file their report with the County Commissioners of Washington County within 15 days after their appointment. In Frederick County, the appraisers to be appointed as provided by this section may also be ap-

Wells Co Comm

MAR 8 1971

DOROTHY BAILEY KUCHER, CLERK

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Art. 56, § 199 ANNOTATED CODE OF MARYLAND

pointed by the Sheriff, or any deputy sheriff, of said county. (An. Code, 1951, § 206; 1939, § 330; 1924, art. 81, § 211; 1918, ch. 497, § 200; 1920, ch. 498, § 200; 1929, ch. 226, § 272, p. 711; 1951, ch. 544, § 330; 1953; chs. 318, 543; 1955, ch. 291; 1967, ch. 99.)

Cross reference.—See note to § 191 of this article. amendment, the sentence relating to Montgomery County contained no reference to the county manager.

Effect of amendment.—Prior to the 1967

§ 199. Penalty and prosecutions.

Any person violating or refusing to comply with any of the provisions of this subtitle shall be guilty of a misdemeanor, and upon conviction thereof before any justice of the peace of the county in which he resides, or in the circuit court of said county, shall be fined a sum of not less than five dollars nor more than twenty-five dollars or shall be imprisoned in the county jail for not more than thirty days, or shall be both fined and imprisoned in the discretion of the court. It shall be the duty of the State's attorney, the sheriff and the constables of the several counties of the State to prosecute all persons found violating the law by refusing to comply with its provisions. Provided that nothing in this subtitle shall apply to the City of Baltimore, the City of Cambridge or the City of Crisfield. (An. Code, 1951, § 207; 1939, § 331; 1924, art. 81, § 212; 1918, ch. 497, § 201; 1920, ch. 498, § 201; 1929, ch. 226, § 273, p. 712; 1936, Sp. Sess., ch. 75; 1947, ch. 750.)

Cross reference.—See note to § 191 of this article.

§ 200. Applicability of subtitle to Calvert County.

The provisions of this subtitle shall be applicable in Calvert County, except that in case of any conflict of the provisions of this subtitle with the applicable provisions in the local laws of Calvert County, the provisions of the latter shall prevail. (1957, ch. 600; 1961, ch. 557.)

OUTDOOR ADVERTISING

§ 201. License required; fees; expiration.

From and after June 1, 1931, no person, firm or corporation, resident or nonresident of this State, shall engage in the business generally known as outdoor advertising for profit gained from rentals or other compensation received for the erection, use or maintenance of billboards, or any other structures, signs, posters or display advertising of any kind or nature whatsoever, upon real property, without a license having first been obtained from the State Roads Commission of Maryland to engage in such business, for which the said firm, person or corporation shall pay an annual license fee for the use of the State of \$200.00; provided, however, that a person, firm, or corporation maintaining not more than fifty billboards, signs, posters, or other structures for display advertis-

Del: Co Comm

MAR 8 1971

DOROTHY BAILEY KUCHER, CLERK

No. 67-1

Subj: Local Income Tax

LIBER 001 PAGE 156

RECEIPT 3014

R E S O L U T I O N

WHEREAS, Section 283 of Article 81 as enacted by Chapter 142 of the Acts of the 1967 General Assembly authorizes the counties and the City of Baltimore to adopt a local income tax imposed upon residents of the county or the City as a percentage of the liability of the residents for State income tax, but not exceeding fifty per cent (50%) of the State income tax liability and,

WHEREAS, Section 323 of Article 81 as enacted by Chapter 142 of the Acts of the 1967 General Assembly requires that every county and the City of Baltimore levy a local income tax for the calendar year 1967 of not less than twenty per-cent (20%) of the State income tax liability and,

WHEREAS, the levy of this twenty per cent (20%) local income tax will provide funds to St. Mary's County in lieu of the previous share of the State income tax and will provide funds to the county for payment to the incorporated municipalities of the share of the State income tax which the incorporated municipalities previously received and,

WHEREAS, the County Commissioners of St. Mary's County, Maryland, deem it advisable and necessary to meet department and agency demands for the Fiscal Year July 1, 1967 through June 30, 1968, to impose the optional thirty per cent (30%) local income tax as authorized in Section 283 of Article 81 as enacted by Chapter 142 of the Acts of the 1967 General Assembly,

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of St. Mary's County, Maryland, pursuant to the power, authority and requirement contained in Sections 283 and 323 of Article 81 as enacted by Chapter 142 of the Acts of the 1967 General Assembly, that an income tax of fifty per cent (50%) of the State income tax liability for the calendar year 1967 is hereby levied upon the residents of St. Mary's County, Maryland, for calendar year 1967. The State income tax liability shall be the liability before

Received 2-24-71 at 3:00 P.M.

FOR RECORD AND RECORDED.

DOROTHY BAILEY KUCHER, CLERK

Del: Co Comm

MAR 8 1971

DOROTHY BAILEY KUCHER, CLERK

RECEIPT 3014

LIBER 001 PAGE 157

No. 67-1 (contd)

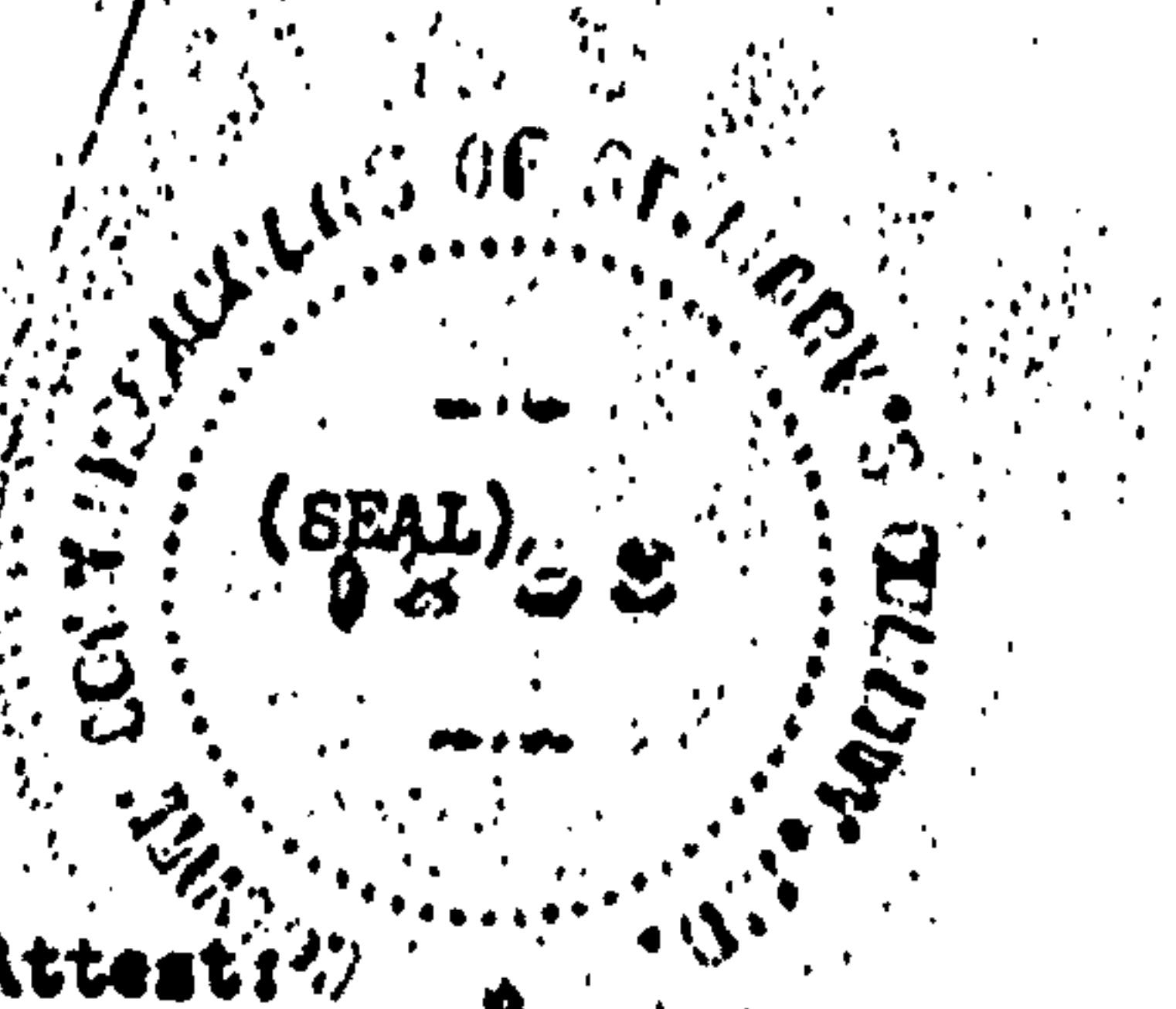
Subj: Local Income Tax

RESOLUTION

application of the credit provided in Section 288(g) of Article 81 as enacted by Chapter 142 of the Acts of the 1967 General Assembly.

This date: May 2, 1967

THE BOARD OF COUNTY COMMISSIONERS OF
ST. MARY'S COUNTY, MARYLAND



F. Elliott Burch
F. Elliott Burch, President

J. Wilmer Bowles
J. Wilmer Bowles, Commissioner

George B. Aud
George B. Aud, Commissioner

Attest:

E. L. Tillman
(Mrs.) E. L. Tillman, Secretary

Received 2-24-71 at 3:00 P.m.
FOR RECORD AND RECORDED.
DOROTHY BAILEY KUCHER, CLERK

Rel: Co Comm

MAR 8 1971

DOROTHY BAILEY KUCHER, CLERK

RECEIPT 3014

No. 68-15

Subj: County and State Taxes

RESOLUTION

WHEREAS, County and State taxes for years 1956 and prior are uncollectable, and

WHEREAS, Article 81 - Section 212 provides a period of limitation for the collection of taxes. This period is four years after they shall have become due, they shall be utterly barred and shall not be collected after that period, and

WHEREAS, Article 81 - Section 67 reads as follows: The County Commissioners in each County and the Department of Assessments in Baltimore City, as to local taxes, and the Comptroller upon certificates of the County Commissioners or Department of Assessments in Baltimore City as to State taxes, shall make all just allowances to the respective collectors for insolvencies and for refunds of taxes made in accordance with the provision of law.

THEREFORE, BE IT RESOLVED, that the Director of Finance be directed to abate all uncollectable taxes as of June 30, 1968 for the years 1956 and prior.

This date: December 3, 1968.

THE BOARD OF COUNTY COMMISSIONERS
OF ST. MARY'S COUNTY, MARYLAND

F. Elliott Burch
F. Elliott Burch, President

(SEAL)

Attest:

J. Wilmer Bowles
J. Wilmer Bowles, Commissioner

Paul R. Raley
Paul R. Raley

George R. Aud
George R. Aud, Commissioner

Received 2-24-71 at 3:00 P.M.

FOR RECORD AND RECORDED.
DOROTHY BAILEY KUCHER, CLERK

Rel: Co Comm

MAR 8 1971

DOROTHY BAILEY KUCHER, CLERK

RECEIPT 3014

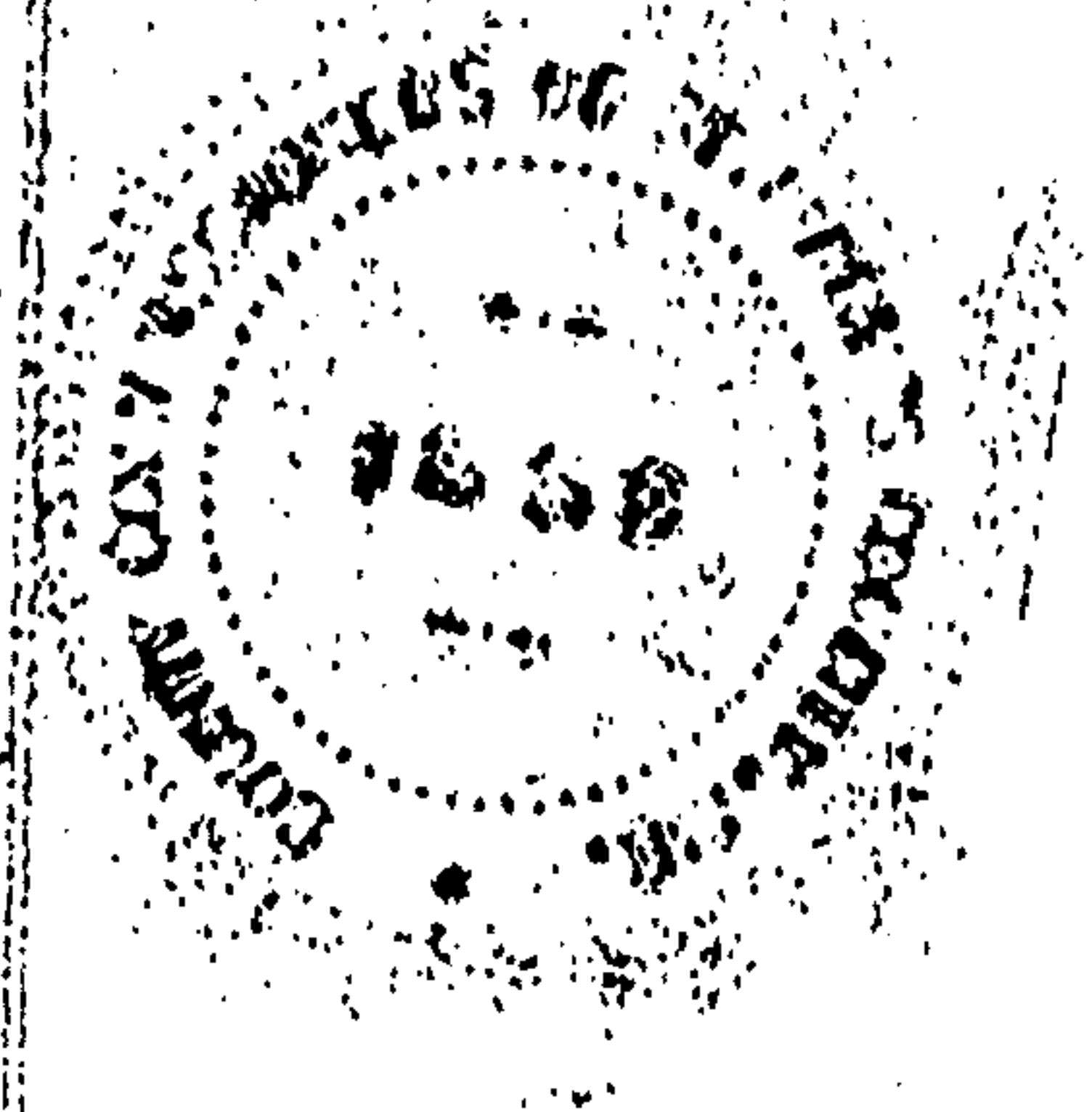
RESOLUTION

WHEREAS, the County Commissioners of St. Mary's County, Maryland, are concerned that sufficient planning be made to provide for adequate control of disasters, both natural and man-made, and are desirous of making provision for a comprehensive plan of action.

NOW, THEREFORE, upon motion made, duly seconded and carried, it is this day of 1968, RESOLVED by the County Commissioners of St. Mary's County, Maryland, that the Director of Civil Defense of St. Mary's County, Maryland, be and he is hereby authorized to prepare a comprehensive plan of action for emergency disaster control; and it is further RESOLVED that private organizations are encouraged to participate in the development of the aforementioned plan.

This date: October 2, 1968

BY ORDER OF THE BOARD OF COUNTY
COMMISSIONERS OF ST. MARY'S COUNTY



F. Elliott Burch
F. Elliott Burch, President
J. Wilmer Bowles
J. Wilmer Bowles, Commissioner
George B. Aud
George B. Aud, Commissioner

Received 2-24-71 at 3:00 P.M.
FOR RECORD AND RECORDED.
DOROTHY BAILEY KUCHER, CLERK

Rel: Co Comm

MAR 8 1971

DOROTHY BAILEY KUCHER, CLERK

RECEIPT 3014

Subj: Center Gardens
Tax Credit 1968/1969

RESOLUTION

WHEREAS, pursuant to the authority of Section 408 of the Housing Amendments of 1955, as amended by Public Law 10/20 84th Congress, the Secretary of Defense of the United States, by his duly designated Agent, for the purpose of Section 408, has made a determination for the taxable year 1968/1969, of a certain sum of money to be the amount equal to the sum of payments made by the United States Government with respect to Title VIII, Wherry Housing Project, known as "Center Gardens" FHA No. 000-80003-4-6, and

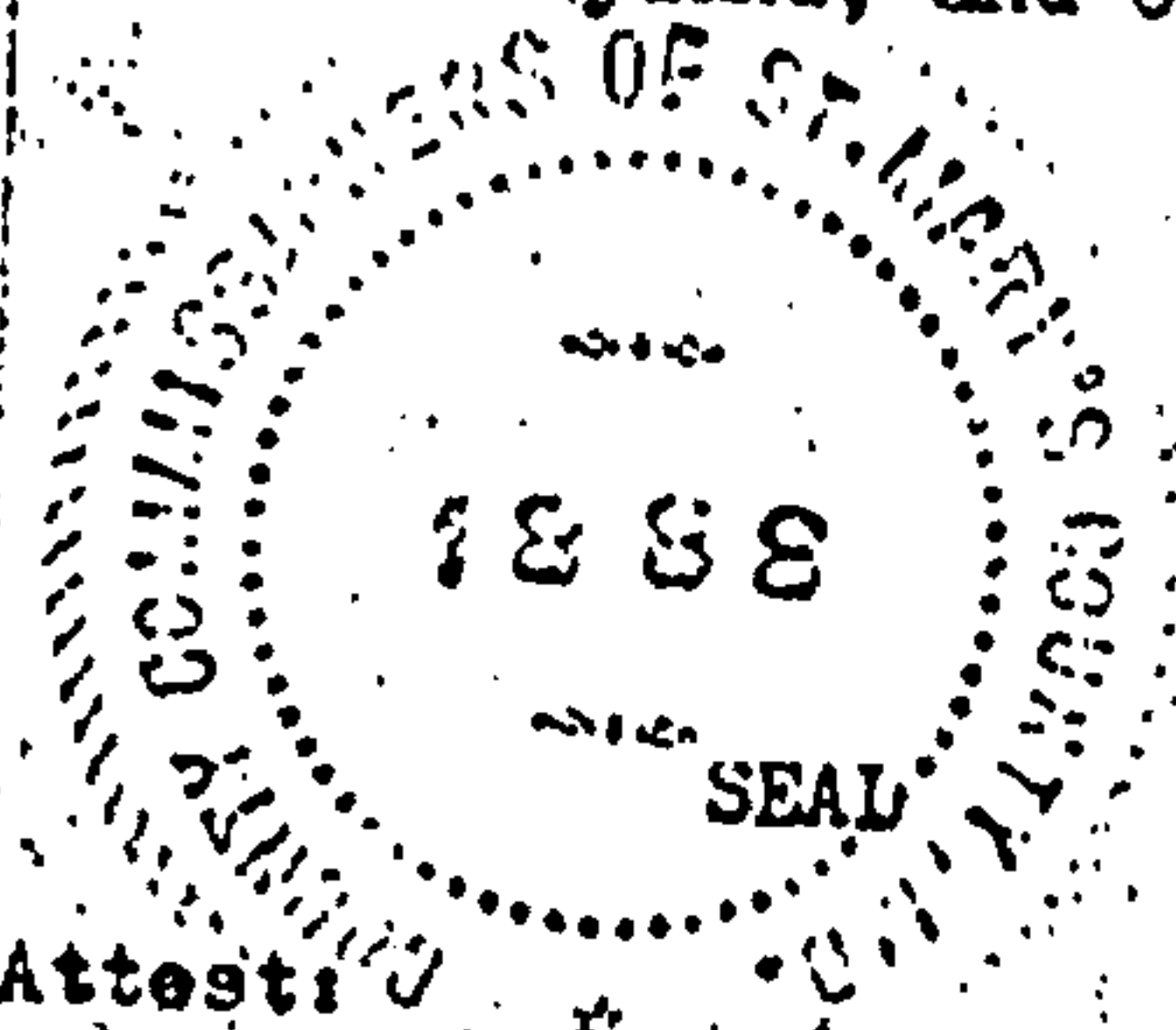
WHEREAS, because of said determination, Patuxent Section I Corporation, Patuxent Section II Corporation, Patuxent Section III Corporation, and Patuxent Section IV Corporation, have duly applied to the County Commissioners of St. Mary's County, Maryland, (through Ralph M. Cestone, Secretary of Verona Construction Company of Verona, New Jersey) for a credit of subject corporation's 1968/1969 real estate taxes in accordance with the provisions of Article 81 of the Annotated Code of Maryland, prior to the date of finality, and

WHEREAS, the aforesaid determination made by the Secretary of Defense is an estimate of the credit to be applied against 1968/1969 taxes,

NOW, THEREFORE BE IT RESOLVED, by the County Commissioners of St. Mary's County, Maryland, in regular meeting assembled, on the 17th day of September, 1968:

1. That there shall be a credit on Subject Corporations, (Patuxent Section I Corporation, Patuxent Section II Corporation, Patuxent Section III Corporation, and Patuxent Section IV Corporation) 1968/1969 real estate liabilities for St. Mary's County, Maryland, to the extent of the tax credit as claimed by letter from Chesapeake Division, Naval Facilities Engineering Command, dated September 6th, 1968, signed by Captain Greer A. Busbee, Jr. Before final abatement can be made there must be substantiations of said expenditures and payments by the Federal Government on or before December 31, 1969.

2. That said determination of the Secretary of Defense, made pursuant to Section 408 of the Housing Amendments of 1955, as amended by Public Law 10/20 84th Congress, relating to the housing project known as "Center Gardens" in St. Mary's County, Maryland, provided that such determinations are found to be valid, legal and accurate by the County Commissioners of St. Mary's County, Maryland, and provided further, that the above corporations, or their successors, strictly comply with the applicable provisions of Article 81 of the Annotated Code of Maryland, and other applicable laws.



THE BOARD OF COUNTY COMMISSIONERS
OF ST. MARY'S COUNTY, MARYLAND

F. Elliott Burch
F. Elliott Burch, President

J. Wilmer Bowles
J. Wilmer Bowles, Commissioner

George H. Aud
George H. Aud, Commissioner

Attest:
E. L. Tillman
(Mrs.) E. L. Tillman, Secretary

cc: Mr. W. F. Herbert, Supv. of Assessments, St. Mary's County, Maryland.
Mr. Ralph Cestone, Secty., Verona Construction Co., Verona, New Jersey.
Capt. Greer A. Busbee, Jr. USN, NFEC, Washington, D. C.
Director, FHA, Washington, D. C.

Received 2-24-71 at 3:00
FOR RECORD AND RECORDED. P.M.
DOROTHY BAILEY KUCHER, CLERK

Rel: Co Comm

MAR 8 1971

DOROTHY BAILEY KUCHER, CLERK

RECEIPT 3014

Subj: Center Gardens
Tax Abatement

R E S O L U T I O N

WHEREAS, pursuant to the authority of Section 408 of the Housing Amendments of 1955, as amended by Public Law 10/20 84th Congress, the Secretary of Defense of the United States, by his duly designated Agent, for the purpose of Section 408, has made a determination for the taxable year 1967/1968, of a certain sum of money to be the amount equal to the sum of payments made by the United States Government with respect to Title VIII, Wherry Housing Project, known as "Center Gardens" FHA No. 000-80003-4-6, and

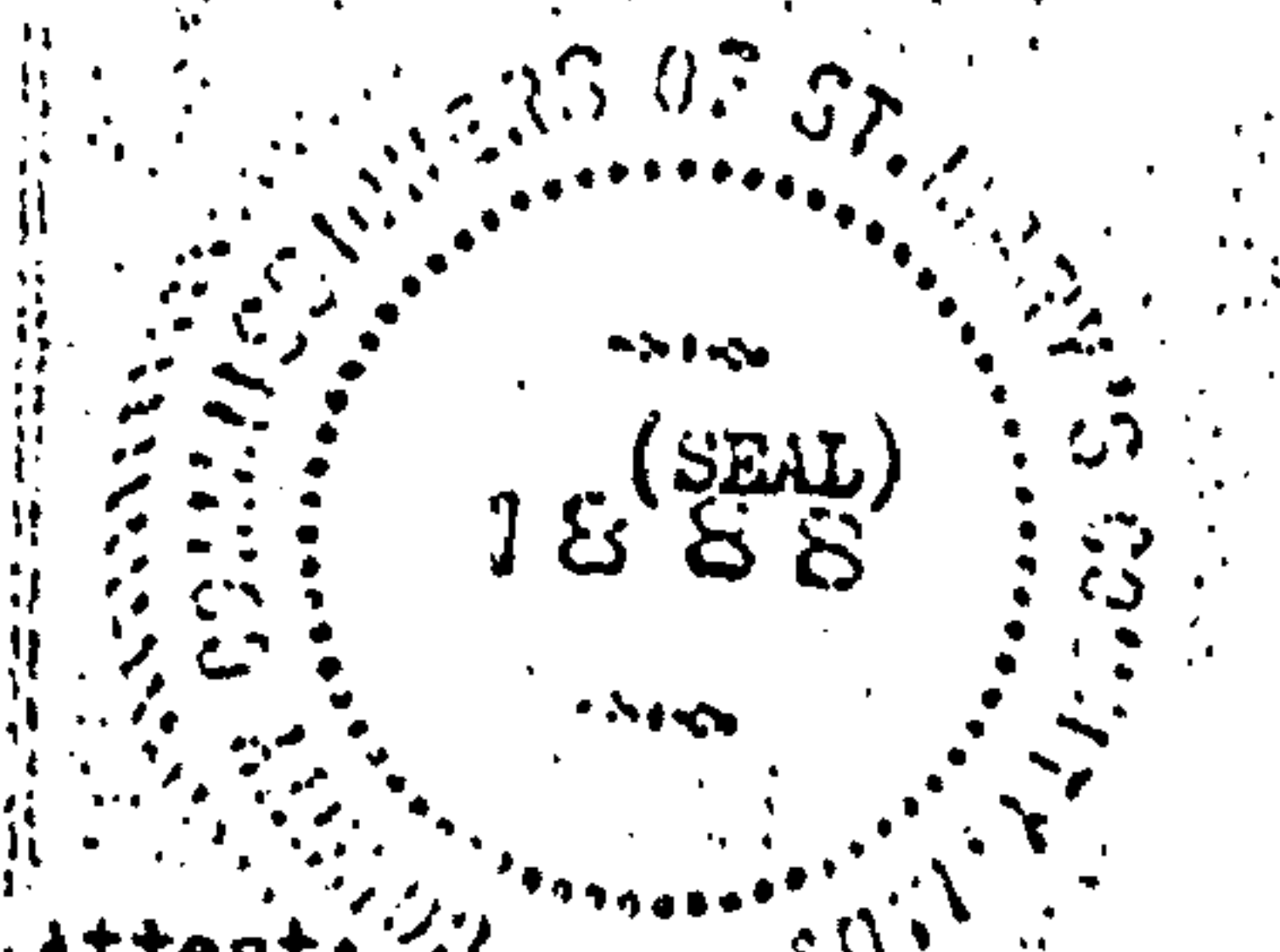
WHEREAS, because of said determination Patuxent Section I Corporation, Patuxent Section II Corporation, Patuxent Section III Corporation, and Patuxent Section IV Corporation, have duly applied to the County Commissioners of St. Mary's County, Maryland (through Ralph M. Cestone, Secretary of Verona Construction Company of Verona, New Jersey) for a credit of subject corporation's 1967/1968 real estate taxes in accordance with the provisions of Article 81 of the Annotated Code of Maryland, prior to the date of finality, and

WHEREAS, the aforesaid determination made by the Secretary of Defense is an estimate of the credit to be applied against 1967/1968 taxes, and

WHEREAS, the actual payment under Capitol Improvements and Maintenance and Operation with respect to the Title VIII (Wherry) Housing expenditures made by the Federal Government exceed the real estate taxes (of Patuxent Section I Corporation, Patuxent Section II Corporation, Patuxent Section III Corporation, and Patuxent Section IV Corporation) for the year of 1967/1968,

NOW, THEREFORE BE IT RESOLVED, by the County Commissioners of St. Mary's County, Maryland, in regular meeting assembled, on the 17th day of September, 1968:

1. That the real estate taxes for the year 1967/1968 are abated.
2. That said determinations of the Secretary of Defense made pursuant to Section 408 of the Housing Amendments of 1955, as amended by Public Law 10/20 84th Congress, relating to the housing project known as "Center Gardens" in St. Mary's County, Maryland, provided that such determinations are found to be valid, legal and accurate by the County Commissioners of St. Mary's County, Maryland, and provided further that the above corporations, or their successors, strictly comply with the applicable provisions of Article 81 of the Annotated Code of Maryland, and other applicable laws.



Attest:

E. L. Tillman
(Mrs.) E. L. Tillman, Secretary

THE BOARD OF COUNTY COMMISSIONERS
OF ST. MARY'S COUNTY, MARYLAND

F. Elliott Burch
F. Elliott Burch, President

J. Valmer Bowles
J. Valmer Bowles, Commissioner

George H. Aud
George H. Aud, Commissioner

cc: Mr. W. F. Herbert, Supv. of Assessments, St. Mary's County, Maryland.
Mr. Ralph Cestone, Secty., Verona Construction Co., Verona, New Jersey.
Capt. Greer A. Busbee, Jr., USN, NFEC, Washington, D. C.
Director, FHA, Washington, D. C.

Received 2-24-71 at 3:00 P.M.
FOR RECORD AND RECORDED.
DOROTHY BAILEY KUCHER, CLERK

Hel. Co Comm

MAR 8 1971

DOROTHY BAILEY KUCHER, CLERK

R E S O L U T I O N

WHEREAS, the Regulations of the Department of Housing and Urban Development (24CFR, Subtitle A, Part 1) issued pursuant to Title VI of the Civil Rights Act of 1964 (P.L. 88-352) require every contract for Federal financial assistance to be accompanied by an assurance that the program or activity to be carried out will be conducted in compliance with the said Regulations to the end that no person in the United States shall, on the ground of race, color, or national origin, be excluded from participation in, be denied the benefits of, or be otherwise subjected to discrimination under any program or activity receiving Federal financial assistance from the Department of Housing and Urban Development,

NOW, THEREFORE, Be it Resolved by the County Commissioners of St. Mary's County, Maryland, as follows:

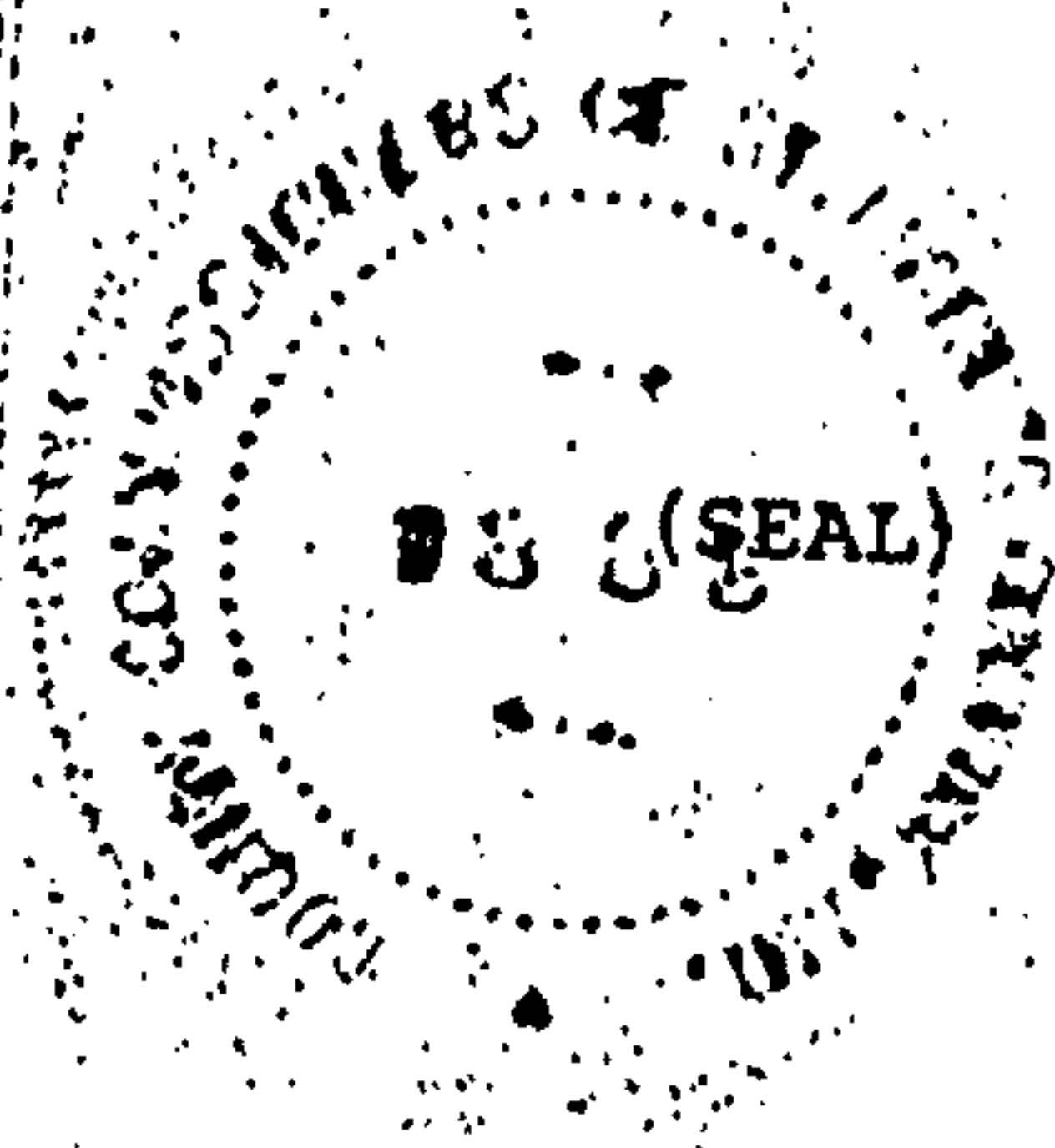
1. The County Commissioners of St. Mary's County, Maryland, hereby approve the Assurance of Compliance with the Department of Housing and Urban Development Regulations under Title VI of the Civil Rights Act of 1964 (Form HUD-41901 (5-66) received from the Department of Housing and Urban Development.
2. F. Elliott Burch, President of the Board of County Commissioners of St. Mary's County, Maryland, is hereby authorized to execute on behalf of the Applicant the aforesaid Assurance of Compliance and deliver the same to the Department of Housing and Urban Development together with a certified copy of this Resolution.
3. This Resolution shall take effect immediately.

C E R T I F I C A T E

I, Eunice L. Tillman, hereby certify that I am the duly appointed, qualified and acting Secretary of the County Commissioners of St. Mary's County, Maryland, and that the above copy of a Resolution approving and authorizing the execution of an Assurance of Compliance (Form HUD-41901 (5-66) is a true and correct copy of the said Resolution as accepted at a duly authorized meeting of the governing body held on July 30, 1968.

IN WITNESS WHEREOF, I have hereunto set my hand and the Seal of the County Commissioners of St. Mary's County, Maryland, this 30th day of July, 1968.

Eunice L. Tillman
(Mrs.) Eunice L. Tillman



Received 2-24-71 at 3:00 PM.
FOR RECORD AND RECORDED.
DOROTHY BAILEY KUCHER, CLERK

Rel: Co Comm

MAR 8 1971

DOROTHY BAILEY KUCHER, CLERK

RECEIPT 3014

RESOLUTION

WHEREAS, Section 283 of Article 81, as enacted by Chapter 142 of the Acts of the 1967 General Assembly as amended by Chapters 452 and 656 of the Acts of the 1968 General Assembly, authorizes the counties and the City of Baltimore to adopt a local income tax imposed upon the residents of the county or the City as a percentage of the liability of the residents for State income tax but not exceeding fifty percent (50%) of the State income tax liability, and

WHEREAS, the levy of this local income tax will provide funds to St. Mary's County in lieu of its previous share of the State income tax and will provide funds for payment by the County to the incorporated municipalities of their previous share of the State income tax,

WHEREAS, Section 283(d) of Article 81, as enacted by Chapter 452 of the Acts of the 1968 General Assembly, requires that every county and the City of Baltimore levy a local income tax of not less than a rate of twenty percent (20%) of the State income tax liability or such exact multiple of five percent (5%) of the State income tax liability that equals or exceeds the amount required to pay the principal and interest owed by the County on the State school construction loan,

THEREFORE, BE IT RESOLVED by the Board of County Commissioners of St. Mary's County, Maryland, pursuant to the power, authority and requirement contained in Section 283 of Article 81, as enacted by Chapter 142 of the Acts of the 1967 General Assembly as amended by Chapters 452 and 656 of the Acts of the 1968 General Assembly, that an income tax of fifty percent (50%) of the State income tax liability is levied upon the residents of St. Mary's County for the calendar year beginning January 1, 1968, and this

Received 2-24-71 at 3:00 P.M.

FOR RECORD AND RECORDED

DOROTHY BAILEY KUCHER, CLERK

filed: Co Comm

MAR 8 1971

DOROTHY BAILEY KUCHER, CLERK

RECEIPT 3014

LIBER 001 PAGE 164

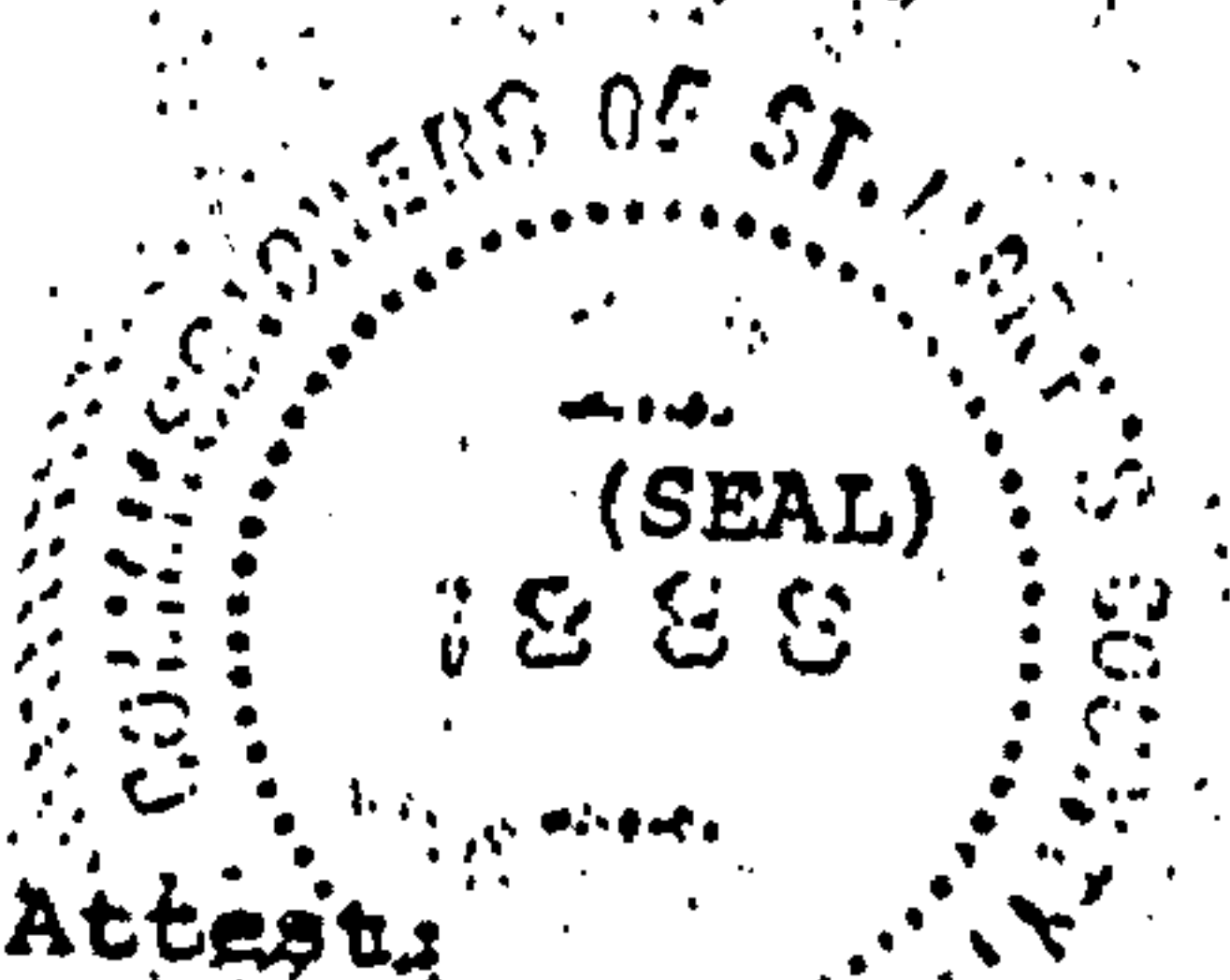
Page Two

No. 68-5

Subj: Local
Income Tax

rate shall continue in effect for each succeeding calendar year until changed by the Board of County Commissioners of St. Mary's County, Maryland, on or before July 1st in the calendar year in which the rate is established.

This date: May 28, 1968



Attest:

E. L. Tillman
(Mrs.) E. L. Tillman
Secretary

THE BOARD OF COUNTY COMMISSIONERS
OF ST. MARY'S COUNTY, MARYLAND

F. Elliott Burch
F. Elliott Burch, President

J. Wilmer Bowles
J. Wilmer Bowles, Commissioner

George R. Aud
George R. Aud, Commissioner

Received 2-24-71 at 3:00 P.M.

FOR RECORD AND RECORDED.
DOROTHY BAILEY KUCHER, CLERK

Rel: Co Comm

MAR 8 1971

DOROTHY BAILEY KUCHER, CLERK

RECEIPT 3014

COUNTY COMMISSIONERS OFFICE

**RESOLUTION TO PREPARE AND PERIODICALLY UPDATE
A CAPITAL IMPROVEMENT PROGRAM WHICH WILL INCLUDE
AN ANNUAL CAPITAL BUDGETING PROCESS**

MAR 6 1968

WHEREAS, by virtue of Sections 10 through 37 of Article 66B of the Annotated Code of Maryland (1957 Edition), municipalities of this State are authorized and empowered to make, adopt, amend, extend, add to or carry out a municipal plan, and

WHEREAS, one of the basic tools available to carry out the long-range policies and proposals of the municipal plan is a Capital Improvement Program and Capital Improvement Budget, and

WHEREAS, the St. Mary's County Planning Commission
(name of planning and zoning commission)

has determined that a Capital Improvement Program and Capital Improvement Budget are necessary for orderly programming of public improvements based on a municipal plan,

NOW, THEREFORE, BE IT RESOLVED, that the Board of County
(name of governing)

Commissioners
(body) adopt a policy of preparing and periodically updating a Five Year Capital Improvement Program which will include an annual capital budgeting process.

Received 2-24-71 at 3:00 P.M.
FOR RECORD AND RECORDED.
DOROTHY BAILEY KUCHER, CLERK

J. Elliott Burch
(signature of authorized officer)

February 29, 1968

Del: Co Comm

MAR 8 1971

DOROTHY BAILEY KUCHER, CLERK

No. 70-22

RECEIPT 3014

Subj: Cancellation of Resolution No. 66-7(a) of June 20, 1966 entitled "Gross Receipts Tax on Drag Strip"

RESOLUTION

WHEREAS, the above entitled matter was tried before the Circuit Court on June 25, 1970 (Case in Equity No. A-3794), upon the reading of the proceedings that that Court and full arguments having been made by both Counsel for Plaintiffs and Counsel for Defendants, and written memoranda having been submitted by both parties, all of which were carefully and fully considered by that Court, and, in accordance with the opinion of that Court, dated November 13, 1970, by the Circuit Court of St. Mary's County, Maryland, in Equity, it was

ADJUDGED, ORDERED AND DECREED, that William J. Cairns and Francine L. Cairns, his wife, Plaintiffs herein are entitled to the relief requested in their BILL OF COMPLAINT, that is to say:

(a) That Resolution No. 66-7 (a) of the County Commissioners is illegal, arbitrary, without legal authority and, therefore, unconstitutional;

(b) That the aforesaid Commissioners be and are hereby enjoined from the receipt of any further amounts of money pursuant to the aforesaid Resolution;

(c) That the aforesaid Commissioners be and are hereby ordered to refund the sum of Four thousand sixty dollars and eighteen cents (\$4,060.18), plus interest from the date of the within order, and the costs of these proceedings, to the Plaintiffs,

BE IT RESOLVED that said RESOLUTION NO. 66-7 (a) dated June 20, 1966 is hereby CANCELLED AND RESCINDED, and

BE IT FURTHER RESOLVED that the Comptroller be and he is hereby requested to cease and desist from the collection of the 10% levy of taxes against the gross receipts of amounts charged for admissions to any Drag Strip or Racing Strip in St. Mary's County; and

Received 2-24-71 at 3:00 P.M.
FOR RECORD AND RECORDING
DOROTHY BAILEY KUCHER

hld: Co Comm

MAR 8 1971

DOROTHY BAILEY KUCHER, CLERK

RECEIPT 3014

Subj: Cancellation of Resolution No. 66-7(a) of June 20, 1966 entitled "Gross Receipts Tax on Drag Strip"

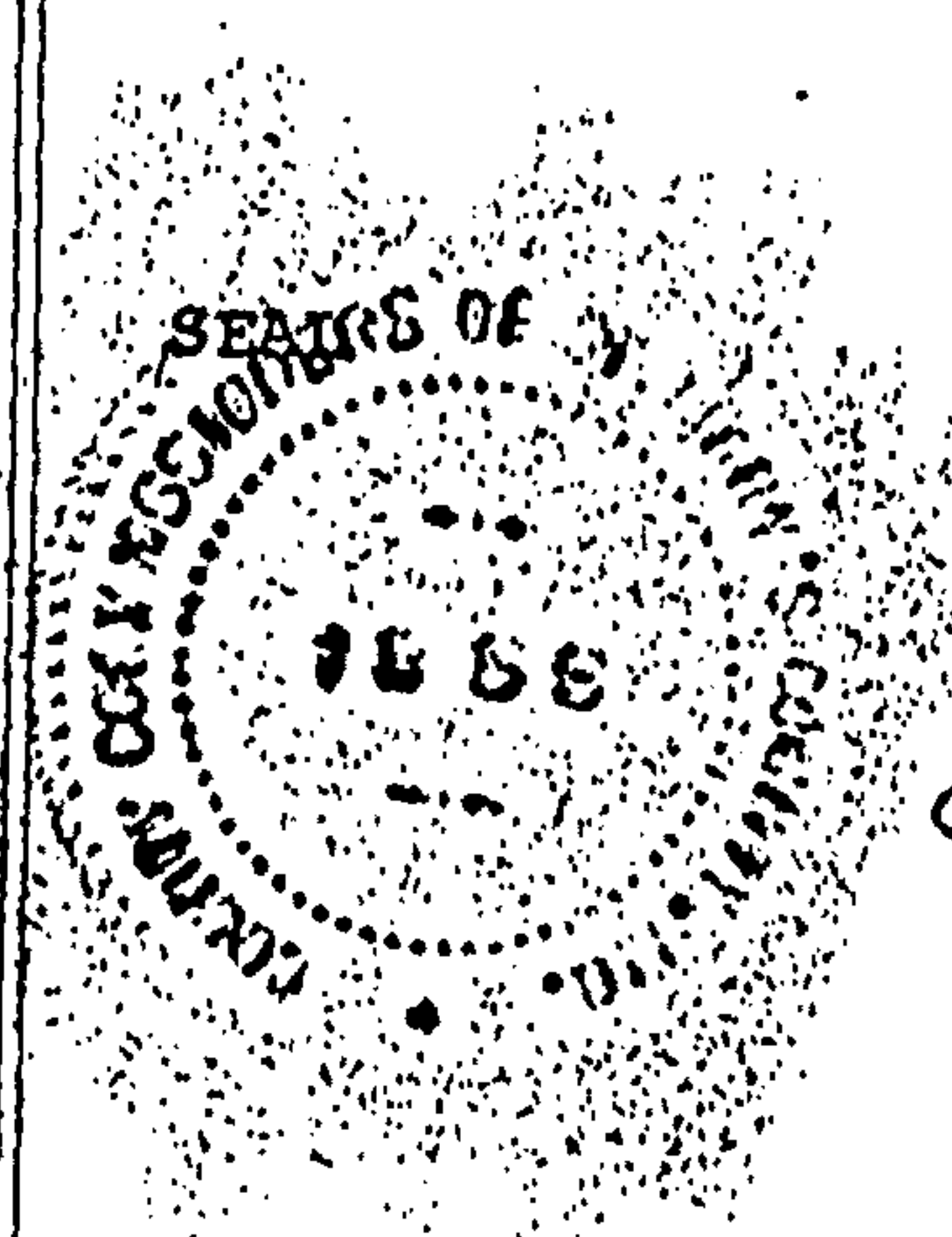
BE IT FURTHER RESOLVED, that the Comptroller of the State of Maryland be advised of this Resolution, by copy hereof.

THE BOARD OF COUNTY COMMISSIONERS OF ST. MARY'S COUNTY, MARYLAND

F. Elliott Burch
F. Elliott Burch, President

[Signature]
S. Wilmer Bowles, Commissioner

George R. Aud
George R. Aud, Commissioner



This date:

November 24, 1970

Received 2-24-71 at 3:00 P.M.
FOR RECORD AND RECORDED.
DOROTHY BAILEY KUCHER, CLERK

ATTEST:

Helen M. Bailey
Helen M. Bailey (Mrs.)
Administrative Assistant

[Signature]

Liber #1 Folio 168

No.

71-4

Subj:

St. Mary's County
Sanitary Landfill
(Oakville)

RECEIPT 3044

ORDINANCE

BE IT RESOLVED THAT, the following are the Rules and Regulations governing the use of the St. Mary's County Sanitary Landfills, St. Mary's County, Maryland, as required by the Maryland State Department of Health, Division of Solid Wastes, and other State and County agencies having statutory authority.

1. DEFINITIONS:

(a) A Commercial Trash Hauler is any person or company hauling trash for hire, either for cash or any other remuneration, operating a vehicle of 3/4 ton or greater capacity, for the purpose of transporting trash in St. Mary's County to the Sanitary Landfill. As of July 1, 1971, all Commercial Trash Haulers will be required to obtain an annual license and will be required to use the Oakville Sanitary Landfill or until other Landfills are available and ready for use at which time directives will be issued for use thereof.

(b) Persons in commercial or industrial businesses hauling trash in connection with their individual industry or commercial endeavor shall be subject to these regulations, including payment of fees, except that they will not be required to obtain an annual license. Persons in this category will be required to use the Oakville Sanitary Landfill, until other Landfills are available in accordance with Section 1-A above.

(c) Trash shall be defined as domestic refuse from households or from commercial establishments.

2. ACCEPTABLE TRASH:

(a) Domestic refuse from households or commercial and industrial establishments.

(b) Garbage -- Wastes resulting from the handling, preparation, cooking and/or consumption of foods.

(c) Seafood spoilage, such as crab shells, clam shells, and oyster shells and fish wastes must be deposited only in the Oakville Sanitary Landfill, until other Landfills are available. Disposition of such spoilage in any other Trash Disposal Area is prohibited.

3. OTHER ACCEPTABLE ITEMS IN SPECIALLY DESIGNATED AREAS. Upon 24-hour advance approval, to be given to the Sanitary Landfill Attendant, the following items will be accepted for deposit in specially designated areas:

a. Junk automobiles

b. Old rubber tires

c. Appliances such as refrigerators, furniture, stoves, etc.

Page Two

4. REFUSE NOT ACCEPTABLE:

- (a) Dangerous materials or substances, such as poisons, acids, caustics, infected materials, explosives and radioactive materials.
- (b) Unusual quantities of materials resulting from the repair, excavation of buildings or structures, such as earth, plaster, mortar and roofing materials.
- (c) Tree stumps or limbs larger than four (4) inches in diameter.
- (d) Solid wastes resulting from industrial processes.
- (e) Animals of any description.
- (f) Raw sewerage or effluent from septic tanks.
- (g) Medical or surgical wastes from nursing homes or hospitals.

5. RULES AND REGULATIONS

Compliance with the following conditions shall be strictly enforced, and any violations shall be punishable by law, as set forth in Paragraph 11-B below:

- (a) Authorized use of the Sanitary Landfills shall be restricted to St. Mary's County Residents only.
- (b) No garbage, trash or refuse collected outside the territorial limits of St. Mary's County shall be disposed of in the Sanitary Landfill of St. Mary's County, or in any other Public Trash Disposal Area in St. Mary's County.
- (c) Residents of St. Mary's County, operating Passenger Cars, Station Wagons, and small Pick-ups are authorized to dispose of their DOMESTIC refuse at the Sanitary Landfill and shall be subject to the regulations contained herein EXCEPT that they shall be exempt from obtaining an annual license and they shall be exempt from paying a fee.
- (d) Commercial Trash Haulers and Persons in Commercial or Industrial businesses hauling trash in connection with their individual industry or commercial endeavors shall be required to USE THE OAKVILLE SANITARY LANDFILL until other Landfills are available as provided in 1-A above.
- (e) All persons using the facilities provided at the Sanitary Landfills shall do so under the supervision of the on-site attendant provided by St. Mary's County; and failure to dispose of garbage, trash, or refuse as directed by said attendant shall constitute a violation under these regulations as stated in 11(c).
- (f) No licenses, under these regulations, shall be issued unless the applicant first gives satisfactory proof of having met all necessary requirements for the handling of garbage, trash, or refuse, as required by these regulations and by State Law.

(g) No burning of any materials will be permitted at the Sanitary Landfills or at any Public Trash Disposal Area in St. Mary's County, as prohibited by State Law.

(h) No scavenging nor loitering will be permitted.

6. LICENSES:

Effective July 1, 1971, licenses for the use of the Sanitary Landfills in St. Mary's County shall be required for Commercial Haulers. Such licenses will be issued by the County Engineer for a fee of \$100.00 per annum. All Commercial haulers in business as of July shall obtain a license as of that date and such license must be renewed on or before July 1 of each year thereafter. License fees will be prorated for Commercial haulers establishing business after July 1. Failure to obtain said license shall constitute a violation of these regulations set forth in 11 (c).

7. FEES:

Until further notice, there will be no fee for the use of the Sanitary Landfills by Commercial Trash Haulers and persons in commercial or industrial businesses.

8. VEHICLE IDENTIFICATION STICKERS:

(a) Vehicle Identification Stickers, color-coded to indicate the trash capacity of the vehicle displaying the sticker shall be displayed by all vehicles in use by Commercial Trash Haulers, and persons in commercial or industrial businesses hauling trash in connection with their individual industry or commercial endeavors.

(b) Vehicle Identification Stickers will be issued by the County Engineer at the time the license is issued to Commercial Trash Haulers.

(c) Persons in commercial or industrial businesses hauling trash in connection with their individual industry or commercial endeavors are required to obtain a vehicle identification sticker, free of charge, from the County Engineer.

9. ALL TRUCKS MUST BE CLOSED OR COVERED AS REQUIRED BY STATE LAW:

All vehicles delivering refuse must be equipped with tied-down covers, or other means to prevent any part of the load from falling or spilling upon the roadway. This is required and must be observed to maintain satisfactory conditions.

Order #1 Folio 171

ORDINANCE
No. 71-4

10. HOURS:

The hours of operation at the Sanitary Landfills will be from 7:00 a.m. until 5:00 p.m., Monday through Saturday, or as otherwise posted.

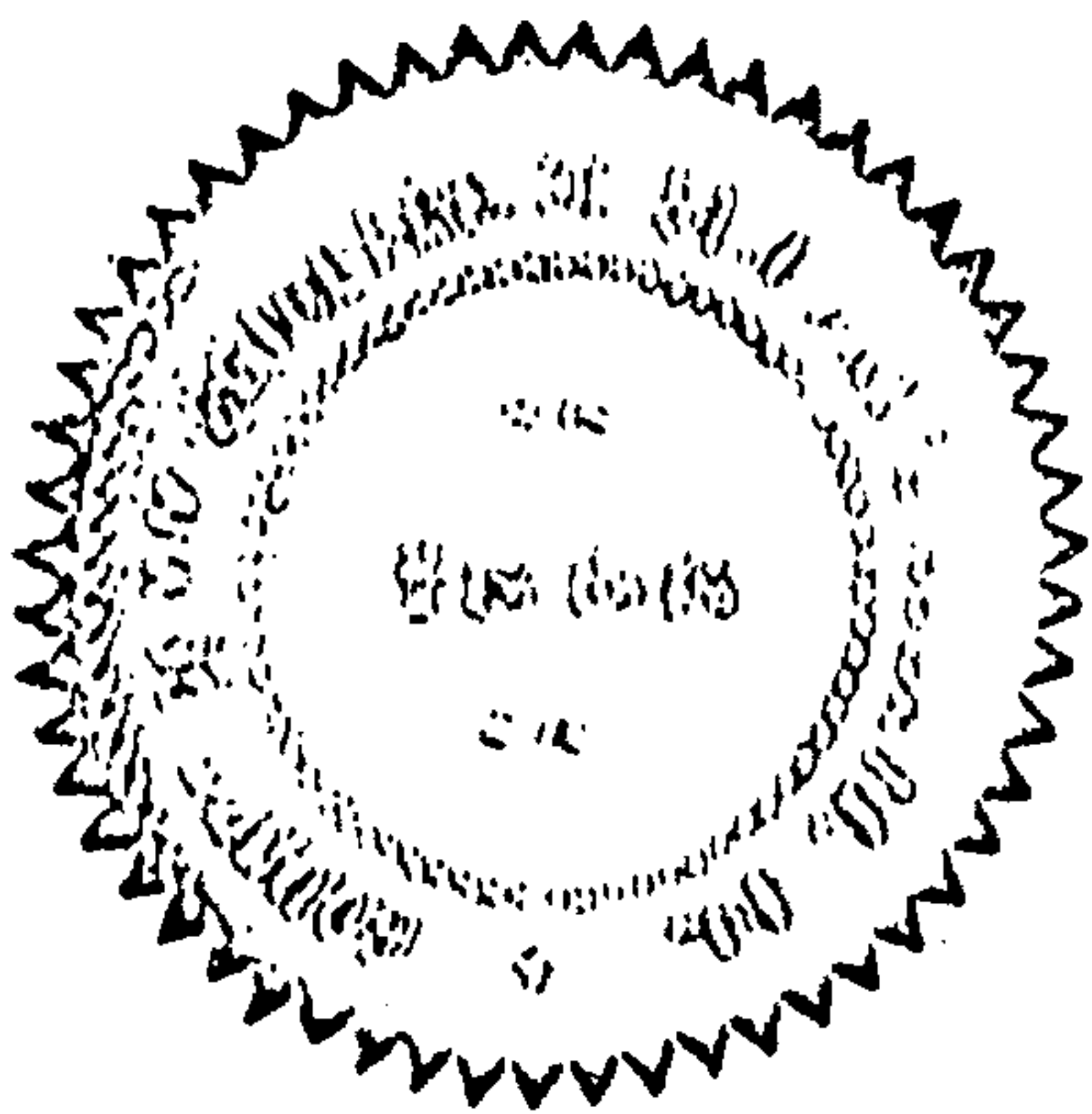
11. IN ACCORDANCE WITH THE PROVISIONS OF THE RULES AND REGULATIONS SET FORTH ABOVE,

(a) The Board of County Commissioners shall be empowered to extend the effective date of all or any part of this ordinance for a period not to exceed six months under such directives as shall be deemed proper and reasonable by said Commissioners.

(b) The Board of County Commissioners is empowered to revoke any permit issued hereunder for violations of any of these regulations, and

(c) Any person violating any regulation duly established by the County, pertaining to trash collection and disposal under the authority of this regulation shall be guilty of a misdemeanor and shall be punished by a fine of not less than \$25.00 nor more than \$500.00 for each offense.

THE BOARD OF COUNTY COMMISSIONERS
OF ST. MARY'S COUNTY, MARYLAND



George R. Aud
George R. Aud, President

J. Wilmer Bowles
J. Wilmer Bowles, Commissioner

J. S. Guy, Jr.
J. S. Guy, Jr., Commissioner

Effective Date:

March 1, 1971

ATTEST:

Helen M. Bailey
Helen M. Bailey (Mrs.)
Administrative Assistant

Att: Co Comm.

MAR 15 1971

DOROTHY BAILEY KUCHER, CLERK

Liber #1 Folio 172

No. 71-6

Subj: Signing Authority

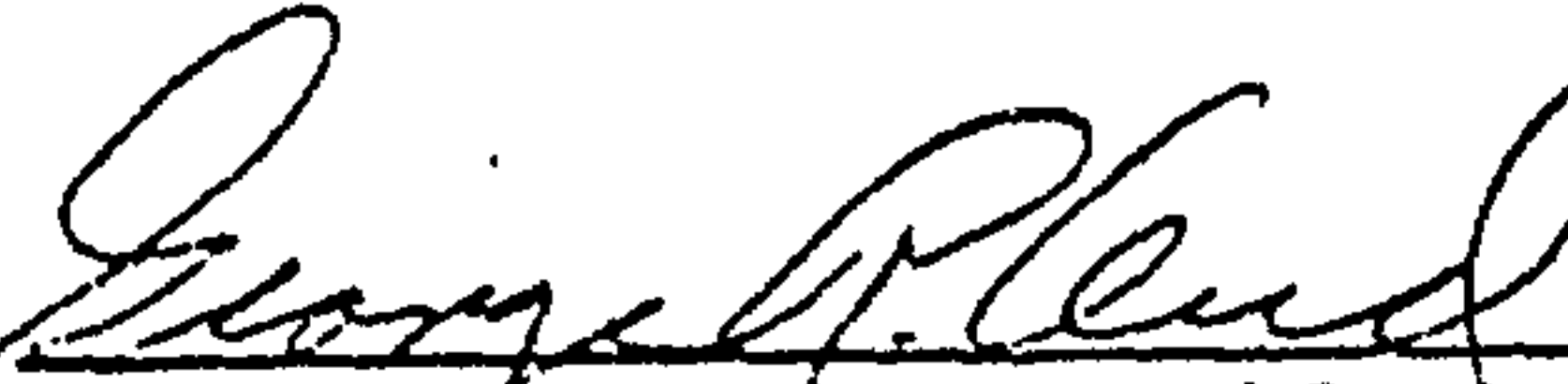
RECEIPT 3595


RESOLUTION

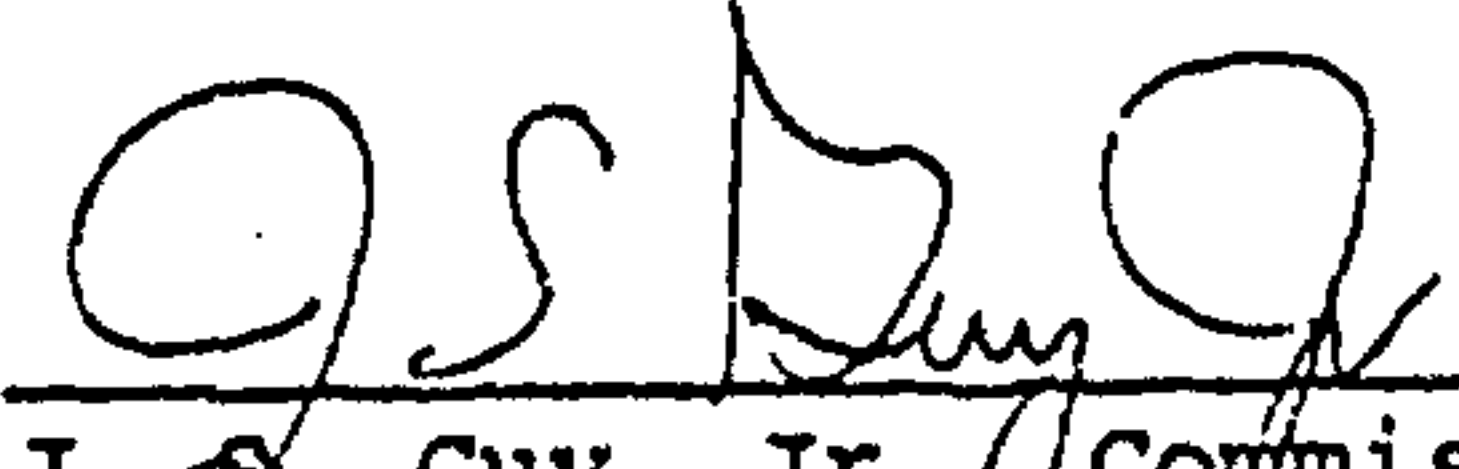
BE IT RESOLVED that in the event of prolonged absence or the inability to act on the part of the President of the Board of County Commissioners, the signatures of the two Commissioner members of the Board shall be required, as counter-signatures, in any financial matters concerning St. Mary's County; and

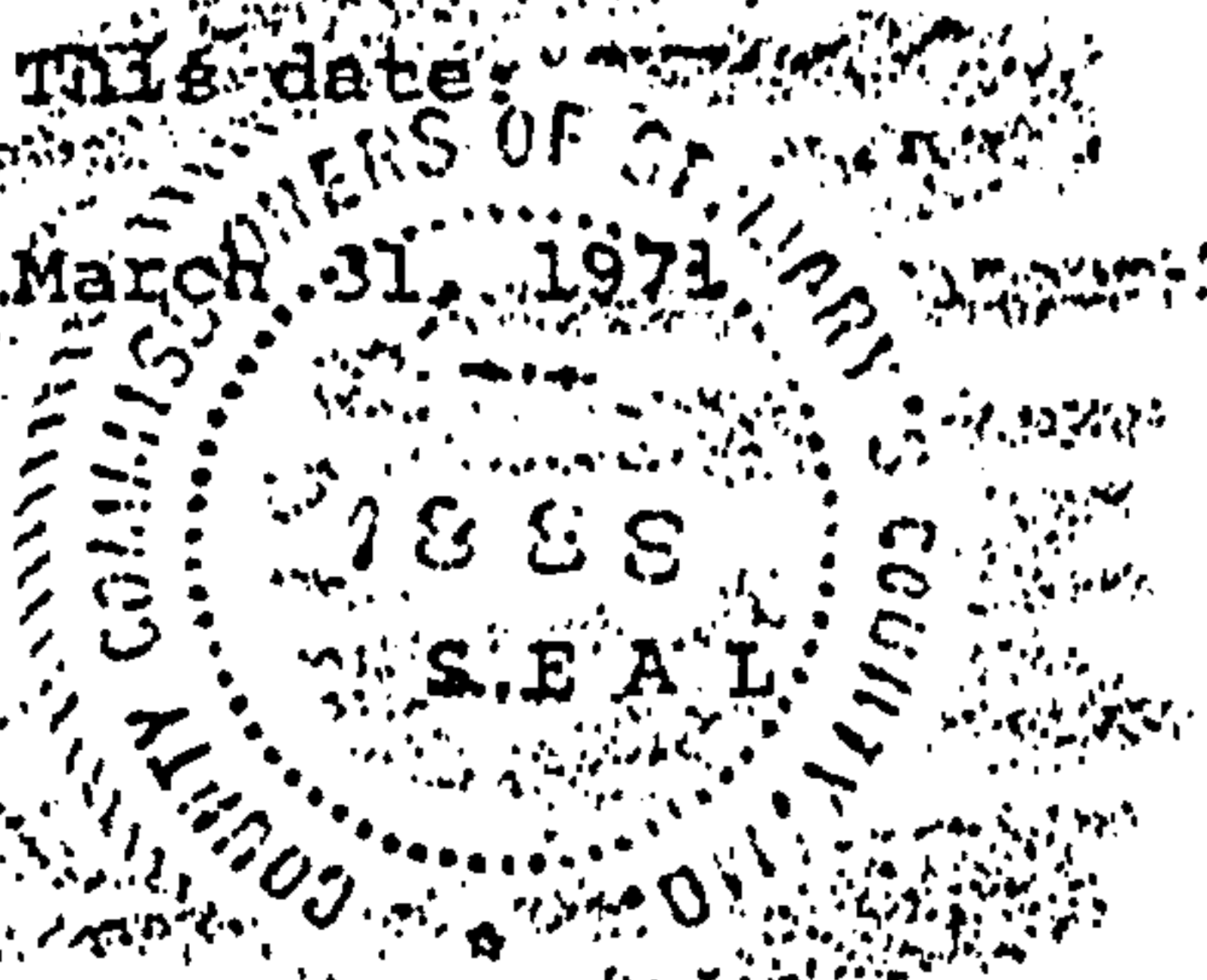
BE IT FURTHER RESOLVED that any negotiable instruments so signed by the two Commissioner members shall also be counter-signed by the regularly-designated counter-signee.

THE BOARD OF COUNTY COMMISSIONERS
OF ST. MARY'S COUNTY, MARYLAND


George R. Aud, President

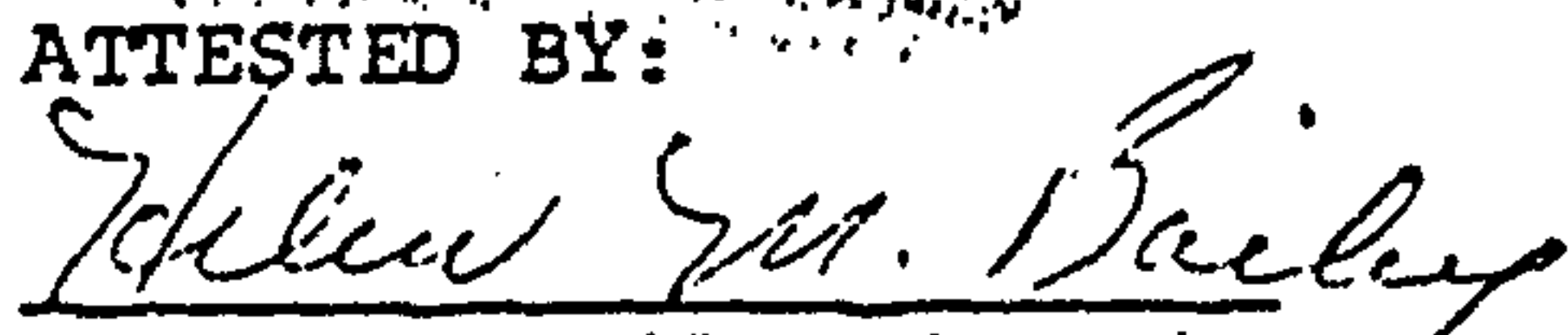

J. Wilmer Bowles, Commissioner


J. S. Guy, Jr., Commissioner



Received this 2nd
day of April 1971
at 8:35 A. M. for
RECORD AND RECORDED

DOROTHY BAILEY KUCHER, CLERK

ATTESTED BY:

Helen M. Bailey (Mrs.)
Administrative Assistant

Ad: St. Mary's County Commissioners - 4-22-71. Dorothy Bailey Kucher - clerk

RECEIPT

5018

LIBER 1 Folio 173

RESOLUTION PURSUANT TO ART. 44A, SECT. 23 OF THE
ANNOTATED CODE OF MARYLAND

No. 71-16

Subj: Establishment of a
Housing Authority

WHEREAS, the County Commissioners of St. Mary's County, Maryland hereby declare a need for a housing authority in that there are insanitary or unsafe dwelling accommodations in St. Mary's County, and there is a grave shortage of safe and sanitary dwelling accommodations in said County available to persons of low income at rentals they can afford, which makes it necessary for such persons to occupy overcrowded and congested dwelling accommodations. Said conditions cause an increase in and spread of disease and crime and constitute a menace to the health, safety, morals and welfare of the residents of the County and impairs economic values; and those conditions necessitate excessive and disproportionate expenditure of public funds for crime prevention and punishment, public health and safety, fire and accident protection and other public services and facilities; and

WHEREAS, these slum areas in this County cannot be cleared, nor can the shortage of safe and sanitary dwelling for persons of low income be relieved through the operation of private enterprise, and the construction of housing projects for persons of low income (as defined in the Housing Authorities Law, as amended) would therefore not be competitive with private enterprise; and

WHEREAS, the clearance, replanning and reconstruction of the areas in which insanitary or unsafe housing exists and providing of safe and sanitary dwelling accommodations by any public body for persons of low income are public uses and purposes for which public money may be spent and private property acquired and are governmental functions;

NOW, THEREFORE, BE IS RESOLVED by the County Commissioners of St. Mary's County, Maryland:

1. It is hereby found and determined that insanitary and unsafe inhabited dwelling accommodations exist in St. Mary's County.

LIBER 1 Folio 174

2. It is hereby found and determined that there is a shortage of safe and sanitary dwelling accommodations in the County available to families of low income at rentals they can afford.

3. Pursuant to the Housing Authorities Law, as amended, it is hereby found and determined that there is a need for a housing authority to function in St. Mary's County, Maryland.

4. There is therefore hereby established a housing authority to be known as the "St. Mary's County Housing Authority".

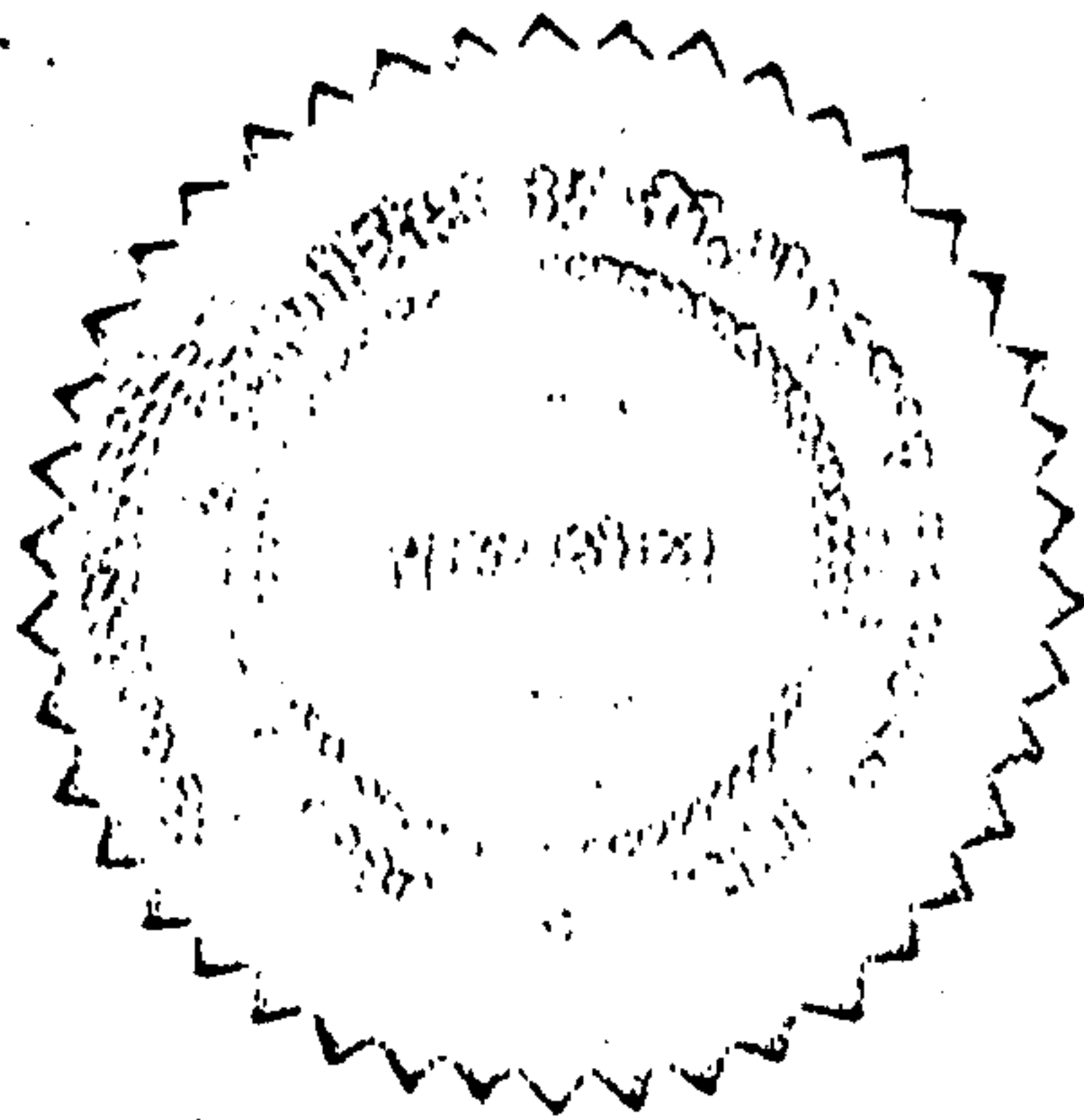
BE IT FURTHER RESOLVED that it is the intention of the County Commissioners that projects initiated by the Proposed Housing Authority be self-supporting; and it is the intention of the County Commissioners that under any agreement presented, the Authority will make an appropriate payment in lieu of taxes to the County as authorized by State Law.

BE IT FURTHER RESOLVED that this Resolution shall be effective July 1, 1971.

Attest:

Cecelia Adams
(Mrs.) Cecelia Adams

George R. Auld
Justices Bowler
JSD
County Commissioners of St. Mary's County



Received this 23rd
day of June 19 71
at 2:55 P. M. 1st
RECORD AND RECORDED

DOROTHY BAILEY KUCHER, CLERK
Rdy. N. C.

del: Lo Comm

JUL 1 2 1971

DOROTHY BAILEY KUCHER, CLERK

Liber 1 page 175

No. 71-23

RECEIPT 6241

Subj: Department of Transportation -
County Highway Construction Bonds
Second Issue, Second Series.

RESOLUTION

RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. MARY'S COUNTY AUTHORIZING AND APPROVING A CERTAIN AGREEMENT BETWEEN THE DEPARTMENT OF TRANSPORTATION OF MARYLAND AND THE COUNTY TO SECURE PAYMENT OF COUNTY'S PROPORTIONATE SHARE OF THE PRINCIPAL OF AND INTEREST ON AN ISSUE OF BONDS BY SAID DEPARTMENT TO BE KNOWN AS "DEPARTMENT OF TRANSPORTATION - COUNTY HIGHWAY CONSTRUCTION BONDS - SECOND ISSUE, SECOND SERIES," AND TO BE ISSUED PURSUANT TO SECTION 211B-L OF ARTICLE 89B OF THE ANNOTATED CODE OF MARYLAND AS AMENDED TO DATE, DIRECTING THE PRESIDENT AND THE ADMINISTRATIVE OFFICER OF THE BOARD TO EXECUTE SAID AGREEMENT ON BEHALF OF THE COUNTY AND TO TAKE SUCH OTHER AND FURTHER ACTION, ON BEHALF OF THE COUNTY, PURSUANT TO SECTION 211G-1 AND SAID AGREEMENT, AS MAY BE NECESSARY TO OBTAIN FOR THE COUNTY ITS SAID PROPORTIONATE SHARE.

WHEREAS, Section 211G-1 of Article 89B of the Annotated Code of Maryland as amended to date, authorizes the Department of Transportation of Maryland to issue its bonds to provide the several counties of the State with funds to assist said counties to accelerate their programs of county highway construction and reconstruction, to make major repairs of County roads necessary to eliminate damage caused by severe and unforeseen weather conditions and to provide local participating funds for federally aided highway projects upon the condition that each county participating enter into an appropriate agreement with said Department to secure the payment of such county's proportionate share of the principal of and interest on any such bond issue; and

WHEREAS, the County intends to participate in the issue of bonds contemplated by said Department of Transportation for the fiscal year beginning July 1, 1971; and

WHEREAS, said Department of Transportation has submitted to the County for execution, a proposed agreement complying with said Section 211G-1, which said agreement is acceptable;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF ST. MARY'S COUNTY:

Section 1. That the proposed Agreement between the Department of Transportation of Maryland and the County, as above recited, is hereby approved and, when properly executed, as hereinafter provided, shall constitute a binding contract of St. Mary's County in accordance with its terms.

Section 2. That the President and the Administrative Officer of the Board be and they are hereby authorized and directed to execute said Agreement in three counterparts and to affix the County Seal to each of said counterparts.

Liber 1 folio 176

Section 3. That a copy of said Agreement, when executed, shall be spread upon the Minutes of this Board.

Section 4. That the President and the Administrative Officer of the Board be and they are hereby authorized to take such other and further action as may be necessary and proper to effectuate the purposes and provisions of said Agreement and to secure for the County its proportionate share of the proceeds of such bond issue.

Section 5. That this Resolution shall take effect from the date of its passage.

Date: August 16, 1971



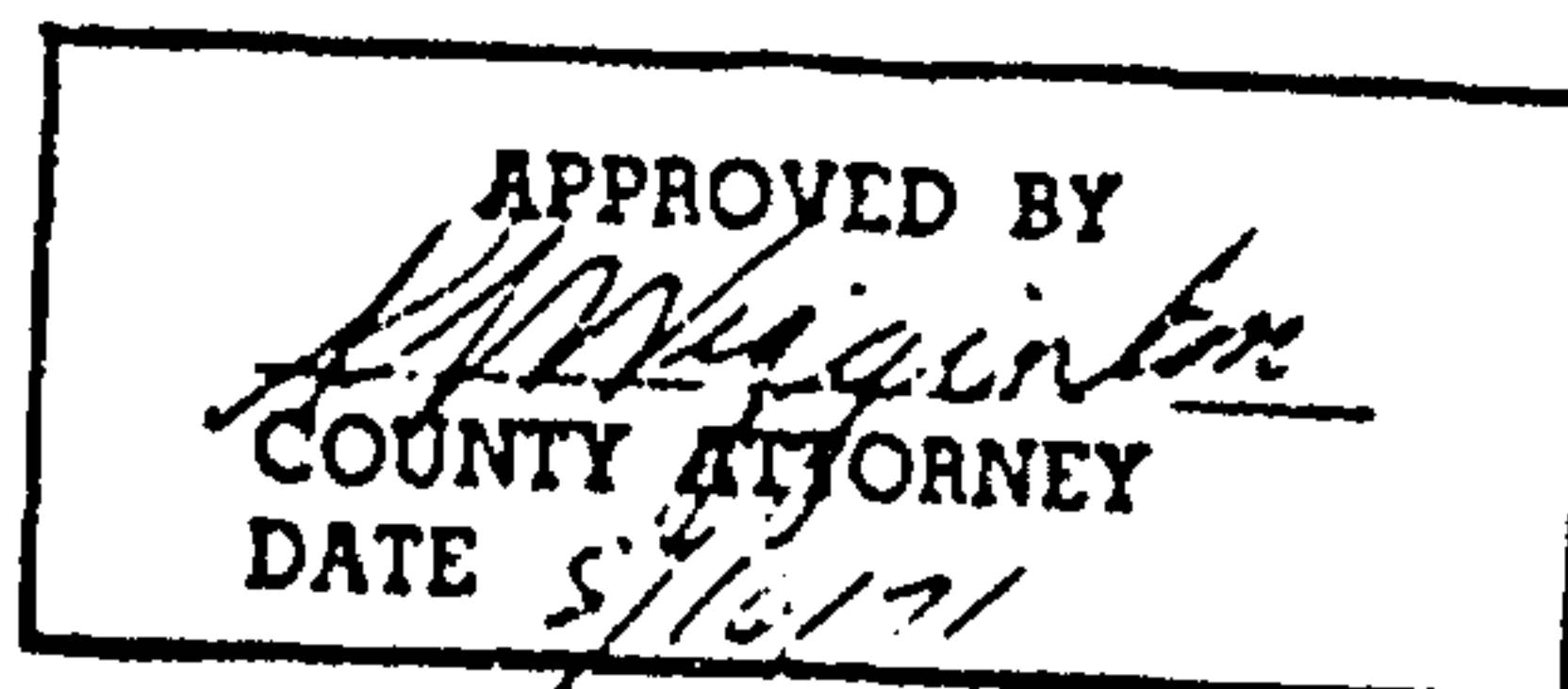
THE BOARD OF COUNTY COMMISSIONERS
OF ST. MARY'S COUNTY, MARYLAND

George R. Aud
George R. Aud, President

J. Wilmer Bowles
J. Wilmer Bowles, Commissioner

J. S. Guy, Jr.
J. S. Guy, Jr., Commissioner

Paul R. Raley
Paul R. Raley
Administrative Officer



Received this 19th

day of Aug. 1971

at 2:40 o'clock P. M. for
RECORD AND RECORDED

DOROTHY BAILEY KUCHER, CLERK

Recd: Co Comm per mail

11-5-71

Dorothy Bailey Kucher, clerk

Liber #1 Folio 177

No. 71-24

Subj: Personal Leave Days and
Vacation Time

RECEIVED 6317

RESOLUTION

Received 8-24-71 at 9:55 AM
FOR RECORD AND RECORDED.
DOROTHY BAILEY KUCHER, CLERK N.C.

WHEREAS, by Chapter 581 of the Laws of 1971, effective July 1, 1971, the Maryland Classified Employees were granted personal leave with pay for not in excess of three (3) days in any calendar year, and

WHEREAS, by Chapter 558 of the Laws of 1971, the classified employees were granted additional annual vacation time effective on and after January 1, 1972, and

WHEREAS, it is the desire of the County Commissioners of St. Mary's County, Maryland to grant unto the classified employees of St. Mary's County the same privilege afforded to State classified employees.

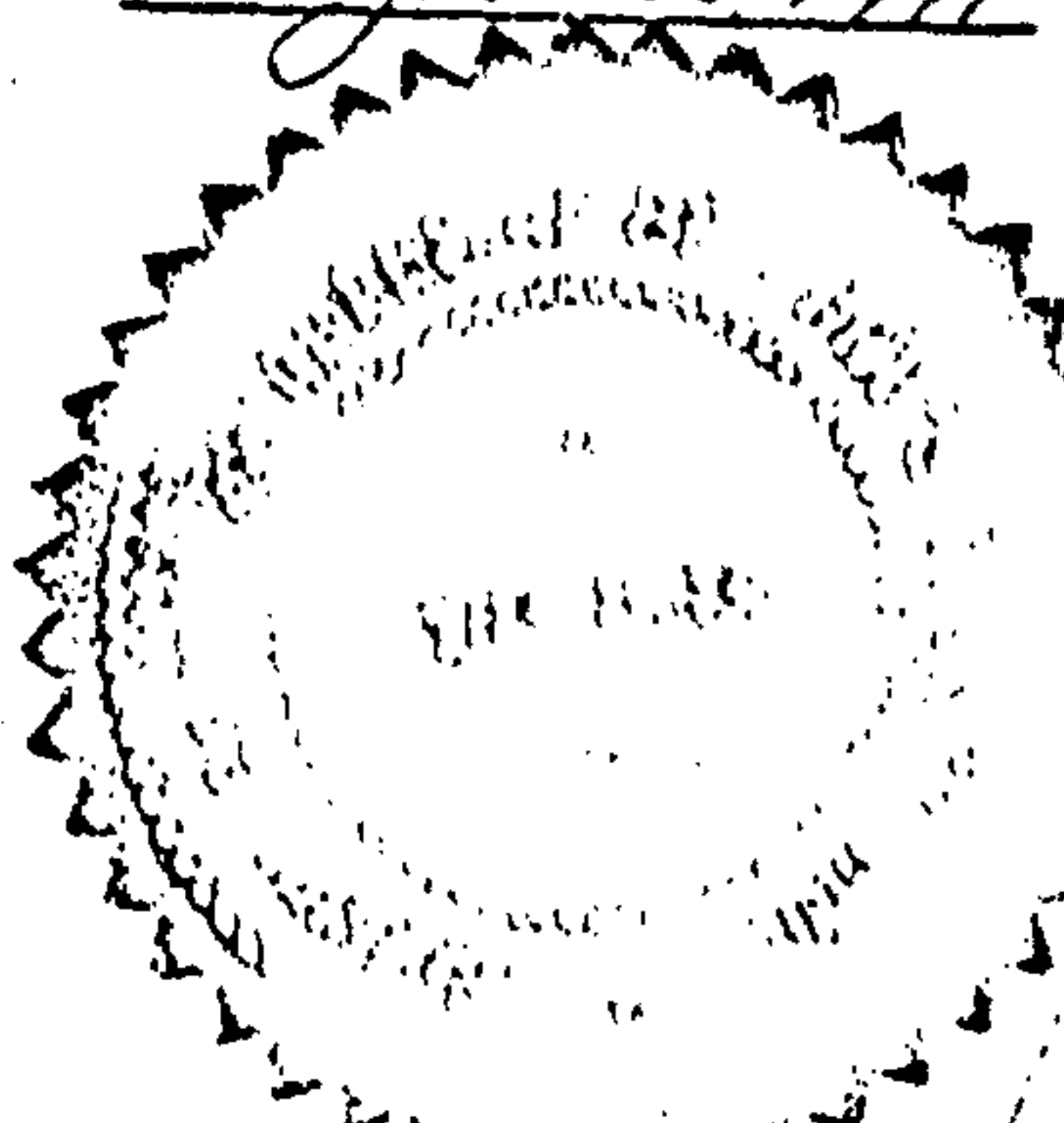
THEREFORE, BE IT RESOLVED, by the County Commissioners of St. Mary's County, Maryland at a meeting duly assembled, that every classified employee of St. Mary's County shall be entitled to personal leave with pay for not in excess of three (3) days in any calendar year; provided that personal leave may not be accumulated and any unused personal leave as of the end of the calendar year shall be forfeited. Personal leave days may be used for religious holidays, inclement weather or any other purpose whatsoever, provided permission is obtained from the department head. The department head may not deny permission if personal leave is requested for observance of religious holidays.

BE IT FURTHER RESOLVED, that three (3) personal leave days are available to the classified employees of St. Mary's County for the remainder of the calendar year of 1971.

BE IT FURTHER RESOLVED, that effective on January 1, 1972, the classified employees of St. Mary's County will earn vacation time on the following basis:

- Less than 5 years of service - 10 working days
- 5 years of service to less than 10 years - 15 working days
- 10 years of service to less than 20 years - 20 working days
- 20 years of service or more - 25 working days

Effective Date August 23 1971



THE BOARD OF COUNTY COMMISSIONERS
OF ST. MARY'S COUNTY, MARYLAND

George E. Aud
George E. Aud, President

J. Gilmer Bowles
J. Gilmer Bowles, Commissioner

S. Guy
S. Guy, Commissioner

Paul R. Raley
Paul R. Raley
Administrative Officer

APPROVED BY
[Signature]
COUNTY ATTORNEY
DATE 8/24/71

St. Mary's Co. Comm.

10-7-71

DOROTHY BAILEY KUCHER, CLERK

LIBER 1 Folio 178

RECEIPT 6693

No. 71-26

Subj: Approving Application of the Provisions of Section 23 of the United States Housing Act of 1937, as amended to Locality

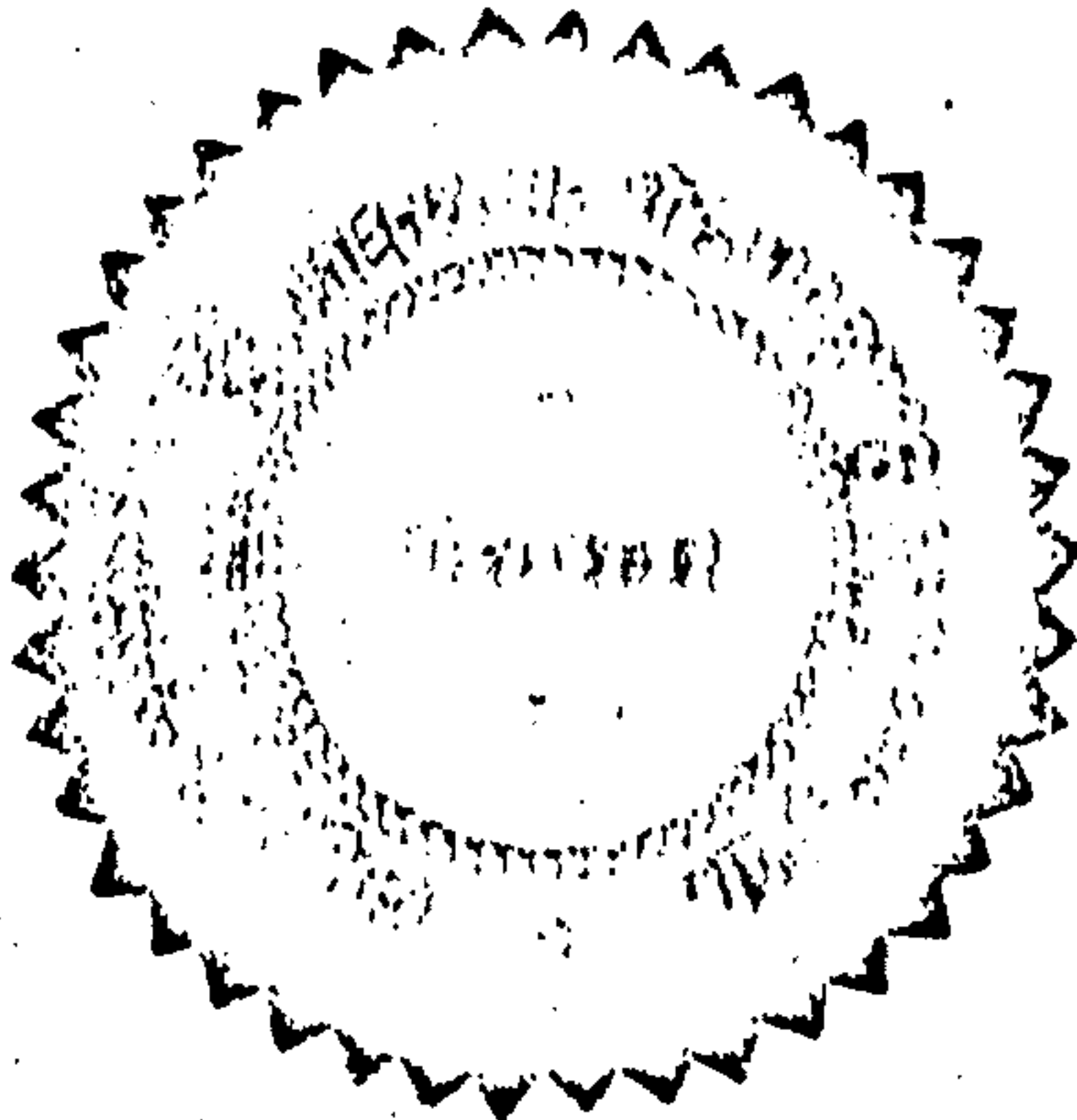
RESOLUTION

WHEREAS, under the provisions of Section 23 of the United States Housing Act of 1937, as amended, the Public Housing Authority is authorized to provide financial assistance to local public housing agencies in providing low-rent housing by leasing dwelling units in existing privately-owned structures; and

WHEREAS, said Section 23 provides that the provisions thereof shall not apply to any locality unless the governing body of the locality has by resolution approved the application of such provisions to such locality.

NOW, THEREFORE, BE IT RESOLVED by the County Commissioners of St. Mary's County, Maryland.

The application of the provisions of Section 23 of the United States Housing Act of 1937, as amended, to include St. Mary's County, Maryland is approved.



George R. Aud
George R. Aud, President
J. Wilmer Bowles
J. Wilmer Bowles, Commissioner Member
J. S. Guy, Jr.
J. S. Guy, Jr., Commissioner Member

Attest:

Paul R. Raley
Paul R. Raley, Administrative Officer

THIS DATE Sept. 14, 1971

Received this 14th

day of Sept 19 71

at 1:50 o'clock P. M., for
RECORD AND RECORDED

DOROTHY BAILEY KUCHER, CLERK

APPROVED BY
[Signature]
COUNTY ATTORNEY
DATE

Redg. N/c

Del. Co Comm

10-7-71

DOROTHY BAILEY KUCHER, CLERK

LIBER 1 Folio 179

RECEIPT file 94

No. 71-25

Subj: Declaration of the Need for the
St. Mary's County Housing Authority

**EXTRACT FROM THE MINUTES OF THE REGULAR
MEETING OF THE BOARD OF COUNTY COMMISSIONERS
OF ST. MARY'S COUNTY**

On the 29th day of June, 1971, the Board of County Commissioners met in the Courthouse in Leonardtown, Maryland in regular session. The meeting was called to order at 9:40, A. M., by the President, Mr. George Aud, and on the roll call the following Commissioners were found to be present: Messrs. J. Wilmer Bowles and J. S. Guy, Jr.

The following resolution was introduced by Mr. George Aud, read in full and its adoption moved by Mr. J. S. Guy, Jr.:

RESOLUTION

WHEREAS, there exists in the County of St. Mary's insanitary or unsafe dwelling accommodations and persons of low income are forced to reside in such insanitary or unsafe accommodations; and in the County there is a shortage of safe or sanitary dwelling accommodations available at rents which persons of low income can afford and such persons are forced to occupy overcrowded and congested dwelling accommodations; and the aforesaid conditions cause an increase in and spread of disease and crime and constitute a menace to the health, safety, morals and welfare of the residents of the County and impair economic values; and those conditions necessitate excessive and disproportionate expenditures of public funds for crime prevention and punishment, public health and safety, fire and accident protection and other public services and facilities; and

WHEREAS, these slum areas in the County cannot be cleared, nor can the shortage of safe and sanitary dwellings for persons of low income be relieved, through the operation of private enterprise, and the construction of housing projects for persons of low income (as defined in the Housing Authority Law, as amended) would therefore not be competitive with private enterprise; and

WHEREAS, the clearance, replanning and reconstruction of the areas in which insanitary or unsafe housing conditions exist and the providing of safe and sanitary dwelling accommodations by and public body for persons of low income are public uses and purposes for which public money may be spent and private property acquired and are governmental functions;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF ST. MARY'S COUNTY, MARYLAND:

Section 1. It is hereby found and determined that insanitary and unsafe inhabited dwelling accommodations exist in St. Mary's County.

Section 2. It is hereby found and determined that there is a shortage of safe and sanitary dwelling accommodations in the County available to families of low income at rentals they can afford.

Section 3. Pursuant to the Housing Authorities Law, as amended, it is hereby found and declared that there is need for a housing authority to function in St. Mary's County, Maryland.

Rel: Co Comm

10-7-71

DOROTHY BAILEY KUCHER, CLERK

LIBER 1 Folio 180

Section 4. The name of the Housing Authority shall be St. Mary's County Housing Authority".

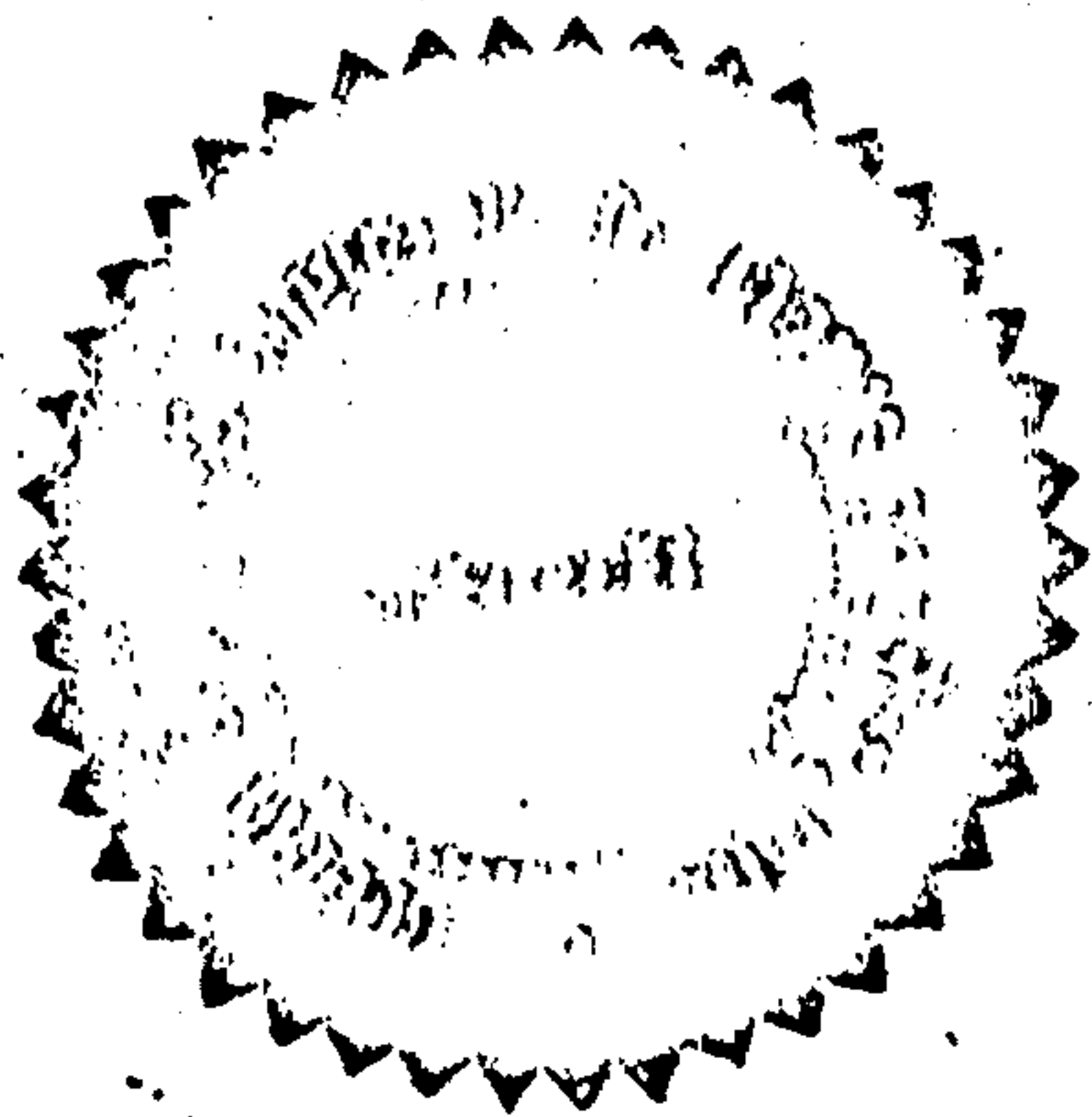
Section 5. The following persons be, and are hereby appointed as Commissioners of the St. Mary's County Housing Authority to serve from the 19th day of July, 1971 for the number of years as set forth opposite their respective names:

- Dr. James Patrick Jarboe - 5 years
- Mr. Leroy J. Thompson, Sr. - 4 years
- Rev. Alfonso J. Harrod - 3 years
- Attorney John F. Slade, III - 2 years
- Mr. Raymond B. Robinson - 1 year

We hereby designate Dr. James Patrick Jarboe as the first Chairman of the Authority.

The motion to adopt said Resolution was seconded by Mr. J. S. Guy, Jr., and upon roll call the following voted "Yea"; Mr. J. Wilmer Bowles.

Thereupon the County Commissioners declared said Resolution duly adopted as Resolution No. 71-25.



George R. Aud
George R. Aud, President

J. Wilmer Bowles
J. Wilmer Bowles, Commissioner Member

J. S. Guy, Jr.
J. S. Guy, Jr., Commissioner Member

Attest:

Paul R. Raley
Paul R. Raley, Administrative Officer

APPROVED BY <i>[Signature]</i> COUNTY ATTORNEY DATE
--

CLERK'S CERTIFICATE

I, Judith D. Bowles, Secretary to the Commissioners of St. Mary's County, Maryland, hereby certify that I have compared, with original minutes recorded in the official minute book, the annexed extract of the minutes of a regular meeting of the Board of County Commissioners held on the 29th day of June, 1971, which extract contains a copy of Resolution No. 71-25 entitled. "Declaration of the Need for the St. Mary's County Housing Authority".

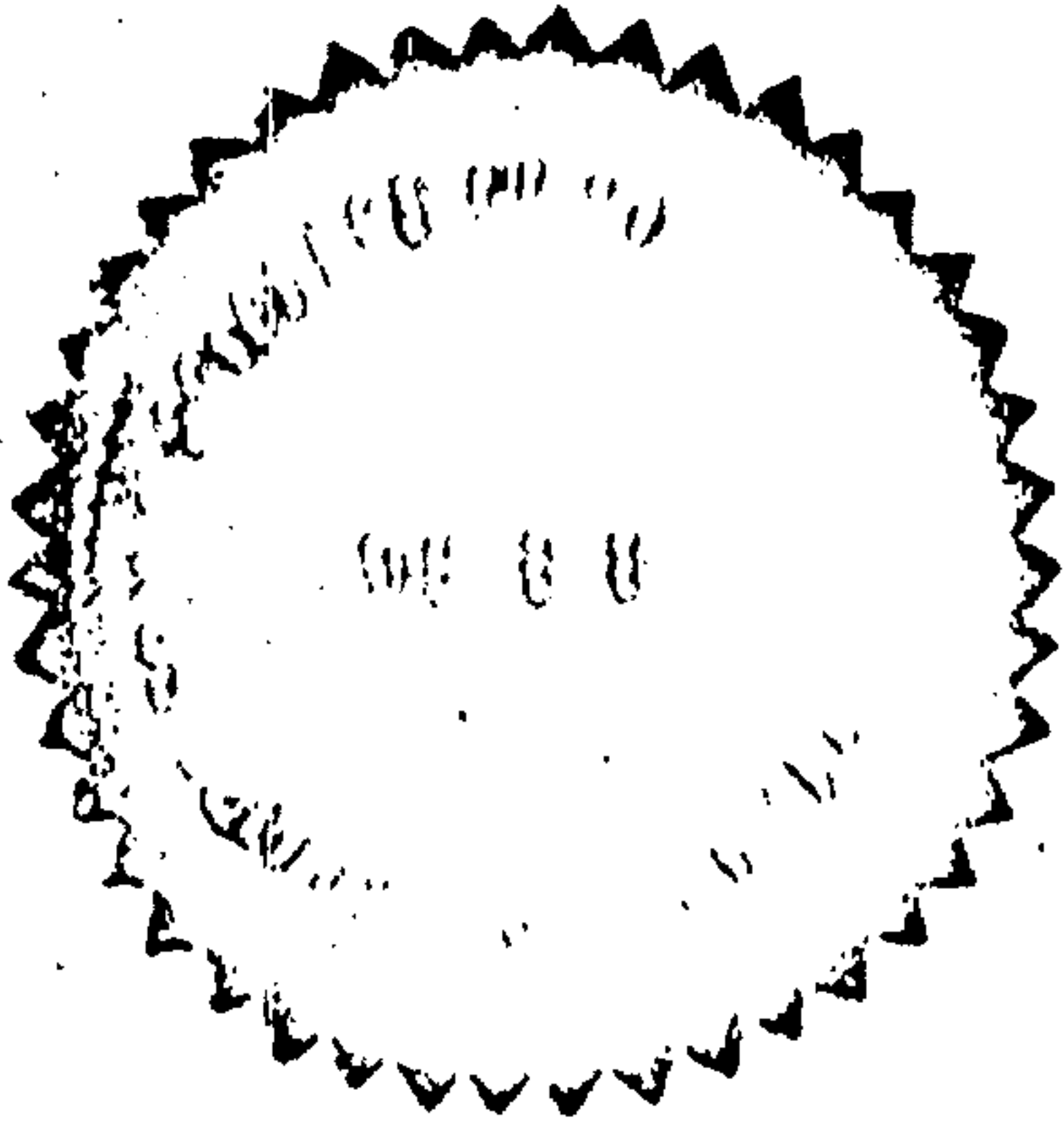
I further certify that the annexed extract of the minutes of said meeting is a true and complete copy of said minutes in so far as they pertain

LIBER 1 Folio 181

to said Resolution No. 71-25.

I further certify that the copy of Resolution No. 71-25, entitled "Declaration of the Need for the St. Mary's County Housing Authority", is a true and complete copy of said Resolution as adopted by the Board of County Commissioners, and that none of the Commissioners therein appointed is an officer or employee of the County of St. Mary's (other than a professional employee of the school system).

IN WITNESS WHEREOF, I have hereunto set my hand and seal of the County of St. Mary's, Maryland, this 14th day of September, 1971.



Judith D. Bowles
Judith D. Bowles, Secretary to the
Commissioners of St. Mary's County

received this 14th
day of Sept. 19 71
at 1:07 o'clock P. M., for
RECORD AND RECORDED

DOROTHY BAILEY KUCHER, CLERK

Rcdg. N/C

LIBER 1 Folio 182

RECEIPT 6695

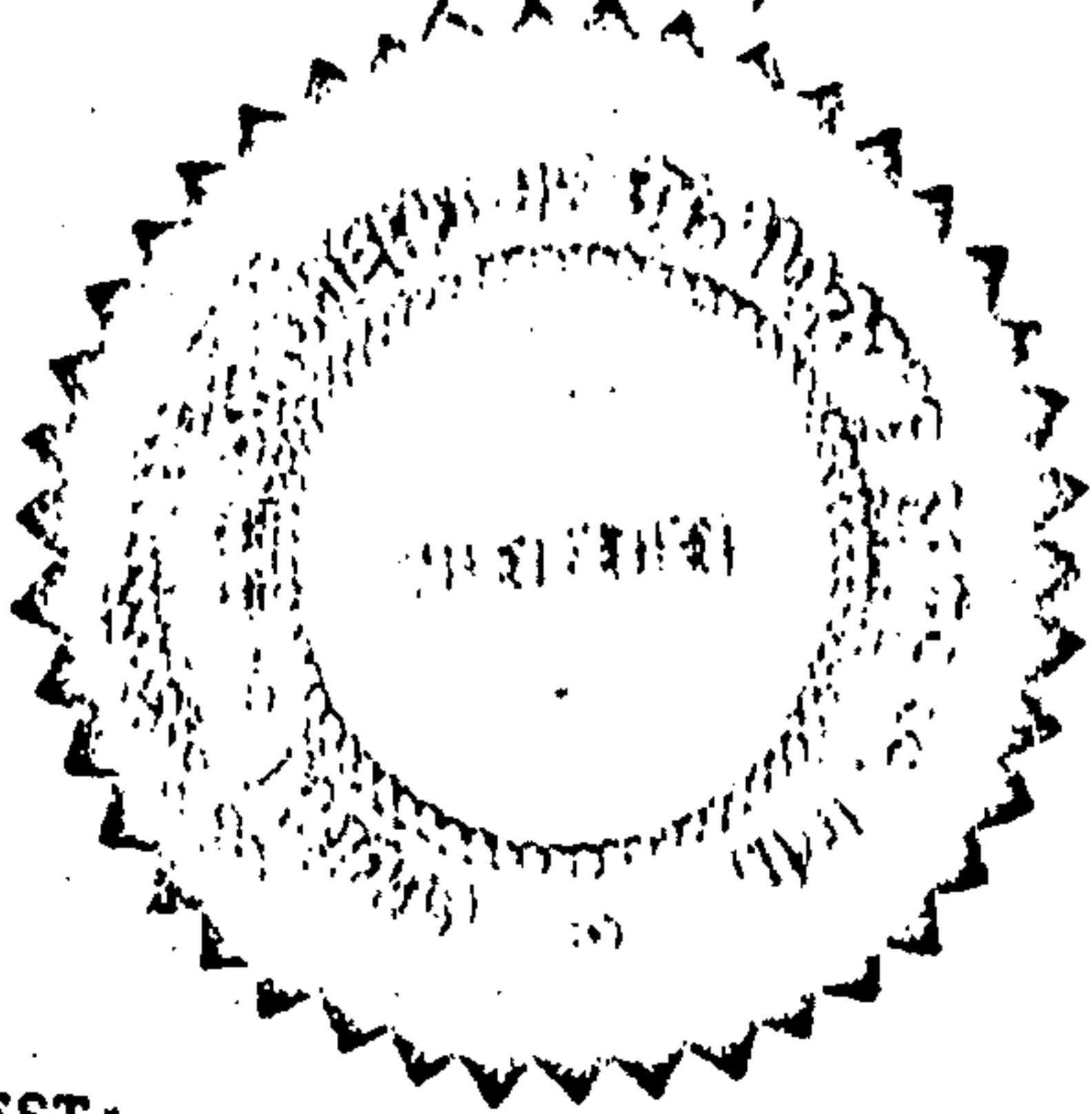
No. 71-27
Subj: Authorization to submit Application
to Housing Assistance Administration
for a preliminary loan of \$20,000.00.

RESOLUTION

WHEREAS, the St. Mary's County Housing Authority, after having studied the conditions existing in St. Mary's County have requested the County Commissioners of St. Mary's County to approve an application for a low-rent housing program to provide for low income groups and elderly people.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNTY COMMISSIONERS OF ST. MARY'S COUNTY that the St. Mary's County Housing Authority be, and hereby is, authorized to submit an application to the Housing Assistance Administration for a low rent housing program and supporting data in which the said Housing Authority applies for a program reservation and for a preliminary loan in the amount of \$20,000.00.

THIS DATE: Sept 14, 1971



George R. Aud
George R. Aud, President

J. Wilmer Bowles
J. Wilmer Bowles, Commissioner Member

J. S. Guy, Jr.
J. S. Guy, Jr., Commissioner Member

ATTEST:
Paul R. Raley
Paul R. Raley, Administrative Officer

Received this 14th
day of Sept 19 71
at 1:09 o'clock P. M., for
RECORD AND RECORDED

DOROTHY BAILEY KUCHER, CLERK

Redy. n/c

APPROVED BY
[Signature]
COUNTY ATTORNEY
DATE

del: Co Comm

10-7-71

DOROTHY BAILEY KUCHER, CLERK

LIBER 1 Folio 183

RECEIPT 6945

No. 71-30

Subject: General Health Regulations

RESOLUTION

WHEREAS, the County Commissioners have become increasingly alarmed at the failure of those engaged in the pumping out of septic tanks to properly dispose of the contents thereof, and

WHEREAS, it is evident that more stringent regulations are necessary to control the disposition of the contents of septic tanks in order to preserve and protect the well being and health of the people of the County,

NOW, THEREFORE, BE IT RESOLVED:

1. That those in the business of pumping out septic tanks shall discharge the contents only through a sewerage treatment plant at a point designated by and under the direct supervision of the Metropolitan Commission.

Received this 27th

day of Sept 1971

at 3:25 o'clock P. M., for
RECORD AND RECORDED

DOROTHY DAILEY KUCHER, CLERK

Redg. N/c

BY THE BOARD OF COUNTY COMMISSIONERS OF
ST. MARY'S COUNTY, MARYLAND

George R. Aud
George R. Aud, President

J. Wilmer Bowles
J. Wilmer Bowles, Commissioner

J. S. Guy, Jr.
J. S. Guy, Jr., Commissioner

ATTEST:

Judy Bowles
Judy Bowles, Secretary to the
County Commissioners

Rel: Co Comm per mail

11-8-71

Dorothy Bailey Kucher, clerk

LIBER 1 Folio 194

No. 71-29
Subj: Center Gardens Tax Credit
1971-1972

RECEIPT 6944

RESOLUTION

WHEREAS, pursuant to the authority of Section 408 of the Housing Amendments of 1955, as amended by Public Law 10/20 84th Congress, the Secretary of Defense of the United States, by his duly designated Agent, for the purpose of Section 408, has made a determination for the taxable year 1971/1972, of a certain sum of money to be the amount equal to the sum of payments made by the United States Government with respect to Title VIII, Wherry Housing Project, known as "Center Gardens" FHA No. 000-80003-4-6, and

WHEREAS, because of said determination, Patuxent Section I Corporation, Patuxent Section II Corporation, Patuxent Section III Corporation, and Patuxent Section IV Corporation, have duly applied to the County Commissioners of St. Mary's County, Maryland, (through Ralph M. Cestone, Secretary of Verona Construction Company of Verona, New Jersey) for a credit of subject corporation 1971/1972 real estate taxes in accordance with the provisions of Article 81 of the Annotated Code of Maryland, prior to the date of finality, and

WHEREAS, the aforesaid determination made by the Secretary of Defense is an estimate of the credit to be applied against 1971/1972 taxes,

NOW, THEREFORE BE IT RESOLVED, by the County Commissioners of St. Mary's County, Maryland, in regular meeting assembled on the 27th day of September, 1971:

1. That there shall be a credit on Subject Corporations, (Patuxent Section I Corporation, Patuxent Section II Corporation, Patuxent Section III Corporation, and Patuxent Section IV Corporation) 1971/1972 real estate liabilities for St. Mary's County, Maryland, to the extent of the tax credit as claimed by letter from Chesapeake Division, Naval Facilities Engineering Command, dated September 14, 1971, signed by Captain B. W. Van Leer. Before final abatement can be made there must be substantiations of said expenditures and payments by the Federal Government on or before December 31, 1972.

2. That said determination of the Secretary of Defense, made pursuant to Section 408 of the Housing Amendments of 1955, as amended by Public Law 10/20 84th Congress, relating to the housing project known as "Center Gardens" in St. Mary's County, Maryland, provided that such determinations are found to be valid, legal and accurate by the County Commissioners of St. Mary's County, Maryland, and provided further, that the above corporations, or their successors, strictly comply with the applicable provisions of Article 81 of the Annotated Code of Maryland, and other applicable laws.

THE BOARD OF COUNTY COMMISSIONERS
OF ST. MARY'S COUNTY, MARYLAND

(Seal)

George R. Aud
George R. Aud, President

J. Wilmer Bowles
J. Wilmer Bowles, Commissioner

J. S. Guy, Jr.
J. S. Guy, Jr., Commissioner

Attest:

Judith D. Bowles
Judith D. Bowles
Secretary to the Commissioners

cc: Mr. W. F. Herbert, Supv. of Assessments, St. Mary's County, Maryland
Mr. Ralph M. Cestone, Secty., Verona Const. Co., Verona, New Jersey
Capt. B. W. Van Leer, USN, CEC, Washington, D. C.
Mr. Lester H. Thompson, Asst. Commissioner, Comptroller FHA

Received this 27th

day of Sept 1971

at 2:40 o'clock P. M. for Redg. N/C
RECORD AND RECORDED

MOROTHY BAILEY KUCHER, CLERK

APPROVED BY
[Signature]
COUNTY ATTORNEY
DATE

Del: Co Comm per mail

11-5-71

Morothy Bailey Kucher, clerk

Liber #1 Folio 185

No. 71-31

RECEIPT 2079-

Subj: Center Gardens Tax Abatement

RESOLUTION

WHEREAS, pursuant to the authority of Section 408 of the Housing Amendments of 1955, as amended by Public Law 10/20 84th Congress, the Secretary of Defense of the United States, by his duly designated Agent, for the purpose of Section 408, has made a determination for the taxable year 1970/1971, of a certain sum of money to be the amount equal to the sum of payments made by the United States Government with respect to Title VIII, Wherry Housing Project, known as "Center Gardens" FIA No. 000-80003-4-6, and

WHEREAS, because of said determination Patuxent Section I Corporation, Patuxent Section II Corporation, Patuxent Section III Corporation and Patuxent Section IV Corporation, have duly applied to the County Commissioners of St. Mary's County, Maryland (through Ralph M. Costone, Secretary of Verona Construction Company of Verona, New Jersey) for a credit of subject corporations' 1970/1971 real estate taxes in accordance with the provisions of Article 81 of the Annotated Code of Maryland, prior to the date of finality, and

WHEREAS, the aforesaid determination made by the Secretary of Defense is an estimate of the credit to be applied against 1970/1971 taxes, and

WHEREAS, the actual payment under Capitol Improvements and Maintenance Operation with respect to the Title VIII (Wherry) Housing expenditures made by the Federal Government exceed the real estate taxes (of Patuxent Section I Corporation, Patuxent Section II Corporation, Patuxent Section III Corporation and Patuxent Section IV Corporation) for the year 1970/1971,

NOW THEREFORE BE IT RESOLVED, by the County Commissioners of St. Mary's County, Maryland, in regular meeting assembled on the 5th day of October, 1971:

1. That the real estate taxes for the year 1970/1971 are abated.
2. That said determinations of the Secretary of Defense made pursuant to Section 408 of the Housing Amendments of 1955, as amended by Public Law 10/20 84th Congress, relating to the Housing project known as "Center Gardens" in St. Mary's County, Maryland, provided that such determinations are found to be valid, legal and accurate by the County Commissioners of St. Mary's County, Maryland, and provided further that the above corporations, or their successors, strictly comply with the applicable provisions of Article 81 of the Annotated Code of Maryland, and other applicable laws.

THE BOARD OF COUNTY COMMISSIONERS OF ST. MARY'S COUNTY, MARYLAND

George R. Aud
George R. Aud, President

J. Wilmer Bowles
J. Wilmer Bowles, Commissioner

J. S. Guy, Jr.
J. S. Guy, Jr., Commissioner

Attest:

Judith D. Bowles
Judith D. Bowles
Secretary to the Commissioners

- cc: Mr. W. F. Herbert, Supv. of Assessments, St. Mary's County, Md.
Mr. Ralph Costone, Secty., Verona Const. Co., Verona, New Jersey
Capt. B. W. Van Luer, USN, CEC, Washington, D. C.
Mr. Marsh Cunningham, Director, Mortgage Service Div., FIA

Received this 6th day of Oct 1971 at St. Michaels, Md. for RECORD AND RECORDED

DOROTHY BAILEY KUCHER CLERK R.C.

Rel: Co Comm per mail

11-8-71

Dorothy Bailey Kucher, Clerk

LIBER 1-Folio 186

No. 72-3

Subj: Approving Participation By
Local Owners In The Federal
Rent Supplement Program

RECEIPT 9254

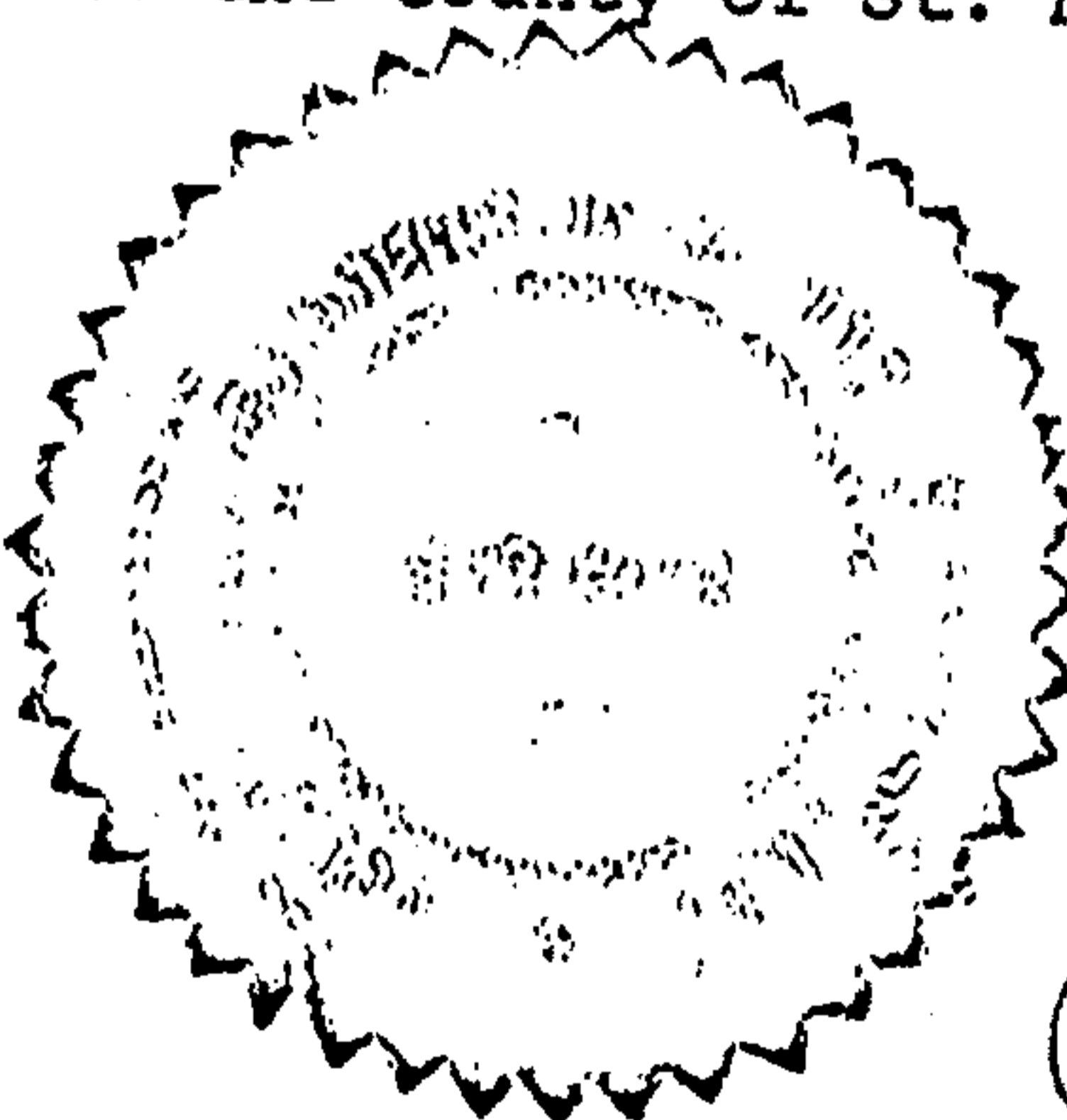
RESOLUTION

WHEREAS, under the provisions of Section 101 of the Housing and Urban development Act of 1965, the Secretary of Housing and Urban Development is authorized to enter into contracts to make rent supplement payments to certain qualified owners of housing on behalf of qualified low-income-families; and

WHEREAS, the provisions of said Section 101 cannot be made available to housing owners in certain localities unless the governing body of the locality has by Resolution given approval for such participation in the Federal Rent Supplement Program;

NOW, THEREFORE, be it resolved by the Commissioners of St. Mary's as follows:

Approval is hereby granted for participation in the Federal Rent Supplement Program by qualified housing owners of property located in the County of St. Mary's.



THE BOARD OF COUNTY COMMISSIONERS
OF ST. MARY'S COUNTY, MARYLAND

George R. Aud
George R. Aud, President

J. Wilmer Bowles
J. Wilmer Bowles, Commissioner

J. S. Guy, Jr.
J. S. Guy, Jr., Commissioner

DATE:
February 24, 1972

Attest:

Paul R. Raley
Paul R. Raley, Administrative
Officer

Received this 25th
day of Feb 1972

at 11:00 o'clock A.M., for
RECORD AND RECORDED

DOROTHY BAILEY KUCHER, CLERK

LIBER 1-Folio 186.

Del. Co. Comm. per mail 4-3-72

Dorothy Bailey Kucher, clerk

LIBER 1 Folio 187

RECEIPT 9953

No. 72-9

Subj: Abatement of Certain Personal Property Taxes

RESOLUTION

WHEREAS, personal property taxes were levied and assessed against those named on Schedule A attached hereto and made part hereof, and

WHEREAS, it is the duty of the Collector of Taxes to make an effort to collect unpaid taxes by requesting the County Attorney to institute proceedings to enforce the payment of said taxes, and

WHEREAS, under the provisions of Article 81, Section 210 if it is certain that any judgement in any such suit would be uncollectable, the Collector is relieved of the duty to bring proceedings, and

WHEREAS, those taxpayers listed on Schedule A have been thoroughly investigated, and it has been determined that the taxes levied against the persons are uncollectable for reasons such as moved away leaving no property against which taxes could be collected, or failed in business with no assets out of which the personal property could be collected,

NOW, THEREFORE, BE IT RESOLVED by the County Commissioners of St. Mary's County, Maryland that the taxes levied and assessed against the persons listed on Schedule A attached hereto as part hereof, be and the same are hereby fully abated and the County Assessor is hereby authorized to remove said taxes from the tax rolls by service of a copy of this Resolution upon him.

Date: April 3, 1972

BY ORDER OF THE BOARD OF ST. MARY'S COUNTY COMMISSIONERS



George R. Aud
George R. Aud, President

J. Wilmer Bowles
J. Wilmer Bowles, Commissioner

J. S. Guy, Jr.
J. S. Guy, Jr., Commissioner

Attest:

Paul R. Raley
Paul R. Raley
Administrative Officer

Received this 3rd
day of April 1972
at 3:00 o'clock P. M., for
RECORD AND RECORDER

DOROTHY BAILEY KUCHER, CLERK

LIBER 1 Folio 187

Raley M.C.

Del. Co. Comm. of St. Mary's

Dorothy Bailey Kucher

No. 72-24
Subj. Rescission of
Resolution 71-16

RECEIPT 12877

RESOLUTION

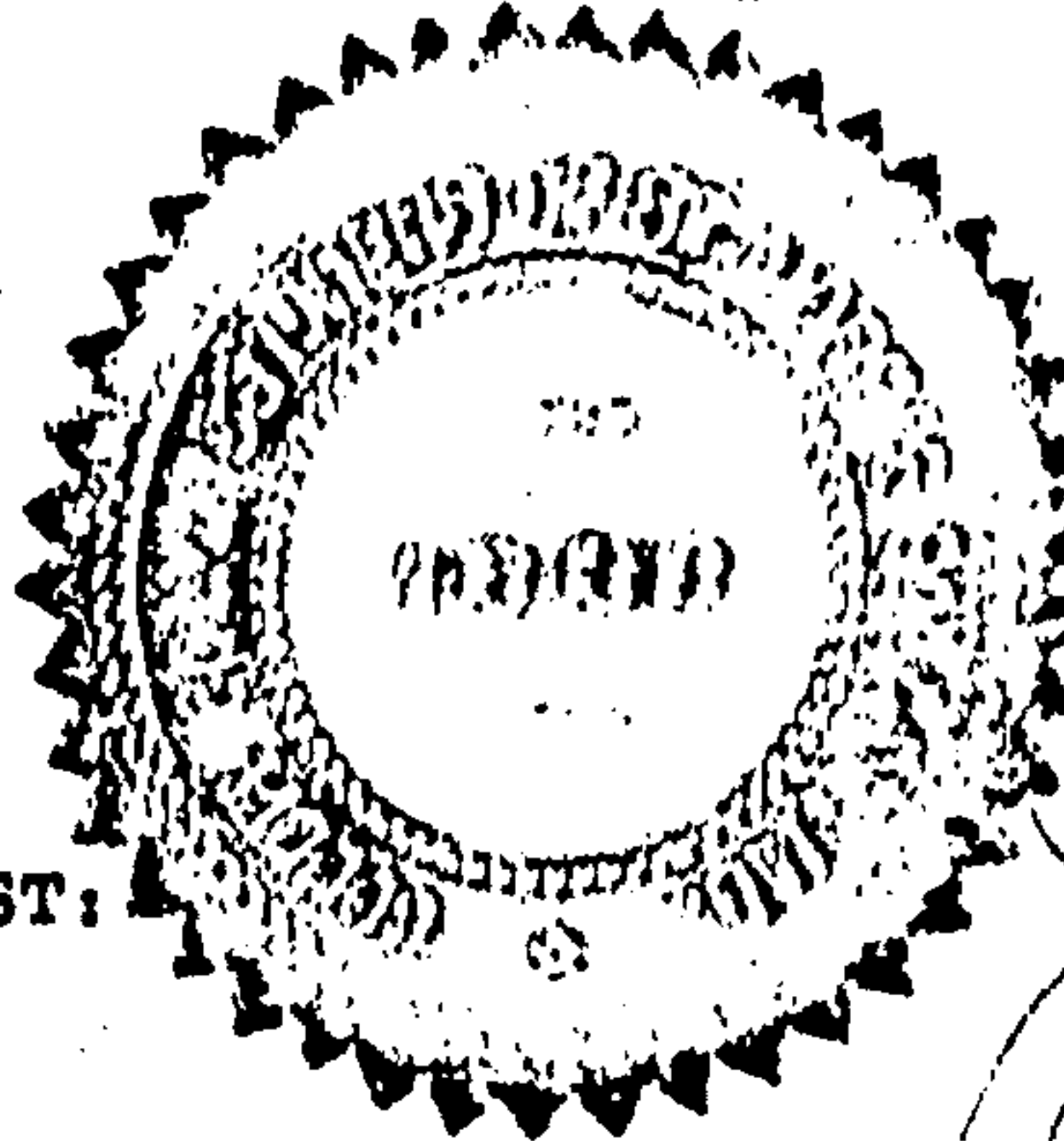
WHEREAS, the County Commissioners of St. Mary's County, Maryland, adopted Resolution No. 71-16 the subject being the "Establishment of a Housing Authority." which resolution is recorded in DBK No. 1, Folio 173 and

WHEREAS, the County Commissioners of St. Mary's County, Maryland, subsequently adopted resolution 71-25 the subject of which was "Declaration of the Need for the St. Mary's County Housing Authority" recorded in Liber DBK No. 1 Folio 179, and

WHEREAS, the County Commissioners deem it advisable to rescind the resolution No. 71-16 as the same is in conflict with resolution No. 71-25 the latter resolution being the one that complies fully with the law,

THEREFORE, BE IT RESOLVED, by the County Commissioners of St. Mary's County, Maryland being duly assembled at their regular meeting on Tuesday, September 5, 1972, that Resolution No. 71-16 entitled "Establishment of a Housing Authority" dated July 1, 1971, and recorded in Liber DBK No. 1, Folio 173, be and the same is hereby rescinded.

BE IT FURTHER RESOLVED, that this rescission resolution shall take effect September 5, 1972.



BOARD OF COUNTY COMMISSIONERS
OF ST. MARY'S COUNTY, MARYLAND

George R. Aud
George R. Aud, President

J. Wilmer Bowles
J. Wilmer Bowles, Commissioner

J. S. Guy, Jr.
J. S. Guy, Jr., Commissioner

ATTEST:

[Signature]

Received this 15th

day of Sept 1972

at 11:27 o'clock A. M., for
RECORD AND RECORDED

DOROTHY BAILEY KUCHER, CLERK

De la Couronne of St. Mary's

Dorothy Bailey Kucher

No. 72-26
Subj.: Approval of Metropolitan
Commission Resolution of
August 16, 1972 on St. Mary's
County Sanitary Districts

RECEIPT 12877

RESOLUTION

WHEREAS, The Metropolitan Commission of St. Mary's County, Maryland submitted the following resolution for the consideration of the County Commissioners of St. Mary's County, Maryland:

"WHEREAS, St. Mary's County is developing rapidly and,

"WHEREAS, it is believed orderly development requires the installation of water, sewerage and storm drain facilities in accordance with the health, safety and welfare requirements of the County and the Comprehensive Water and Sewerage Plan thereof,

"BE IT RESOLVED that, pursuant to Section 159 (4), Article 19, 1970 Supplement to the Code of Public Local Laws of St. Mary's County, St. Mary's County shall be and hereby is divided into Sanitary Districts corresponding to the sewerage areas as shown on Figure S-1 of the Comprehensive Water and Sewerage Plan of St. Mary's County, Maryland, which is attached hereto and made a part hereof."

.....

AND WHEREAS, after due publication of notice of hearings as required by law, a public hearing was held at the Leonardtown School on Friday, September 8, 1972, at 7:30 p.m., and

WHEREAS, after careful consideration the County Commissioners believe it will best serve the public health and welfare of the people of this County to approve said resolution.

NOW THEREFORE BE IT RESOLVED that the County Commissioners of St. Mary's County, Maryland hereby approve the said resolution and direct that this approval be filed among the records of the Clerk of the Court and that the proper plat referred to in said resolution be filed for record with this approval.

Received this 15th

day of Sept 1972

at 11:28 clock A M., for
RECORD AND RECORDED

DOROTHY BAILEY KUCHER, CLERK

No. 72-26

BE IT FURTHER RESOLVED that this approval shall be effective on the date of recording.

Effective date September 14, 1972

Attest:

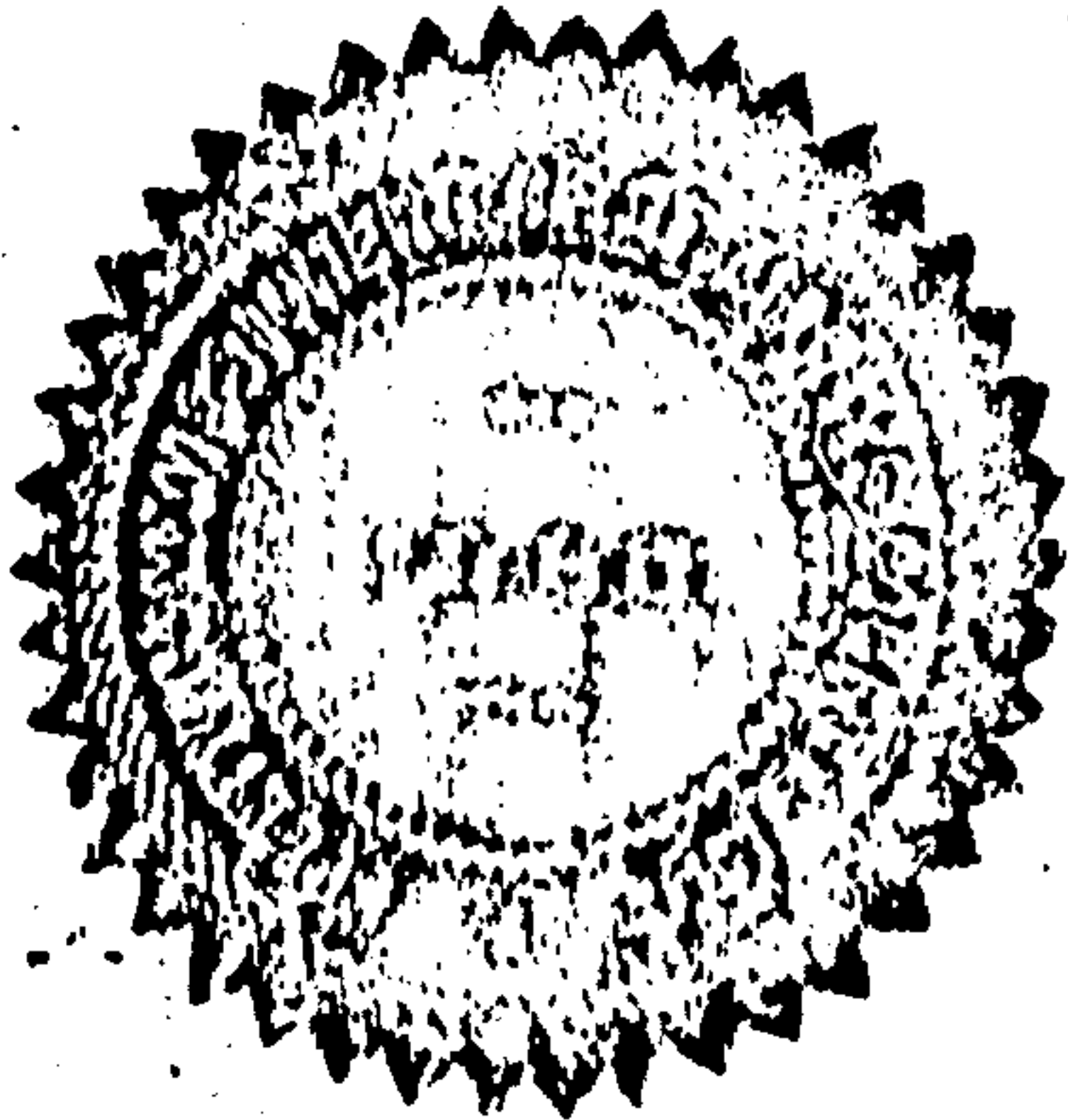
BOARD OF ST. MARY'S
COUNTY COMMISSIONERS

Paul R. Raley
Paul R. Raley
Administrative Officer

George R. Aud
George R. Aud, President

J. Wilmer Bowles
Commissioner J. Wilmer Bowles

J. S. Guy, Jr.
Commissioner J. S. Guy, Jr.



Del. Co. Commis. of St. Mary's

Rowley Bailey Fisher

LIBER 1 Folio 191

RECEIPT

13108

No. 72-28

Subj.: Procedures Governing the
Submission and Approval of
Land Subdivision Plans in
St. Mary's County

RESOLUTION

WHEREAS, The attention of the County Commissioners of St. Mary's County has been called to the present lack of clear cut and orderly guidelines governing the control of land subdivision planning in St. Mary's County, and

WHEREAS, The County Commissioners in the interest of public safety and the welfare of the County, desire to adopt clear cut and orderly guidelines,

NOW, THEREFORE, BE IT RESOLVED, That the following guidelines be adopted:

I. General Overall Plan.

- A. The Developer shall prepare a preliminary outline of his subdivision and present same to the County Engineer for review, comments and direction.
- B. The Developer after review by the County Engineer may present said preliminary plan to Planning & Zoning Commission for review and comment.
- C. Any Developer proposing a subdivision which requires a modification of the St. Mary's County Comprehensive Sewage and Water Plan, such as but not limited to an alternate point of discharge of a sewage treatment plant, must obtain the approval of for same from the St. Mary's County Commissioners.
- D. The Planning & Zoning Commission reserves the right to refer any and all proposals it deems necessary and appropriate to any agency of County and/or State for review and recommendation.
- E. The plan must be submitted to the Secretary of the Planning and Zoning Commission at least one week prior to the regular monthly meeting.

II. Preliminary Subdivision Plan.

A. Content.

- 1. Approvals - appropriate officer of the Health Department of St. Mary's County.
 - a. See Regulations governing water supply and sewage systems (The Subdivision of Land in Maryland - 10.03.28).
- 2. Vicinity Map.
- 3. General Lot and Road Layout and Street identification.
 - a. See "Regulations Relating to the Control of Land Subdivisions" - 1954, Section 4.

4. Topography (existing) and Provisions.
 - a. Recommended Scale -- 1) 2 foot increments.
2) 5 foot increments, for grades exceeding 15%.
3) Existing topography of the road area in proposed single-family subdivisions of lot sizes, 3 acres or more may be submitted in lieu of topo data.
4) Or as approved by County Engineer.
5. Maximum Recommended Size of Plat - 24" x 36".
 - a. Copies of plat submitted, 4 each.
6. Submitted to Planning & Zoning Office two weeks prior to regular scheduled monthly meeting.

III. Design Plans.

- A. With Planning & Zoning Preliminary Plan approval, prepare design plats and submit 3 copies to the County Engineer's Office - maximum recommended size - 24" x 36".
 1. Design Plats may be submitted with the Preliminary Plan; however, they would not be reviewed until Preliminary Plan approval has been obtained.
- B. Content.
 1. Roads
 - a. Profiles and Design.
 - (1) Sewerage and water lines must be shown on profiles.
 - b. Engineers or surveyors estimate of cost of construction of each street to include street and traffic signs.
 - c. Length in feet of each street and its respective name with street and traffic signs indicated.
 - d. Certification by the developer that all construction will be done pursuant to approved plans.
 - e. Appropriate seal of surveyor, engineer, architect, or other involved consultant.
 - f. Approval stamp and signature of County Engineer must be placed on original plats and/or signature letter of approval forwarded to Secretary of Planning & Zoning.

2. Drainage and Sedimentation Provisions.

- a. The existing topography and the proposed grading and earth disturbance including proposed final topography. Indications of the volume of material and surface area involved and any spoil or borrow area.
- b. Storm drainage provisions, including data on the velocities of flow at outfall and site conditions at points of discharge.
 - (1) Utilize a minimum of 10 year frequency, 10 min. time of concentration storm to calculate rainfall intensity.
- c. Erosion and sediment control provision including design details and schedule of application.
- d. Time schedule of construction indicating the anticipated start and completion of the project, the staging of the grading, storm drainage, utilities and erosion and sediment control.
- e. Certification by the developer that all land clearing construction and development will be done pursuant to the approved plans.
- f. Approval stamp and signature of County Engineer and Soil Conservation District and/or signed letter of approval forwarded to Secretary to Planning & Zoning must be affixed to original plat.

3. Sewage and Water.

- a. Public or community sewage and/or water systems must be approved by the St. Mary's County Metropolitan Commission. Design data requirements are available from the Commission.

4. Parks and Recreation Areas - Guidance will be forthcoming from the Recreation and Parks Department.

IV. Final Subdivision Plans.

- A. With Design data plans approved by the County's agencies, the record plat can be prepared and submitted to the Planning & Zoning Office one week prior to the regular monthly meeting.
- B. See "Regulations Relating to the Control of Land Sub-division - 1954".
- C. A copy of the restrictions and covenants must be submitted to Planning & Zoning with the record plat and recorded among the land records of St. Mary's County with same.
- D. The approval stamp of all agencies involved is required on the original plat.

LIBER 1 Folio 194

- 4 -

E. A certificate stating that the requirements of Sections 59 to 62, Article 17, of the Annotated Code of Maryland, 1951, as far as it concerns the making of a plat and setting of the markers, has been complied with, shall be put on the plat and signed by the owner/owners of the land shown thereon. The plat shall be signed and sealed by a registered Land Surveyor.

V. Recording Final Subdivision Plans.

A. Approved plat with 8 copies to be submitted to the Planning & Zoning Secretary for recording.

B. A street layout and their relationship to the nearest County road shall be submitted (1 copy) for use of law enforcement and fire protection agencies.

C. Bonds - Surety bonds to cover cost of construction of roads, street signs, and sewerage and water.

1. The length of bond will normally be a maximum of three years.

2. All bonds must contain an escalator clause to cover the yearly increase cost of construction.

3. A schedule of proposed construction must accompany each bond.

4. After review of plans and specifications for the proposed facilities, the amount of bond will be based on the County agencies' (responsible for those facilities) estimate, plus 10% contingency charge.

a. A bond to cover the cost of construction of roads and street signs will be submitted to the County Engineer.

b. A bond to cover the cost of construction of sewerage and water facilities will be submitted to the St. Mary's County Metropolitan Commission.

5. Any assurance other than a surety bond, given by the developer to insure construction of the facilities must be approved by the St. Mary's County Commissioners.

Received this 26th
day of Sept. 1972

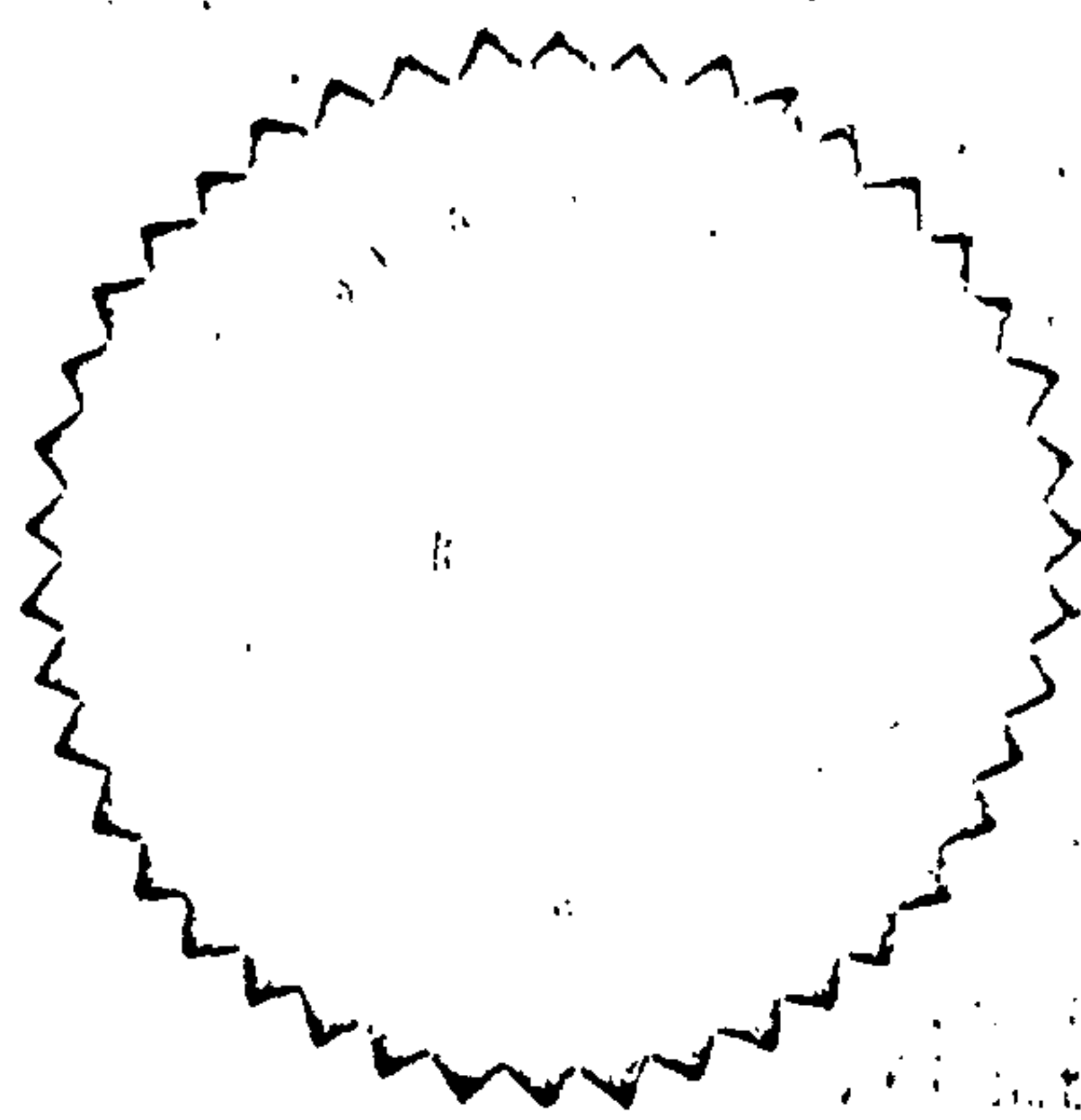
at 11:30 o'clock A.M.
RECORD AND RETURN

DOROTHY BAILEY KUCER

Raley - N.C.

Date: September 26, 1972

BY THE BOARD OF COUNTY COMMISSIONERS
OF ST. MARY'S COUNTY, MARYLAND



George R. Aud
George R. Aud, President

J. Wilmer Bowles
J. Wilmer Bowles, Commissioner

J. S. Guy, Jr.
J. S. Guy, Jr., Commissioner

ATTEST:

Paul R. Raley
Paul R. Raley
Administrative Officer

Del. Co. Commis

Dorothy Bailey Kucer

LIBER 1- Feb 10 1975

13760
RECEIPT

No. 72-38

Subj.: Admission and Amusement Tax

RESOLUTION

RESOLVED, that the County Commissioners of St. Mary's County, Maryland, in meeting duly assembled on the 31st day of October, 1972, pursuant to the authority granted in Section 402 et. seq., Art. 81 of the Annotated Code of Maryland, as amended, hereby levies a tax of Two Percentum (2%) to be collected and paid on the gross receipts of every person, firm or corporation obtained from sources within St. Mary's County, but not within any incorporated city or town thereof, derived from the amounts charged for admission or refreshment, use of sporting or recreation facilities or equipment, service and merchandise. Said tax hereby levied to be effective as of January 1, 1973.

BE IT FURTHER RESOLVED, that agencies of St. Mary's County shall be exempt from the tax hereinabove levied.

BE IT FURTHER RESOLVED, that the Comptroller is hereby authorized and directed to collect and pay over said tax as provided by Section 402, and

BE IT FURTHER RESOLVED, that the Comptroller of the State of Maryland be advised of this Resolution.

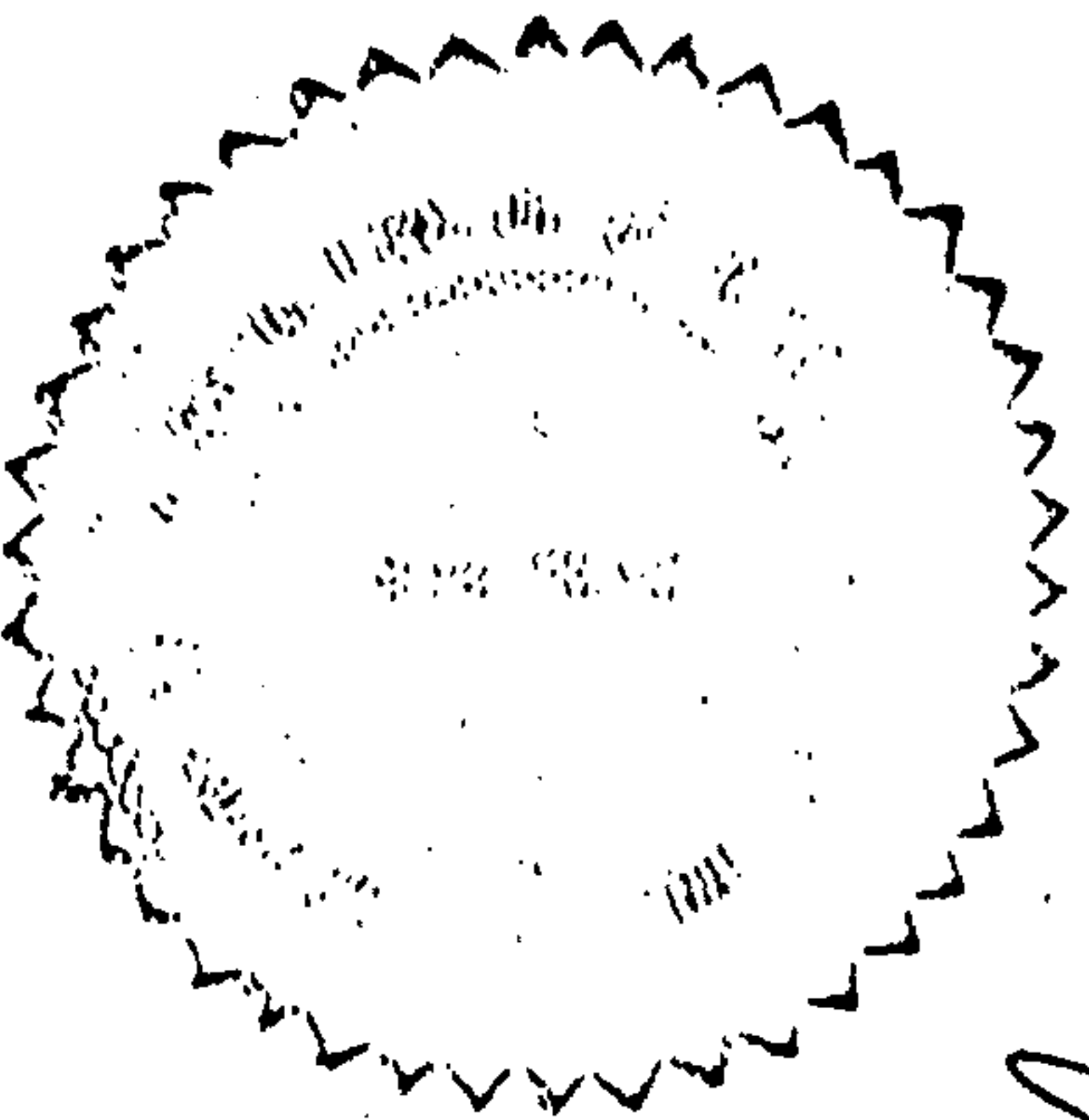
Effective Date: January 1, 1973

Received this 1st

of Nov 19 72

at 11:35 o'clock A. M., for
RECORD AND RECORDED

DOROTHY BAILEY KUCHER, CLERK



THE COUNTY COMMISSIONERS OF ST. MARY'S
COUNTY, MARYLAND

George Aud
George Aud

J. Wilmer Bowles
J. Wilmer Bowles

J. S. Guy, Jr.
J. S. Guy, Jr.

Date: October 31, 1972

Paul R. Raley
Paul R. Raley, Administrative Officer

1 - 195

Del. to Com. of St. Mary's

Dorothy Bailey Kucher

BOOK 001 103

RECEIPT 13818

No. 72-36

Subj: Center Gardens Tax Abatement

R E S O L U T I O N

WHEREAS, pursuant to the authority of Section 408 of the Housing Amendments of 1955, as amended by Public Law 10/20 84th Congress, the Secretary of Defense of the United States, by his duly designated Agent, for the purpose of Section 408, has made a determination for the taxable year 1971/1972, of a certain sum of money to be the amount equal to the sum of payments made by the United States Government with respect to Title VIII, Wherry Housing Project, known as "Center Gardens" FHA No. 000-80003-4-6, and

WHEREAS, because of said determination Patuxent Section I Corporation, Patuxent Section II Corporation, Patuxent Section III Corporation and Patuxent Section IV Corporation, have duly applied to the County Commissioners of St. Mary's County, Maryland (through Ralph M. Cestone, Secretary of Verona Construction Company of Verona, New Jersey) for a credit of subject corporations' 1971/1972 real estate taxes in accordance with the provisions of Article 81 of the Annotated Code of Maryland, prior to the date of finality, and

WHEREAS, the aforesaid determination made by the Secretary of Defense is an estimate of the credit to be applied against 1971/1972 taxes, and

WHEREAS, the actual payment under Capitol Improvements and Maintenance Operation with respect to the Title VIII (Wherry) Housing expenditures made by the Federal Government exceed the real estate taxes (of Patuxent Section I Corporation, Patuxent Section II Corporation, Patuxent Section III Corporation and Patuxent Section IV Corporation) for the year 1971/1972,

NOW THEREFORE BE IT RESOLVED, by the County Commissioners of St. Mary's County, Maryland, in regular meeting assembled on the 31st day of October, 1972:

1. That the real estate taxes for the year 1971/1972 are abated.

2. That said determinations of the Secretary of Defense made pursuant to Section 408 of the Housing Amendments of 1955, as amended by Public Law 10/20 84th Congress, relating to the Housing project known as "Center Gardens" in St. Mary's County, Maryland, provided that such

Received this 2nd

day of Nov 1972

at 3:50 o'clock P. M., for
RECORD AND RECORDED

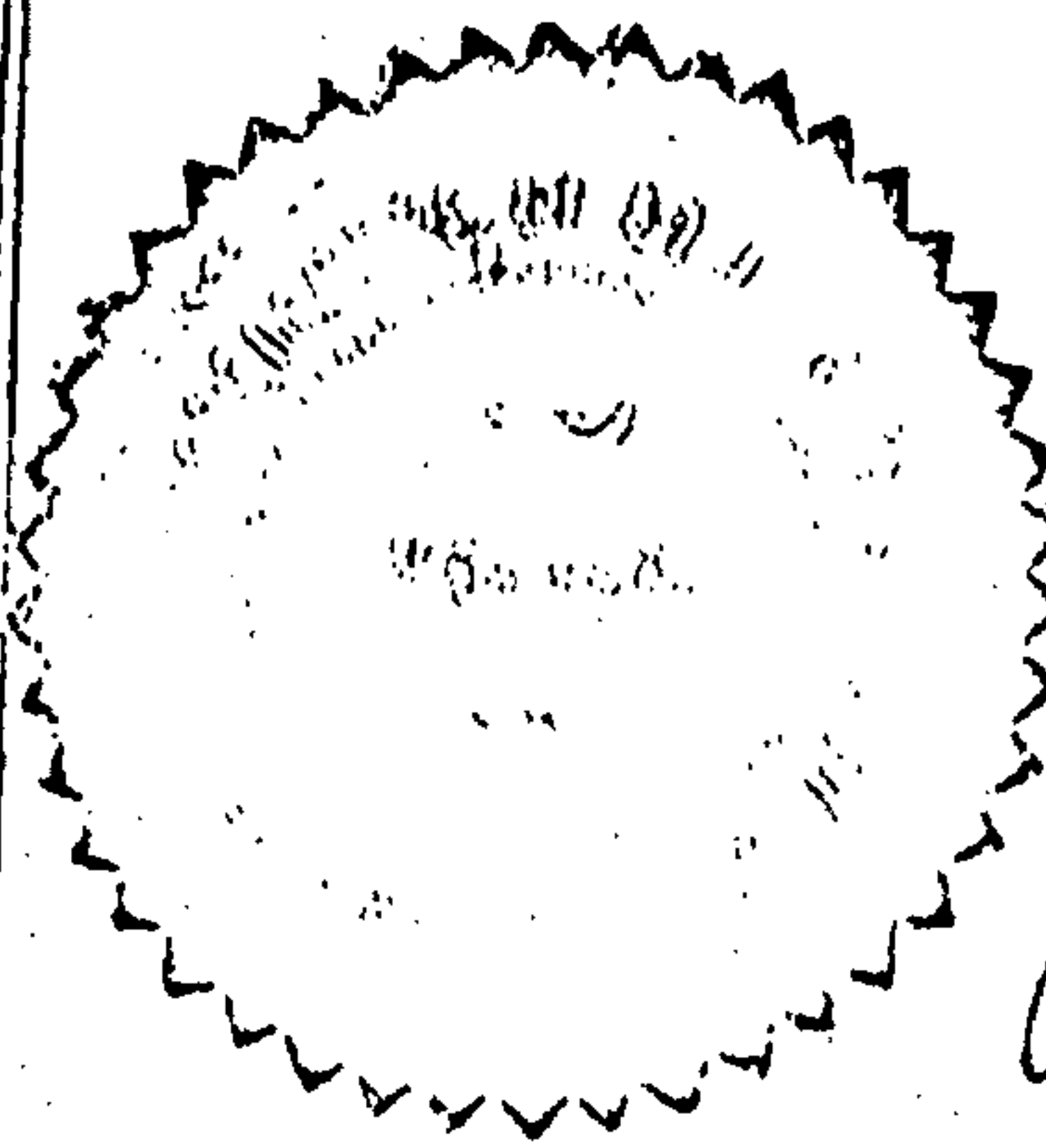
DOROTHY BAILEY KUCHER, CLERK

BOOK 001 103

1012 OCT 197

determinations are found to be valid, legal and accurate by the County Commissioners of St. Mary's County, Maryland, and provided further that the above corporations, or their successors, strictly comply with the applicable provisions of Article 81 of the Annotated Code of Maryland, and other applicable laws.

THE BOARD OF COUNTY COMMISSIONERS
OF ST. MARY'S COUNTY, MARYLAND



George R. Aud
George R. Aud, President

J. Wilmer Bowles
J. Wilmer Bowles, Commissioner

J. S. Guy, Jr.
J. S. Guy, Jr., Commissioner

Attest:

Judith D. Bowles
Judith D. Bowles
Secretary to the Commissioners

- cc: Mr. W. F. Herbert, Supv. of Assessments, St. Mary's County, Md.
- Mr. Ralph M. Cestone, Secty., Verona Const. Co., Verona, New Jersey
- Capt. A. C. Perkins, CEC, USN, Washington, D. C.
- Mr. John Mastradone, Chief, Multifamily Mortgage - FHA

APPROVED BY
[Signature]
COUNTY ATTORNEY
DATE 10/31/72

1012 OCT 197

St. Mary's Co. Comm. of St. Mary's

County Clerk

001-113

RECEIPT 13818

No.: 72-37
Subj.: Center Gardens Tax Credit
1972-1973

R E S O L U T I O N

WHEREAS, pursuant to the authority of Section 408 of the Housing Amendments of 1955, as amended by Public Law 10/20 84th Congress, the Secretary of Defense of the United States, by his duly designated Agent, for the purpose of Section 408, has made a determination for the taxable year 1972/1973, of a certain sum of money to be the amount equal to the sum of payments made by the United States Government with respect to Title VIII, Wherry Housing Project, known as "Center Gardens" FHA No. 000-80003-4-6, and

WHEREAS, because of said determination, Patuxent Section I Corporation, Patuxent Section II Corporation, Patuxent Section III Corporation, and Patuxent Section IV Corporation, have duly applied to the County Commissioners of St. Mary's County, Maryland (through Ralph M. Cestone, Secretary of Verona Construction Company of Verona, New Jersey) for a credit of subject corporation 1972/1973 real estate taxes in accordance with the provisions of Article 81 of the Annotated Code of Maryland, prior to the date of finality, and

WHEREAS, the aforesaid determination made by the Secretary of Defense is an estimate of the credit to be applied against 1972/1973 taxes,

NOW, THEREFORE BE IT RESOLVED, by the County Commissioners of St. Mary's County, Maryland, in regular meeting assembled on the 31st day of October, 1972:

1. That there shall be a credit on Subject Corporations, (Patuxent Section I Corporation, Patuxent Section II Corporation, Patuxent Section III Corporation, and Patuxent Section IV Corporation) 1972/1973 real estate liabilities for St. Mary's County, Maryland, to the extent of the tax credit as claimed by letter from Chesapeake Division, Naval Facilities Engineering Command, dated September 21, 1972, signed by Captain A. C. Perkins. Before final abatement can be made there must be substantiations of said expenditures and payments by the Federal Government on or before December 31, 1973.

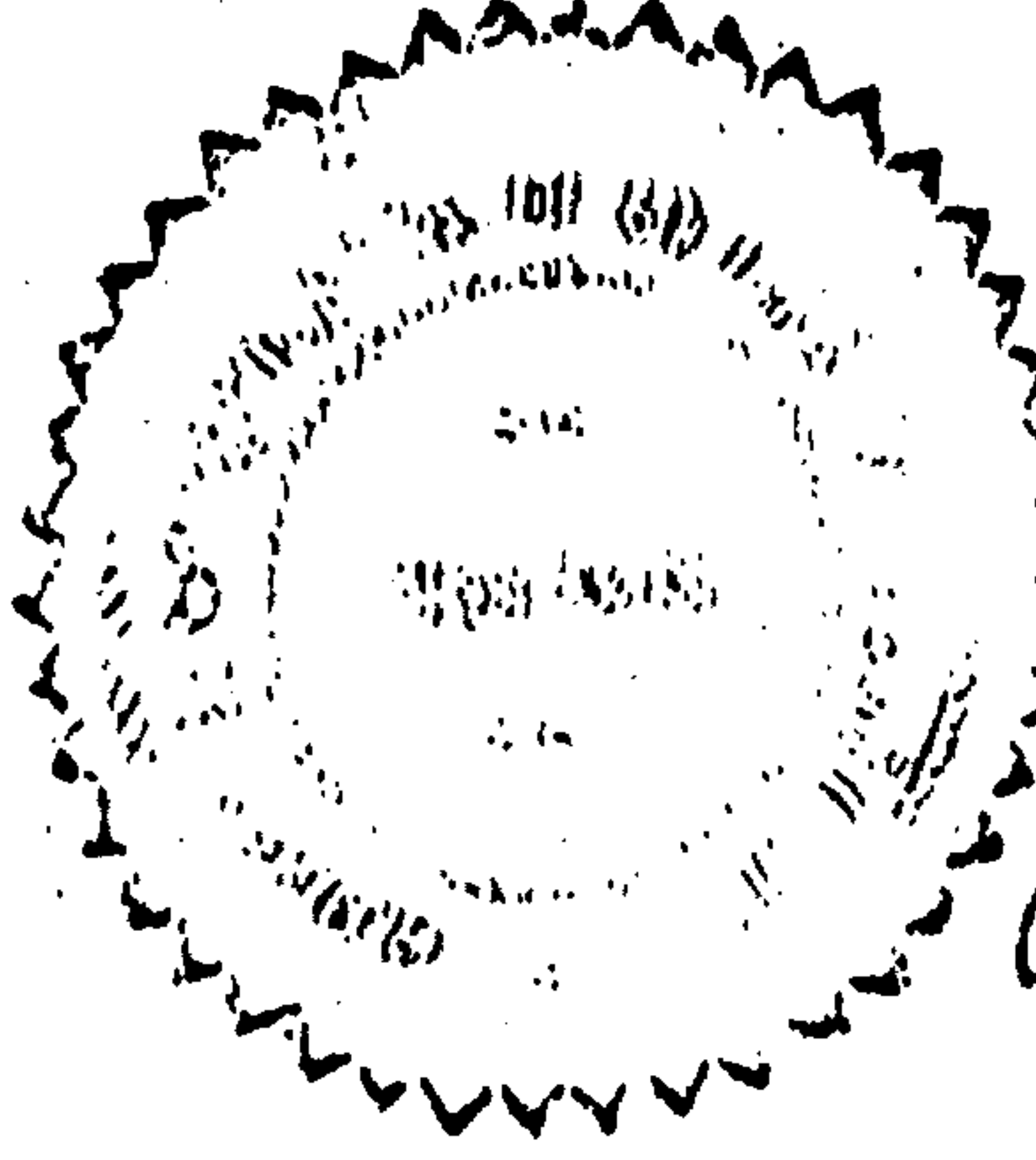
2. That said determination of the Secretary of Defense, made pursuant to Section 408 of the Housing Amendments of 1955, as amended by Public Law 10/20 84th Congress, relating to the housing project known as "Center Gardens" in St. Mary's County, Maryland, provided that such

Received this 2nd
day of Nov 1972
at 3:50 o'clock P. M., for
RECORD AND RECORDED
DOROTHY BAILEY KUCHER, CLERK

1977 001 133

determinations are found to be valid, legal and accurate by the County Commissioners of St. Mary's County, Maryland, and provided further, that the above corporations, or their successors, strictly comply with the applicable provisions of Article 81 of the Annotated Code of Maryland, and other applicable laws.

THE BOARD OF COUNTY COMMISSIONERS
OF ST. MARY'S COUNTY, MARYLAND



George W. Aud
George W. Aud, President

J. Wilmer Bowles
J. Wilmer Bowles, Commissioner

J. S. Guy, Jr.
J. S. Guy, Jr., Commissioner

Attest:

Judith D. Bowles
Judith D. Bowles
Secretary to the Commissioners

- cc: Mr. W. F. Herbert, Supv. of Assessments, St. Mary's County, Maryland
- Mr. Ralph M. Cestone, Secty., Verona Const. Co., Verona, New Jersey
- Capt. A. C. Perkins, USN, CEC, Washington, D. C.
- Mr. John Mastradone, Chief, Multifamily Mortgage - FHA

APPROVED BY
[Signature]
COUNTY ATTORNEY
DATE *10/31/77*

1977 001 133

Del. Co. Commis. of St. Mary's

Smiley Bailey Kuchel - cler

RECEIPT 14522

No. 72-40

Subj: Signing Authority

RESOLUTION

BE IT RESOLVED, That in the event of prolonged absence or the inability to act on the part of the President of the Board of County Commissioners, the signatures of the two Commissioner members of the Board shall be required, as counter-signatures, in any financial matters concerning St. Mary's County, and

BE IT FURTHER RESOLVED, That any negotiable instruments so signed by the two Commissioner members shall also be counter-signed by the regularly-designated counter-signee.

THE BOARD OF COUNTY COMMISSIONERS
OF ST. MARY'S COUNTY, MARYLAND



J. Wilmer Bowles
J. Wilmer Bowles, President

George R. Aud
George R. Aud, Commissioner

J. S. Guy, Jr.
J. S. Guy, Jr., Commissioner

This Date: December 12, 1972

Attest:

Judith A. Mullins
Judith A. Mullins (Mrs.)
Secretary

APPROVED BY
Joseph D. Williams
COUNTY ATTORNEY
DATE

Received this 14th
day of Dec. 1972
at 1:45 o'clock P. M., for
RECORD AND RECORDER

COUNTY CLERK
R. C. N. C.

St. Mary's Co. Comm. - St. Mary's - 1-9-72 - Dorothy B. Kucher

SEDIMENTATION CONTROL ORDINANCE

Section 1.00 - PURPOSE

The purpose of this Ordinance is to safeguard life, limb, property and public welfare by establishing minimum requirements for stripping, excavating and filling of land for control of soil erosion and sediment and to establish procedures by which these requirements are to be administered and enforced.

SECTION 2.00 - DEFINITIONS

As used in this Ordinance, the words and phrases listed below shall have the following meanings:

- 2.01 "ACCEPTABLE OUTFALL" means the Tidewater or that point determined by the Office of County Engineer where storm water can be released to a channel without causing scouring, erosion, or resulting sedimentation to the receiving channel or its flooding plain. Where necessary the outlet shall include structural and vegetative measures to assure non-erosive velocities.
- 2.02 "ASTM" means the American Society for Testing and Materials.
- 2.03 "BENCH TERRACE" means a relatively flat area (i.e. less than 2% grade) constructed on sloping land to planned dimensions and grades. Bench terraces are applied along the contour with the length and width controlled by the natural terrain and the required erosion limitations.
- 2.04 "BEDROCK" means the solid undisturbed rock in-place either at the ground surface or beneath surficial soil deposits.
- 2.05 "CERTIFICATION" means a signed, written statement that specific constructions, inspections or tests (where required) have been performed and that such comply with the applicable requirements of this Ordinance.
- 2.06 "COMPACTION" means densification of a soil or rockfill by mechanical or other acceptable procedures.
- 2.07 "CUT" - See Section 2.14
- 2.08 "DEVELOPER" means a person, partnership, or corporation building more than one house, or building one house for occupancy by other than the owner.
- 2.09 "DIVERSION" means a channel or ditch and a ridge constructed across a slope so as to intercept and divert surface run-off.
- 2.10 "DRAINAGEWAY" - See Section 2.36.
- 2.11 "EMBANKMENT" - See Section 2.16.
- 2.12 "EROSION" means the process by which the ground surface is worn away by the action of wind or water.
- 2.13 "ENGINEER" - See Section 2.26.
- 2.14 "EXCAVATION" or "CUT" means any act by which soil or rock is cut into, dug, quarried, uncovered, removed, displaced, or relocated and shall include the conditions resulting therefrom.

- 2.15 "EXISTING GRADE" means the vertical location of the existing ground surface prior to excavating or filling.
- 2.16 "EMBANKMENT" or "FILL" means a deposit of soil, rock or other materials placed by man.
- 2.17 "FINISHED GRADE" means the final grade or elevation of the ground surface conforming to the proposed design
- 2.18 "FLOODPLAIN" is that area which after total development of its watershed, would be inundated by water runoff from a storm equivalent to the heaviest rainfall in a fifty-year period. Said area being defined by an elevation plus one (1) foot below which no development may take place
- 2.19 "GRADING" means any stripping, excavating, filling including hydraulic fill, stockpiling or any combination thereof and shall include the land in its excavated or filled condition, except for plowing, disking and cultivating for lawn establishment or renovation.
- 2.20 "GRADING PERMIT" means a permit issued to authorize work to be performed under this Subtitle.
- 2.21 "INDIVIDUAL DWELLING" means a structure constructed to serve as living quarters for one family
- 2.22 "LOAD BEARING FILL" means any facility, earthwork or fill placed in a controlled manner to support structural foundations or vehicular traffic, the instability of which would constitute a public hazard or nuisance.
- 2.23 "NATURAL GROUND SURFACE" means the ground surface in its original state before grading, stripping, excavation or filling.
- 2.24 "PERMITTEE" shall mean any person to whom a permit is issued pursuant to this Ordinance.
- 2.25 "PERSON" shall include, in addition to any other meaning it may have under this Subtitle, an individual, a corporation, a partnership, an incorporated association, an agency, or any other similar entity whatsoever.
- 2.26 "PROFESSIONAL ENGINEER" means an engineer duly registered by the State of Maryland to practice professional engineering under the requirements of Article 751/2 of the Annotated Code of Maryland.
- 2.27 "PROFESSIONAL LAND SURVEYOR" means a person who has been duly registered and licensed under the requirements of Article 751/2 of the Annotated Code of Maryland.
- 2.28 "REGULATED GRADING" means any grading performed with the approval of, and in accordance with criteria established by this Ordinance.
- 2.29 "SEDIMENT" means soils or other surficial materials transported by wind or surface water as a product of erosion.
- 2.30 "SITE" means any lot or parcel of land, or combination of contiguous lots or parcels of land where grading is performed or permitted.

2.31 "SLOPE" means the inclined exposed surface of a fill, excavation or natural terrain.

2.32 "STEEP SLOPE" means a slope over fifteen percent (15%) grade, which is characterized by increased runoff, erosion and sediment hazards.

2.33 "STRIPPING" means any activity which removes the vegetative surface cover including tree removal, clearing, grubbing, and storage or removal of top soil

2.34 "SOIL" means all earth material of whatever origin that overlies bedrock, and including, but not limited to, the decomposed zone of bedrock which can be readily excavated by mechanical equipment.

2.35 "STRUCTURAL ROCK FILLS" means fills constructed predominately of rock materials for the purpose of supporting structure.

2.36 "WATERCOURSE" and/or "DRAINAGEWAY" means any natural or artificial watercourse (including, but not limited to streams, rivers, creeks, ditches, channels, canals, conduits, culverts, drains, waterways, gullies, ravines or washes) in which waters flow in a definite direction or course, either continuously or intermittently; and including any area adjacent thereto which is subject to inundation by reason of overflow or flood water.

Section 3.00 - SCOPE-GRADING

3.01 No person shall do any grading, stripping, excavating or filling of land, or create borrow pits, spoil areas, quarries, material processing facilities or any other facility without first obtaining a grading permit from the County Engineer's Office except as provided for in this Ordinance.

3.02 Nothing set forth in this Ordinance shall be construed to be in conflict with Sections 105 through 110 of Article 96A of the Maryland Code.

Section 4.00 - EXCEPTIONS

A grading permit shall not be required for the following:

4.01 Any right-of-way which is part of a subdivision for which there is a valid agreement in effect and as part of which sediment control measures have been provided for and installed, and maintenance has been assured until St. Mary's County assumes title and responsibility.

4.02 Excavations below finished grades for basements, for retaining walls, and footings of individual dwellings authorized by a valid building permit. Requirements for a building permit shall include a sediment control plan approved by the St. Mary's Soil Conservation District.

4.03 Any other excavation which:

- (a) is less than four (4) feet in vertical depth at its deepest point as measured from the natural
- (c) ground surface,

- (b) does not result in a total quantity of more than 300 cubic yards of material on any lot, parcel or subdivision thereof,
- (c) is less than four (4) feet in vertical depth at its deepest point as measured from the natural ground surface.
- (d) has no final slopes steeper than one (1) foot vertical in three (3) feet horizontal, and
- (e) has all disturbed areas promptly seeded or sodded as soon as the season permits.

4.04 A fill which:

- (a) does not impair existing surface drainage, constitute a potential erosion hazard or act as a source of sedimentation to any adjacent land or water course, and
- (b) is placed on a surface having a slope not steeper than five (5) feet horizontal to one (1) foot vertical, and
- (c) does not exceed a total of 300 cubic yards of material on any lot parcel or subdivision thereof, and
- (d) is less than four (4) feet in vertical height at its deepest point as measured from the natural ground surface, and
- (e) has no final slopes steeper than one (1) foot vertical in three (3) feet horizontal, and
- (f) has all disturbed areas promptly seeded or sodded as soon as the season permits.

4.05 Construction of agriculture structures and accepted agricultural land management practices such as plowing and nursery operations such as the removal and/or transplanting of cultivated sod, shrubs and trees and tree cutting at or above existing ground, leaving the stump, ground cover and root mat intact.

4.06 The stockpiling, with slopes at a natural angle or repose, of raw or processed sand, stone and gravel at quarries, concrete, asphalt and material processing plants and storage yards, providing approved sediment and erosion control measures have been employed to protect against off-site damages.

4.07 Refuse disposal areas or sanitary landfills operated and conducted in accordance with the requirements, rules and ordinances adopted by St. Mary's County and the State of Maryland. Exemption from permit, however, does not exempt these projects from other aspects of this Ordinance including inspection as covered in Sections 15.01 through 15.08 of this Ordinance.

4.08 Grading and trenching for utility installations within:

- (a) Highway rights-of-way.
- (b) Utility easements immediately adjacent to road or street rights-of-way or in the space on abutting lot(s) needed to accommodate the respective house connections, provided however that all grading or trenching involved does not disturb the natural terrain, and that if during the course of utility operations any erosion and sediment control measures previously in place are disturbed or destroyed, the utility company shall restore or repair such measures to their original condition.

4.09 Individual private septic systems which do not disturb the natural terrain.

4.10 Grading, as a maintenance measure, or for landscaping purposes on existing developed lots or parcels, provided:

- (a) The aggregate of area so affected, or bared at any one time does not exceed 10,000 square feet.
- (b) The grade change does not exceed twelve (12) inches at any point and does not alter the drainage pattern.
- (c) All bare earth is promptly seeded, sodded or otherwise effectively protected from erosive actions.
- (d) The grading does not involve a quantity of material in excess of 400 cubic yards.

4.11 Authorized (St. Mary's County) Capital Improvement and Public Works Projects. Exemption from permit, however, does not exempt these projects from other aspects of this Ordinance, including inspection as covered in Sections 15.01 through 15.08 of this Ordinance.

Section 4.00A - HAZARDOUS CONDITIONS

If the Office of the County Engineer determines that an excavation, embankment or fill created after the effective date of this Ordinance, endangers or adversely affects the safety, or stability of any public or private property, as determined from the guidelines of this Ordinance, said department shall promptly notify in writing the owner (or other person in control) of the property upon which said condition exists.

If the correction is not commenced in accordance with the provisions of this Subtitle within the period of time specified in said notice, the owner (or other person in control) shall be subject to the penalties set forth in Section 16.03 of this Ordinance.

PERMITS AND FEES

Section 5.00 - PERMIT REQUIREMENTS

5.01 Prior to the issuance of a Grading Permit, an applicant shall have submitted to the Office of County Engineer of St. Mary's County, Maryland, the following:

- (a) An application and plan including specifications and timing schedules. These should be submitted as one original and three (3) copies. The requirements for the application and plan will be set forth in the Sections which follow. Separate application shall be required for each grading permit. At the option of the applicant, a permit may cover the grading and other site work on a single lot, or on a combination of contiguous lots in a single block, or on contiguous blocks. Plans, specifications and timing schedules shall be submitted with each application for a grading permit. The permit when issued shall allow the applicant to make the improvements according to the application and plan submitted with the application, except that modifications may be made as covered in Section 9.00 of this Ordinance.
- (b) The fee for administration and inspection paid to the (St. Mary's County) Department of Inspections and Permits as covered in Section 9.01 of this Ordinance.
- (c) The approval of the Maryland Department of Water Resources, where applicable.
- (d) A bond if required under Section 11.00 of this Ordinance.

5.02 Permits issued pursuant to this Ordinance do not relieve the owner of the responsibility for securing required permits for work to be done which is regulated by any other applicable code, act or county ordinance. This Ordinance shall not preclude the inclusion in such other permit, of more stringent regulation or requirements concerning the grading of land.

Section 6.00 - GENERAL FORMAT OF THE PLAN

6.01 For the purpose of this Ordinance, the plan required by Section 5.01 (a) hereof shall show the following:

- (a) The proposed area of development.
- (b) The proposed grading to be accomplished.
- (c) The necessary provision for drainage, erosion and sediment control, and vegetative establishments.

6.02 The plan shall provide for erosion and sediment control measures throughout all phases of development:

- (a) Phase I - stripping and/or clearing.

- (b) Phase II - rough grading and construction.
- (c) Phase III - final grading and vegetative establishment.
- (d) Phase IV - maintenance.

6.03 A proposed time schedule of the hereinabove mentioned phases shall be submitted with the plan.

Section 7:00 - MINIMUM APPLICATION DATA REQUIRED

The plans and specifications accompanying the grading permit application shall contain the following:

7.01 A vicinity sketch in such detail that the property may be easily found by the building inspector. North arrow and scale shall be indicated.

7.02 A boundary line survey of the site for which the permit is sought and on which the work is to be performed. On approved and recorded subdivision lots, a copy of the officially recorded plat will be submitted. The boundary line survey shall be tied to the St. Mary's County coordinate when such control is available within one-half mile.

7.03 A plan of the site at a scale of not less than one (1) inch to one hundred (100) feet showing:

- (a) Name, address and telephone number of the owner, developer and petitioner.
- (b) A timing schedule and sequence indicating the anticipated starting and completion date of the development sequence (See Section 6.02) and the time of exposure of each area prior to the completion of effective erosion and sediment control measures.
- (c) The estimated total cost of the intended construction together with the estimated cost of the grading and/or filling and the cost of the required controls. Such estimated costs shall be reviewed and verified by the office of County Engineer.
- (d) Location of any buildings or structures, utilities, sewers, water and storm drains on the site where the work is to be performed.
- (e) Location of any building or structure on land of adjacent property owners which is within one hundred (100) feet of the site.
- (f) Elevations, dimensions, location, extent and the slope of all proposed grading (including building and driveway grades, utilities, sewer, water and storm drains), all clearly indicated with finished contours, at the same interval as required or used for existing topography.

- (g) Adequate plans of (1) all drainage provisions, retaining walls, cribbing, vegetative practices, erosion and sediment control measures, or other protective devices to be constructed in connection with, or as part of, the proposed work, (2) a map showing the drainage area of land tributary to the site, and (3) estimated runoff from the area served by any drains. Complete storm drainage studies shall be submitted for the site, if not previously submitted as required by Subdivision Regulations.
- (h) A grading plan for borrow pits, quarries and material processing facilities will be based on the findings and evaluations of the Soil Investigation Report.
- (i) An appropriate legend.
- (j) The plan of the site will include a one hundred foot (100') adjacent peripheral strip and show existing topography at a contour interval as follows:
- (1) Where the site and the peripheral strip contains grades which average fifteen percent (15%) or less, contours must have at least a two foot (2') interval.
 - (2) Where the grade on the site and its peripheral strip average more than fifteen percent (15%) contours must have at least five foot (5') interval.
 - (3) Such supplemental reports, data, and/or additional information as the office of the County Engineer may require to insure the adequacy of the proposed plan. Such reports, data and/or additional information may require that the following be prepared by a registered Professional Engineer or registered Professional Land Surveyor employed by or under contract with the permittee.
 - (a) The Professional Engineer's recommendations to guide the design, construction and inspection of the proposed facility. The following shall be considered by the Professional Engineer in his Recommendations:
 - (1) Clearing, grubbing, stripping, keying and undercutting for the acceptance of fill
 - (2) Compaction requirement for all classes of fill.
 - (3) Allowable slope angle and bench requirements for cut and fill slopes.
 - (4) Allowable soil pressure for foundations on natural ground and/or fill.

- ((5)) Erosion control during construction (temporary) and during the life of the facility (permanent).
- ((6)) Groundwater control during construction (temporary) and during the life of the facility.
- ((7)) Testing and inspection requirements to insure conformance with this Subtitle.
- ((8)) Pavement design if included in the project.
- ((9)) Location and handling of excess borrow and/or spoil material and repair of borrow pits and/or spoil areas.
- ((b)) A record of field observations, field test data, laboratory test data, and project characteristics upon which the Professional Engineer's recommendations were based. Examples of requirements are as follows:
 - ((1)) Field Data - Behavior of adjacent or nearby structure, geologic history and origin of soils, field test boring log giving classification, standard penetration test data and water level observations. Field test results for pile load test, plate load test and others as necessary.
 - ((2)) Laboratory Data - Moisture-density curves, grain size cones, shear strength tests, moisture content, consolidation test results.
 - ((3)) Project characteristic affecting soil and foundation design - sensitivity to settlement, design loads, factor of safety against failure, consequences of failure and merits of programmed maintenance. Location of borrow pits on site or location where suitable fill will be obtained.

Section 8.00 - REFERRAL OF PLANS

Prior to issuance of a grading permit, copies of the plan shall be referred by the Office of County Engineer to the St. Mary's Soil Conservation District for approval of the proposed erosion and sediment control measures (if any). For those plans for which a Water Resources Permit may be required, the Department of Water Resources shall also review the plans. Where deemed necessary the Department of Water Resources shall also serve (St. Mary's County) and the St. Mary's Soil Conservation District as a technical authority on erosion and sediment control. The Department of Water Resources and the

Soil Conservation District shall notify the Office of County Engineer of their recommendations and/or approval so that the Office of County Engineers may review these recommendations and notify the permittee of the recommendations and/or approval in a timely manner.

Section 9.00 - MODIFICATIONS OF PLANS

Major modifications of the approved grading plans shall be submitted to the Office of County Engineers and reprocessed in the same manner as the original plan and referred in accordance with Section 8.00 of this Ordinance. Field modifications of a minor nature may be authorized by the Office of County Engineers, provided that written authorization is given to the person performing work pursuant to this Ordinance, with copies forwarded in a timely manner to the Office of County Engineers and the Soil Conservation District.

Section 10.00 - FEES

10.01 The permit and inspection fee shall be paid to the Office of County Engineers and shall be as follows:

<u>Grading and Control Costs</u>	<u>Fees</u>
0 to \$500 00	\$ 5.00'
\$500.01 to \$2,000.00	\$25.00
Over \$2,000 00	\$25.00 plus 2% of the cost above \$2,000.00. The fee will not exceed \$5,000.00

10.02 The fee for a grading permit authorizing additional work as set forth in Section 9.00 of this Ordinance shall be the difference between the fee paid for the original permit and the fee required for the entire grading and sediment control project

BOND REQUIREMENTS

Section 11.00 - CONDITIONS OF BOND

11.01 A grading permit shall not be issued for grading involving the movement of more than one thousand (1,000) cubic yards of soil unless the permittee shall first post with the Office of the County Engineer a performance bond executed by the owner and a corporate surety with authority to do business in this State as a surety. The bond shall be in a form approved by the County Solicitor and in an amount not less than the total estimated cost of the erosion control and stabilization work authorized by the permit. Said estimated cost shall be that which is approved by the Office of the County Engineer after reviewing the cost estimates proposed by the applicant's Professional Engineer and submitted with the grading permit application.

11.02 The bond shall include the following provisions:

- (a) Forfeiture for failure to complete the work specified in accordance with the grading permit.
- (b) The applicant shall comply with all of the terms and conditions of the grading permit and this Ordinance.

or Professional Land Surveyor

- (c) Any extension of completion time under Section 13.05 shall not release the applicant or surety on the bond.
- (d) Upon default the applicant and surety shall continue to be firmly bound under a continuing obligation for the payment of all necessary costs and expenses or liabilities which may be incurred or expended by the Office of the County Engineer on behalf of St. Mary's County to meet the minimum requirements of this article with particular emphasis on stability, safety and erosion control.

11.03 The bond shall remain in full force and effect until the completion of the work to the specifications required. If all work of the permit is not completed within the time specified therein, or as otherwise provided for in Section 13.05 or violates any other term or condition, payment in full to St. Mary's County will be ordered.

The funds, so received, will be used by the County for defraying the cost of contracting, including engineering and administration, for restoration of the site. Application for permit shall include the implied right of entry for restoration of the site upon default. After default, bonding company shall come in and get it done (either finish the project or stabilize it). Upon assurance of a certificate of completion as required by Section 15.07, the bond will be released.

Section 12.00 - OTHER TYPES OF SECURITY

12.01 In lieu of a performance collateral bond, the applicant may file with the Office of the County Engineer a performance bond, or deposit cash or certified check in an amount which would be required by a performance bond; provided that every such bond or deposit shall be subject to the conditions of Section 11.02 hereof.

12.02 In the event that the posted bond or collateral is insufficient to cover cost of restoration of the site or damage caused by improper installation of the agreed upon work, the County shall have the right to levy liens against the developers to pay such costs.

12.03 Upon satisfactory completion of the work specified in the grading permit, any unused portion of a cash deposit shall be refunded to the applicant.

Section 13.00 - PERMIT AUTHORIZATION

The issuance of a grading permit shall constitute an authorization to do only the work set forth in the application for the permit, or in the site plans and specifications submitted and approved as part of the application. All work performed by the person to whom the permit is issued or by his successor, shall be in accordance with the requirements of this Subtitle. Application for permit shall include the implied right of entry for restoration of the site upon default.

13.01

Permit Revocation

- 12 -

13.02 PERMIT CANCELLATION

~~13.01 REFUSAL TO AUTHORIZE WORK~~ - If, at any time the Office of the County Engineer finds that all work of the permit is not completed within the time specified therein, or as otherwise provided for in Section 13.05 ~~13.04~~ or violates any other term or condition, the permit may be ~~revoked~~ ^{CANCELLED} and the cash deposit shall be forfeited, or if a bond has been posted, payment in full to (St. Mary's County) will be ordered. The funds so received, will be used by the County for defraying the cost of contracting, including engineering and administration for the restoration of the site to meet the minimum requirements of this Ordinance, with particular emphasis on stability, pollution, safety and erosion control.

13.03

~~13.02~~ FLOODPLAIN HAZARD - If the land area for which the grading is proposed lies within the fifty (50) year floodplain of any stream or water course, the Office of the County Engineer shall deny a grading permit or grading within said area regulated by the Subdivision Regulations of (St. Mary's County) unless such grading is authorized or permitted by the Department of Water Resources in accordance with its rules and regulations.

13.04

~~13.03~~ CONDITIONS OF APPROVAL ^{& DENIAL} - In granting any permit pursuant to this Subtitle, the Office of the County Engineer may impose such conditions as may be reasonably necessary to prevent creation of a nuisance or an reasonable hazard to persons or to public or private property. Such conditions may include but need not be limited to the following:

- (a) Improvement of any existing grading to meet the standards required under this Subtitle for new grading and for sediment control.
- (b) Designation of easements for drainage facilities and for the maintenance of slopes or erosion control facilities.
- (c) Adequate control of dust by watering or other control methods acceptable to the Office of the County Engineer and in conformance with applicable air pollution ordinances.
- (d) *The Office (etc) - - - - - (Pg 16 of ordinance)*

13.04 TIME LIMITATIONS13.05

- (a) The Permittee shall fully perform and complete all of the work required to be done pursuant to the grading within the time specified in the grading permit.
- (b) Where the applicant is unable to complete the work within the specified time, within thirty (30) days of the expiration of the permit, he shall present in writing to the Office of the County Engineer a request for an extension of time setting forth the reasons for the requested extension. Where, in the discretion of the Office of the County Engineer and the St. Mary's County Soil Conservation District, such an extension is warranted, it may grant additional time.

Additional time may be granted.

(c) If operations cease for a period of ninety (90) ~~c~~ consecutive days, permanent erosion and sediment control measures must be employed as set forth in Section 14.00.

~~13.05~~^{13.06} TIME LIMITATIONS - BORROW PIT, QUARRIES, MATERIAL PROCESSING FACILITIES - All permits issued for sand, gravel, or clay pits and rock quarries or any other mining or material processing operations involving excavation and/or stockpiling of soil, rock, or other materials shall lapse one (1) year after termination of active, productive (i.e., actually removing material whether at a profit or not and whether stockpiled or sold) and continuous operations as determined by the Office of the County Engineer. Said permits shall be reviewed annually by the Office of the County Engineer for compliance in accordance with the approved grading plan. If active, productive and continuous operations are not conducted on the site within ninety (90) days of the issuance of said permit, the Office of the County Engineer shall require the erosion and sediment control measures as set forth in Section 14.00.

~~13.06~~^{13.07} LIABILITY - Neither the issuance of a permit under the provisions of this Subtitle, nor the compliance with the provisions hereto or with any condition imposed by the Office of the County Engineer hereunder, shall relieve any person from any responsibility for damage to persons or property (including public utilities or services) otherwise imposed by law, nor impose any liability upon the County for damages to persons or property.

~~13.07~~^{13.08} RESPONSIBILITY OF PERMITTEE - During grading operations the permittee shall be responsible for the prevention of damage to any public utilities or services within the limits of grading and along any routes of travel of equipment. ~~St Mary's County~~, Maryland, ~~or the~~ *St. Mary's Soil Conservation District* shall not be responsible for damage to down stream properties for failure of any work done pursuant to this Ordinance

No person shall grade on land so close to the property line as to endanger any adjoining public street, sidewalk, alley or any other public or private property without supporting and protecting such property from settling, cracking or other damage which might result. Grading can take place on adjacent property if grading rights are secured from the property owner. Storm drains must terminate in an acceptable outfall.

~~13.08~~^{13.09} REMOVAL OF DEBRIS - No debris is to be deposited in floodplains, watercourses, public streets, highways, sidewalks or other public thoroughfares, and the permittee shall promptly remove all soil, miscellaneous debris or other materials spilled, dumped or otherwise deposited in floodplains, watercourses, public streets, highways, sidewalks or other public thoroughfares during transit or operation.

13.09 MAINTENANCE OF PROTECTIVE MEASURES - The owner of any property on which grading or other work has been done pursuant to the provisions of this Subtitle (or any other person, firm or corporation in control of such property) shall maintain and/or promptly repair or restore all graded surfaces, erosion control measures, vegetative covers and/or other protective measures if disturbed or destroyed during the course of operations. Such repair and/or restoration shall be in accordance with the approved plans and specifications as required by this Subtitle until permanent measures are accepted by the Office of the County Engineer.

Section 14.00 - EROSION AND SEDIMENT CONTROL PRINCIPLES

14.01 All grading plans and specifications shall include the following terms and conditions:

- (a) The development shall be fitted to the topography and soils so as to create the least erosion potential
- (b) The natural vegetation shall be retained and protected wherever possible.
- (c) Only the smallest practical area shall be exposed for the shortest practical period of time.
- (d) Erosion control practices (such as interceptor ditches, berms, terraces, contour ripping, soil erosion checks and sediment basins) shall be installed to minimize soil and water losses.
- (e) Temporary vegetation and/or mulching shall be used to protect critical areas exposed during the time of development.
- (f) During and after development, provisions shall be made to effectively accommodate the increased runoff caused by changeable soil and surface conditions and not cause siltation of the receiving stream.
- (g) Permanent vegetation and structures shall be installed in the development as soon as the season permits.

14.02 In order to prevent abnormal or excessive grading, the following additional requirements shall pertain to those areas where steep slopes exist:

- (a) Development may occur within steep slope areas provided that a minimum of thirty percent (30%) of the lot or parcel upon which the principal structure is to be situated, is less than fifteen percent (15%) grade and contiguous to a road meeting (St. Mary's County) design standards. The extent of cutting and filling that will be permitted on any lot will be based on the soil conditions at the site and as determined by the Office of the County Engineer upon recommendation of the Soil Conservation District and the Office of the County Engineer. Construction on piling and/or supports shall be permitted.

- (b) All roads and streets shall be placed as close to the contour as possible, to minimize cutting or filling.
- (c) The construction of all structures shall be preceded by the installation of storm drainage system(s) and stabilization measures.
- (d) In the case of a single lot development within such areas where no central storm drainage system exists, run-off from driveways, roofs and other improved surfaces shall be diverted and carried to an acceptable outlet by one or a combination of the following methods: filtration beds, subsurface dry wells, storm drainage systems and/or underground conduit systems or other adequate or protected outlets.

14.03 VEGETATIVE EROSION AND SEDIMENT CONTROL

MEASURES - Vegetative erosion and sediment control measures shall include, but not be limited to, the following:

- (a) Temporary Vegetative Stabilization - Areas where grading or cutting and filling operations carried out in several stages that expose soil for prolonged period of time (up to one (1) year) to erosion shall be temporarily stabilized by seeding. The necessary steps to be followed to attain an adequate erosion control coverage with temporary seeding shall be as follows:
 - (1) Necessary erosion control practices
 - (2) Seedbed preparation.
 - (3) Lime and fertilizer as required.
 - (4) Seeding.
 - (5) Mulching and mulch anchoring as required.
- (b) Temporary Mulch Stabilization - The necessary steps to attain effective erosion control with mulch for short periods of time (less than six (6) months) shall be as follows:
 - (1) Necessary erosion control practices.
 - (2) Mulching placed on a friable soil.
 - (3) Mulch anchoring as required
- (c) Mulching Final Grade - The necessary steps to protect soil from erosion after final grading where permanent seeding is delayed until the next season shall be as follows:
 - (1) Installation of erosion control practices as previously provided or required.
 - (2) Application of required lime and fertilizer.
 - (3) Preparation of final seedbed.

- (4) Mulching as required.
 - (5) Mulch anchoring as required.
 - (6) Permanent seeding shall be established during first season following mulching.
- (d) Permanent Vegetative Stabilization - Adapted grasses, legumes, and other plants are available for stabilizing exposed areas. The final choice of species should be determined by considering such factors as adaptability to climate, soils and terrain and degree of maintenance. Steps necessary to establish permanent vegetative stabilization are as follows:
- (1) Install required erosion control practices.
 - (2) Apply required lime and fertilizer
 - (3) Prepare adequate seedbed.
 - (4) Seed or sod.
 - (5) Apply mulch and anchor for seed and anchor for sod.

14.04 STRUCTURAL EROSION AND SEDIMENT CONTROL MEASURES - Structural erosion and sediment control measures shall include, but not be limited to the following:

- (a) Diversions - The number of diversions and the physical extent and spacing is dependent upon the land slope, soil, and run-off. The surface run-off shall be collected and conveyed laterally along the diversion at non-erosive and non-scouring velocities and discharged into a protected area or outlet channel
- (b) Bench Terraces.
- (c) Outlet Channels - Outlet channels are constructed for the disposal of storm run-off from diversions, bench terraces, and other structures. The design is based upon the run-off from predicted storm frequency and includes the vegetative or structural measures required to protect the channel from scour and erosion.
- (d) Waterway Stabilization Structures - Structural devices such as drop structures, grade stabilization structures, and channel liners should be utilized to dissipate the energy of flowing water by holding the waterway slopes and velocities within non-scouring limits.
- (e) Channel Bank Stabilization - Channel bank stabilization provides a barrier that will withstand the erosive forces exerted by flowing water, or create a bank roughness that will reduce the erosive power by dissipating the energy of the water as it moves along the bank line. Methods commonly used include riprap, rock cribs (gabions), groins, jetties, fencing, piling, etc

- (f) Stream Channel Improvement - Stream channel improvement may require the straightening, realignment, or the construction of a new channel to designed cross-section and grade as necessary. The design shall include considerations regarding the stability of the bed and banks of the proposed channel under the predicted run-off conditions.
- (g) Sediment Basins - Sediment basins are temporary earth fill type dams constructed downstream from a development area which serve to regulate run-off and trap sediment. Sediment shall be removed mechanically as the basin behind the dam becomes filled. The structure can be removed once stability is reached in the development area.
- (h) Installation and Maintenance - The installation and maintenance of the specified erosion and sediment control measures shall be accomplished in accordance with the procedures as set forth in Section 13.09.
- (i) Cut and Fill Slopes - The face of all such slopes shall be planted or otherwise protected from erosion prior to the release of the permit obligations. Responsibility shall remain on the permittee until such planting is well established in accordance with Section 13.09. Other exposed areas susceptible to erosion shall be similarly protected.

14.05 APPROVAL FOR CLEARING AND GRADING - Approval for clearing and grading shall be obtained from the Office of the County Engineer (subject to the granting of temporary easements and other conditions deemed necessary by said Department) in order to inspect and enforce the performance of the specified erosion and sediment control measures provided for in Section 14.00.

14.06 FILLS AND CLASSIFICATION - The grading plans and specifications shall specify and delineate the use and extent of fills in accordance with the following classifications:

- (a) Type I Fill - Load bearing fills proposed for support of buildings, walls, and other structures, the function thereof which would be especially impaired by settlement.
- (b) Type 2 Fill - Load bearing fills proposed for support of roadways, pavements, utility lines and structures which would not be especially impaired by moderate settlement.
- (c) Type 3 Fill - Common fills proposed for landscaping or for other non-load bearing usage.

14.07 MATERIALS - All load bearing fills shall meet the following requirements:

- (a) No inclusions of organic or other deleterious

materials which may be subject to decay shall be permitted. All fills shall also be free of inclusions of ice or snow.

- (b) No rock or similar irreducible material with a maximum dimension greater than eight (8) inches shall be buried or placed in any load bearing fill within two (2) feet of finished grade or within two (2) feet of foundation base elevation. When such material is placed in fills, it shall be done under the direction and supervision of an Engineer.

14.08 PREPARATION OF GROUND -

- (a) The natural ground surface shall be prepared to receive fill by removing all organic surface materials, non-complying fill and unsuitable soils in accordance with the following provisions, except as otherwise approved by the Office of the County Engineer and based on the recommendations of the Professional Engineer.
- (b) Prior to Placing Type I and Type 2 Fills, the ground surface, if within five (5) feet of finished grade or foundation base, elevation shall be compacted so as to achieve a density of not less than ninety percent (90%) of maximum density as defined under Section 14.09 within the top six (6) inches.
- (c) No fill shall be placed on frozen ground.

14.09 COMPACTION - All fills will be compacted in accordance with the following provisions:

- (a) All Type I and Type 2 Fills shall be compacted to a minimum of ninety-five and ninety percent (95% and 90%), respectively, of maximum density as determined in the laboratory by ASTM Test Method D1557-66T, also known as the Proctor Test. Type 3 Fill shall be compacted sufficiently so as to be stable and to prevent an erosion hazard.
- (b) In place (field) density shall be determined by ASTM Test or American Society of Highway Officials equivalent tests Method D1156-64T method or by an equivalent test approved by the Office of the County Engineer.
- (c) Fills shall be placed in approximately horizontal layers, each layer having a loose thickness of not more than eight (8) inches.

14.10 STRUCTURAL ROCK - Fills constructed predominately of large rock (such as sandstone and iron concretions) will be permitted only if the specifications for such fill are prepared by and construction done under the direction and supervision of an Engineer

14.11 MAXIMUM SLOPE FOR FILLS

- (a) No fill shall be made which creates an exposed

surface steeper in slope than two (2) horizontal to one (1) vertical.

- (b) The Office of the County Engineer may require that the fill be constructed with an exposed surface with a grade flatter than two (2) horizontal to one (1) vertical or may require such other measures it deems necessary for stability, vegetative establishment and maintenance, and safety.
- (c) Fills toeing out on natural slopes at a grade steeper than three (3) horizontal to one (1) vertical shall not be made unless approved by the Office of the County Engineer.

14.12 EXISTING FEATURES - Existing features which would add value to development or natural or man-made assets of the County, such as trees, watercourses, falls, beaches, vistas, historic or architecturally significant buildings, and similar irreplaceable assets, should be preserved, insofar as possible, through harmonious and careful development

14.13 MAXIMUM SLOPE FOR CUTS -

- (a) Cuts shall not be made steeper in slope than two (2) horizontal to one (1) vertical.
- (b) The Office of the County Engineer shall require at any time that the excavation be made with a cut face with a grade flatter than two (2) horizontal to one (1) vertical, or said Department may require such other measures as it deems necessary for stability, vegetative establishments, and safety.

14.14 CUT AND FILL SLOPES - BENCH TERRACES

- (a) Cut and fill slopes in excess of thirty feet (30') but not more than forty feet (40') in vertical height shall be terraced at approximate mid-height. Terraces in slopes with a vertical height greater than forty feet (40') shall be made at equal vertical intervals not more than twenty feet (20') apart. Depending on soil conditions, terraces may be required of closer intervals by the Office of the County Engineer as it deems necessary for stability, vegetative establishment and maintenance, and safety. Bench terraces shall be a minimum of five feet (5') wide with an absolute minimum invert gradient of one percent (1%) if sodded or one-half percent ($\frac{1}{2}\%$) if paved, with a ten to one (10:1) lateral slope towards the top of the upper bank, and must convey water with minimum six (6) inch free-board to an acceptable outlet.
- (b) Cuts and fills shall be set back from property lines and buildings shall be set back from cut or fill slopes in accordance with the diagrams entitled "Slope Setback from Property Line" and a certified copy of which shall permanently be kept on file in the Office of Planning and Zoning

- (c) Fill placed above the top of an existing or proposed surface with a slope steeper than three (3) horizontal to one (1) vertical shall be set back from the top of the slope a minimum distance of six feet (6').
- (d) The setbacks established by this Section are minimum and, depending on soil conditions, may be increased by the Office of the County Engineer if deemed necessary for safety or stability or to prevent possible damage from water, soil or debris.
- (e) Notwithstanding anything to the contrary, the Office of the County Engineer may reduce the required setback where (1) the necessity for the setback may be eliminated or reduced by the construction of retaining walls, or (2) if the owner has a letter of authorization to extend slopes onto the adjacent property.

14.15 DRAINAGE - The following provisions apply to the conveyance and disposal of surface water run-off:

- (a) Disposal - All drainage facilities shall be designed to convey surface water in such a manner as to prevent erosion, overflow or ponding. Said water shall be conveyed to an acceptable outlet in accordance with such applicable design, criteria standards and procedures as required by the Office of the County Engineer. The ponding of water shall not be permitted above the cut or fill slopes or on drainage terraces. Adequate drainage facilities shall be provided to prevent such ponding.
- (b) Erosion Prevention - The permittee and the owner shall make adequate provisions to prevent any surface and/or ground waters from materially damaging the face of any cut or fill. All slopes shall be protected from surface run-off from above by berms, swales, or brow ditches.
- (c) Grading Around Buildings - All areas shall be graded to provide for positive drainage away from the building toward the approved disposal area.
- (d) Retention and Infiltration - Subject to the requirements and recommendations of the (St. Mary's County) Soil Conservation District and the Department of Water Resources, measures such as infiltration beds, dry wells, and retention ponds may be used to allow storm water run-off to percolate into the soil.

Section 15.00 - INSPECTION SCOPE

15.01 All St. Mary's County Capital and Office of the County Engineer projects shall be inspected and reports filed by the Office of the County Engineer. All other work shall be inspected by the Office of the County Engineer. Each respective Department shall require inspection and where necessary compaction control by

an Engineer of a soil testing agency approved by the Office of the County Engineer.

15.02 INSPECTION SCHEDULE - Prior to initiating any operations subject to this Subtitle, the permittee shall submit to the Office of the County Engineer for its approval a proposed inspection and construction control schedule as in Section 15.03.

15.03 NOTIFICATIONS TO INSPECT - After commencing initial grading operations, the permittee shall require inspections by the Office of the County Engineer, at the following stages in the development of the site, or of each subdivision thereof:

- (a) Upon completion of stripping, the stockpiling of top soil, the construction of temporary erosion control facilities and disposal of all unsuitable materials: but prior to beginning any other preparation of the ground.
- (b) Upon completion of preparation of ground to receive fill, but prior to beginning any placement.
- (c) Upon completion of rough grading, but prior to placing top soil, permanent drainage or other site development improvements.
- (d) Upon completion of final grading, permanent drainage and erosion control facilities, but prior to any seeding, sodding or planting.
- (e) Upon completion of installation of all vegetative measures and all other work in accordance with the grading permit.

The Office of the County Engineer may make additional inspections as such Department might deem appropriate.

15.04 INSPECTION PROCEDURE - No work approved in accordance with the provisions of Section 15.02 shall proceed until the Office of the County Engineer inspects the site and approves the work previously completed or notifies the permittee otherwise. Upon notification from the permittee as required in Section 15.02, said Department shall inspect the site and notify the permittee of its approval or rejection within forty-eight (48) hours (exclusive of Saturdays, Sundays and holidays). If the inspector does not make an inspection within the specified time period, work may proceed without presumption of approval at the risk of the permittee. The Office of the County Engineer shall have the right to waive inspections as necessary.

15.05 INSPECTION REPORTS -

- (a) When required by the Office of the County Engineer inspections and testing shall be performed under the direction of a Professional Engineer who shall certify all inspection reports and test results. Such reports shall include certification by an Engineer of the adequacy of:

- (1) Cleared areas and benched or keyed surfaces prepared to receive fills.
 - (2) Removal of unsuitable materials.
 - (3) Construction of erosion control or drainage devices, buttress fills, underdrains, retaining walls, and other grading appurtenances.
 - (4) The degree of compaction where tests are performed.
- (b) All certified inspection reports and certified test results shall be periodically submitted to the Office of the County Engineer during the performance of the work.

15.06 FINAL REPORTS

insert paragraph - as on Page 28

- (a) An "As-built" plan and survey by a Professional Land Surveyor or Professional Engineer at the same scale as the original plan and showing all improvements and final grades.
- (b) Certification by the owner that all grading, drainage, erosion control measures, and facilities and vegetative measures have been completed in conformance with the approved plans and specifications.
- (c) A report summarizing the inspection reports, field and laboratory tests and locations of tests.

15.07 NOTIFICATION OF COMPLETION - The permittee or his agent shall notify the Office of the County Engineer when the grading operation is ready for final inspection. Final approval shall be given in a timely manner when all work (including installation of all drainage structures and erosion protective devices) have been completed, as well as the required vegetative stabilization and the required reports have been submitted.

15.08 NOTIFICATION OF NON-COMPLIANCE - If at any stage the work does not conform to the permit, to the plans and specifications, or to any instructions of the Office of the County Engineer, a written notice to comply shall be given to the permittee. Such notice shall set forth the nature of corrections required and the time within which corrections shall be made. Upon failure to comply with the time specified, the permittee shall be considered in violation of this Ordinance, in which case the bond, if any, will be forfeited and penalties imposed as under Section 16.03, of this Ordinance.

Section 16.00 - SEVERABILITY, CONFLICT AND VIOLATIONS

16.01 If any section, subsection, sentence, clause, phrase or portion of this Ordinance is for any reason held invalid or unconstitutional by any court of

Section 16.00 - SEVERABILITY, CONFLICT AND VIOLATIONS

16.01 If any section, subsection sentence clause phrase or portion of this Ordinance is for any reason held invalid or unconstitutional by any Court of competent jurisdiction, such portion shall be deemed a separate district and independent provision and such holding shall not affect the validity of the remaining portion of this Ordinance; it being the intent of the Commissioners that this Ordinance shall stand, notwithstanding the invalidity of any section, subsection, sentence, clause, phrase or portion hereof.

16.02 CONFLICT WITH OTHER REGULATIONS - If any provision of this Subtitle and any other provisions of law impose overlapping or contradictory regulations, or contain any restrictions covering any of the same subject matter, that provision which is more restrictive or imposes higher standards or requirements shall govern.

16.03 - VIOLATIONS

(a) Any violations of this Subtitle shall be a misdemeanor punishable by a fine of not more than one thousand dollars (\$1,000) or six months imprisonment for each and every violation, or both fine and imprisonment, in the discretion of the judge. Every day that said violation continues shall be a separate offense.

(b) Injunctions - In addition to all other remedies provided by law, (St. Mary's County) shall have the right of exparte injunctive relief against a violator requiring correction or elimination of any violation.

Section 17.00 AND BE IT FURTHER ENACTED, That this Ordinance shall take effect forty-five (45) days from the date it becomes law.

Section 18.00 AND BE IT FURTHER ENACTED, That one year after this Ordinance shall take effect the County shall convene a task force to study and evaluate its effect and make any recommendations for change to the the County Commissioners.

Effective date: July 1, 1971

BY ORDER OF THE BOARD OF
COUNTY COMMISSIONERS OF
ST. MARY'S COUNTY, MARYLAND

George R. Aud
George R. Aud, President

J. Wilmer Bowles
J. Wilmer Bowles, Commissioner

J. S. Guy, Jr.
J. S. Guy, Jr., Commissioner

Attest:

Paul R. Raley
Paul R. Raley,
Administrative Officer.

Received this 25th
day of January 1973
at 11:00 o'clock A. M., for
RECORD AND RECORDING

BOOK 001 PAGE 224

NO. 73-2

Subj: PAYMENT IN LIEU OF TAXES

RECEIPT 15666

RESOLUTION

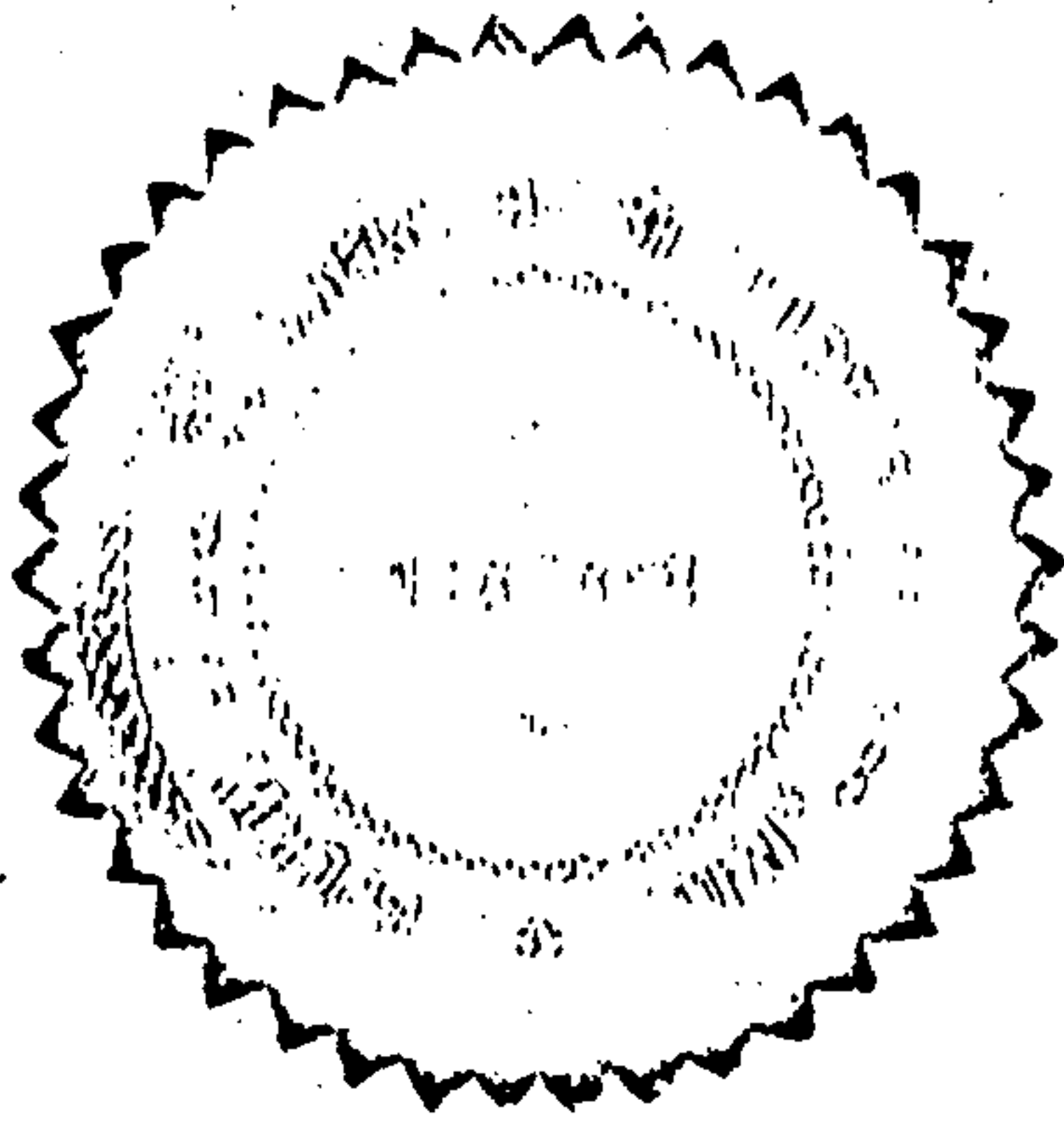
WHEREAS, By the authority vested in the County Commissioners of St. Mary's County, Maryland, conferred by Article 81, Section 9-A, a-1 and (e) of the Annotated Code of Maryland, 1969 replacement Volume 7, the St. Mary's Home for the Elderly, Inc. is eligible for exemption from State and County taxes, and such exemption is hereby granted to said organization provided that same comply with the requirements of the laws for establishing facilities for senior citizens under the Senior Citizen Housing Program pursuant to Section 202 of the National Housing Act of 1959, as amended, or any other program of the United States government under which such institutions provide housing for senior citizens, shall yield rental revenues which are controlled under such loan programs of the United States government so as not to produce any net income, and to be operated on a non-profit basis, and

WHEREAS, Using the suggested rate of 5¢ per \$100.00 on the assessed value of 60% of the replacement cost as estimated at \$2,161,834.00, the annual amount in lieu of taxes would be \$650.00.

THEREFORE, BE IT RESOLVED, By the County Commissioners of St. Mary's County, that the said amount will be paid by the St. Mary's County Home for the Elderly, Inc. in lieu of taxes.

Date: January 16, 1973

BOARD OF COUNTY COMMISSIONERS OF ST. MARY'S COUNTY, MARYLAND



J. Wilmer Bowles
J. Wilmer Bowles, President
George R. Aud
George R. Aud, Commissioner
J. S. Guy, Jr.
J. S. Guy, Jr., Commissioner

Attest:

Paul R. Raley
Paul R. Raley
Administrative Officer

APPROVED BY
Joseph B. Williams
COUNTY ATTORNEY
DATE 1/16/73

Received this 20th
day of Feb 19 73
at 2:10 o'clock P. M., for
RECORD AND RECORDED NC
DOROTHY BAILEY KUCHER, CLERK

BOOK 001 PAGE 224

001 225

16674
RECEIPT

No. 72-19

Subj: Approving Application of the Provisions of Section 23 of the United States Housing Act of 1937, as amended to Locality

RESOLUTION

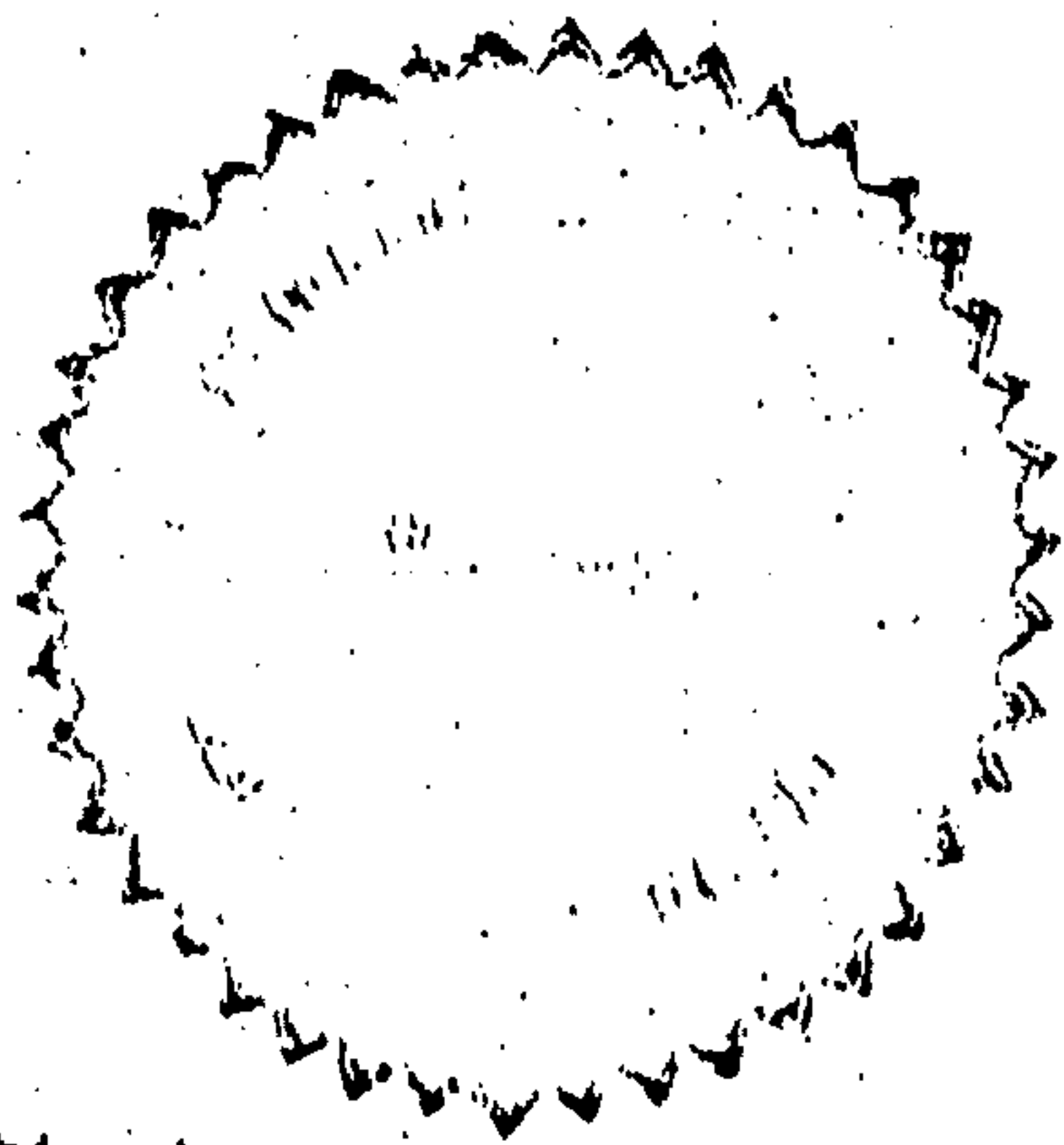
WHEREAS, under the provisions of Section 23 of the United States Housing Act of 1937, as amended, the Public Housing Authority is authorized to provide financial assistance to local public housing agencies in providing low-rent housing by leasing dwelling units in privately-owned structures; and

WHEREAS, said Section 23 provides that the provisions thereof shall not apply to any locality unless the governing body of the Locality has by resolution approved the application of such provisions to such locality.

NOW, THEREFORE, BE IT RESOLVED by the County Commissioners of St. Mary's County, Maryland.

The application of the provisions of Section 23 of the United States Housing Act of 1937, as amended, to include St. Mary's County, Maryland is approved.

Date, June 13, 1972



George R. Aud
George R. Aud, President

J. Wilmer Bowles
J. Wilmer Bowles, Commissioner Member

J. S. Guy, Jr.
J. S. Guy, Jr., Commissioner Member

Attest:

Paul R. Raley
Paul R. Raley, Administrative Officer

Received this 16th
day of April 1973
at 11:06 o'clock A. M. for
RECORD AND RECORDED
DOROTHY BAILEY KUCHER, CLERK

Raley Ne

001 225

RECEIPT 16675

No. 72-22

Subj: Privately Constructed
Community Sewer and
Water Systems

RESOLUTION

BE IT RESOLVED THAT, the following policy regarding privately constructed and financed community sewer and/or water systems in S-1, 2, 3, and 4 and W-1, 2, 3, and 4th Districts as defined by the comprehensive sewer and water plan of St. Mary's County must comply with the following requirements:

1. A general plan must first be submitted to the County Commissioners, which plan will outline generally the plans for the privately owned and financed community sewer or water system. If the County Commissioners believe the plan is feasible, the plan will then be forwarded to the Metropolitan Commission and the Health Department for comments and their approval.
2. The final plans and specifications must be such that the community system or systems which will be constructed will comply with the overall comprehensive sewer and water plan of St. Mary's County. Final approval of the project shall be given by the Metropolitan Commission and the Health Department, if they find the proposed system or systems to be feasible and that the proposed system or systems complies with the comprehensive sewer and water plan of St. Mary's County.
3. In the event other agencies of the Federal Government, State or County have jurisdiction in the matter their approval must also be obtained.
4. In order to protect the health, safety and welfare of the citizens of this County and in order to insure that the system or systems will be completed in accordance with the conditions under which approval has been granted, the private contractor or developer will be required to give bond with sufficient surety or sureties to the County Commissioners of St. Mary's County, Maryland, in an amount that will cover the expected cost of the system or systems. The condition of the bond shall be that if the system or systems are constructed in accordance with the plans and specifications, then the bond shall be void. If the system or systems are not completed in accordance with the plans and specifications within the time allowed for completion of the system or systems, then the County Commissioners can declare the bond forfeited and will then complete the system or systems with the proceeds from the bond.

5. When a sanitary district is established in the area where the system or systems are constructed, the community sewer or water systems, including the land upon which it is situate, together with an access road at least 40 feet in width, will be conveyed to the County Commissioners of St. Mary's County or the Metropolitan Commission for a nominal consideration of one (\$1.00) dollar.

6. No plans will be considered by the County Commissioners or the Metropolitan Commission unless and until the private developer submitting the plans complies with the requirements established by the Metropolitan Commission and consents to the requirements of this policy and agrees to adhere strictly thereto.

7. The County Commissioners hereby declare that this policy is necessary to protect the general welfare, health and safety of the citizens of St. Mary's County.

Effective Date:

THE COUNTY COMMISSIONERS OF
ST. MARY'S COUNTY, MARYLAND

George R. Aud
George R. Aud, President

J. Wilmer Bowles
J. Wilmer Bowles, Commissioner

J. S. Guy, Jr.
J. S. Guy, Jr., Commissioner

Attest:

Paul R. Raley
Paul R. Raley
Administrative Officer

Received this 16th

day of April 1973

at 11:08 o'clock A. M. for
RECORD AND RECORDED

DOROTHY BAILEY KITCHER, CLERK

Rady NC

No. 71-20RECEIPT 16676SUBJECT: Livestock
Pollution Control

R E S O L U T I O N

WHEREAS, the County Commissioners have been advised by Dr. Alan D. Houser, M.D., M.P.H., Deputy State and County Health Officer, that the research and laboratory analysis of the Department of Health has proven that livestock are causing major pollution of the waters of St. Mary's County, particularly the waters of the Wicomico River, Chaptico Bay and St. Clements Bay, and

WHEREAS, the pollution of the waters of St. Mary's County will cause grievous harm to the shell fish and related industries of the County and will tend to curtail or completely destroy the livelihood of a vast number of people, and

WHEREAS, many people visit St. Mary's County to enjoy its clean air, pure water and fair land, and tourism as an industry is based on the quality of unpolluted water, and

WHEREAS, both tourists and natives enjoy the bountiful harvest of our waters, that is to say, the crabs, oysters, clams and fish, and

WHEREAS, the County Commissioners consider the pollution problem to be of the utmost economic and social importance, and that it must be eradicated at the earliest possible date, and

WHEREAS, The Commissioners have been advised by the legal counsel that there are adequate laws existing that will, if enforced strictly, control the pollution problem which will eventually result in the eradication of the cause of the pollution,

NOW THEREFORE, BE IT RESOLVED:

1. That the County Commissioners of St. Mary's County, Maryland, sitting as the Board of Health for St. Mary's County, Maryland do hereby direct the Health Officer for St. Mary's County, Maryland to immediately enforce the laws pertaining to control of the causes of pollution, and
2. That the Health Officer for St. Mary's County, Maryland, cause weekly reports to be made on the progress of the enforcement of the laws pertaining

Received this 16th

day of April 19 73

at 11:25 o'clock A. M., for
RECORD AND RECORDED

DOROTHY BAILEY KUCHER, CLERK

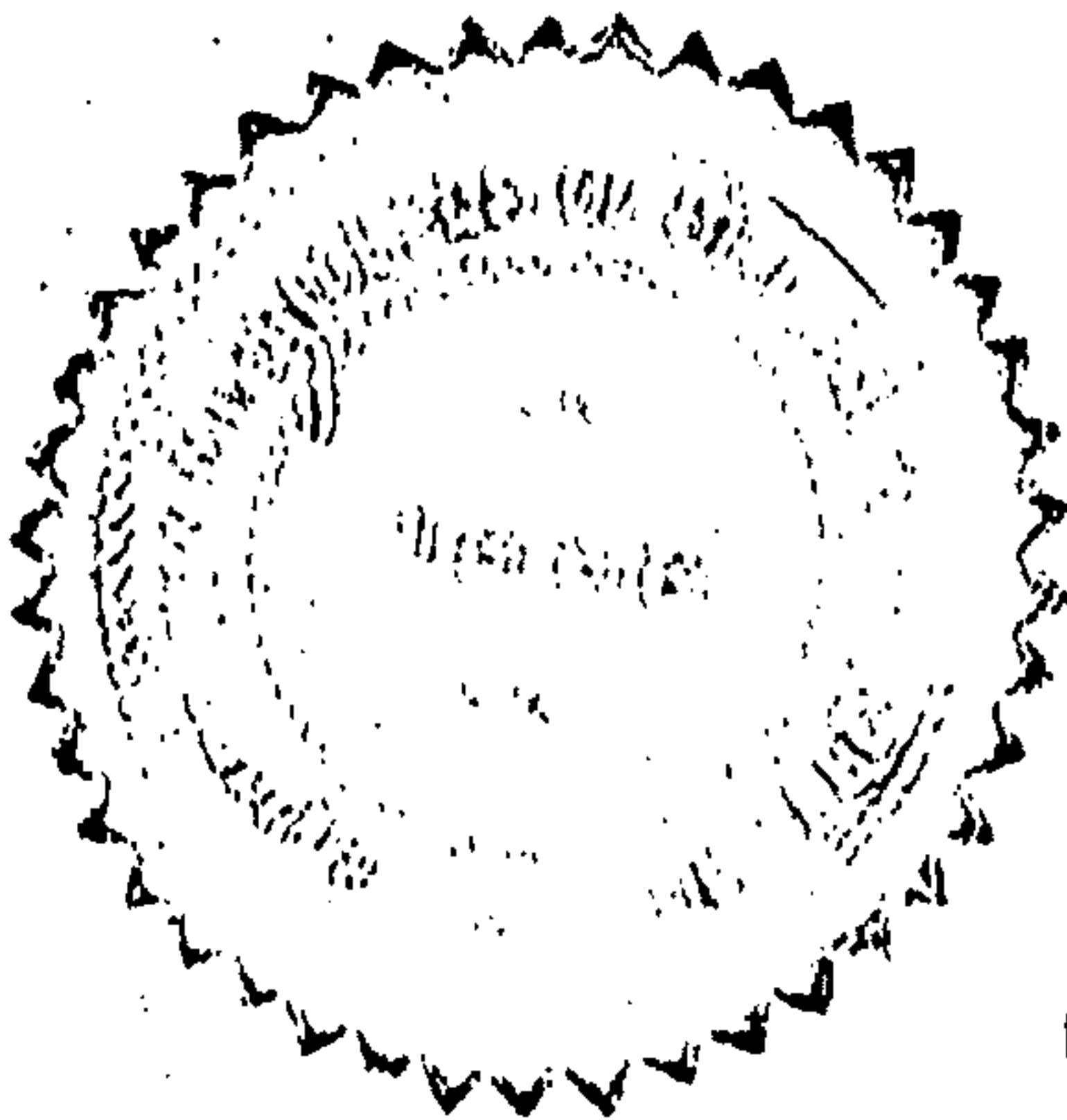
Redg. N/C

to the control of the causes of pollution and that said reports be made at the weekly meeting of the County Commissioners.

BE IT FURTHER RESOLVED, that this Resolution be effective immediately, and that a copy thereof be delivered, personally, to the Health Officer for St. Mary's County, Maryland.

DATE: July 16, 1971

THE BOARD OF COUNTY COMMISSIONERS
FOR ST. MARY'S COUNTY, MARYLAND



George R. Aud
George R. Aud, President

J. Wilmer Bowles
J. Wilmer Bowles, Commissioner

J. S. Guy, Jr.
J. S. Guy, Jr., Commissioner

Paul R. Raley
Paul R. Raley, Administrative Officer

No. 71-19

RECEIPT 116677

SUBJECT: Amendment to Merit System

R E S O L U T I O N

WHEREAS, the County Commissioners of St. Mary's County, Maryland, did on March 1, 1966, establish Rules and Regulations for Implementation of the Classified Service Act, by their Resolution 64-10; and

WHEREAS, the said County Commissioners do deem it advisable to amend the said Resolution; and

WHEREAS, the County Commissioners do have the authority to amend the said Regulations, per Section 15, Sub-section (a), of the Classified Service Act, as set forth in the Code of Public Local Laws of St. Mary's County, Maryland,

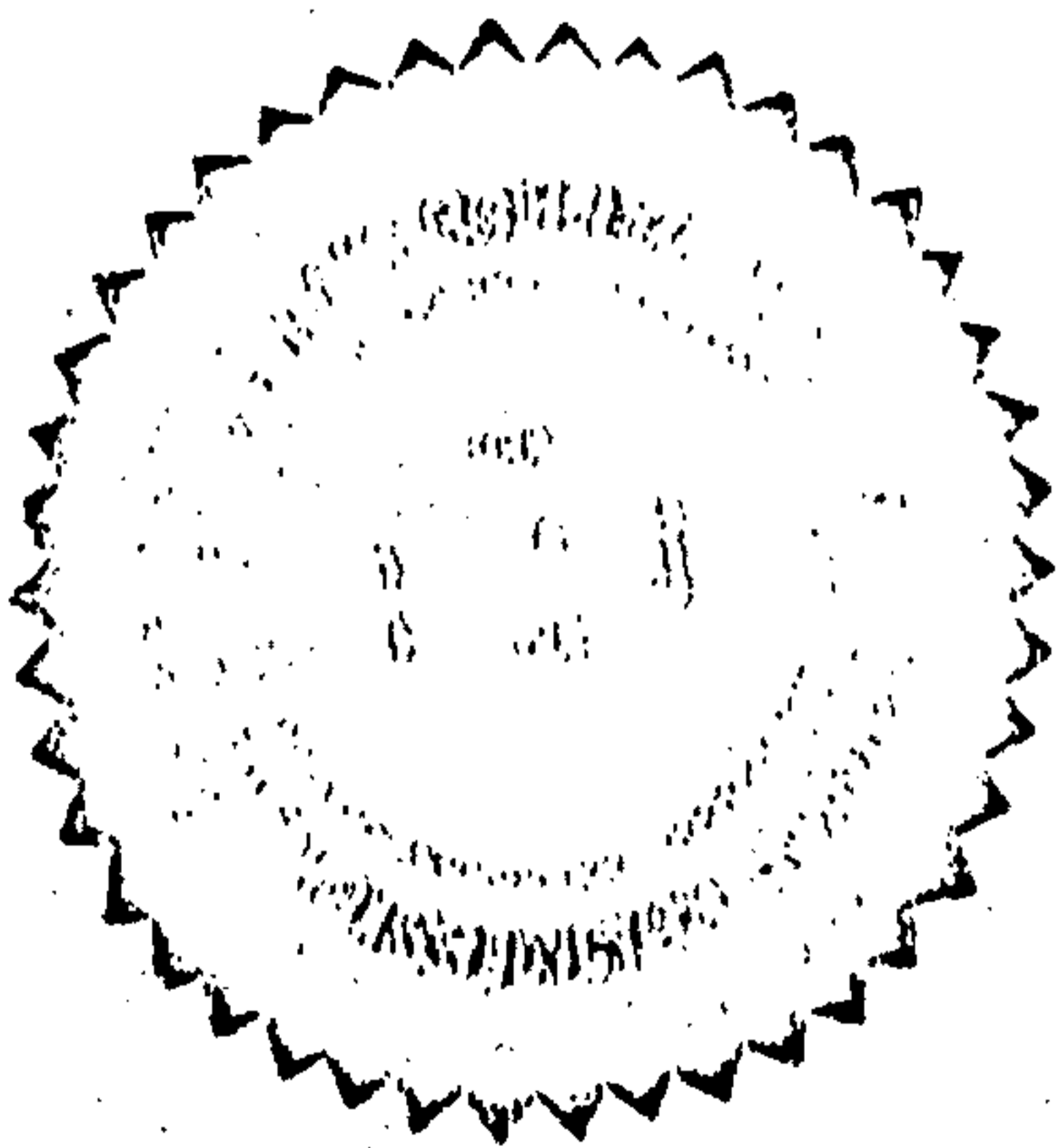
NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of St. Mary's County, Maryland, that there shall be added to Rule 16 - "Standards of Performance" of Resolution 64-10, one (1) new sub-section to follow immediately after Sub-section 16-5, and to be known as Sub-section 16-6, to read as follows:

16-6. An employee who is serving in a classification compensated by a salary grade shall, at the time of promotion, be placed in the increment of the higher grade which provides for an increase of at least 6% of his present grade. The application of this percentage increase shall not, however, place the employee in a higher increment in the new grade than he is receiving in his current grade. The application of this percentage increase applies to all reclassifications and there are instances where the actual percentage amount has been more than 6%; said increase effective July 1, 1970.

Received this 16th
day of April 19 73
at 11:26 o'clock A.M. for
RECORD AND RECORDED
DOROTHY BAILEY KUCHER, CLERK

Redg. N/c

THIS DATE: July 6, 1971



THE BOARD OF COUNTY COMMISSIONERS
OF ST. MARY'S COUNTY, MARYLAND

George R. Aud
George R. Aud, President

J. Wilmer Bowles
J. Wilmer Bowles, Commissioner

J. S. Guy, Jr.
J. S. Guy, Jr., Commissioner

Paul R. Raley
Paul R. Raley, Administrative Officer

RECEIPT 16678

No. 71-18

Subj: Rescission of Resolution
No. 81-10

RESOLUTION

WHEREAS, by Resolution No. 71-10, the County Commissioners of St. Mary's County, Maryland, resolved to levy an amusement tax pursuant to the authority granted in Section 403 of Article 81 of the Annotated Code of Maryland, and

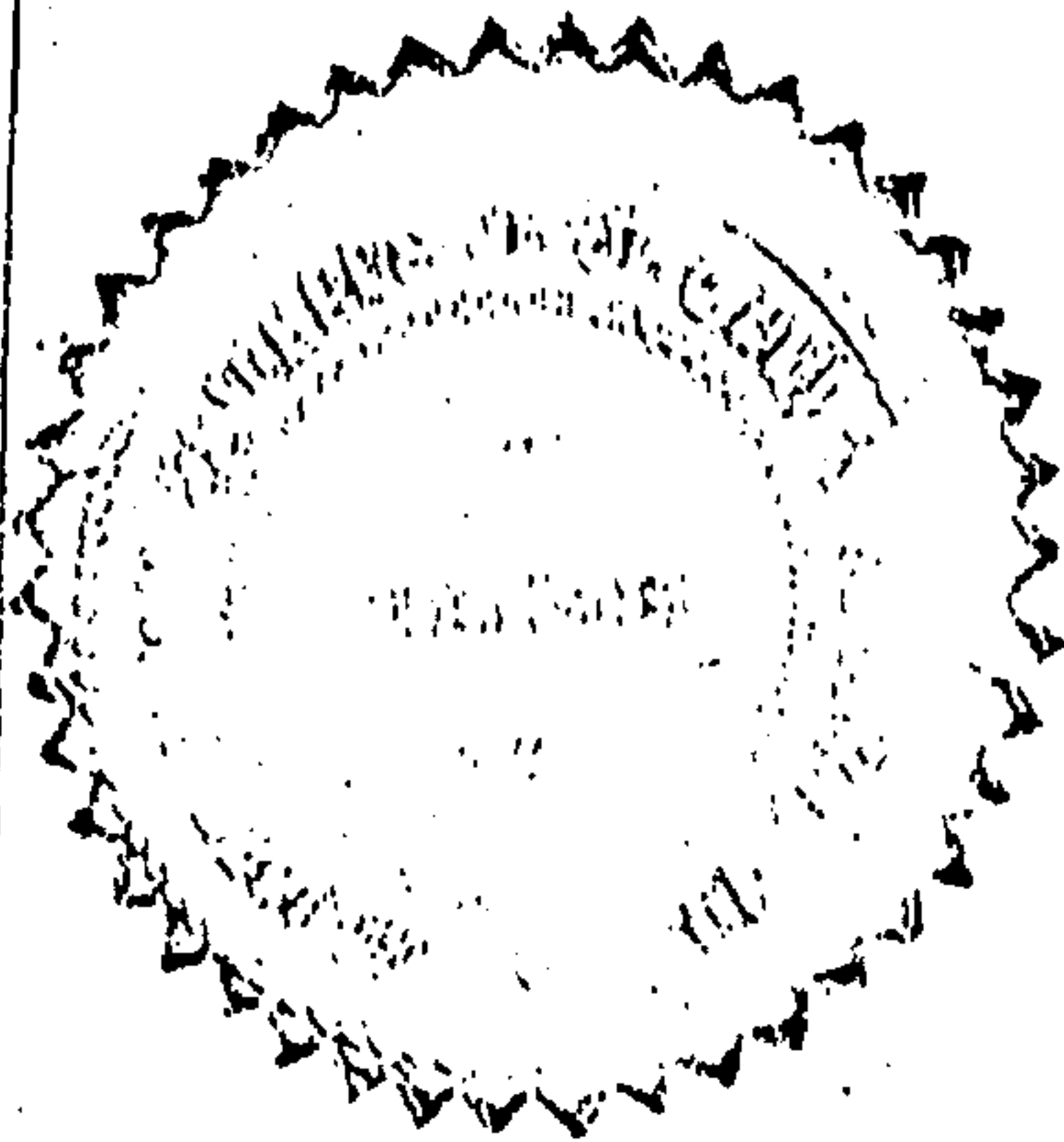
WHEREAS, the County Commissioners have considered that the adoption of the said Resolution 71-10 was not in the best interest of St. Mary's County in that it would tend to deter tourism and would place an excessive burden on certain types of businesses that are already overburdened.

THEREFORE, BE IT RESOLVED, by the County Commissioners of St. Mary's County, Maryland, that Resolution 71-10 be and the same is hereby rescinded and declared to be null and void and of no effect.

BE IT FURTHER RESOLVED, that the Comptroller of the State of Maryland be advised of this Resolution,

BE IT FURTHER RESOLVED, that this Resolution be effective, July 1, 1971.

This date: June 23, 1971



THE BOARD OF COUNTY COMMISSIONERS
OF ST. MARY'S COUNTY, MARYLAND

George B. Aud
George B. Aud, President

J. Wilmer Bowles, Commissioner

J. S. Guy, Jr.
J. S. Guy, Jr., Commissioner

Attest:

Paul R. Raley
Paul R. Raley
Administrative Officer

Received this *16th*
day of *April* 19 *73*
at *11:27* A.M. for
RECORD AND RECORDED

DOROTHY BAILEY KUCHER, CLERK

Rcdg. N/C

RECEIPT *166-29*

No. 71-17

Subj: Rescission of Resolution
No. 66-6

RESOLUTION

WHEREAS, by Resolution No. 66-6, the County Commissioners of St. Mary's County, Maryland, resolved to levy an amusement tax pursuant to the authority granted in Section 403 of Article 81 of the Annotated Code of Maryland, and

WHEREAS, the County Commissioners have considered that the adoption of the said Resolution 66-6 was not in the best interest of St. Mary's County in that it would tend to deter tourism and would place an excessive burden on certain types of businesses that are already overburdened.

THEREFORE, BE IT RESOLVED, by the County Commissioners of St. Mary's County, Maryland, that Resolution No. 66-6 be and the same is hereby rescinded and declared to be null and void and of no effect,

BE IT FURTHER RESOLVED, that the Comptroller of the State of Maryland be advised of this Resolution,

BE IT FURTHER RESOLVED, that this Resolution be effective, July 1, 1971.

This date: June 23, 1971



THE BOARD OF COUNTY COMMISSIONERS
OF ST. MARY'S COUNTY, MARYLAND

George R. Aud
George R. Aud, President

J. Wilmer Bowles, Commissioner

J. S. Guy, Jr.
J. S. Guy, Jr., Commissioner

Attest:

Paul R. Raley
Paul R. Raley
Administrative Officer

Received this 16th
day of April 19 73
at 11:30 A. M., for
RECORD AND RECORDED

DOROTHY BAILEY KUCHER, CLERK

BOOK 001 PAGE 232 *Redg N/C*

RESOLUTION

16683
RECEIPT

No. 72- 12

Subject: Regulations of County
Owned or Operated Parks

WHEREAS: The Department of Recreation and Parks, an agency of the County Commissioners of St. Mary's County, Maryland, has been experiencing many acts of vandalism in the parks and recreational areas most of which occur after dark, and

WHEREAS, these acts of vandalism cause a great financial burden on the Department of Recreation and Parks which in the final analysis is paid by the taxpayers of the County, and

WHEREAS, stringent measures must be adopted by the County to prevent further acts by vandals, this Resolution is promulgated.

NOW THEREFORE, BE IT RESOLVED by the County Commissioners of St. Mary's County, Maryland as follows:

1. No motor vehicles or any self propelled vehicle used for transportation shall be permitted in any park or recreational area except on access roads and parking areas or designated paths.
2. No horses shall be permitted in the parks or recreational areas except on access roads and parking areas or designated paths.
3. All parks and recreational areas shall be closed at sundown and all parks and recreational areas shall be posted with signs notifying the public that anyone entering the parks or recreational areas without permission as set forth below, after sundown will be considered trespassers and will be prosecuted as trespassers after notice.
4. The County Commissioners reserve the right to grant to individual groups or organizations which are under proper guidance and control, permits to use the parks and recreational areas after closing hours, provided application is made to the Department of Parks and Recreation in accordance with rules to be established by said Department.

By Order of the County Commissioners

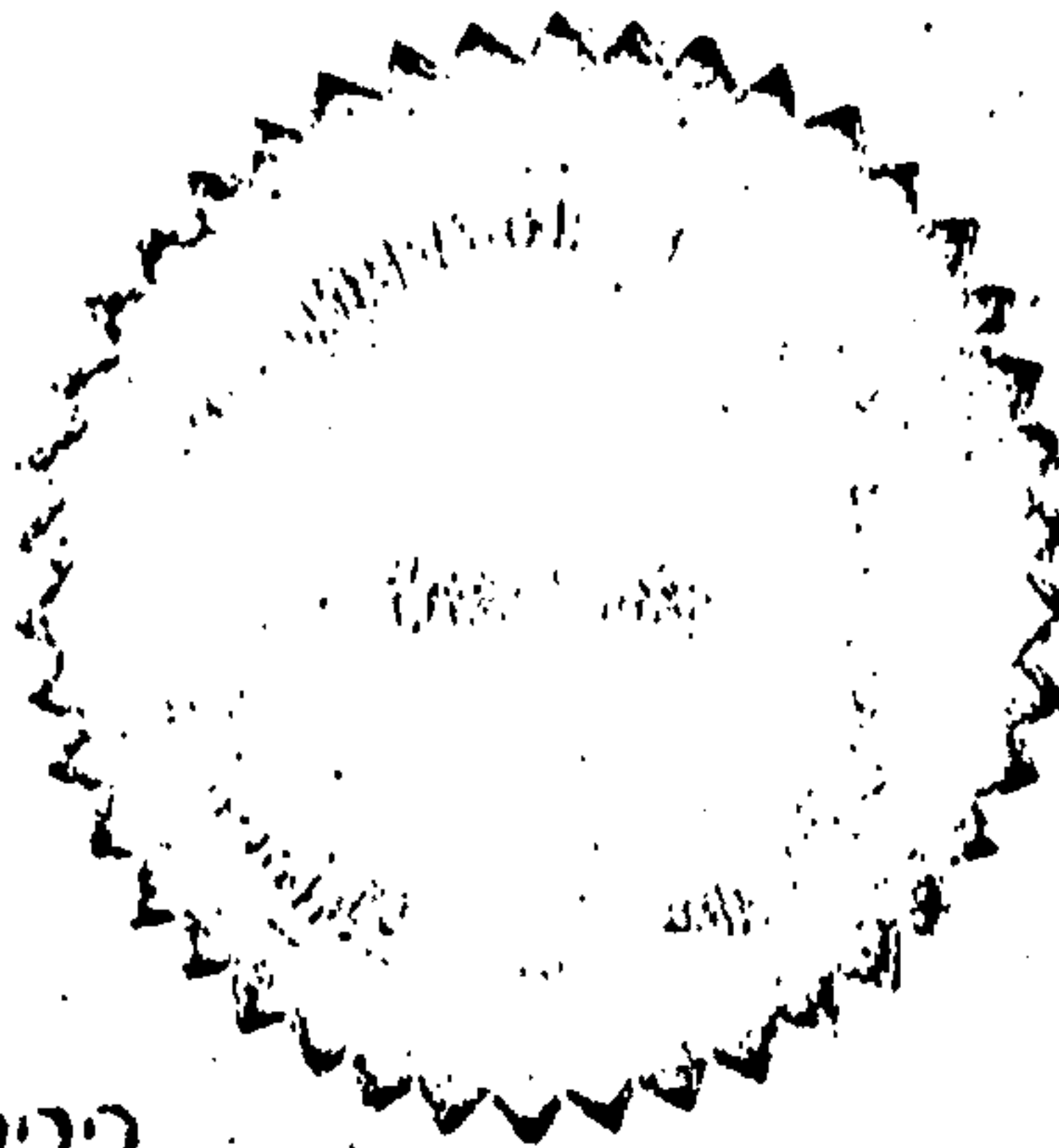
By George R. Aud
George R. Aud, President

Paul R. Raley
Paul R. Raley, Administrative Officer

Effective Date: April 18, 1972

Received this 16th
day of April 1973
at 1:45 o'clock P. M., for
RECORD AND RECORDED

DOROTHY BAILEY KUCHER, CLERK
Rdy Ne



No. 72-16

Subj: 1972-73 Tax Rate
1972-73 Budget

RECEIPT 16683

RESOLUTION

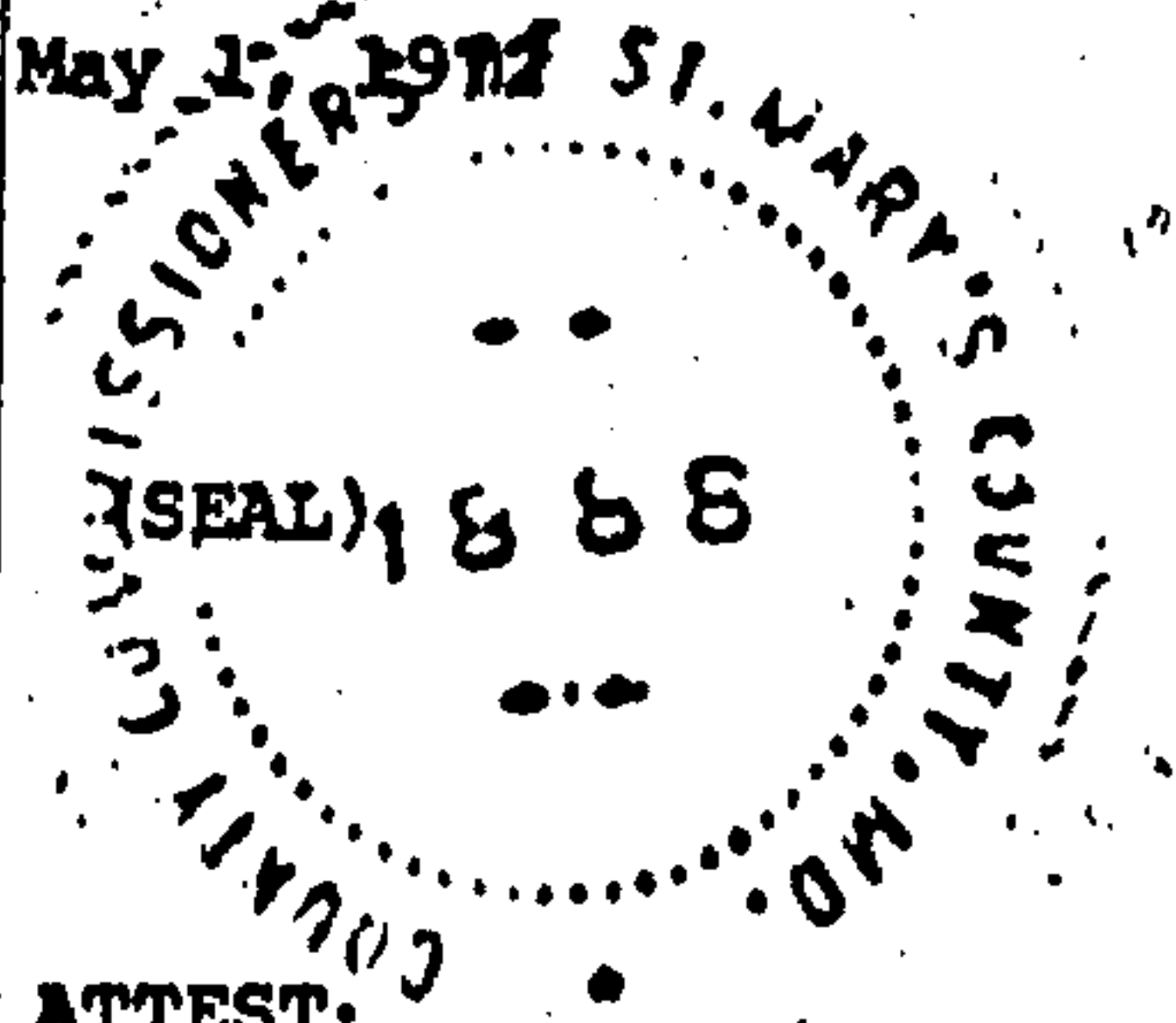
THE FOLLOWING IS AN EXCERPT FROM THE MINUTES OF THE BOARD OF COUNTY COMMISSIONERS

The Board of County Commissioners convened in special session with Mr. Harris Sterling, Secretary of the Board of Estimates, to review and adopt the St. Mary's County Budget for the fiscal year 1972-73.

The Board of County Commissioners adopted the overall budget for St. Mary's County in the amount of \$8,048,280.13. The tax rate was fixed at \$2.30.

BY ORDER OF THE BOARD OF COUNTY COMMISSIONERS OF ST. MARY'S COUNTY

This date:



ATTEST:

Paul R. Raley
Paul R. Raley
Administrative Officer

George R. Aud
George R. Aud, President

Received this 16th
day of April 1973
at 1:46 o'clock P. M., for
RECORD AND RECORDED

DOROTHY BAILEY KUCHER, CLERK

Rdg NC

No. 72-17

Subj: LOCAL INCOME TAX

RECEIPT 16683

RESOLUTION

WHEREAS, Section 283 of Article 81, as enacted by Chapter 142 of the Acts of the 1967 General Assembly as amended by Chapters 452 and 656 of the Acts of the 1968 General Assembly, authorizes the counties and the City of Baltimore to adopt a local income tax imposed upon the residents of the county or the City as a percentage of the liability of the residents for State income tax but not exceeding fifty percent (50%) of the State income tax liability, and

WHEREAS, the levy of this local income tax will provide funds to St. Mary's County in lieu of its previous share of the State income tax and will provide funds for payment by the County to the incorporated municipalities of their previous share of the State income tax,

WHEREAS, Section 283 (d) of Article 81, as enacted by Chapter 452 of the Acts of the 1968 Assembly, requires that every county and the City of Baltimore levy a local income tax of not less than a rate of twenty percent (20%) of the State income tax liability or such exact multiple of five percent (5%) of the State income tax liability that equals or exceeds the amount required to pay the principal and interest owed by the County on the State school construction loan,

THEREFORE, BE IT RESOLVED, by the Board of County Commissioners of St. Mary's County, Maryland pursuant to the power, authority and requirement contained in Section 283 of Article 81, as enacted by Chapter 142 of the Acts of the 1967 General Assembly as amended by Chapters 452 and 656 of the Acts of the 1968 General Assembly, that an income tax of fifty percent (50%) of the State income tax liability is levied upon the residents of St. Mary's County for the calendar year beginning January 1, 1972, and this rate shall continue in effect for each succeeding calendar year until changed by the Board of County Commissioners of St. Mary's County, Maryland, on or before July 1st in the calendar year in which the rate is established.

This date: May 1, 1972



George R. Aud

George R. Aud, President of
The Board of County Commissioners
of St. Mary's County, Maryland

Paul R. Raley
Paul R. Raley
Administrative Officer

Received this 16th
day of April 1973
at 1:48 P. M., for
RECORD AND RECORDED

DOROTHY BAILEY KUCHER, CLERK

Redg NC.

To. Commis of St. Mary's

5-17-73

BOOK 001 PAGE 236

RECEIPT 1683

No. 72-23

Received this 16th
day of April 1973
at 1:49 o'clock P. M., for
RECORD AND RECORDED

Subj: Supporting Changes in
Article 66B - Tri-County
Commissioners for Southern
Maryland

DOROTHY DANLEY KITCHER, CLERK

Relg NC

RESOLUTION

WHEREAS UNDER EXISTING MARYLAND LAW, it is only possible to re-zone properties by proving either substantial change in the character of the neighborhood where the property is located, or that there was a mistake in the existing zoning classification:

WHEREAS, recent amendments to Article 66B have been prepared to clarify the proof of substantial change aspects of the law by clearly defining what Findings of Fact in each specific case required:

AND WHEREAS, the County Commissioners of St. Mary's County, Maryland feel that such an amendment would provide a clearer definition of what is meant by change and therefore, provide for more comprehensive evaluations of re-zoning requests:

NOW THEREFORE, be it resolved by the County Commissioners of St. Mary's County, Maryland, hereby endorse the proposed amendment.

Effective date: September 5, 1972

ATTEST:

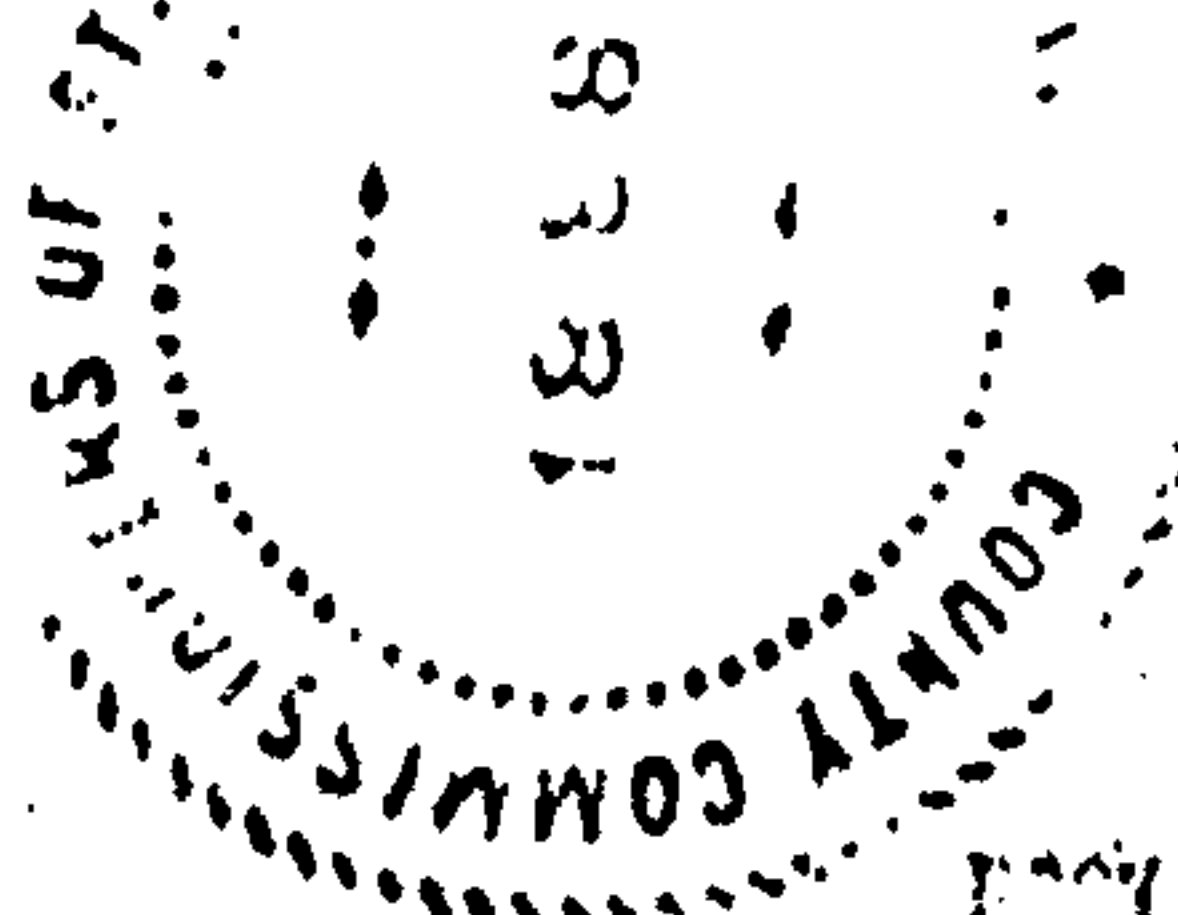
COUNTY COMMISSIONERS OF ST. MARY'S COUNTY, MARYLAND

Paul R. Raley
Paul R. Raley...
Administrative Officer

George R. Aud
George R. Aud, President

J. Wilmer Bowles
J. Wilmer Bowles, Commissioner

J. S. Guy, Jr.
J. S. Guy, Jr., Commissioner



BOOK 001 PAGE 236

To the same

5-17-73

FORM 001 MAR 237

RECEIPT 16.83.

No. 72-30
Subj. Supplemental Budget for
the Board of Education

RESOLUTION

WHEREAS, The Board of Education has informed the County Commissioners that it would receive less money from the State and Federal Governments, and

WHEREAS, The County Commissioners of St. Mary's County are advised that failure to receive full funding from State and Federal sources would place the Board of Education in a serious financial position, and

WHEREAS, the County Commissioners of St. Mary's County have agreed that upon submission by the Board of Education of satisfactory evidence that it has not received and will not receive the total revenues outlined in the budget, and

WHEREAS, The County Commissioners have advanced the sum of \$50,000.00 towards the supplemental budget leaving up to \$150,000.00 for the supplemental budget if and when satisfactory evidence of non-receipt of anticipated revenues is submitted.

NOW THEREFORE BE IT RESOLVED, By the County Commissioners of St. Mary's County, this 10th day of October, 1972, hereby establish a reserve account in the amount of \$150,000.00 to be paid to the Board of Education upon satisfactory evidence being submitted by said Board that said monies has not been received and will not receive the total revenues outlined in the budget for the fiscal year, July 1, 1971, through June 30, 1972.

ATTEST:

THE COUNTY COMMISSIONERS OF
ST. MARY'S COUNTY, MARYLAND

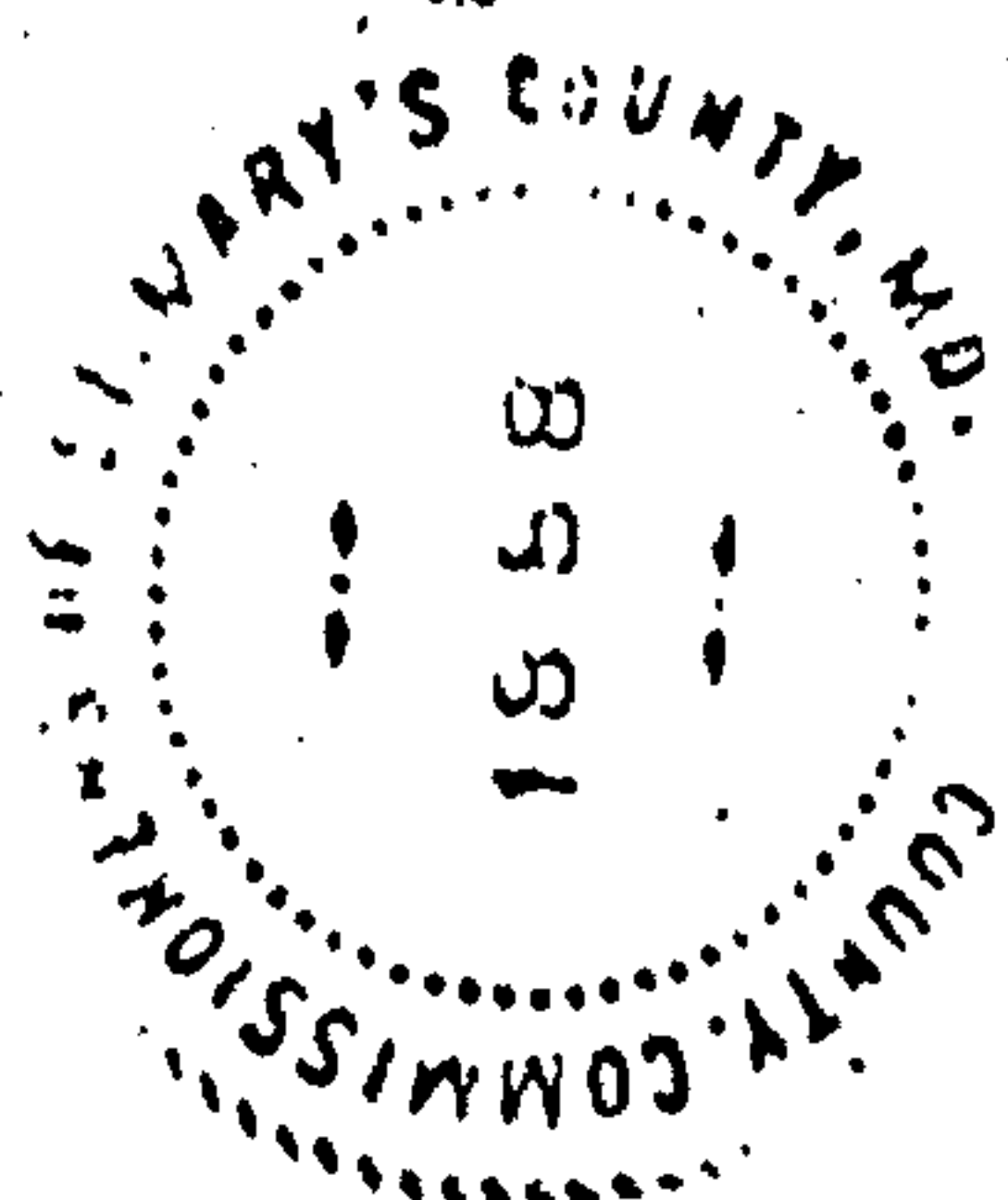
Judith D. Bowles
Judith D. Bowles
Secretary

George R. Aud
George R. Aud, President

J. Wilmer Bowles
J. Wilmer Bowles, Commissioner

J. S. Guy, Jr.
J. S. Guy, Jr., Commissioner

Date: Effective October 10, 1972



Received this 16th
day of April 1973
at 1:50 o'clock P. M., for
RECORD AND RECORDED
NOROTHY BAILEY KUCHER, CLERK *Ridg NC.*

FORM 001 MAR 237

Del. Co. Commis. 5-17-73

Liber 1 Folio 238

No. 73-8

Subj: Industrialized Buildings and Mobile Homes

RECEIPT 16772

ORDINANCE

WHEREAS, The County Commissioners of St. Mary's County, Maryland in order to provide for the health, safety, property and welfare of the people of St. Mary's County, being aware of the numerous complaints and problems arising out of the placing of mobile homes and industrialized buildings and,

WHEREAS, The County Commissioners deem it advisable and necessary to place the following restrictions on the installation and placing of mobile homes in St. Mary's County,

NOW THEREFORE BE IT RESOLVED, By the Board of County Commissioners for St. Mary's County that all industrialized buildings and mobile homes transported to or erected in St. Mary's County for the purpose of habitation must be labeled as meeting the criteria of the State of Maryland Industrialized Building and Mobile Home Regulations, adopted pursuant to Article 41, Section 266EE-1 thru 6, of the Annotated Code of Maryland. Satisfactory evidence of compliance herewith must be demonstrated prior to the issuance of a building permit by St. Mary's County.

Any person who violates any provision of the Act or any rule or regulation pursuant hereto is guilty of a misdemeanor, and upon conviction for each offense shall be fined not more than one-thousand dollars (\$1,000).

Effective Date:
April 17, 1973

BY ORDER OF THE BOARD OF COUNTY COMMISSIONERS OF ST. MARY'S COUNTY MARYLAND

Received this 18th

day of April 19 73

at 1:35 o'clock P. M., for
RECORD AND RECORDER

J. Wilmer Bowles
J. Wilmer Bowles, President

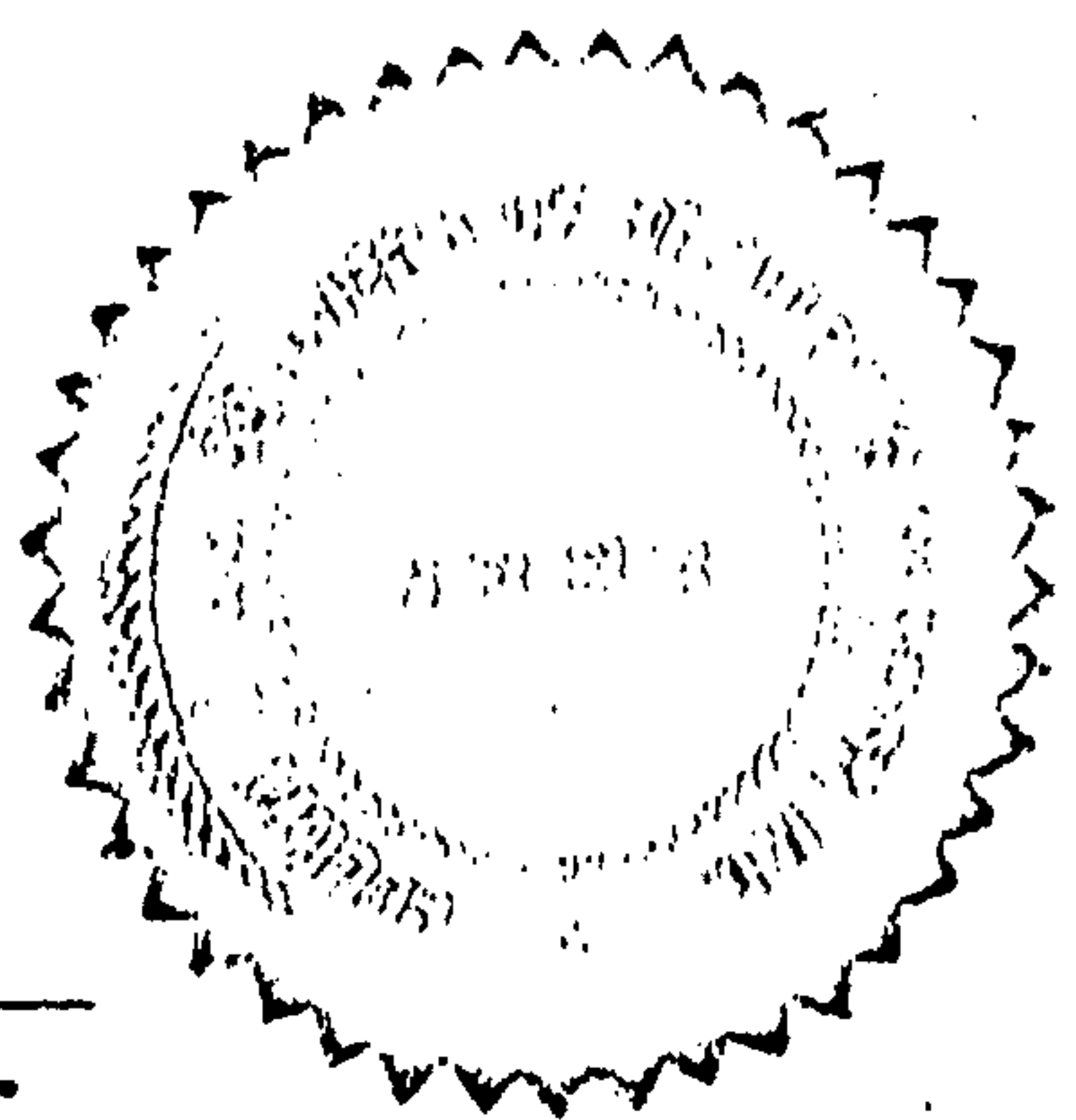
Attest: DOROTHY BAILEY KUCHER, CLERK
Redg. N.C.

George R. Aud
George R. Aud, Commissioner

Paul R. Raley
Paul R. Raley
Administrative Officer

J. S. Guy, Jr.
J. S. Guy, Jr., Commissioner

APPROVED BY
Josy D. W...
COUNTY ATTORNEY
DATE



Liber 1 Folio 238

BOOK 001 PAGE 239

RECEIPT 16920

No. 73-12

Subj: TALL TIMBERS EROSION TAX

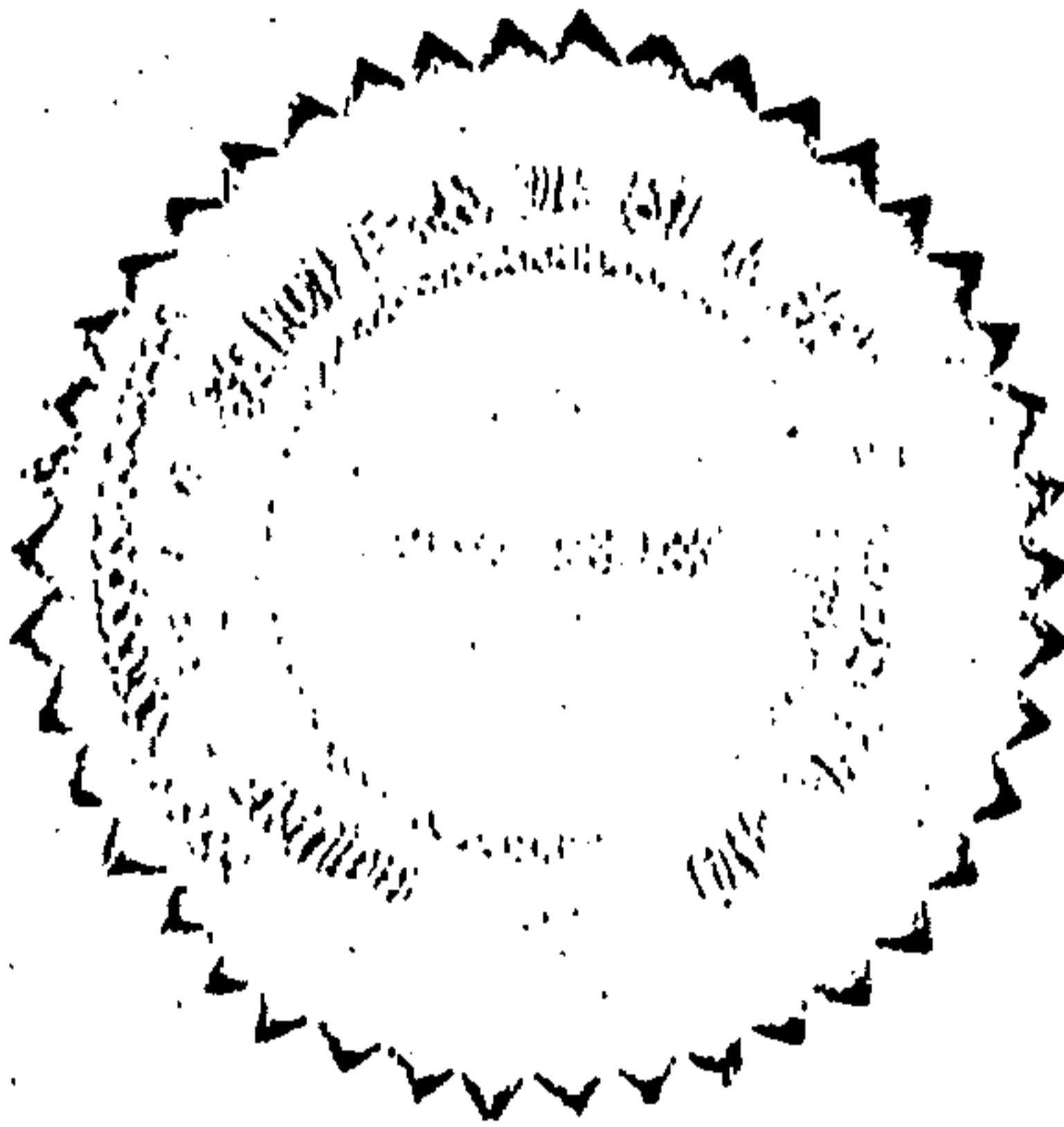
RESOLUTION

WHEREAS, the County Commissioners of St. Mary's County, Maryland, acting as the District Council, by virtue of Article 25, Section 166-A of the Annotated Code of Maryland, is charged with the duty of levying against all assessable property in each erosion district a sufficient sum to take care of expenses and all necessary repairs to the erosion prevention work constructed in each district,

THEREFORE, BE IT RESOLVED, that the County Commissioners of St. Mary's County, Maryland, acting as a District Council, hereby levies a tax of \$2.00 per \$100.00 on the assessable property in the erosion district known as the Tall Timbers Erosion District. This assessment shall be effective for the taxable year of 1973 and for every year thereafter until amended or changed by action of the County Commissioners of St. Mary's County, Maryland, acting as the District Council.

This date: May 1, 1973

BOARD OF COUNTY COMMISSIONERS
OF ST. MARY'S COUNTY, MARYLAND



J. Wilmer Bowles
J. Wilmer Bowles, President

George R. Aud
George R. Aud, Commissioner

J. S. Guy, Jr.
J. S. Guy, Jr., Commissioner

Attest:

Paul R. Raley
Paul R. Raley
Administrative Officer

Received this 2nd
day of May 1973
at 10:15 o'clock 9 A. M. for
RECORD AND RECORDED

DOROTHY BAILEY KUCHER, CLERK

NC

BOOK 001 PAGE 239

EX-1001 240

RECEIPT 16920

No. 73-13

Subj: 1973-74 Budget
1973-74 Tax Rate

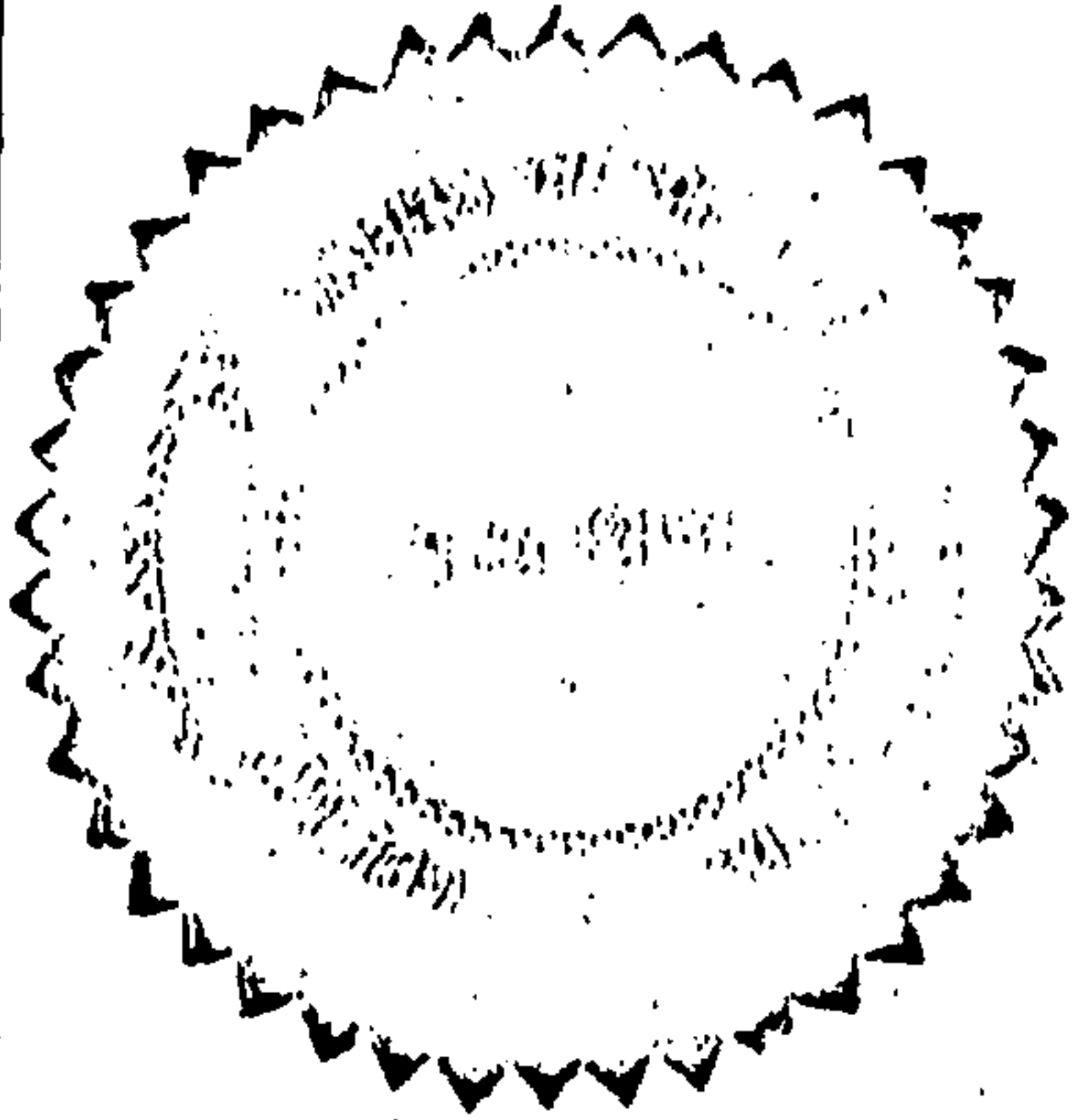
RESOLUTION

The following is an excerpt from the minutes of the Board of County Commissioners:

The Board of County Commissioners convened in special session with Mr. Harris Sterling, Secretary of the Board of Estimates, to review and adopt the St. Mary's County Budget for the fiscal year 1973-74.

The Board of County Commissioners adopted the overall budget for St. Mary's County in the amount of \$12,144,591. The tax rate was fixed at \$2.55.

This date: May 1, 1973 BY ORDER OF THE BOARD OF COUNTY COMMISSIONERS OF ST. MARY'S COUNTY



J. Wilmer Bowles
J. Wilmer Bowles, President

George R. Aud
George R. Aud, Commissioner

J. S. Guy, Jr.
J. S. Guy, Jr., Commissioner

Attest:

Paul R. Raley
Paul R. Raley
Administrative Officer

Received this 2nd
day of May 1973
at 10:15 o'clock A. M., for
RECORD AND RECORDED

DOROTHY BAILEY KUCHER, CLERK
NC

EX-1001 240

Lo. Co. Records

5-17-73

RECEIPT 16920

BOOK 001 PAGE 241

No. 73-14

Subj: LOCAL INCOME TAX

RESOLUTION

WHEREAS, Section 283 of Article 81, as enacted by Chapter 142 of the Acts of the 1967 General Assembly as amended by Chapters 452 and 656 of the Acts of the 1968 General Assembly, authorizes the counties and the City of Baltimore to adopt a local income tax imposed upon the residents of the county or the City as a percentage of the liability of the residents for State income tax but not exceeding fifty percent (50%) of the State income tax liability, and

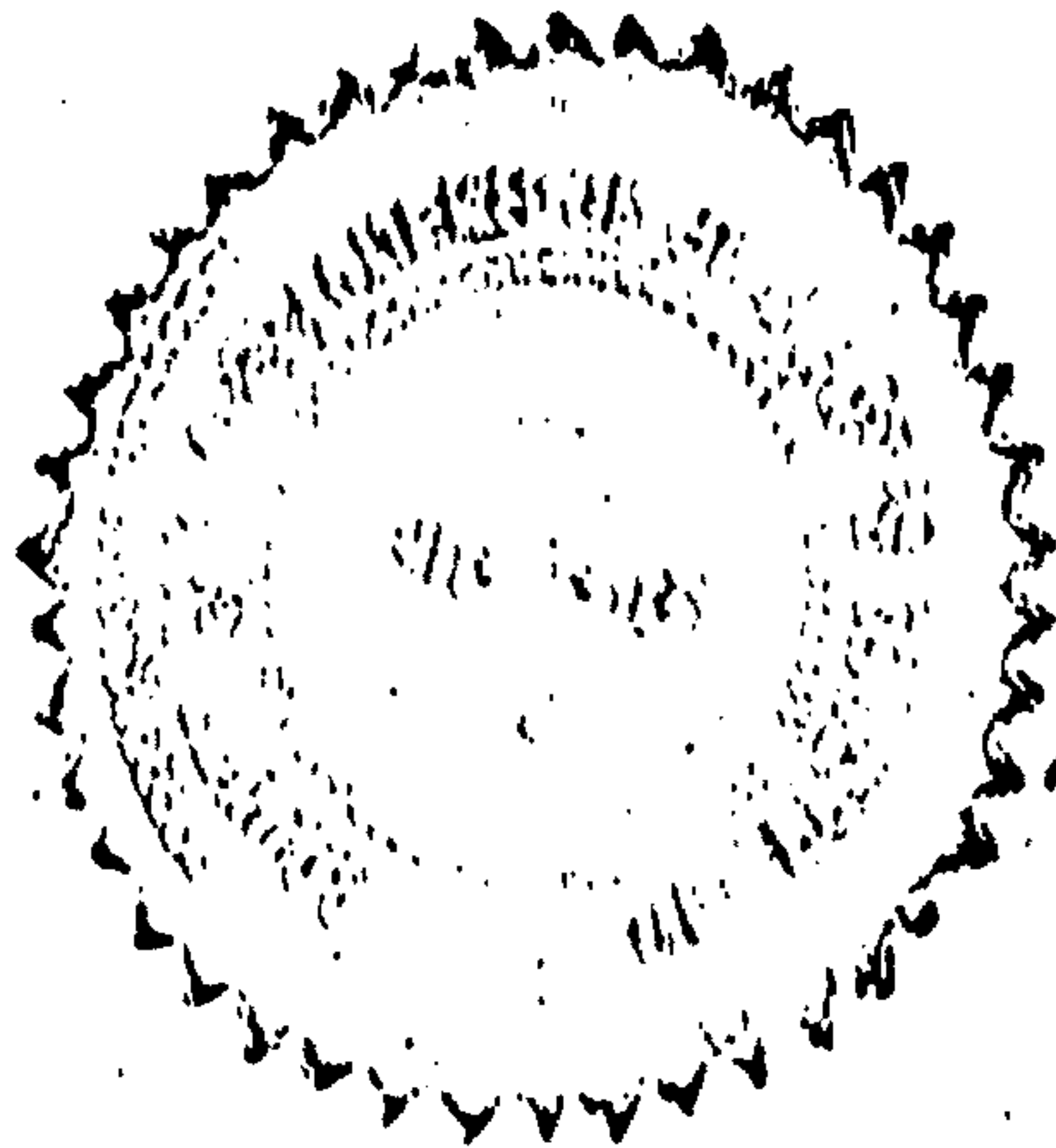
WHEREAS, The levy of this local income tax will provide funds to St. Mary's County in lieu of its previous share of the State income tax and will provide funds for payment by the County to the incorporated municipalities of their previous share of the State income tax,

WHEREAS, Section 283 (d) of Article 81, as enacted by Chapter 452 of the Acts of the 1968 Assembly, requires that every county and the City of Baltimore levy a local income tax of not less than a rate of twenty percent (20%) of the State income tax liability or such exact multiple of five percent (5%) of the State income tax liability that equals or exceeds the amount required to pay the principal and interest owed by the County on the State school construction loan,

THEREFORE, BE IT RESOLVED, By the Board of County Commissioners of St. Mary's County, Maryland pursuant to the power, authority and requirement contained in Section 283 of Article 81, as enacted by Chapter 142 of the Acts of the 1967 General Assembly as amended by Chapters 452 and 656 of the Acts of the 1968 General Assembly, that an income tax of fifty percent (50%) of the State income tax liability is levied upon the residents of St. Mary's County for the calendar year beginning January 1, 1973, and this rate shall continue in effect for each succeeding calendar year until changed by the Board of County Commissioners of St. Mary's County, Maryland, on or before July 1st in the calendar year in which the rate is established.

This date: May 1, 1973

BOARD OF COUNTY COMMISSIONERS
OF ST. MARY'S COUNTY, MARYLAND



J. Wilmer Bowles
J. Wilmer Bowles, President

George R. Aud
George R. Aud, Commissioner

J. S. Guy, Jr.
J. S. Guy, Jr., Commissioner

Attest:

Paul R. Raley
Paul R. Raley
Administrative Officer

Received this 1st
day of May 1973
at 10:15 o'clock A. M., for
RECORD AND RECORDED

DOROTHY BAILEY KUCHER, CLERK

N.C.

BOOK 001 PAGE 241

RECEIPT 19788

No. 73-26

Subj: Volumes IV and Figures "W-1"
and "S-1"COMPREHENSIVE WATER AND SEWERAGE
PLAN for St. Mary's County, Md.RESOLUTION

WHEREAS, The Board of County Commissioners of St. Mary's County did, on December 23, 1969, adopt a Comprehensive Water and Sewerage Plan, and,

WHEREAS, said Comprehensive Water and Sewerage Plan thereafter was submitted to the Maryland State Department of Health and was approved by letter dated April 6, 1970, and,

WHEREAS, said Board of County Commissioners have, to aid in the preparation of Revisions and Amendments to said Comprehensive Plan, as of July 1, 1973, designated as its agent Beavin Company, Consulting Engineers, of Baltimore, Maryland, and,

WHEREAS, said Revisions and Amendments have been prepared in consultation with interested local and State officials and this Board submitted in preliminary form to said cognizant State officials and this Board, subjected to a public hearing which was duly advertised and held in the Technical Center near Leonardtown, Maryland on August 20, 1973, and

WHEREAS, the said Board of County Commissioners desires to list specific changes in Water and Sewerage Categories they are hereinafter set forth, namely

1. Luckland Run Sanitary District
 - a. Wicomico Shores, remain S-2
 - b. Wicomico Shores, change from W-5 to W-2
 - c. Mill Point Shores, change from S-5 to S-4
 - d. Mill Point Shores, change from W-5 to W-4.

2. Dukehart's Creek Sanitary District

- a. Longview Beach, change from S-5 to S-4.
- b. Dukehart's Creek, River Springs, Colton Point, change from S-5 to S-4.
- c. St. Clement Shores, remain S-4.
- d. St. Clement Shores, Change from W-5 to W-4.
- e. Breton Bay Estates and Society Hill - change from S-5 to S-4.
- f. Breton Bay Estates and Society Hill - change from W-5 to W-4.

3. Leonardtwn Sanitary District

- a. Part of Breton Bay Estates (in 17-K-80 and 17-K-90) change from S-5 to S-4.
- b. Part of Breton Bay Estates (in 17-K-80 and 17-K-90) change from W-5 to W-4.
- c. Rectangular portion of Leonardtown and southwest area (to McIntosh Creek) remain in S-3.
- d. Rectangular portion of Leonardtown, change from W-3 to W-1.
- e. Area southwest of Leonardtown, remain in W-3.
- f. Northwest part of Leonardtown planning area, remain in W-4.
- g. Northwest part of Leonardtown planning area, remain in S-4.
- h. Northeast part of planning area of Leonardtown (to Cedar Lane) remain in W-4.
- i. Northeast part of planning area of Leonardtown (to Cedar Lane) remain in W-4.
- j. Area bounded by Leonardtown on the west, on the north by a line drawn parallel to and 500 feet north of Route 5, and on the south by the Moldier Creek divide, change from S-5 to S-3.

- k. Area bounded by Leonardtown on the west, on the north by a line drawn parallel to and 500 feet north of Route 5, and on the south by the Moldier Creek divide, change from W-5 to W-3.
 - l. SATAV Subdivision, change from W-5 to W-1.
 - m. Hollywood area, remain in W-4.
4. Flood Creek Sanitary District
- a. Technical Center site area, change from S-5 to S-3.
5. Piney Point Sanitary District
- a. Piney Point - Tall Timbers, remain S-3.
 - b. Piney Point - Tall Timbers, remain W-3.
 - c. St. Georges Island change from S-5 to S-4.
6. Lake Conoy Sanitary District
- a. No changes.
7. Carroll Pond Sanitary District
- a. Webster Field, NESTEF, St. Inigoes Neck, outfall and west half of Jutland Neck, change from S-5 to S-4.
 - b. Webster Field, NESTEF, St. Inigoes Neck, and west half of Jutland Neck, change from W-5 to W-4.
 - c. St. Mary's City, Convention Center change from S-5 to S-3.
 - d. St. Mary's City, Convention Center change from W-5 to W-3.
8. Pine Hill Run Sanitary District
- a. St. Mary's City and St. Mary's College, change from S-5 to S-3.
 - b. St. Mary's City and St. Mary's College, change from W-5 to W-3.
 - c. Fisherman Creek Sewage Pumping Station, Force Main and rights-of-way, change from S-5 to S-3.
 - d. Bay Interceptor, 20' permanent right-of-way, necessary construction right-of-way, change from S-5 to S-3.
 - e. Norris Pond and Page Pond drainage areas, east of Route 235, north of Biscoe Pond divide, to Beaverdam Creek area, change from S-5 to S-4.

- f. Norris Pond and Page Pond drainage areas, east of Route 235, north of Biscoe Pond divide, to Beaverdam Creek area, change from W-5 to W-4.
- g. Willow Run Farm, Section 1, change from W-4 to W-2.
- h. Industrial area around County Airport and area along Route 235 to California change from S-5 to S-3.
- i. Industrial area around County Airport and area along Route 235 to and through California, change to W-3.
- j. St. Mary's River and Cedar Run interceptors, 20' rights-of-way and necessary construction rights-of-way, change from S-5 to S-3.
- k. St. Andrews Church Road Sewage Pumping Station, Saints Branch Trunk Sewer and Force Main, 20' rights-of-way and necessary construction rights-of-way, change from S-5 to S-3.
- l. Hollywood area, remain in W-4.
- m. Peggs Lane well complex and water mains, Route 235, 16" and 12" water mains, elevated tank and connections thereto, and 12" mains connecting to the old Patuxent Water System, change from W-4 to W-2.

9. Manor Run Sanitary District

- a. No changes.

10. Indian Creek Sanitary District

- a. Charlotte Hall - Mechanicsville Area, remain in W-4.
- b. Old part of Golden Beach, change from S-5 to S-4.
- c. Old part of Golden Beach, change from W-5 to W-4.

The above changes are shown on Figures "W-1" and "S-1" revised 7-1-73.

All categories not specifically changed herein shall remain as previously established.

WHEREAS, the Board of County Commissioners has reviewed and approved Volume IV Revisions and Amendments, and Figures "W-1" Water System, and "S-1" Sewerage, revised 7/1/73 now, therefore

BE IT RESOLVED, this 11th day of September, 1973 that the above referenced Volume IV Revisions and Amendments, and Figures "W-1" and "S-1" are hereby adopted by the Board of County Commissioners of St. Mary's County, Maryland, and,

BE IT FURTHER RESOLVED, that said Volume IV Revisions and Amendments, and Figures "W-1" and "S-1" be printed and four copies be submitted to the Maryland State Department of Health, no later than October 1, 1973.

THE BOARD OF COUNTY COMMISSIONERS OF ST. MARY'S COUNTY, MARYLAND

This date September 25, 1973



J. Wilmer Bowles
J. Wilmer Bowles, President

George P. Aud
George P. Aud, Commissioner

J. S. Guy
J. S. Guy, Commissioner

Attest:

Secretary Judith A. Mullins

Received this 26th
day of Sept 19 73
at 11:54 o'clock A. M. for
RECORD AND RECORDED
DOROTHY BAILEY KUCHER, CLERK

Redg N/C

Del. Co. Comm. of St. Mary's

10-12-73 Dorothy Bailey Kucher, Clerk

RECEIPT 20003

No. 73-29

Received this 10th
day of Oct. 19 73

at 9:54 o'clock A.M. for
RECORD AND RECORDED

DOROTHY BAILEY KUCHER, CLERK

Redg. N/c

Subj: TEMPORARY SUSPENSION OF THE
PRIVILEGE OF RESIDENTIAL PLAT-
TING WITHIN THE MECHANICSVILLE
AND WHITE MARSH ELEMENTARY
SCHOOL DISTRICTS

RESOLUTION

WHEREAS, Due to the amount of residential subdivisions that have occurred during the past year in the area designated as the Mechanicsville and White Marsh Elementary School Districts; defined as the northern St. Mary's County line to Chaptico Bay, through Chaptico to the South side of Budd's Creek, follow road to the East to the town of Morganza, then to the Easterly side of Morganza-Turner Road to the town of Turner, continue across Route 235 following Turner Road, then on the South side of Dellabrooke Road to the Patuxent River, and

WHEREAS, The attention of the County Commissioners of St. Mary's County has been called to the real potential for serious overcrowding of these two elementary schools, and

WHEREAS, There is no foreseeable short term plan to accommodate the predicted potential school population in the Mechanicsville or White Marsh Elementary schools or schools in adjacent school districts, and

WHEREAS, It will take a minimum of eight months to further assess the realities of the predicted problem and to formulate alternative solutions.

NOW, THEREFORE, BE IT RESOLVED, That, we, the County Commissioners of St. Mary's County by virtue of the power invested in us to protect the public safety and welfare and to further fulfill our responsibility to provide adequate public education, do hereby authorize and instruct the Planning Commission and the Planning Department to take no further action as to the receipt or review of residential subdivisions within the designated Mechanicsville and White Marsh Elementary School District. The effective date of this Resolution shall commence on October 9, 1973 and shall end on June 9, 1974.

This date:

Approved October 9, 1973
Michael V. Davis

BOARD OF COUNTY COMMISSIONERS OF
ST. MARY'S COUNTY, MARYLAND

J. Wilmer Bowles
J. Wilmer Bowles, President

George R. Aud
George R. Aud, Commissioner

Attest:

Paul R. Raley
Paul R. Raley
Administrative Officer

J. S. Guy, Jr.
J. S. Guy, Jr. Commissioner

Del. St. Mary's County Commissioners. 10:25:73 Dorothy Bailey Kucher - Clerk

~~NO. 73-30~~ 218

No. 73-30

RECEIPT 20003

Subject: PLUMBING PERMIT
ORDINANCE

PLUMBING PERMIT ORDINANCE

WHEREAS, the County Commissioners for St. Mary's County, Maryland, have the authority to adopt rules and regulations pertaining to a County plumbing code by virtue of Section 143A of the Code of Public Local Law of St. Mary's County, Maryland; and

WHEREAS, the County Commissioners do consider it advisable that rules and regulations be promulgated concerning the issuance of plumbing permits and licenses and

WHEREAS, the County Commissioners consider the action taken hereby to be in the best interest of St. Mary's County and its citizens;

NOW THEREFORE BE IT RESOLVED by the County Commissioners of St. Mary's County, Maryland, that the following are the rules and regulations governing the issuance and use of a plumbing permit and a plumbing license in St. Mary's County:

1. All plumbing work performed in St. Mary's County shall conform to the Maryland State Plumbing Code in effect at the time of adoption of this Ordinance or as it shall be amended in the future by either the State of Maryland or by action of the St. Mary's County Commissioners based on the recommendations of St. Mary's County Plumbing Board.
2. Master Plumber - All persons seeking to perform plumbing work in St. Mary's County must first show evidence of a valid Maryland Master Plumber's Certificate or a special Master Plumber's Certificate for St. Mary's County, and a \$1,000 plumber's performance bond. In addition a Master Plumber's license must be obtained annually from the St. Mary's County Plumbing Board on or before June 30th of each year. Remittance of a \$10.00 fee will be required.

3. Journeyman Plumber - All persons seeking to perform plumbing work as a Journeyman in St. Mary's County must first show proof of a valid Maryland Journeyman Plumber's Certificate or a special Journeyman's Certificate for St. Mary's County. In addition a Journeyman Plumber's license must be obtained annually from the St. Mary's County Plumbing Board on or before June 30th of each year. Remittance of a \$5.00 fee will be required.
4. Apprentice Plumber - All persons seeking to perform plumbing work as an Apprentice in St. Mary's County must submit an application for a St. Mary's County Apprentice License. An Apprentice Plumber's License must be obtained annually from the St. Mary's County Plumbing Board on or before June 30th of each year. Remittance of a \$2.00 fee will be required.
5. Bonds and Licenses - All bonds and licenses shall expire on the last day of June of each year. All bonds shall be executed naming St. Mary's County as obligee and all bonds shall be written by a firm licensed to conduct business in the State of Maryland and be of a form approved by the St. Mary's County Plumbing Board.
6. Permits - (a) A plumbing permit shall be required for the installation of, or alteration of, or addition to the plumbing, sewerage, drainage or gas piping systems of any building, structure, or premises. A plumbing license or permit shall not be required for the installation of any sewerage piping which is five (5) feet, beyond the foundation of any building, structure or premises unless it connects to a community sewerage collection system. Permits shall be secured from the office of the County Engineer. If no work is performed on the job for six (6) months, the permit shall become void and of no force and effect.

(b) prior to the issuance of any permit, mechanical plans and specifications must be submitted in duplicate and approved by the

Engineering Office. Plans and specifications shall show in sufficient detail the layout and spacing of fixtures, the size, material and location of all buildings, sewers and drains, storm sewers and drains, and the soil, waste, vent, water and gas supplying piping.

(c) The filing of plans and specifications and the obtaining of a permit shall not be required for minor repair(s) or for minor installation(s) which are hereby defined as installations for which the average retail cost for the installation is less than two hundred dollars (\$200.00).

All plumbing installations shall be installed in accordance with the plans as approved and any change made during construction which is not in conformity to the approved plans shall be resubmitted to the Engineer's Office for approval of the amended plans.

The plumbing permit and copy of the approved plans shall be available at the construction site at all times. The plumbing permit must be conspicuously placed at the construction site prior to the commencement of any plumbing installation or work.

(d) The Engineer's Office shall collect fees for St. Mary's County based on a rate to be fixed by the St. Mary's County Commissioners. The rate will be designated on the application for a plumbing permit. The rate schedule will be reviewed annually by the Plumbing Board and revised by the County Commissioners as would be deemed necessary and appropriate to off-set any and all expenses incurred through the administration and/or enforcement of the Plumbing Code. This fee schedule shall be of a sufficient amount to provide for one (1) inspection of rough-in work and one (1) final inspection. Any additional inspection(s) shall be charged as set forth on the application for the plumbing permit.

7. Notification for Inspection - The Engineering Office shall be

notified of the commencement of any plumbing work, and when such work is ready for rough in inspection (prior to covering whether underground, or in walls) and shall again be notified for final inspection. A minimum of forty-eight (48) hours advance notice must be given for all inspections.

The right to inspect any job site without notice, and at any time is herein reserved by the Engineer's Office.

8. Certificate of Approval - If the prescribed tests and final inspection indicate that the work complies in all respects with the provisions of the duly adopted State of Maryland Plumbing Code as currently amended; a Certificate of Approval and Acceptance shall be issued by the Engineer's Office for said work.
9. Owner Performance - Nothing herein contained shall prohibit the owner of a building or structure from personally installing or repairing a plumbing system in his own residence under the following conditions:
- (a) Plans and specifications must be submitted to and approved by the Engineer's Office.
 - (b) A plumbing permit must be secured as herein provided before any plumbing work commences.
 - (c) All work shall be performed principally by the owner in accordance with the provisions of the duly adopted State of Maryland Plumbing Code as currently amended.
 - (d) The owner shall make application for and have performed by the Engineer's Office all required inspections and tests.
 - (e) The work must be satisfactorily completed and a Certificate of Approval must be obtained within a maximum of three (3) months from the date of the first final inspection.
10. Violations - If plumbing work is installed contrary to the original permit, approved plans and specifications or the State of Maryland Plumbing Code and any essential details and if any such deficiencies are not corrected within five (5) days after written notice of the

deficiencies is given by the Engineer's Office to the owner, general contractor, the supervising engineer or architect, and the Master Plumber, they shall all and seperately be deemed to be in violation of the St. Mary's County Plumbing Ordinance and subject to the penalties provided in Section 11 of these regulations until amended plans are filed and the violations are corrected and approved by the Engineer's Office. It shall further be within the discretion of the Plumbing Board to suspend any St. Mary's County Plumbing License for a minimum period of two (2) days and a maximum of fourteen (14) days.

Failure to comply with the rules and regulations contained herein shall be sufficient reason for the revocation of the Plumbing License by the St. Mary's County Commissioners.

- 11. Penalties - Any person(s) who shall practice or engage in the work of a Master, Journeyman, or Apprentice Plumber without having complied with the provisions of these regulations and any person(s) not licensed as a Master, Journeyman, or Apprentice Plumber(s) in St. Mary's County or who shall violate any of the provisions of these regulations shall be guilty of a misdemeanor and upon conviction shall be fined not less than \$25.00 nor more than \$1,000.00 per offense.
- 12. The effective date of this Ordinance shall be November 1, 1973.

BOARD OF COUNTY COMMISSIONERS OF ST. MARY'S COUNTY

J. Wilmer Bowles
J. Wilmer Bowles, President

Attest:

Judith A. Millins
~~Paul R. Raley,~~
Adm. Officer

George R. Aud
George R. Aud, Commissioner

Approved by:

Michael J. Adams
County Attorney

J. S. Guy, Jr.
J. S. Guy, Jr., Commissioner

Received this 10th
day of Oct 1973
at 7:52 o'clock A. M., for
RECORD AND RECORDED

DOROTHY BAILEY KUCHER, CLERK

Redg. N/C

Del. St. Mary's County Commissioners

10-25-73

Dorothy Bailey Kucher - Clerk

RECEIPT. 20003

Subject: BUILDING PERMIT
ORDINANCEBUILDING PERMIT ORDINANCE

WHEREAS, the County Commissioners of St. Mary's County, Maryland, have the authority to regulate the issuance of building permits by virtue of the authority bestowed upon them by Article 25 of the Annotated Code of Maryland; and

WHEREAS, the County Commissioners do consider it advisable that rules and regulations be promulgated concerning the issuance of said permits; and

WHEREAS, the County Commissioners consider the action taken hereby to be in the best interest of St. Mary's County and its citizens;

NOW, THEREFORE, BE IT RESOLVED by the County Commissioners for St. Mary's County, Maryland, that the following are rules and regulations governing the issuance and use of a building permit in St. Mary's County, Maryland, pursuant to the authority granted to the St. Mary's County Commissioners in Article 25 of the Annotated Code of Maryland, and they are hereby adopted to become effective on November 1, 1973:

Section 1. Prior to the commencement of construction work on any buildings or structures of any kind within the limit of St. Mary's County the person, firm, or corporation so constructing shall apply to St. Mary's County for a building permit. For each permit issued the County shall collect a fee equal to one-quarter of one percent (.0025%) of the cost of the improvements, but in no event shall the fee be less than Five Dollars (\$5.00).

Section 2. A building permit is to be obtained from the County Commissioners or its duly authorized agent. The following information will be needed as a minimum:

- (a) name and address of owner of property wherein building or structure is to be erected;
- (b) dimensions of building or structure and type of construction;
- (c) sketch of lot showing building or structure location;
- (d) cost of construction.

Section 3. A permit must be obtained from the St. Mary's County Department of Health, as required by Regulation No. 10.03.27 and 10.03.28 of the Department of Health and Mental Hygiene, State of Maryland, prior to the issuance of a building permit for any building or structure designed for human habitation or use.

Section 4. Additional approval(s) or permit(s), where applicable, required by the St. Mary's County Commissioners prior to the issuance of a building permit shall be:

- (a) A Sediment Control Plan, issued by the Soil Conservation District;
- (b) A Certificate of Use and Occupancy, issued by the Planning Commission;
- (c) A State or County Road Entrance Permit;
- (d) Grading Permit, issued by the County Engineer;
- (e) Approval by the St. Mary's Metropolitan Commission;
- (f) Approval by the Maryland State Fire Marshall's Office.

Section 5. Where application is made for a building permit on property or a parcel thereof that falls within the jurisdiction of the St. Mary's County Regulations Relating to the Control of Land Subdivision, then, and in such event, compliance with said Subdivision Regulations is a prerequisite to the issuance of the building permit.

Section 6. Construction must commence within four (4) months from the date of issue of a building permit, otherwise the permit shall become void and of no force and effect. Reapplication and payment of fees by the applicant shall be required prior to the issuance of a new permit and prior to commencement of any construction. The permit must be conspicuously posted at the construction site until all work is completed.

In unusual circumstances and upon recommendation by the County Engineer, the County Commissioners of St. Mary's County may extend the effective date of the building permit as deemed necessary without the reapplication or payment of fees.

Section 7. A building permit shall not be required for minor repairs or alterations made to the interior of an existing building, or minor repairs made to an existing structure, or routine maintenance performed on a building or structure such as the replacement of a roof and the installation of siding, etc.

Section 8. Any person, firm, partnership, corporation or association who shall commence construction in violation of the terms of this Ordinance without having complied with the provisions of this Ordinance and without having first obtained a building permit as herein prescribed shall be fined not less than Twenty-five Dollars (\$25.00) nor more than One Hundred Dollars (\$100.00).

The St. Mary's County Commissioners may seek a permanent or temporary injunction from the Circuit Court for St. Mary's County, Maryland with respect to any alleged violation of this Ordinance and may recover the said fine by civil action in any court of competent jurisdiction.

This date:

BOARD OF COUNTY COMMISSIONERS OF ST. MARY'S COUNTY, MARYLAND

J. Wilmer Bowles
J. Wilmer Bowles, President

George R. Aud
George R. Aud, Commissioner

J. S. Guy, Jr.
J. S. Guy, Jr., Commissioner

Attest:

Judith A. Mullins
~~Paul R. Raley~~
Administrative Officer

Approved October 9, 1973
Michael V. Davis

Received this 10th day of Oct. 1973

at 9:50 o'clock A. M. for RECORD AND RECORDED

DOROTHY BAILEY KUCHER, CLERK

Redg. NR

Del. St. Mary's County Commissioners, 10-25-75 Dorothy Bailey Kucher - clerk

RECEIVED 20732

No. 73-34

Subj: Center Gardens Tax
AbatementRESOLUTION

WHEREAS, Pursuant to the authority of Section 408 of the Housing Amendments of 1955, as amended by Public Law 10/20 84th Congress, the Secretary of Defense of the United States, by his duly designated Agent, for the purpose of Section 408, has made a determination for the taxable year 1972/1973, of a certain sum of money to be the amount equal to the sum of payments made by the United States Government with respect to Title VIII, Wherry Housing Project, known as "Center Gardens" FHA No. 000-80003-4-6, and

WHEREAS, Because of said determination Patuxent Section I Corporation, Patuxent Section II Corporation, Patuxent Section III Corporation and Patuxent Section IV Corporation, have duly applied to the County Commissioners of St. Mary's County, Maryland (through Ralph M. Cestone, Secretary of Verona Construction Company of Verona, New Jersey) for a credit of subject corporations' 1972/1973 real estate taxes in accordance with the provisions of Article 81 of the Annotated Code of Maryland, prior to the date of finality, and

WHEREAS, The aforesaid determination made by the Secretary of Defense is an estimate of the credit to be applied against 1972/1973 taxes, and

WHEREAS, The actual payment under Capital Improvements and Maintenance Operation with respect to the Title VIII (Wherry) Housing expenditures made by the Federal Government exceed the real estate taxes (of Patuxent Section I Corporation, Patuxent Section II Corporation, Patuxent Section III Corporation and Patuxent Section IV Corporation) for the year 1972/1973,

NOW THEREFORE BE IT RESOLVED, By the County Commissioners of St. Mary's County, Maryland, in regular meeting assembled on the 20th day of November 1973:

1. That the real estate taxes for the year 1972/1973 are abated.

2. That said determination of the Secretary of Defense made pursuant to Section 408 of the Housing Amendments of 1955, as amended by Public Law 10/20 84th Congress, relating to the Housing project known as "Center Gardens" in St. Mary's County, Maryland, provided that such

Received this 21st

day of Nov 19 73

at 9:45 A. M. for
RECORD AND RECORDED

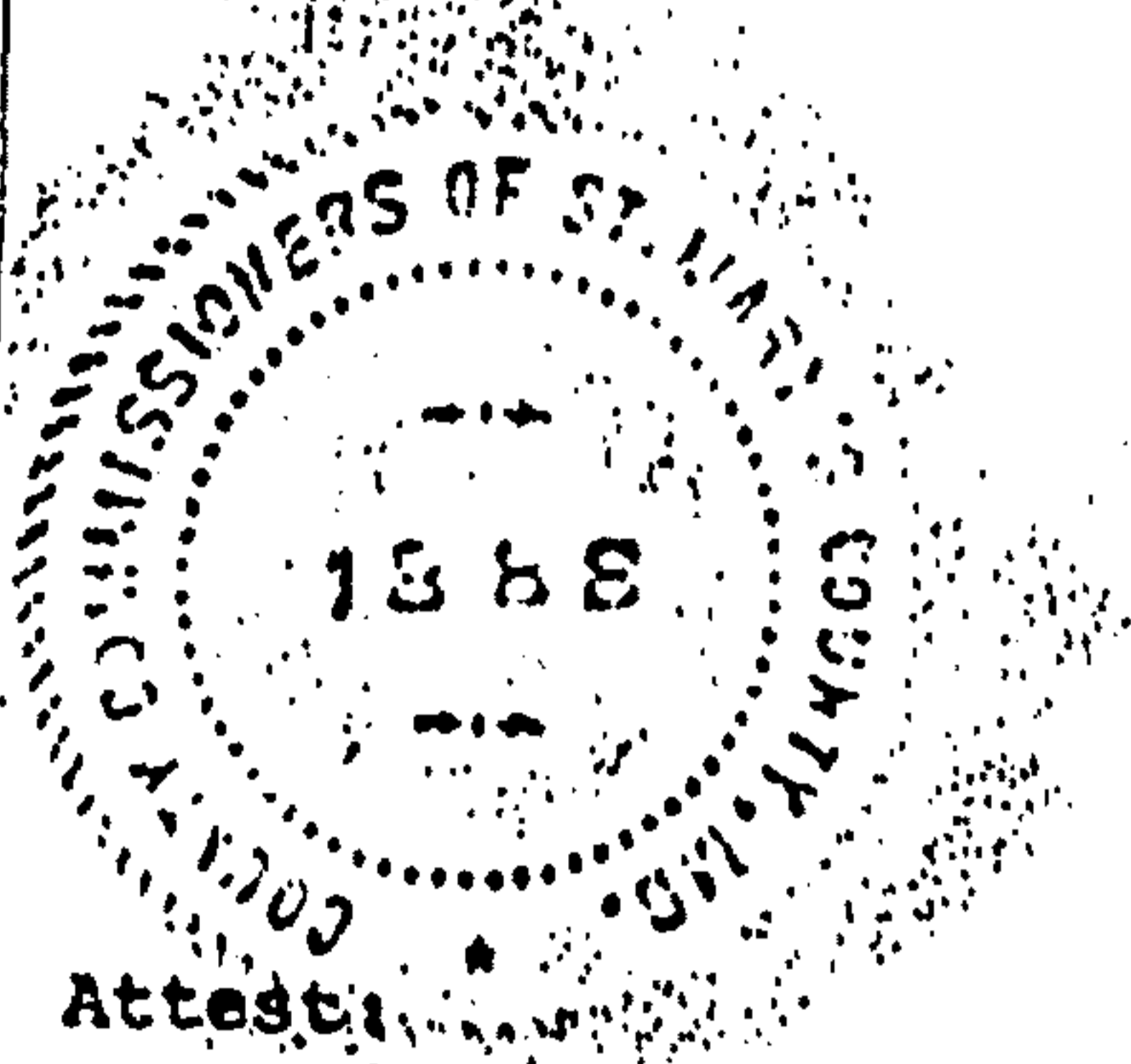
DOROTHY GAUFY KUCHER, CLERK

Redg Ne

determinations are found to be valid, legal and accurate by the County Commissioners of St. Mary's County, Maryland, and provided further that the above corporations, or their successors, strictly comply with the applicable provisions of Article 81 of the Annotated Code of Maryland, and other applicable laws.

This date: 11/20/73

THE BOARD OF COUNTY COMMISSIONERS
OF ST. MARY'S COUNTY, MARYLAND



J. Wilmer Bowles
J. Wilmer Bowles, President

George R. Aud
George R. Aud, Commissioner

J. S. Guy, Jr.
J. S. Guy, Jr., Commissioner

Attest:

Paul R. Raley
Paul R. Raley
Administrative Officer

- cc: Mr. W. F. Herbert, Supv. of Assessments, St. Mary's County, Maryland
- Mr. Ralph M. Costone, Secty., Verona Const. Co., Verona, New Jersey
- Capt. A. C. Perkins, CEC, USN, Washington, D. C.
- Mr. John Mastradone, Chief, Multifamily Mortgage - FHA

Del. St. Mary's Co. Commis

12-5-73

Dorothy Bailey Kucher - clerk

BOOK 001 PAGE 257

No. 73-35

Subj: Center Gardens Tax Credit
1973-1974

20732
RECEIPT

RESOLUTION

WHEREAS, pursuant to the authority of Section 408 of the Housing Amendments of 1955, as amended by Public Law 10/20 84th Congress, the Secretary of Defense of the United States, by his duly designated Agent, for the purpose of Section 408, has made a determination for the taxable year 1973-1974, of a certain sum of money to be the amount equal to the sum of payments made by the United States Government with respect to Title VIII, Wherry Housing Project, known as "Center Gardens" FHA No. 000-80003-4-6, and

WHEREAS, because of said determination, Patuxent Section I Corporation, Patuxent Section II Corporation, Patuxent Section III Corporation, and Patuxent Section IV Corporation, have duly applied to the County Commissioners of St. Mary's County, Maryland (through Ralph M. Cestone, Secretary of Verona Construction Company of Verona, New Jersey) for a credit of subject corporation 1973-1974 real estate taxes in accordance with the provisions of Article 81 of the Annotated Code of Maryland, prior to the date of finality, and

WHEREAS, the aforesaid determination made by the Secretary of Defense is an estimate of the credit to be applied against 1973-1974 taxes,

NOW, THEREFORE, BE IT RESOLVED, by the County Commissioners of St. Mary's County, Maryland, in regular meeting assembled on the 20th day of November, 1973:

1. That there shall be a credit on Subject Corporations, (Patuxent Section I Corporation, Patuxent Section II Corporation, Patuxent Section III Corporation and Patuxent Section IV Corporation) 1973-1974 real estate liabilities for St. Mary's County, Maryland, to the extent of the tax credit as claimed by letter from Chesapeake Division, Naval Facilities Engineering Command, dated September 27, 1973, signed by Captain A. C. Perkins. Before final abatement can be made there must be substantiations of said expenditures and payments by the Federal Government on or before December 31, 1973.

2. That said determination of the Secretary of Defense, made pursuant to Section 408 of the Housing Amendments of 1955, as amended by Public Law 10/20 84th Congress, relating to the housing project known as "Center Gardens" in St. Mary's County, Maryland, provided that such determinations are found to be valid,

Received this 21st

day of Nov 1973

at 9:46 A. M. for
RECORD AND RECORDED

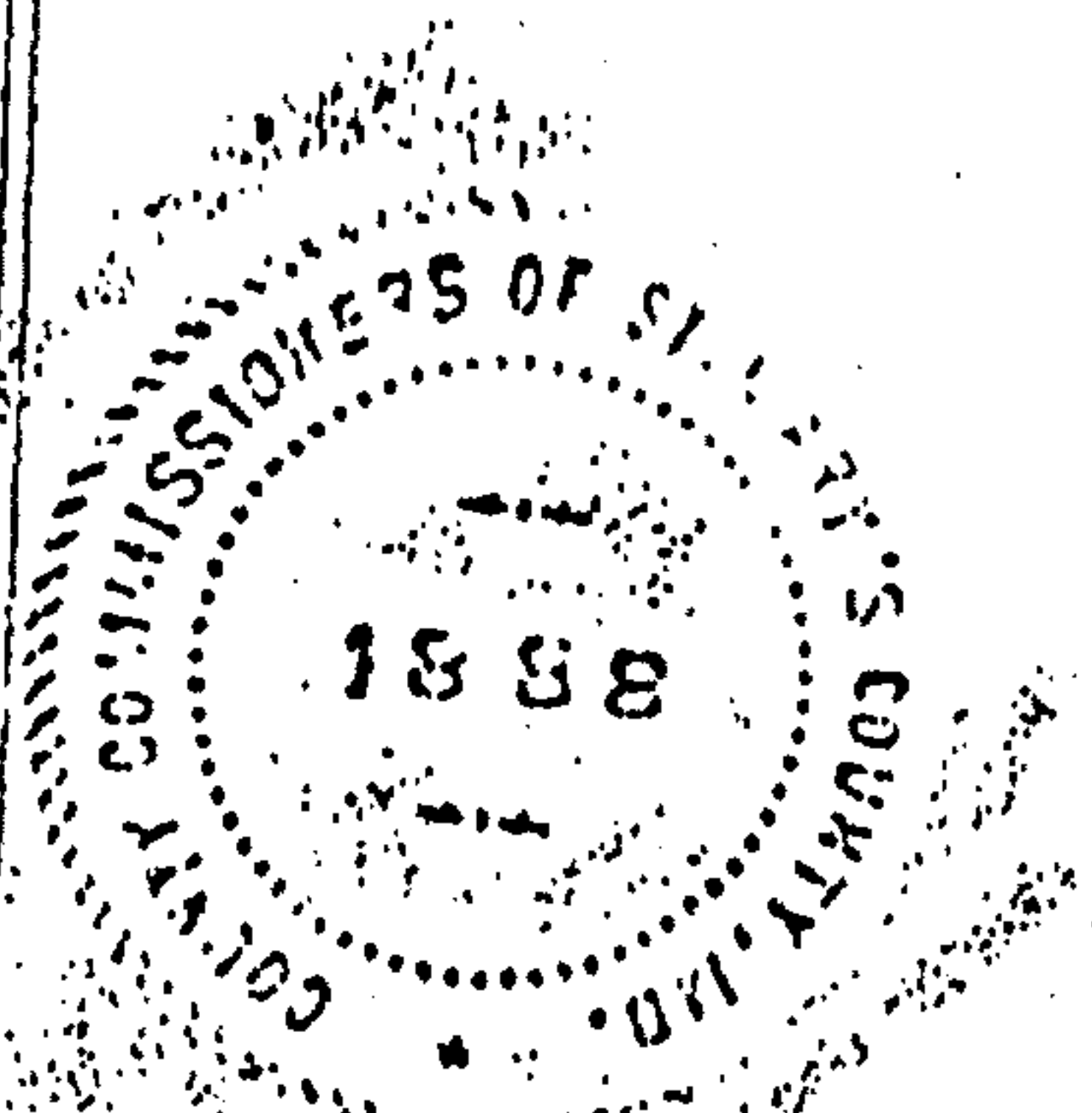
DOROTHY BAILEY KUCHER, CLERK

Redg N.C.

legal and accurate by the County Commissioners of St. Mary's County, Maryland, and provided further, that the above corporations, or their successors, strictly comply with the applicable provisions of Article 81 of the Annotated Code of Maryland, and other applicable laws.

This date: 11/20/73

THE BOARD OF COUNTY COMMISSIONERS
OF ST. MARY'S COUNTY, MARYLAND



J. Wilmer Bowles

J. Wilmer Bowles, President

George F. Aud

George F. Aud, Commissioner

J. S. Guy, Jr.

J. S. Guy, Jr., Commissioner

Attest:

Judith A. Mullins

Judith A. Mullins (Mrs.)
Secretary

- cc: Mr. W. F. Herbert, Supervisor of Assessments, St. Mary's Co.
- Mr. Ralph M. Cestone, Secretary, Verona Construction Company, Verona, New Jersey
- Capt. A. C. Perkins, USN, CEC, Washington, D. C.
- Mr. John Mastradone, Chief, Multifamily Mortgage - FHA

Del. St. Mary's Co. Commis 12-5-73 Dorisley Bailey Tucker - clerk

BOOK 001 259

RECEIPT 20965

NO. 73-36

SUBJ: POWER PLANT SITING PROGRAM

LETTER OF RESOLUTION
FROM ST. MARY'S COUNTY COMMISSIONERS TO THE
DEPARTMENT OF NATURAL RESOURCES

WHEREAS, the County Commissioners of St. Mary's County have reviewed the proposal of the Potomac Electric Power Company to construct an electrical power generating plant at Douglas Point, Charles County, Maryland; and

WHEREAS, the County Commissioners of St. Mary's County recognize the complexity of the investigations required for an objective and rational evaluation of the proposed plant's operations and its siting to include its full impact on the environment and rights of the area's citizens; and

WHEREAS, after due consideration of the comprehensive program for the evaluation authorized and required by the various State and Federal agencies under their appropriate authorities and laws; and

WHEREAS, it is the desire of the County Commissioners of St. Mary's County to cooperate with the Power Plant Siting Program of the State of Maryland; and

WHEREAS, after due consideration and in furtherance of the Power Plant Siting Program it is recognized that either the evaluations to be undertaken or future needs of the area may demonstrate a need for an alternate or additional power plant site; and

WHEREAS, the Power Plant Siting Program of the State of Maryland has been authorized by the legislature of the State to develop and administer a comprehensive program for the evaluation and acquisition of sites reasonably suitable for electrical power generating facilities; and

WHEREAS, it is the desire of the County Commissioners in furtherance of the above purposes that the State of Maryland Department of Natural Resources initiate the necessary program steps and investigations of the recommended site (or sites) on the Chesapeake Bay side of St. Mary's County so that it (they) may be acquired as part of the Power Plant Siting Program of the State of Maryland;

NOW, THEREFORE, BE IT RESOLVED that:

1. The County Commissioners of St. Mary's County hereby certify to the citizens of St. Mary's County that they support and encourage the Power Plant Siting Program of the State of Maryland;
2. That it is their intent to cooperate with the Power Plant Siting Program of the State of Maryland in the development of the St. Mary's County site (or sites) selected;

- 3. That it is the agreed intention of the County Commissioners of St. Mary's County to foster and fully support all efforts required to establish as soon as possible a power plant facility in St. Mary's County at the location currently under consideration by the State Department of Natural Resources, specifically the property designated as the Elms Property;
- 4. That the County Commissioners of St. Mary's County request the Power Plant Siting Program of the State of Maryland to periodically arrange to inform the people of St. Mary's County as to the progress and results of its program of site selection and acquisition within St. Mary's County.

ADOPTED this 4th day of December, 1973 by the County Commissioners of St. Mary's County.

BOARD OF COUNTY COMMISSIONERS OF ST. MARY'S COUNTY, MARYLAND



J. Wilmer Bowles
J. Wilmer Bowles, President

George P. Aud
George P. Aud, Commissioner

J. S. Guy, Jr.
J. S. Guy, Jr., Commissioner

Attest:

Paul R. Raley
Paul R. Raley, Administrative Officer

Received this 6th
day of Dec 1973
at 10:25 A. M. for
RECORD AND RECORDED
DOROTHY BAILEY KUCIER, CLERK

Raley N.C.

Del. Co. Comm. - St. Marys. 2-11-74 Dorothy Bailey Kucier

RECEIPT 21065

BOOK 001 PAGE 261

NO. 73-38

SUBJ: ROAD POLICY

RESOLUTION

WHEREAS, The County Commissioners, in the interest of public safety, to promote health and general welfare of the County and to facilitate the adequate provisions for transportation desire to adopt a clear and uniform policy in regard to all County roads on which residential development fronts; and

WHEREAS, The County Commissioners do consider it advisable that the county roads be reconstructed when residential development is proposed thereon; and

WHEREAS, The County Commissioners consider the action taken hereby to be in the best interest of St. Mary's County and its citizens;

NOW, THEREFORE, BE IT RESOLVED by the County Commissioners of St. Mary's County that, as of December 11, 1973, any proposed residential development having frontage on a county highway shall reconstruct that same highway from its intersection with the designated county or state road to the extremity of the development's frontage on that highway. Reconstruction shall be in accordance with the attached standards.

However, nothing herein contained shall be applied to the development of a recorded parcel and/or tract of land into 10 residential units or less.

The cumulative development of any recorded parcel and/or tract of land as it existed in size on December 11, 1973, shall conform to this policy. The recorded parcel and/or tract of land is defined as any deed recorded in the land records of St. Mary's County on or before December 11, 1973.

COMMISSIONERS

Development(s) which were previously submitted under provisions of the St. Mary's County Commissioners' policy of December 26, 1972, and had been approved or accepted for processing prior to December 11, 1973, the effective date of this resolution, are not subject to these requirements and shall be processed under the provisions of the earlier policy.

This policy is subject to an annual review and modification by the Board of St. Mary's County Commissioners.

By The Board of County Commissioners of St. Mary's County, Maryland

COMMISSIONERS OF ST. MARY'S COUNTY
ATTEST:

1888

Paul R. Raley
Paul R. Raley
Administrative Officer

J. Wilmer Bowles
J. Wilmer Bowles, President

George R. Aud
George R. Aud, Commissioner

J. S. Guy, Jr.
J. S. Guy, Jr., Commissioner

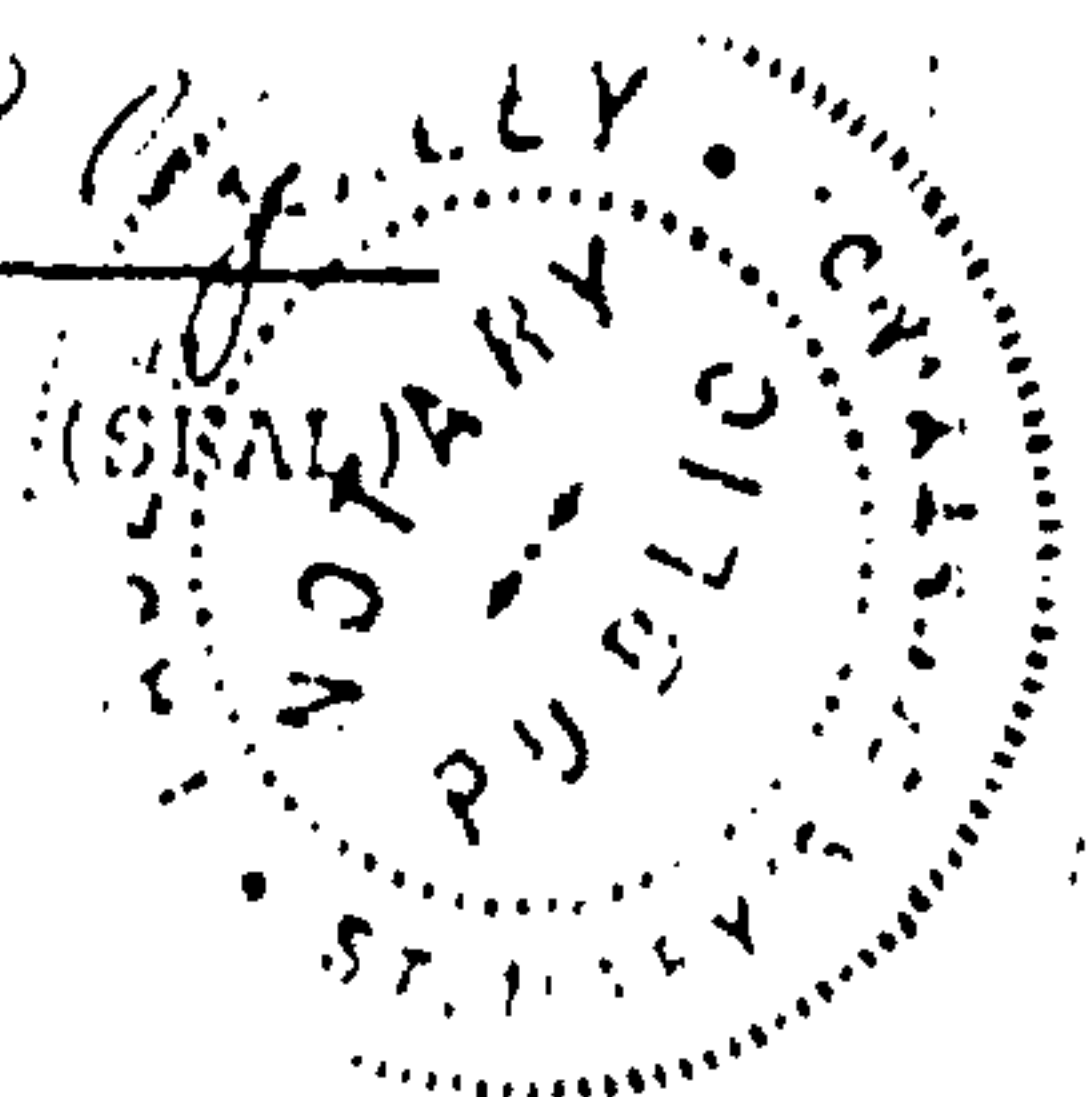
Sworn to and subscribed to before me

this 11th day of December, 1973

Approved by:

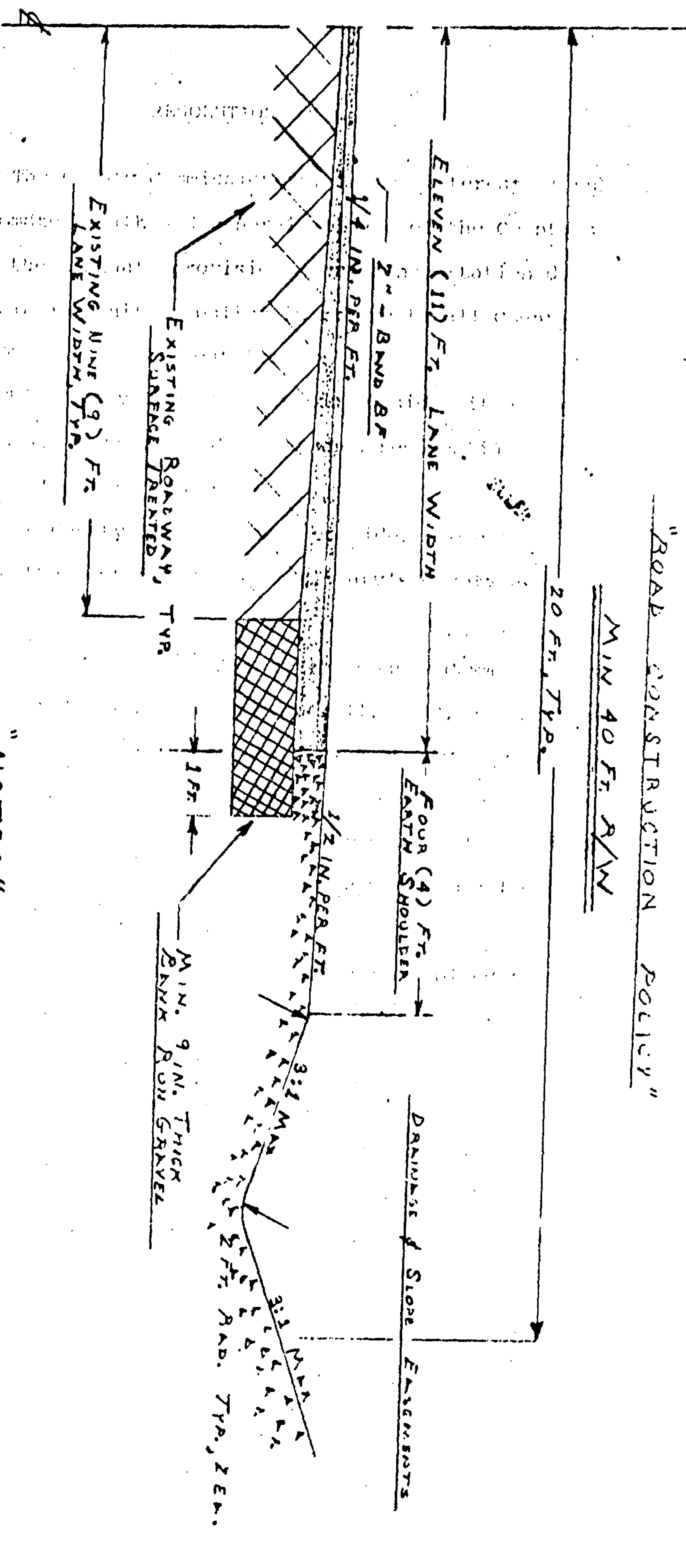
Jerry D. Williams
County Attorney

Paul R. Raley
Paul R. Raley
Notary Public



Received the 12th
day of Dec 1973
at 12:01 P.M. for
RECORD AND INDEXING
Notary N/C

COMIN-
10
ELEMENTS



"NOTES"

1. ALIGNMENT TO MEET MIN. 40 MPH A.A.S.H.O. DESIGN STDS.
2. CONSTRUCTION TO BE IN ACCORDANCE W/ CURRENT M.B. S.H.A. STDS.
3. STABILIZATION & CHANNELIZATION OF DRAINAGE TO INSURE POSITIVE RUNOFF.
4. EXECUTION OF CONSTRUCTION AGREEMENT BONDING & PAYMENT OF ALL INSPECTION FEES.
5. ACQUISITION OF ANY R/W (S) OR EASEMENTS AND THE RELOCATION OF ALL UTILITIES TO BE THE RESPONSIBILITY OF THE CONTRACTOR.
6. DESIGN PLANS SUBJECT TO APPROVAL OF THE COUNTY ENGINEER'S OFFICE.
7. SURFACE TO BE A MIN. 8 IN. THICK BITUMINOUS CONCRETE, BMB 8 IN. THICK BITUMINOUS CONCRETE.

12-11-73

Del. Co. Commr. H. Maryo

2-11-74

Douglas Bailey Kucker

BOOK 001 264

RECEIPT 21319

No. 73-39

SOLID WASTE MANAGEMENT PLAN FOR
ST. MARY'S COUNTY, MARYLAND

RESOLUTION

BE IT RESOLVED BY THE BOARD OF ST. MARY'S COUNTY COMMISSIONERS THAT the Solid Waste Management Plan for St. Mary's County, Maryland, December, 1973, prepared by Henningson, Durham and Richardson, including Addendum Sheet 73-12-1 is hereby adopted pursuant to the requirements of ARTICLE 43 of THE ANNOTATED CODE OF THE PUBLIC GENERAL LAWS OF MARYLAND. This Plan shall be in effect throughout St. Mary's County, Maryland.



THE BOARD OF COUNTY COMMISSIONERS OF
ST. MARY'S COUNTY, MARYLAND

J. Wilmer Bowles

J. Wilmer Bowles, President

George R. Aud

George R. Aud, Commissioner

J. S. Guy, Jr., Commissioner

Attest:

H. D. McGlade

Henry D. McGlade

EFFECTIVE DATE:
JANUARY 1, 1974

Received this 2nd
day of Jan 1974
at 4:12 o'clock P. M. for
RECORD AND RECORDED
DOROTHY BAILEY KUCHER, CLERK

Dorothy Bailey Kucher

6

RECEIPT 21262

BOOK 001 PAGE 204-A.

DEVELOPMENT DECLARATION FOR KITTS POINT
ST. MARY'S COUNTY, MARYLAND

PREMISE:

THIS DECLARATION, made this *27th* day of December, 1973 by VICTOR R. REYNOLDS, as legal representative of the owners and proposed developer of the property described as 985.384 acres of land, more or less, situated south of the Naval Electronic Systems Test and Evaluation Facility, between Smith Creek and the St. Mary's River, in the First Election District, St. Mary's County, Maryland. and recorded among the Land Records of St. Mary's County, Maryland, in Liber CBG 122 at Folio 266, Liber CBG 14 at Folio 526, Liber MRF 134 at Folio 475, and also known as Kitts Point. This Agreement shall be recorded in the land records of the County and be part of the records which reflect the establishment of the Kitts Point Subdivision.

Failure to comply with all or any of the following agreed to items will operate to automatically make the developers and/or this property, liable for the costs necessary to correct or fully accomplish the tasks specified in this agreement. This declaration of agreement is freely made as a consideration and documentation for the St. Mary's County Commissioners of the specific intentions and commitments of the developer. Full compliance and performance of these tasks will be considered by the St. Mary's County Commissioners as a performance acceptable to them in lieu of any development fee or similar charge for capital improvements which may now or in the future apply to all or any of these agreement items.

Whereas and in consideration of the accomplishments outlined herein, the County Commissioners have approved a change in the St. Mary's County Water and Sewer Plan classifications from S-4 to S-3 and W-4 to W-3 for the Kitts Point project (as reflected on plats of which this document is a part).

RECEIPT 21262

DEVELOPMENT DECLARATION FOR KITTS POINT
ST. MARY'S COUNTY, MARYLAND

PREMISE:

THIS DECLARATION, made this 27th day of December, 1973 by VICTOR R. REYNOLDS, as legal representative of the owners and proposed developer of the property described as 985.384 acres of land, more or less, situated south of the Naval Electronic Systems Test and Evaluation Facility, between Smith Creek and the St. Mary's River, in the First Election District, St. Mary's County, Maryland. and recorded among the Land Records of St. Mary's County, Maryland, in Liber CBG 122 at Folio 266, Liber CBG 14 at Folio 526, Liber MRF 134 at Folio 475, and also known as Kitts Point. This Agreement shall be recorded in the land records of the County and be part of the records which reflect the establishment of the Kitts Point Subdivision.

Failure to comply with all or any of the following agreed to items will operate to automatically make the developers and/or this property, liable for the costs necessary to correct or fully accomplish the tasks specified in this agreement. This declaration of agreement is freely made as a consideration and documentation for the St. Mary's County Commissioners of the specific intentions and commitments of the developer. Full compliance and performance of these tasks will be considered by the St. Mary's County Commissioners as a performance acceptable to them in lieu of any development fee or similar charge for capital improvements which may now or in the future apply to all or any of these agreement items.

Whereas and in consideration of the accomplishments outlined herein, the County Commissioners have approved a change in the St. Mary's County Water and Sewer Plan classifications from S-4 to S-3 and W-4 to W-3 for the Kitts Point project (as reflected on plats of which this document is a part).

required for approval by the State of Maryland Departments of Health and Mental Hygiene and Natural Resources, provided, however, said point of discharge shall not be less than 5,000 feet off shore at mean low tide. The sewerage system shall be built, operated and maintained in strict compliance with Federal, State and County laws, rules, and regulations, and the requirements of the State Departments of Health and Mental Hygiene and Natural Resources and the St. Mary's County Health Department and Metropolitan (Sanitary) Commission of St. Mary's County. Discharge plans and operational requirements to be reviewed and approved by all Local, State, and Federal authorities whose approvals are required.

5. To provide adequate easements and fifteen acres of land, including the area covered by the aforementioned sewage treatment system, to accommodate its expansion to include the entire Smith Creek Sanitary Sub-District of St. Mary's County.

6. To pick up and process in said sewerage system, sewage from the Naval installation currently designated as NESTEF, and the Smith's Creek Coast Guard Station, as effluents from those locations shall be piped to the Kitts Point Project property lines, at the request of the County Commissioners and/or State and/or local Health Department. It is understood that, until such time as the County Commissioners of St. Mary's County shall exercise their options to acquire ownership of the sewerage system as provided in Paragraph 9, following, if the County desires to process sewage effluents from other areas of the Smith Creek Drainage Basin, it shall be at no cost to the developer, the County Government, or any of the County Government Agencies

7. To refuse to grant any boats a berth in the proposed marina that do not have toilet facilities which are equipped with a holding tank. Marina facilities shall include an adequate

system for receipt and discharge of boat holding tank effluents to the Kitts Point sewerage system, and any boats seeking berth in this marina shall be required to discharge into the on-shore system.

8. To build a water supply and distribution system to supply water to all lots and all facilities in the development. Said water supply is to be drawn from wells at least 600 feet deep in the Piney Point Aquifer and stored in an aboveground storage tank which will have a minimum storage capacity of 250,000 gallons. The system should be designed to provide at least an operating reserve capacity of 100,000 as a reserve for fire fighting and other contingency uses.

9. To maintain said sewerage and water supply systems until such time as the County Commissioners of St. Mary's County wish to exercise their options to acquire ownership and control of said systems under the St. Mary's County Commissioners' Resolution No. 71-13 dated May 18, 1971. Such water and sewer systems will comply with the Comprehensive Water and Sewerage Plan of St. Mary's County and will be set forth in public works agreement between the developer and the St. Mary's County Metropolitan Commission.

10. To build all bulkheads required or planned for the project as close to existing banks as possible, and in strict conformity with, and subject to the supervision of, the Department of Natural Resources, the Division of Shore Erosion Control, and the United States Corps of Engineers. Plans for such bulkheads shall be reviewed and approved by the authorities or their successor agencies and made available to the Board of County Commissioners for review and approval prior to awarding contracts for the construction of the same.

11. A maintenance corporation or corporations will be formed to collect and supervise the disbursement of funds for the maintenance of bulkheads and for other community services, and is to include arrangements for fire protection as provided in Paragraph 19 following, which may be required to be performed in the development. This (or these) corporate entity(ies), its (or their) initial financing and ultimate membership, source of revenue and operational arrangements will be developed and established prior to the sale of any property within the subdivision. Operational support cost arrangements such as assessments and restrictions on property or other methods shall be brought to the attention of and accepted by subdivision property buyers prior to a real estate contract of purchase and/or deed of conveyance being signed.

12. The condominium area, as with the entire project, shall meet all the standards and regulations as to density, open space, and ecological protection criteria, as set forth in the "Waterfront Protection District" Section of the Comprehensive Land Use Plan. A park area of at least 10 acres shall be provided.

13. To provide and convey, free of cost to the County, 18 acres as a potential school site and/or other uses as the County Commissioners may deem appropriate. In the event safety should become a problem for children living within the project, within one mile of the school site, other safety measures such as transportation and/or sidewalks would be provided by the designated association-corporation. That would be written into the Deed of each lot that is sold.

14. To spend up to \$75,000.00 for publicity for the St. Mary's County Industrial Park at the St. Mary's County Airport. Said money to be spent over a term of five years in cooperation with the County Commissioners and County Airport Committee, beginning 12 months from the date of this Agreement. Said money to be spent or placed in a special County Commissioners' Escrow Account in the amount of \$15,000.00 per year.

15. To create restrictive covenants running with the land to be recorded in the Land Records of St. Mary's County, with a copy to the County Commissioners, provide:

(a) No piers shall be erected along the St. Mary's River.

(b) Any wharves permitted to be built for lots abutting Smith Creek shall not extend more than 15 feet from the shore line.

(c) Any dwelling house erected on any of the lots shall have at least 1,000 square feet of total heated floor space.

(d) No improvements shall be erected on any lots, except upon the prior written approval of the plans and specifications by an architectural committee who shall take into consideration the esthetic quality of the improvements.

16. To build roads in the development in accordance with St. Mary's County requirements, with the following standards:

(a) The primary road and secondary roads shall be developed in accordance with standards as indicated on "Local Roads - Major and Minor". Cross-section drawing is attached as Appendix I.

(b) Base Course shall consist of nine inches of compacted bank run gravel, surface course to consist of two inches of bituminous concrete band BI, and one inch of bituminous concrete surface band SN. One inch surface course to be placed only after 50% of the lots fronting on streets that are improved.

(c) All roads shall be conveyed to St. Mary's County free of cost to the County, when completed, and directed to be so conveyed.

(d) All road construction to be adequately surety bonded which must be acceptable to St. Mary's County.

(e) Specifications for this project will be those of the Maryland State Highway Administration, published and titled "Specifications for Materials, Highways, Bridges, and Incidental Structures" dated March 1968, as currently amended. All materials will be sampled to insure compliance with these specifications.

Prepayment of all inspection and plat review fees will be required prior to approval of design plats by the County Engineer.

17. (a) To reconstruct the existing Beachville Road, County Rt. #3378, from the Kitts Point Project property line up to and including its intersection with Maryland Rt. 5, in accordance with standards and specifications approved by the County Engineer. Execution of a road construction agreement will be required. This agreement will indicate the developer's total responsibility in areas such as: acquisition of additional right-of-way, slope and drainage easement, maintenance of traffic, relocation of utilities, stabilization and channelization of drainage, sediment control, and construction safety standards. Prepayment of inspection and review fees will be required prior to design plat approval by the County Engineer. Specifications for construction will be as indicated in Item 16, i.e. Md. S.H.A., construction standards include a minimum of 24' paved bituminous surface concrete with 10' wide shoulders primed and double-surface treated. Minimum acceptable right-of-way width will be 60'. Alignment, horizontal and vertical, will conform with 50 m.p.h. AASHO design criteria.

(b) Reconstruction of Beachville Road shall be under contract within two years of record plat approval of any section of the Kitts Point Subdivision, and must be completed within six months thereof. If deemed necessary by St. Mary's County, reconstruction of Beachville Road will be accomplished with St. Mary's County acting as the prime contractor and the developer pre-paying all costs, whether they be engineering, inspection, right-of-way acquisition, or actual construction. Should any problem develop with the acquisition of the necessary right-of-way, the developer agrees to reimburse the County up to a maximum of \$10,000.

(c) Road construction standards for the minimum 1 1/4 acre lot(s) size single family residential sections of the

subdivision will be based on a rural street cross-section, which will utilize a 24' wide bituminous concrete paved surface, 8' of prime and double surface-treated shoulder area and open channel drainage course as approved by the County Engineer.

18. The land development shall be performed in accordance with the legal requirements of the St. Mary's County Planning Commission and the local laws, ordinances, and policy resolutions of the St. Mary's Board of County Commissioners. In no event shall any single dwelling house lot be less than one and one-quarter acres in size. Each subdivision plan shall be made available for review and approval by the Board of County Commissioners and the Planning Commission prior to the record plat being recorded. Waterfront recreation areas consisting of approximately 13 acres shall be provided for inland lot owners, and four additional acres for community facilities, making a total of approximately 30 acres for recreational purposes, in addition to the undefined recreational area in the marina, and the 30-acre Sage Pond which will be used as a recreational area.

19. Fire Department - It is agreed that the developer will provide to the Ridge Volunteer Fire Department, Inc., here and after referred to as the Fire Company, the following:

(a) A fire house and fire truck for the operation of a satellite station to serve the Kitts Point Project, and to supply sufficient fire hydrants and water pressure to operate the same.

(b) The building site shall be placed within the commercial or utility area and shall have frontage on a County-approved road and shall be conveyed to the Ridge Volunteer Fire Department by fee simple deed free and clear of any liens and/or encumbrances. The conveyance shall be within two years of the date of this agreement.

(c) The building shall be 3,600 square feet minimum with a minimum width of 48' in which two drive-through bays shall be provided with two 12' X 14' overhead doors to be installed for each bay. The building is to be constructed, using a non-combustible material.

(d) A clear title to the land on which the building is placed will be given to the Fire Company. This title shall be free and clear of all encumbrances. It shall have an area of one acre or be so sized as to provide the following:

1. A building sized as specified under Subparagraph (c) above.

2. Parking for 15 cars on a bituminous concrete surface, with a minimum area of 4,500 square feet. This parking shall be placed to maintain clear access to the driveways servicing the fire trucks; the front entry driveway shall be a minimum of 30' X 24' of concrete with a six-inch gravel underbed. The rear driveway shall be designed to provide for through egress from each bay and shall be designed with a minimum of a 50' turning radius. This rear driveway shall be constructed of bituminous concrete and shall be so connected to provide access to the entrance drive.

3. There shall be a minimum of 30' front yard set back, 60' rear yard set back, with side yard set back at 30'. If the developer wants to connect this structure to another building, it shall be done in such a manner as not to encumber the free flow of the fire equipment, and shall be done using the one side of the building only. With this in mind, one of the side yards set back would be eliminated.

(e) Building design shall be presented to and approved by the Fire Company prior to obtaining County building permits.

(f) The building shall have an automatic and complete heating system, with the capacity to maintain a minimum temperature of 65 degrees at zero degrees Fahrenheit. A fuel tank shall

be installed in conjunction with this system with a 60-day capacity.

(g) The building shall have automatic auxiliary power (30 KW diesel or equal) with a 15-day fuel supply provided by connection to the emergency stand-by generator at the sewer plant at the developer's cost.

(h) Overhead fire protection system shall be installed.

(i) A siren tower shall be provided by the developer to a height of 30' above grade.

(j) Utilities: Free water and sewage services. Water and sewage shall be provided to the Fire Company without charge while these systems are under the direct control of the developer.

(k) Regardless of whether the building stands free and clear or abuts another structure, the title for the property shall be provided to the Fire Company.

(l) The building shall be constructed and the developer shall donate the cost of one, new class "A", 1,000 GPM pumper and equipment as specified in the standards of St. Mary's County Fire Board and Maryland Insurance Office, when 150 homes in the development have been built or 350 lots sold, whichever shall first occur.

(m) The developer's liability for all of the items set forth in this Paragraph 19 shall be a maximum of \$93,000.00, exclusive of the land.

(n) The operation of the proposed sub-station shall be paid for by a levy on the assessed value of the improved property and shall be collected through the designated association-corporation and paid to the Fire Company. This levy shall be initiated with the sale of each home and building. It shall

then be paid at the beginning of each year thereafter. The levy shall be assessed at the rate of 10 mils per \$1,000.00 of assessed valuation.

AND the said Victor R. Reynolds hereby warrants that he has the right, by his sole act, to enter into this Declaration.

WITNESS the hand and seal of the said Victor R. Reynolds, the day and year first above written.

Victor R. Reynolds (SEAL)

STATE OF Maryland, COUNTY OF St. Marys, TO WIT:

I HEREBY CERTIFY that on this 27th day of December 1973, before me, the subscriber, a Notary Public of the State of Maryland, personally appeared Victor R. Reynolds, and he made oath in due form of law that the foregoing Declaration is his act and deed.

William S. [unclear]
Notary Public

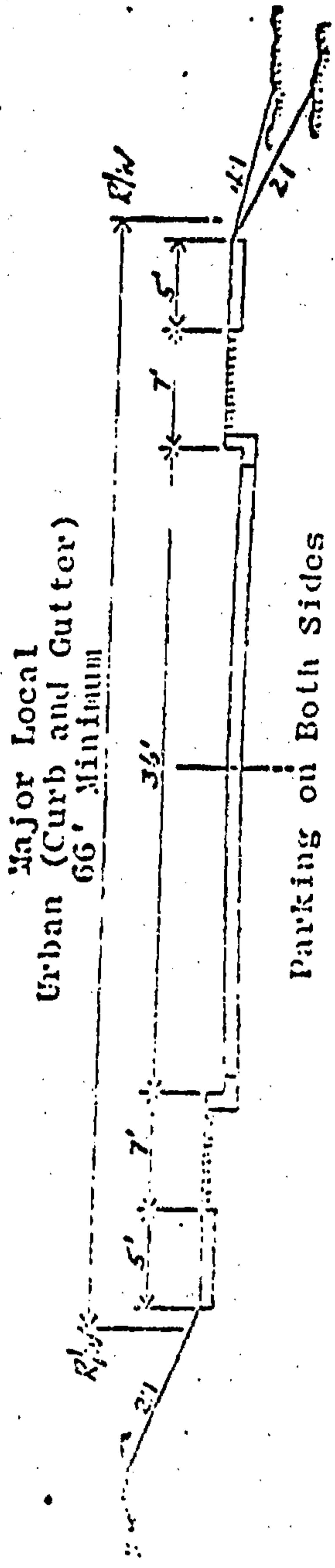
My Commission Expires:

7-1-74

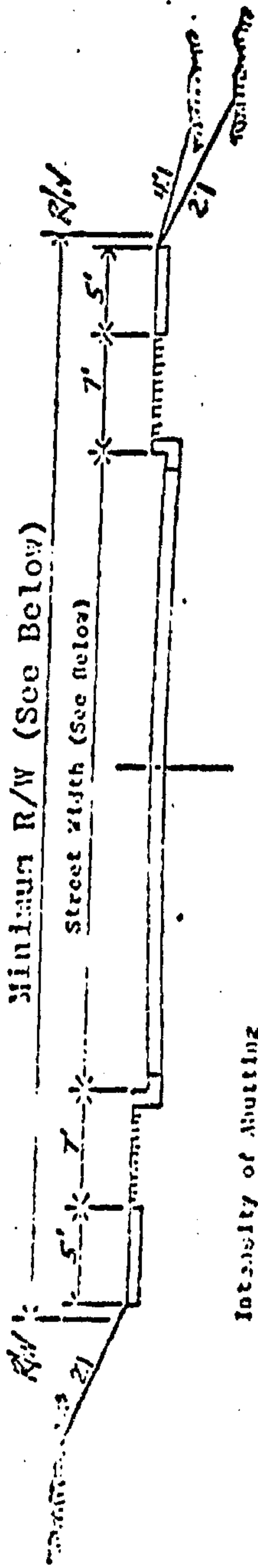
Received this 2nd
day of Jan. 1974
9:30 o'clock A.M. for
RECORD AND RECORD
[unclear] W. S. [unclear]

DEVELOPMENT DECLARATION FOR KITTS POINT
ST. MARY'S COUNTY, MARYLAND

LOCAL ROADS
MAJOR AND MINOR



Minor Local
Urban (Curb and Gutter)
Minimum R/W (See Below)

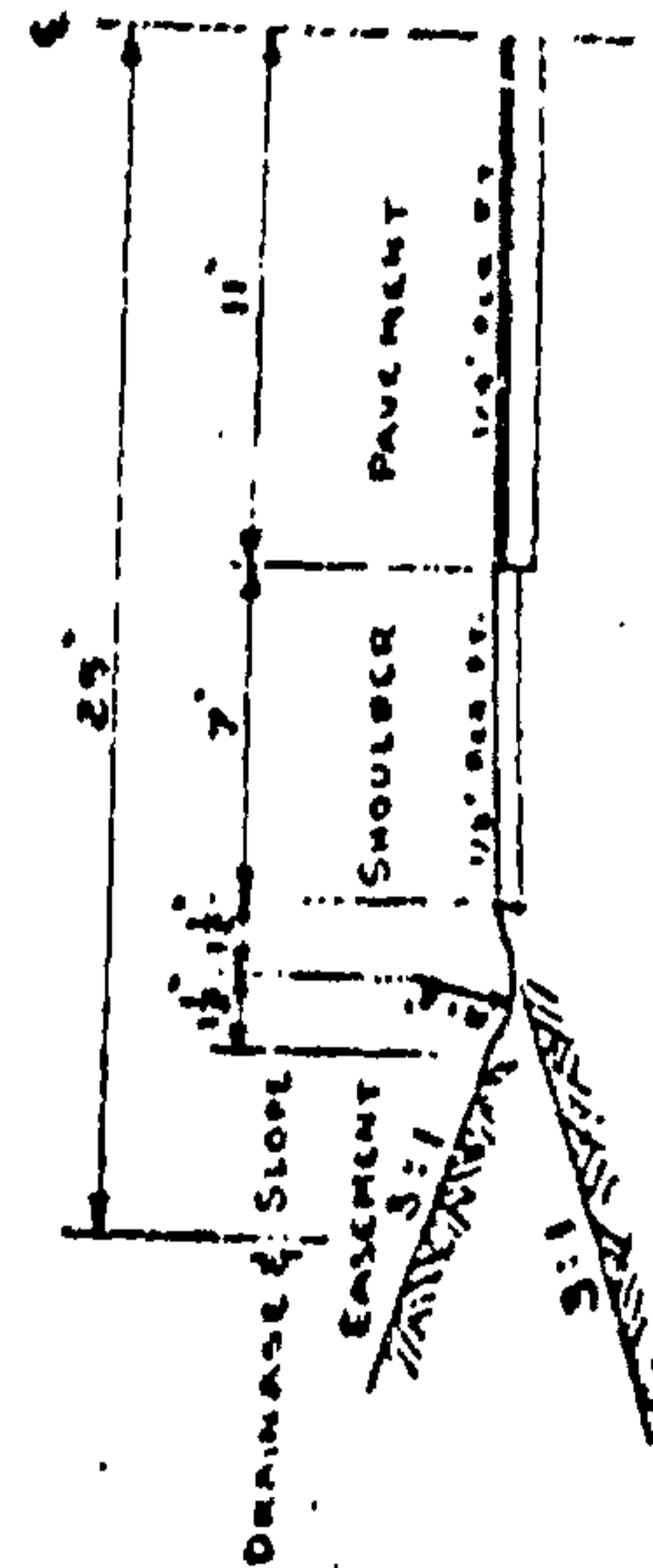


Intensity of Abutting
Development

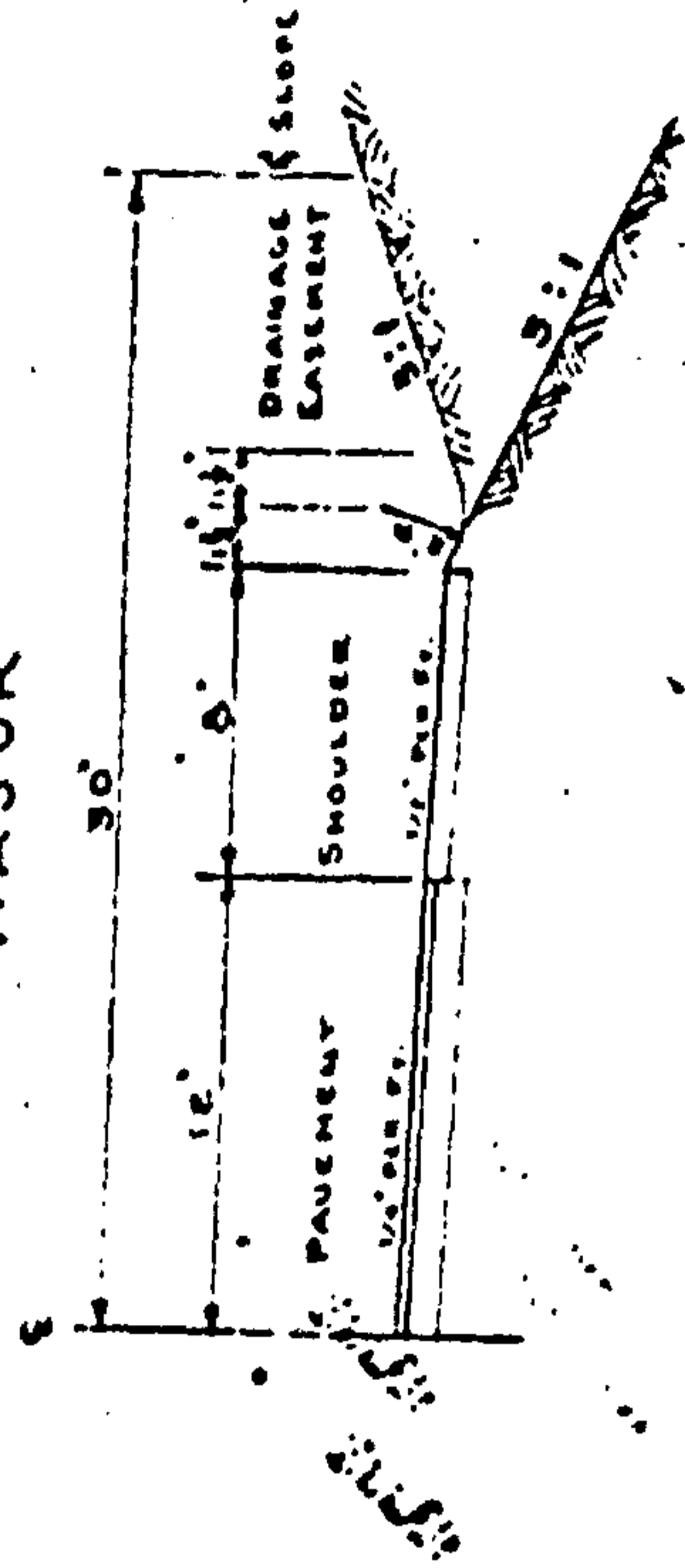
Intensity of Abutting Development	Street Width	Parking	Min R/W
Low (42 sq ft per acre)	27'	One Side	60'
Medium (26 sq ft per acre)	34'	Both Sides	60'
High (16 sq ft per acre)	36'	Both Sides	66'

RURAL

MINOR



MAJOR



RECEIPT 22188

DEVELOPMENT AGREEMENT FOR CEDAR COVE

ST. MARY'S COUNTY, MARYLAND

THIS DEVELOPMENT AGREEMENT by and between the St. Mary's County Board of County Commissioners, hereinafter the "Commissioners", and US-A Partnership, a general partnership having as general partners Aries Corporation, a Minnesota corporation, and Urban Systems Development Corporation, a Delaware corporation, hereinafter the "Developer".

WHEREAS, the Developer is the owner of certain property, containing 329 acres of land, more or less, and located in the Eighth Election District of St. Mary's County, Maryland; said property as a whole, being shown on the Plat attached hereto and incorporated herein as Exhibit A and hereinafter referred to as the "Cedar Cove Site"; and

WHEREAS, pursuant to a petition of the Developer, and in accordance with their authority under applicable law, the Commissioners have rezoned a portion of the Cedar Cove Site from "Agricultural" to "C-Residential"; said rezoned property containing 135.9 acres of land, more or less, and being shown as "Parcel C" on Exhibit A hereto; and

WHEREAS, it is contemplated that the Cedar Cove Site, including the rezoned land and all other areas shown on Exhibit A, is to be developed pursuant to an integrated land use plan, and the parties hereto are desirous of entering into this Agreement in order to preserve and assure compliance by the Developer with certain aspects of said plan.

NOW, THEREFORE, in consideration of said premises, and other good and valuable consideration, it is agreed by the parties as follows:

1. The overall density of residential units on the Cedar Cove Site, as shown in Exhibit A, shall not exceed 3.5 dwelling units per acre. Within the aforesaid density limits, residential uses on the Cedar Cove Site shall be permitted as follows:

(a) Parcel A, as shown on Exhibit A attached hereto, and including that portion of the Cedar Cove Site known as "Section I" and shown on a certain subdivision plat previously approved by the Planning and Zoning Commission of St. Mary's County, and recorded among the Land Records of St. Mary's County, shall be developed only in the manner shown on said recorded subdivision plat, and shall contain not more than 123 single family dwelling units.

(b) Parcel C, as shown on Exhibit A attached hereto, shall be developed only in accordance with provisions applicable to "C-Residential" land as provided in the Zoning Ordinance of St. Mary's County as in force on the date hereof, and shall contain not more than 975 residential dwelling units of the townhouse or multiple family unit types.

(c) No residential dwelling units shall be permitted in Parcel B, as shown on Exhibit A attached hereto.

2. The limitations as set forth in Paragraph 1 with respect to residential development of the Cedar Cove Site shall remain in force for a period of five (5) years from the date hereof. Thereafter, modifications in such residential development restrictions shall be permitted only as and to the extent

approved by the Planning and Zoning Commission of St. Mary's County.

3. The Developer shall comply with all terms and provisions of that certain Agreement dated November 27, 1972, by and between the Developer and the Metropolitan Commission of St. Mary's County; and shall enter into and perform all obligations under such other and further public works and similar agreements relative to the development of the Cedar Cove Site as may be required under applicable law.

4. The Developer shall not undertake the development in any portion of the Cedar Cove Site of any marina facilities consisting of boat slips and garage facilities for permanent water storage, boat repair and fueling. The limitation set forth in this Paragraph 4 shall remain in force for a period of five (5) years from the date hereof, and thereafter development of any such marina facilities shall be permitted only as and to the extent approved by the issuance of a use permit or permits by the Planning and Zoning Commission of St. Mary's County. The aforesaid restriction on marina development shall not preclude construction of a bulkhead or breakwater; nor shall the aforesaid restrictions preclude the development of a boat ramp for the use of residents of the Cedar Cove development.

It is also understood and agreed that such restrictions shall not be applicable if any other developer along the Chesapeake Bay front between Cedar Cove and Point No Point is granted a use permit for marina facilities restricted by this Paragraph 4.

5. The Developer covenants and agrees to grant and convey to the Board of County Commissioners of St. Mary's County, their governmental successors and assigns, a portion of Parcel B as shown on Exhibit A hereto for specific use for related educational and neighborhood recreational purposes. Such site (i) shall be at a location outside of the 50 year flood plain and free of any marshy soil or subsoil conditions (a minimum of 5 acres of which shall be in its natural state); (ii) shall be served by and have direct access to a collector street constructed, or to be constructed, in accordance with County specifications and at the cost of the Developer; and (iii) shall be comprised of at least 20 acres of land. Such site shall be designated by the Developer by the filing among the Land Records of St. Mary's County of an appropriate plat of survey prepared and certified by a registered surveyor, such plat of survey to show the boundaries of such site and the means of access therefrom to a collector street as required in accordance with the foregoing provisions. At the time of dedication and acceptance of the collector street referred to above by the appropriate public authority, Developer shall execute and record a valid deed to the above mentioned site conveying the same to the Board of County Commissioners of St. Mary's County, their governmental successors and assigns, for the exclusive purposes set forth above.

6. The Developer covenants and agrees to grant and convey to the Board of County Commissioners of St. Mary's County, their governmental successors and assigns, a portion of Parcel B as shown on Exhibit A hereto, comprised of at least 1 acre of land, for specific use for a fire station to serve the Cedar Cove Site and its environs. The specific

Location of such site which shall meet applicable standards of the Maryland State Fire Marshall, shall be designated by the Developer by the filing among the Land Records of St. Mary's County of an appropriate plat of survey prepared and certified by a registered surveyor; such plat of survey to show the boundaries of such site and the means of access therefrom to a public street. At or prior to the time of commencement of the fire station on such site as contemplated hereunder, Developer shall execute and record a valid deed to the above site conveying the same to the Board of County Commissioners of St. Mary's County, their governmental successors or assigns, for the exclusive purposes set forth above.

In addition to the conveyance of a fire station site as provided above, Developer shall contribute to the cost of constructing a two bay fire station ("the fire station") and the purchase of a 1000 G.P.M. Class A pumper ("the pumper") by the making of direct contributions of funds necessary to pay debt service (interest and principal) in connection with such purchase and construction to the extent that total assessments for fire protection generated by the Cedar Cove project are insufficient for such purposes. Developer shall have the right to prepay and thus discharge its obligation with regard to such contributions at any time after the pumper and fire station have been delivered and constructed, by the making of a single lump sum payment, in such amount as shall be determined by the Commissioners to be sufficient to compensate for anticipated deficits over the remaining term of such obligation.

The pumper shall be ordered by the agency of St. Mary's County or fire company having jurisdiction in the matter at such time as shall be required in order that delivery of the same shall be made at a time when 100 residential dwelling units shall be completed and ready for occupancy in Parcel C as shown on Exhibit A, in accordance with Developer's anticipated pace of development. The construction of the fire station shall commence at a time as shall be required in order that the same shall be completed and ready for occupancy at a time when 500 residential dwelling units shall be constructed and ready for occupancy in Parcel C as shown in Exhibit A, in accordance with Developer's anticipated pace of development. The design and specifications for the fire station shall be consistent with similar facilities acquired or constructed elsewhere in St. Mary's County.

The acquisition of the pumper and the construction of the fire station shall be privately financed (without the use of funds from proceeds of sale of municipal bonds or other securities), by the agency of St. Mary's County or fire company having jurisdiction in the matter over the useful life of such facilities, and otherwise in such manner as is customary in the acquisition and development of such equipment and facilities by volunteer fire companies.

7. The Developer agrees to assure that noise attenuation measures such as air conditioning, storm windows, or insulation shall be utilized in the construction of dwelling units on the Cedar Cove Site, which shall be sufficient to reduce the level of noise outside to inside by 10 decibels in order to assure compatibility of such residential dwellings with noise conditions emanating from operations at NAS Patuxent.

In addition, Developer shall assure that potential home buyers receive written notice that the property is located adjacent to NAS Patuxent; such notice to include a reasonable description of noise caused by operations at NAS Patuxent, and the nature of flight activities directly affecting the Cedar Cove Site.

8. The Developer agrees to protect and preserve certain desirable features of the Cedar Cove Site by complying with the following:

(a) Design and construction of water retention ponds adequate to handle surface water run-off.

(b) Design and construction of bulkheading and/or other protective devices along the Cedar Cove Bay front in order to adequately protect against erosion of the present shoreline.

(c) Close in the Jarboe house structure on the former Long Lane Farm.

9. The Developer shall execute and record among the Land Records of St. Mary's County an appropriate declaration of covenants and restrictions adequate to preserve and enforce the restrictions contained in Paragraphs 1, 2 and 4 hereof; the form and substance of such declaration of covenants and restrictions to be subject to the approval of the Planning and Zoning Commission of St. Mary's County or its designated agent. Such declaration shall have been executed and recorded as aforesaid prior to the final approval of any subdivision plat for any portion of the Cedar Cove Site beyond existing Section I (Parcel A).

10. The provisions of Paragraph 3 hereof shall be enforceable in the manner afforded by applicable laws and

regulations of St. Mary's County relating to development of real property in such jurisdiction.

The provisions of Paragraphs 5 and 6 hereof relating to the public dedication of land in the Cedar Cove Site shall be deemed to have been complied with at such time as Developer shall have recorded the plats of survey designating such lands for such purposes; the recording of such plats of survey to constitute dedication of such lands for the purposes intended subject only to the acceptance thereof by St. Mary's County or the appropriate agency thereof or its assigns. The Planning and Zoning Commission of St. Mary's County shall not be obligated to approve any final subdivision plat relative to any land in Parcel C on Exhibit A hereto until such plats of survey have been duly recorded, with appropriate legends thereon evidencing the dedication of such lands as aforesaid, or such agency shall have received such other evidence satisfactory to it of Developer's continuing intent and obligation to comply with such provisions.

The provisions of Paragraph 6 hereof regarding the obligation of the Developer to make contributions of funds for the acquisition of fire equipment and facilities shall be enforceable against the Developer, in the manner provided under Maryland law for the enforcement of personal obligations to pay money, but the same shall not, in any event, prior to the obtaining of specific money judgment or judgments, constitute a lien enforceable against any portion of the Cedar Cove Site.

The requirements of Paragraph 7 hereof shall be incorporated in and set forth upon the face of all final subdivision plats subsequently recorded with respect to any portion of the Cedar Cove Site, to the extent required from time to

BUCK 001 1974

time by the Planning and Zoning Commission of St. Mary's County. All applications for building permits for the construction of residential dwelling units in the Cedar Cove Site shall contain specific reference to noise attenuation measures to be incorporated in such construction and no such permit shall be issued except upon the condition that such measures shall be utilized. At the time of submission of any subdivision plats for approval by the Planning and Zoning Commission of St. Mary's County, the Developer shall provide sample forms of written materials (including sales contracts and deeds) to be utilized in order to comply with provisions of said Paragraph 7 relating to notices to home purchasers, which material shall be subject to the reasonable approval of such agency.

The provisions of Paragraph 8 hereof shall be complied with by the Developer in a manner satisfactory to the Planning and Zoning Commission of St. Mary's County and as determined, based upon applicable regulations, during the course of the process of subdivision approvals for the areas of the Cedar Cove Site affected by or relevant to such provisions.

11. The provisions hereof shall in no way be binding upon or affect the title of any portion of the Cedar Cove Site shown on any final subdivision plat which has been approved by the Planning and Zoning Commission of St. Mary's County and recorded among the land records of St. Mary's County, except to the extent, if any, specifically noted on the face of any such plat.

WITNESS the hands and seals of the parties hereto
this 28th day of February, 1974.

BUCK 001 1974

BOOK 001 PAGE 285

ATTEST:

ST. MARY'S COUNTY BOARD OF
COUNTY COMMISSIONERS

By: [Signature]

Judith A. Mullins
Secretary

By: [Signature]

US-A PARTNERSHIP

ATTEST:

By: URBAN SYSTEMS DEVELOPMENT
CORPORATION, General Partner

Walter E. Neeley
Assistant Secretary

By: [Signature]
C. A. Sadlow, Vice President

APPROVED BY
[Signature]
COUNTY ATTORNEY
DATE 3/5/74

BOOK 001 PAGE 285

STATE OF VIRGINIA
COUNTY OF ARLINGTON

On this 28th day of February, 1974, before me, Shirley R. Galyean, the undersigned officer, personally appeared C. A. Sadlow, who acknowledged himself to be the Vice President of Urban Systems Development Corporation, a corporation, and that he, as such Vice President being authorized so to do, executed the foregoing instrument for the purposes therein contained, by signing the name of the corporation by himself as Vice President for and on behalf of the US-A Partnership.

IN WITNESS WHEREOF I hereunto set my hand and official seal.

Received this 8th
day of March 1974
at 9:35 AM for
RECORD AND RECORDED
DOROTHY BAILEY KUCHER, CLERK
Redg NC

Shirley R. Galyean
Shirley R. Galyean
Notary Public

My Commission Expires April 21, 1975.

STATE OF MARYLAND, COUNTY OF ST. MARY'S TO WIT:

On this 5th day of March, 1974, before me, the undersigned officer, personally appeared J. B. Guy, Jr. and George R. Aud ~~J. B. Guy, Jr. and George R. Aud~~ who acknowledged ^{themselves} ~~himself~~ to be the ~~President of the~~ County Commissioners of St. Mary's County, Maryland and that ~~he~~, as such ~~being~~ being authorized so to do, executed the foregoing instrument for the purposes therein contained, for and on behalf of the said County Commissioners for St. Mary's County, Maryland.

IN WITNESS WHEREOF, I hereunto set my hand and official seal.

Paul R. Raley
Notary Public

My commission expires: 11/10

Del. St. Mary's County Commissioners

2-21-74

D. B. Kucher - Clerk

RECEIPT 22378

DEVELOPMENT AGREEMENT FOR SOUTHGATE PARK
ST. MARY'S COUNTY, MARYLAND

THERE ARTICLES, made this 19th day of March,
1974, by and between FDF, INC. and IMBRES-BURNETTE CORPORATION
(hereinafter the Developer) and the BOARD OF COUNTY COMMISSIONERS
FOR ST. MARY'S COUNTY (hereinafter County Commissioners)

WHEREAS, the Developer is the owner of certain real
property located in the Eighth Election District of St. Mary's
County, Maryland zoned "Agricultural" which is the site of an
approved trailer park known as Southgate Trailer Park, and,

WHEREAS, the subject property is not located within
the hazard area of the "AICUZ" zone of the Patuxent River
Naval Air Station but is within a CR 1 noise zone, and

WHEREAS, a plan to convert the said trailer park to
a townhouse community utilizing land farthest from the Patuxent
River Naval Air Station for residential use and land closest
to the Patuxent River Naval Air Station for commercial purposes
has been drawn in accordance with the recommendations and approval
of the County Planner, and

WHEREAS, the request has been made to have the pro-
perty rezoned "C Residential" and "Commercial" in accordance
with Exhibit A attached hereto and made a part hereof, and

WHEREAS, after public hearing the zoning change has
been recommended by the Commission to the County Commissioners,
and

WHEREAS, a hearing has been held before the County
Commissioners for the zoning approval, and

Received this 20th
day of March 1974
at 12:30 o'clock P.M. for
RECORD AND RECORDED
DOROTHY BAILY KUCHER, CLERK

Redg NC

WHEREAS, financial feasibility of converting the aforesaid trailer park to a townhouse development necessitates construction of 8 dwelling units per acre without the proposed commercial zoning or 296 dwelling units and a minimum of 260 dwelling units with the proposed commercial zoning.

NOW, THEREFORE IN CONSIDERATION of the premises and the mutual covenants hereby between the parties made, it is agreed that should the requested zoning be approved as follows:

(1) That the project, being known and designated as Southgate Park, shall be built with townhouses for sale substantially in accordance with Exhibit B hereto and the applicable regulations of St. Mary's County, Maryland;

(2) That the proposed townhouse development will be built in accordance with Housing and Urban Development, the Veteran's Administration and Federal Housing Administration standards as to noise attenuation requirements including but not limited to air conditioning, storm windows and insulation.

(3) That the Developer will limit commercial development to 45,000 sq. ft. of general or "small" commercial and office space in the amount of 15,000 sq. ft.;

(4) That the Developer will convey to the County Commissioners for their designated agent, all or such parts of the area designated Recreation on Exhibit C hereto without cost to the County Commissioners;

(5) That so long as all other applicable regulations are met and the County Commissioners approve the proposed Commercial zoning, the Developer will be permitted to develop the land zoned "C" Residential in accordance with a density ratio of eight dwelling units per acre but not to exceed

260 dwelling units; in the event the proposed commercial zoning is not granted but the "C" Residential property is, the Developer will be permitted to develop the land zoned "C" Residential at a ratio of 8 dwelling units per acre and not at 12 dwelling units per acre as is permitted in the zoning Ordinance of St. Mary's County, but not to exceed 296 dwelling units.

(6) That the property is not subject to any Moratorium within the control of the County Commissioners, including but not limited to a moratorium related to roads, but subject to the understanding that the Developer will construct the interior roads, streets and alleys of the subdivision as shown on Exhibit B in accordance with County specifications and convey same to the County when they are ready to be accepted by the County Commissioners.

(7) Developer shall assure that potential home buyers receive written notice that the property is located adjacent to NAS Patuxent; such notice to include a reasonable description of noise caused by operations at NAS Patuxent, and the nature of flight activities directly affecting the Southgate site. All applications for building permits for the construction of residential dwelling units on the Southgate site shall contain specific reference to noise attenuation measures to be incorporated in such construction and no such permit shall be incorporated in such construction and no such permit shall be issued except upon the condition that such measures shall be utilized. At the time of submission of any subdivision plats for approval by the Planning and Zoning Commission of St. Mary's County, the Developer shall provide sample forms of written materials (including sales contracts and deeds) to be utilized in order to comply with provisions relating to notices to home

purchasers, which material shall be subject to the reasonable approval of such agency.

(8) The provisions hereof shall in no way be binding upon or affect the title of any portion of the Southgate site shown on any final subdivision plat which has been approved by the Planning and Zoning Commission of St. Mary's County and recorded among the land records of St. Mary's County, except to the extent, if any, specifically noted on the face of any such plat.

WITNESS the hands and seals the day and year first above written.

ATTEST:

H.E. Burnett
Secretary

FDF, INC.

By: *John D. Imbres*
President

H.E. Burnett
Secretary

IMBRES-BURNETTE CORPORATION

By: *John D. Imbres*
President

ATTEST:

Paul R. Raley

BOARD OF COUNTY COMMISSIONERS
FOR ST. MARY'S COUNTY

By: *J. Wilmer Bowers*

STATE OF MARYLAND
COUNTY OF ST. MARY'S, to wit:

I HEREBY CERTIFY, that on this 19th day of March, 1974, before me, a Notary Public of the State and County in and for the aforesaid, personally appeared John S. Imbres President, who acknowledged himself to be the President of FDF, INC., a corporation, and that he, as such President being authorized so to do, executed the foregoing instrument for the purposes therein contained, by signing the name of the corporation by himself as President for and on behalf of the FDF, INC.

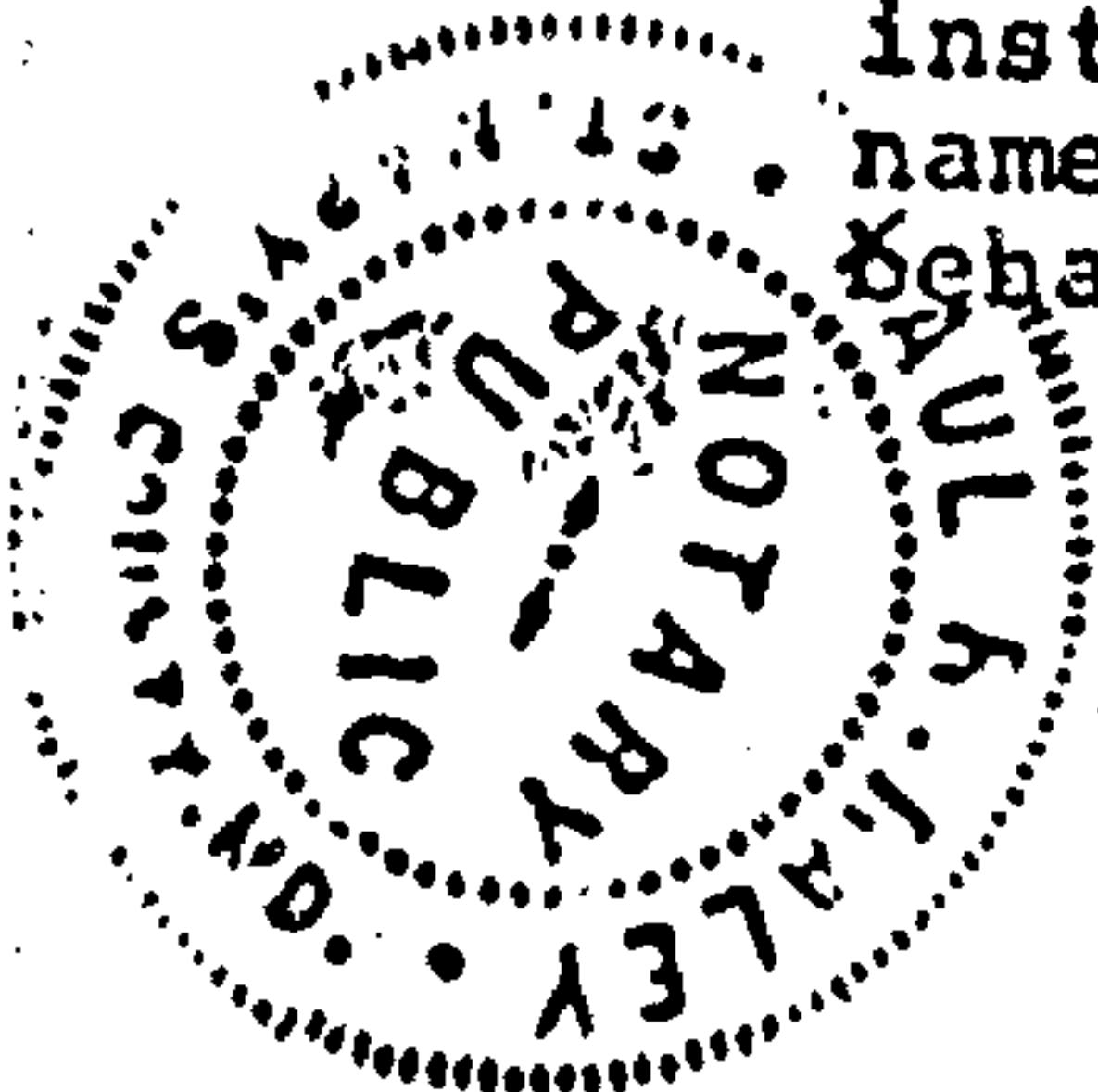


IN WITNESS WHEREOF, I hereunto set my hand and seal.

Paul R. Paley
Notary Public
My Commission Expires: 7/1/74

STATE OF MARYLAND
COUNTY OF ST. MARY'S, to wit:

I HEREBY CERTIFY, that on this 19th day of March, 1974, before me, a Notary Public of the State and County in and for the aforesaid, personally appeared John S. Imbres President, who acknowledged himself to be the President of IMBRES-BURNETTE CORPORATION, a corporation, and that he, as such President being authorized so to do, executed the foregoing instrument for the purposes therein contained, by signing the name of the corporation by himself as President for and on behalf of the IMBRES-BURNETTE CORPORATION.

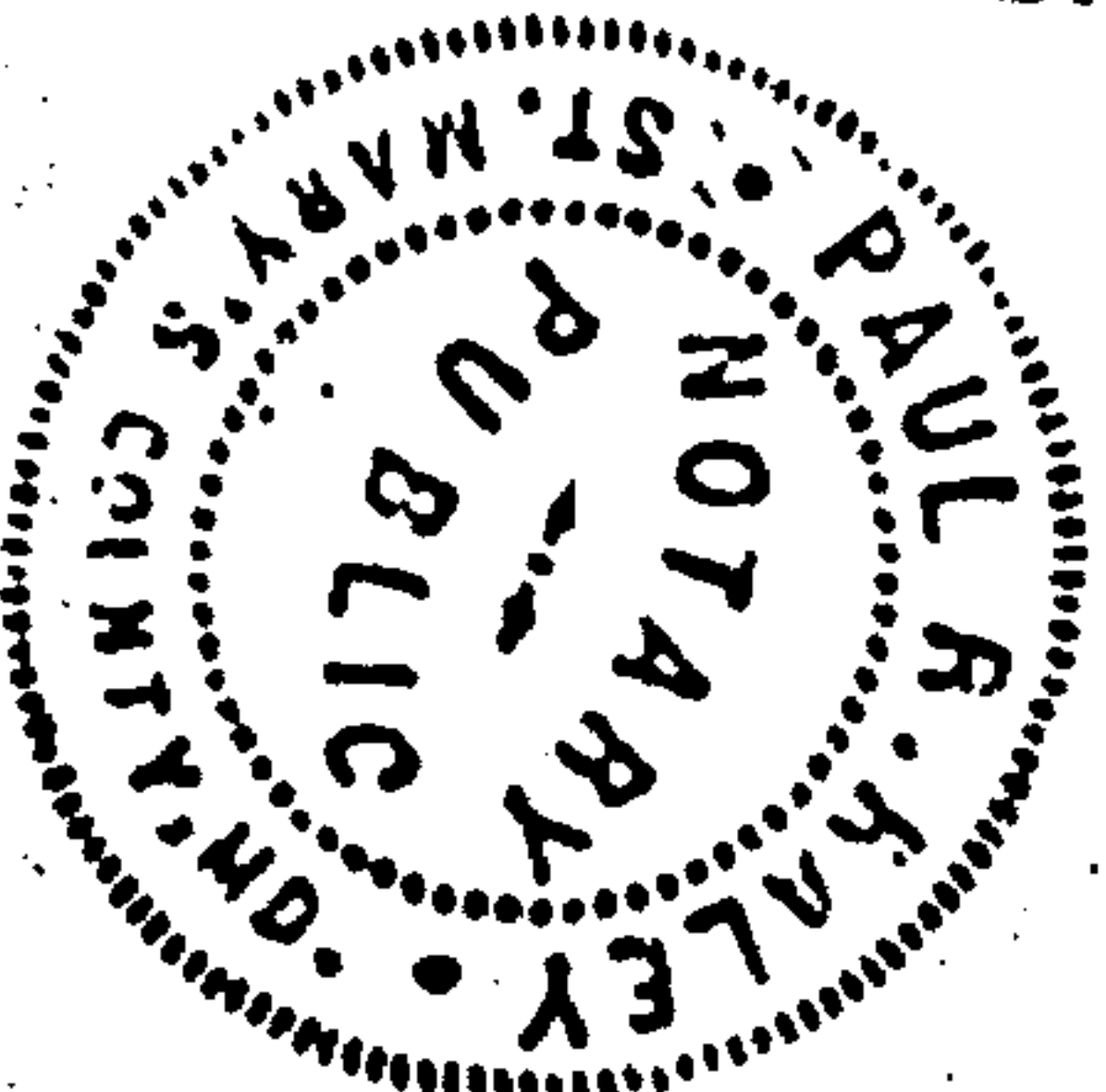


IN WITNESS WHEREOF, I hereunto set my hand and seal.

Paul R. Paley
Notary Public
My Commission Expires: 7/1/74

STATE OF MARYLAND
COUNTY OF ST. MARY'S, to wit:

On this 19th day of March, 1974, before me, the undersigned Officer, personally appeared J. Wilmer Bowles, who acknowledged himself to be the President of the County Commissioners of St. Mary's County, Maryland and that he, as such President being authorized so to do, executed the foregoing instrument for the purposes therein contained, for and on behalf of the said County Commissioners for St. Mary's County, Maryland.



IN WITNESS WHEREOF, I hereunto set my ahnd and official seal.

Paul R. Paley
Notary Public
My Commission Expires: 7/1/74

PLANNING AND ZONING COMMISSION

ST. MARY'S COUNTY, MARYLAND

RESOLUTION

WHEREAS, by virtue of the authority conferred by Article 66B of the Annotated Code of Maryland, the Planning and Zoning Commission for St. Mary's County has written a proposed comprehensive plan for St. Mary's County setting forth in same the objectives, principles, policies, and standards which shall serve as a guide for the development and economic and social well being of St. Mary's County.

WHEREAS, a public hearing on said plan was held as required by law on February 22, 1974 at Leonardtown, St. Mary's County, Maryland, due notice of same having been given by publications printed in St. Mary's County in the three weekly issues printed immediately prior to said hearing.

Copies of the plan were referred to adjoining State and local jurisdictions more than sixty days prior to said hearing as required by law.

NOW, THEREFORE, BE IT RESOLVED AND ORDAINED by the Planning and Zoning Commission for St. Mary's County, this 25th day of February, 1974, that the Comprehensive Plan for St. Mary's County prepared by the Planning and Zoning Commission with the professional assistance of Angelos C. Demetriou, A.I.A. is approved. Approved by the Planning and Zoning Commission is the entire proposed comprehensive plan, including Existing Land Use and Economic Parameters and the text, maps, charts and other material, including Appendix, that comprises said plan. Affixed hereto and made a part of this resolution is the Comprehensive Plan for St. Mary's County.

Joseph M. Gough, Jr.
Joseph M. Gough, Jr., Chairman

Arthur Mirfield
Arthur Mirfield

Samuel M. Bailey, Jr.
Samuel M. Bailey, Jr.

R. John Dixon
R. John Dixon

George R. And
George R. And

BOOK 001 PAGE 293

Francis E. Hewitt

Francis E. Hewitt

J. Frank Raley, Jr.

J. Frank Raley, Jr.

Leila R. Rogers

Leila R. Rogers, Secretary

TIME 9:38 AM
DOROTHY BAILEY KUCHER, CLERK

APR 10-74 * 2 440 *****00
APR 10-74 * 2 440 *****00

Delivered to - St Mary's County Commissioners

5-9-1974

Dorothy Bailey Kucher - Clerk

BOOK 001 PAGE 293

No. 74-11

Subj: Amendment to St. Mary's County
Water and Sewer Plan, Kitts Point
S-4 to S-3, W-4 to W-3

TIME 2:05 P.M.

DOROTHY BAILEY KUCHER, CLERK

RESOLUTION

APR 25-74 * 21009 *****00

WHEREAS, The Board of County Commissioners, in the interest of public safety, health and general welfare of the citizens in St. Mary's County adopted a Comprehensive Water and Sewerage Plan which was approved by the Maryland State Department of Health in a letter dated April 6, 1970, and

WHEREAS, a petition was made on behalf of the Kitts Point Subdivision project for the purpose of considering a point of discharge and to change the area classification from S-4 to S-3 and from W-4 to W-3 for a sub-sanitary district, which is part of the Carroll Pond Sanitary District No. 7, and

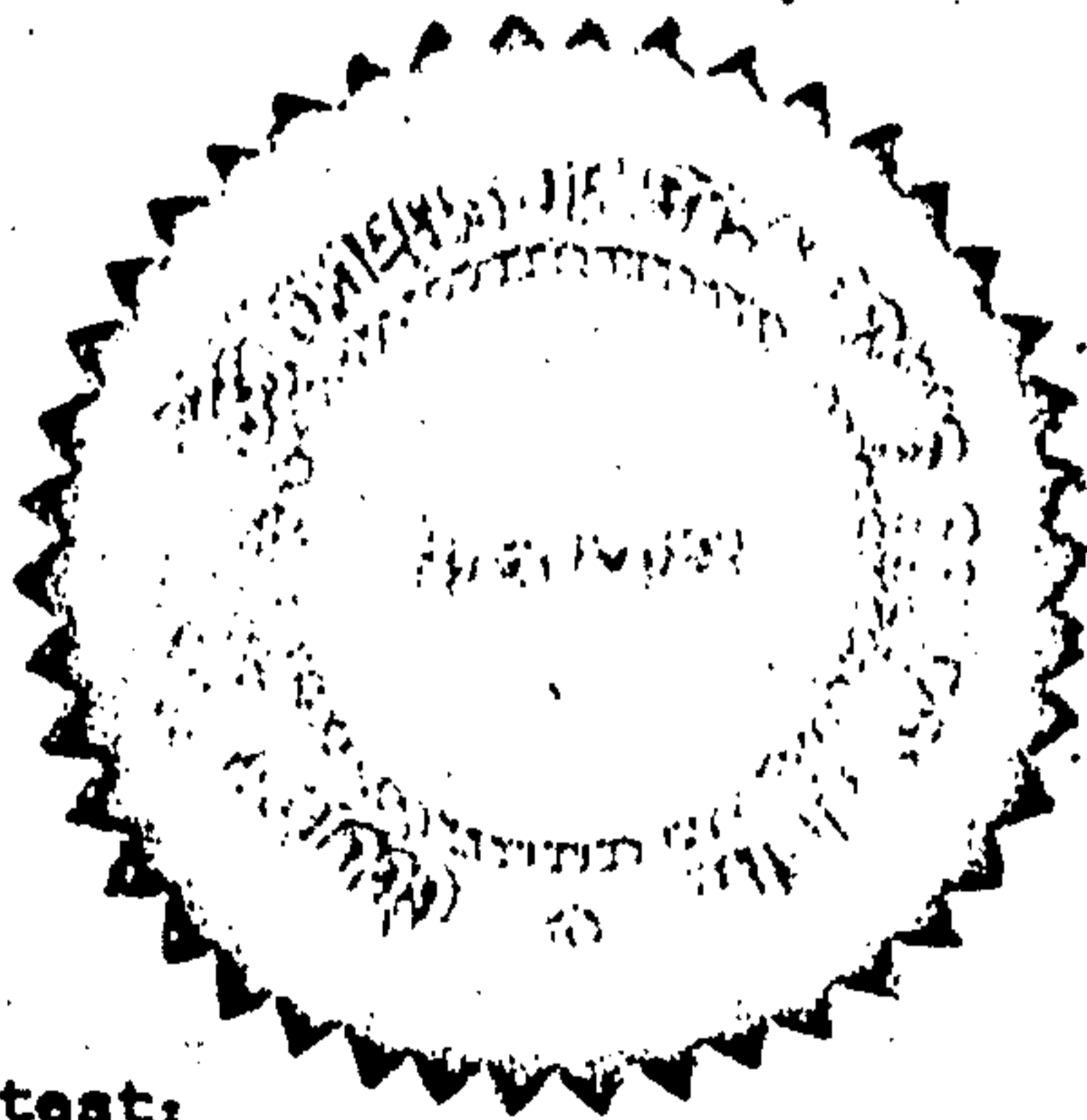
WHEREAS, said petition was reviewed, submitted to public hearing on September 17, 1973, and granted subject to a formal agreement being signed as stated in the official minutes of the Board of County Commissioners' meetings of October 16, 1973, and December 28, 1973; and

WHEREAS, on December 29, 1973 an agreement was signed by Victor R. Reynolds, developer of the Kitts Point project, to meet the requirements set forth by the Board of County Commissioners of St. Mary's County,

NOW, THEREFORE, BE IT RESOLVED, by the County Commissioners of St. Mary's County that, in light of this agreement and the conditions set forth therein, it has been decided to approve a change in the St. Mary's County Water and Sewer Plan classifications from S-4 to S-3 and from W-4 to W-3 for a sub-sanitary district, which is part of the Carroll Pond Sanitary District No. 7, and to approve the point of discharge for this project as requested.

This date: 4/12/74

THE BOARD OF COUNTY COMMISSIONERS
OF ST. MARY'S COUNTY, MARYLAND



J. Wilmer Bowles
J. Wilmer Bowles, President

- ABSTAINED -

George R. Aud
George R. Aud, Commissioner

J. S. Guy, Jr.
J. S. Guy, Jr., Commissioner

Attest:

Edward V. Cox

EDWARD V. COX
Chief Clerk to the
Board of County Commissioners

No. 74-15 *2:06 P.*

Subj: Adoption of Comprehensive Plan for St. Mary's County

RESOLUTION

APR 25-74 * 21009 *****00

WHEREAS, by virtue of the authority conferred by Article 66B of the Annotated Code of Maryland, the Planning and Zoning Commission for St. Mary's County has written, with the professional assistance of Angelos C. Demetriou, A.I.A., a proposed comprehensive plan for St. Mary's County setting forth in same the objectives, principles, policies and standards, which shall serve as a guide for the development and economic and social well being of St. Mary's County; and,

WHEREAS, a public hearing on said plan was held by the Planning and Zoning Commission, as required by law, on February 22, 1974, at Leonardtown, St. Mary's County, Maryland, due notice of same having been given by publications printed in St. Mary's County in the three weekly issues printed immediately prior to said hearing; and,

WHEREAS, copies of said plan were referred to adjoining state and local jurisdictions more than sixty days prior to said hearing as required by law; and,

WHEREAS, the Planning and Zoning Commission approved on February 25, 1974, the entire proposed comprehensive plan, including Existing Land Use and Economic Parameters and the text, maps, charts and other material, including Appendix, that comprise said plan; and,

WHEREAS, the Board of County Commissioners, pursuant to the authority of Article 66B of the Annotated Code of Maryland, gave due notice of and conducted a public hearing on the proposed plan on March 22, 1974; and,

WHEREAS, the Board of County Commissioners have had sufficient time to study this plan and the recommendation made by the Planning and Zoning Commission and by other groups and individuals; and,

WHEREAS, the Board of County Commissioners have amended the proposed comprehensive plan as noted in the Board's official minutes of April 23, 1974;

NOW, THEREFORE, BE IT RESOLVED AND ORDAINED By the Board of County Commissioners, this 23rd day of April, 1974, that the Comprehensive Plan for St. Mary's County, prepared by the Planning and Zoning Commission with the professional assistance of Angelos C. Demetriou, A.I.A., is approved and adopted, with the Amendments so noted above.

This date: April 23, 1974

THE BOARD OF COUNTY COMMISSIONERS OF ST. MARY'S COUNTY, MARYLAND

Attest:

By:

Edward V. Cox
EDWARD V. COX
Chief Clerk to the Board of County Commissioners

J. Wilmer Bowles
J. Wilmer Bowles, President

George K. Aud
George K. Aud, Commissioner

J. S. Guy, Jr.
J. S. Guy, Jr., Commissioner

No. 74-16

Subj: Adoption of Comprehensive
Plan for Parks, Recreation,
and Open Space

RESOLUTION

WHEREAS, by virtue of the authority conferred by Article 66C of the Annotated Code of Maryland, the Recreation and Parks Board for St. Mary's County has written, with the professional assistance of the Allen Organization Park and Recreation Planners, a Comprehensive Plan for Parks, Recreation, and Open Space, setting forth in same, the goals, objectives, and recommendations for the orderly development of a comprehensive recreation program and park system designed to meet the present and foreseeable future needs of the people of St. Mary's County; and,

WHEREAS, a public hearing on said plan was held by the Recreation and Parks Board on June 28, 1973, at Leonardtown, St. Mary's County, Maryland, due notice of same having been given by publications printed in St. Mary's County in the two weekly issues printed immediately prior to said hearing; and,

WHEREAS, the Recreation and Parks Board approved on May 9, 1974, the entire proposed Comprehensive Plan, including maps, charts, and other material that compromised said plan; and,

WHEREAS, the Board of County Commissioners have had sufficient time to study this plan and the recommendations made by the Recreation and Parks Board and the Allen Organization, and by other groups and individuals; and,

WHEREAS, the Board of County Commissioners have amended the proposed comprehensive plan as noted in the Board's official minutes of October 9, 1973;

LIBER 1 Page 297.

No. 74-16

Subj: Adoption of Comprehensive
Plan for Parks, Recreation,
and Open Space

NOW, THEREFORE, BE IT RESOLVED AND ORDAINED By the Board
of County Commissioners, this 7th day of May, 1974, that the
Comprehensive Plan for St. Mary's County, prepared by the Recrea-
tion and Parks Board, with the professional assistance of the Allen
Organization, is approved and adopted, with the Amendments so noted
above.

THE BOARD OF COUNTY COMMISSIONERS
OF ST. MARY'S COUNTY, MARYLAND

Attest:

By:

J. Wilmer Bowles

J. Wilmer Bowles, President

Edward V. Cox

Edward V. Cox
Chief Clerk to the
Board of County Commissioners

George R. Aud

George R. Aud, Commissioner

J. S. Guy, Jr.

J. S. Guy, Jr., Commissioner



MAY 10-74 * 21737 *****00

TIME 2:50 P. M.
DOROTHY BAILEY KUCHER, CLERK

Delivered to- St. Mary's County Commissioners

6-3-74

Dorothy Bailey Kucher

MAY 17-74 * 22050 *****00
MAY 17-74 A 22050 *****00

PLANNING AND ZONING COMMISSION

TIME 3:15 P. M.
DOROTHY BAKER - BOOK CLERK

ST. MARY'S COUNTY, MARYLAND

RESOLUTION

WHEREAS, by the virtue of the authority conferred in Article 66B of the Annotated Code of Maryland, the Planning and Zoning Commission for St. Mary's County has written a proposed zoning ordinance with accompanying zoning maps. This ordinance is designed to regulate and restrict the height, number of stories, size of buildings, the percentage of a lot that may be occupied, off-street parking, the size of yards, courts and open spaces, the density of population, and the location and use of buildings, signs, structures and lands for trade, industry, residence and other purposes.

WHEREAS, a public hearing on said ordinance was held by the Planning and Zoning Commission on April 22, 1974, at the Technical Center of St. Mary's County, Maryland, the hearing being properly advertised as required by law.

NOW, THEREFORE, BE IT RESOLVED AND ORDAINED, by the Planning and Zoning Commission for St. Mary's County this 2nd day of May, 1974, that the zoning ordinance and zoning maps as prepared by the Planning and Zoning Commission for St. Mary's County, the same being affixed hereto, be approved with the following amendments:

(1) Page 3 Definition of Agriculture - insert the word "forestry" after viticulture.

(2) Page 21 Section 4.2a Should read more than "one"

1 of 4

- (3) Page 22
Section 4.5 Add to the end of the paragraph:
"Anyone desiring to build or otherwise change the existing drainage situation shall be responsible for proving to the County Engineer that such changes will not be a detriment to neighboring lands.
- (4) Page 31
Section 4.15-2 (d) Rewrite paragraph (d) as follows: " If fill or any type of construction which would displace floodwaters is placed within the floodplain, a flood reservoir shall be constructed which shall hold floodwaters of equal volume to the volume of such fill or construction placed below the flood base elevation and shall be designed and constructed as approved by the St. Mary's County Soil Conservation District or the Maryland Department of Natural Resources. Each such flood reservoir shall have adequate drainage to the waterway."
- (5) Page 36
Section 5.5-9 Change line 4 of this section to read "slopes are in excess of 2½ vertical rise"
- (6) Page 37
Section 5.6-5 Change the last line on page to read "of 2½ vertical rise to 10 fee horizontal"
- (7) Page 48a
On chart under heading "Maximum Height" subheaded "In Stories" change Town House to 2½ stories and Garden Apartments to 3 stories.
- (8) Page 55
Sec. 7.9-2 Change last line to read 7 units per acre.
- (9) Page 57
Section 7.9-8 Change the first line of paragraph to read "A minimum of 1.5 off-street parking spaces . . ."
- (10) Page 57
Section 7.9-9 Change first line of paragraph to read "Accessory structures shall be detached and . . ."

- (11) Page 62
Section 7.9-14 (b) Change paragraph (b) to read as follows: "All fuel oil storage tanks shall*be installed underground unless otherwise approved by the Planning Commission and such tanks' shall be required to be furnished with an Underwriter's Laboratory Label "U" for underground service *be adequately screened or
- (12) Page 62
Sec.7.9-14 (e) After the comma on line 3 of (e) add "to meet accepted engineering standards for" . . .
- (13) Page 66
Section 7.9-24 Change the wording of the paragraph to read as follows: "Any mobile home park which, at the time of the adoption of this ordinance, existed lawfully with mobile home spaces that do not comply with each of the foregoing minimum requirements, may continue in operation. Within the next two years the Planning Commission shall review and recommend changes to existing MH parks to bring them into ~~non~~conformity.
EVC
5/6/74
- (14) Page 74
Section 7.11-7 (c) In line two of (c) change from 2 floors to 3 floors.
- (15) Page 94
Section 9.3 (a) Change the third line of the paragraph to read "meet" the performance standards . . .
- (15) Article 10 Change all reference to PDR 0.5 to PDR 1.5.
- (16) Page 107
Section 10.15 (b) Change (b) to read as follows: "uses generally associated with neighborhood commercial to serve the general area."

We, the undersigned, recommend to the County Commissioners of St. Mary's County the adoption of the Zoning Ordinance with amendments and zoning maps, as presented.

PUBLIC HEARING

**ST. MARY'S COUNTY
ST. MARY'S
COUNTY COMMISSIONERS
PUBLIC HEARING ON
ZONING ORDINANCE
6th DAY OF MAY, 1974
7:30 P.M.
ST. MARY'S TECHNICAL
CENTER**

"Pursuant to the provisions of Article 66B of the Code of Public General Laws of Maryland, entitled Maryland Planning and Zoning Act, a Public Hearing on the proposed Zoning Ordinance and Zoning Maps for St. Mary's County, Maryland as drafted by the said Planning and Zoning Commission will be held on the

6th day of May, 1974
at 7:30 P.M.
at the St. Mary's Technical Center, located on Route No. 5, south of Leonardtown.

The proposed Zoning Ordinance is designed to regulate and restrict the height, number of stories and size of buildings, the percentage of a lot that may be occupied, off-street parking, the size of yards, courts and other open spaces, the density of population and the location and use of buildings, signs, structures and land for trade, industry, residence or other purposes. The proposed Zoning Maps are designed to depict the use category assigned to the various properties in St. Mary's County, Maryland.

Copies of the proposed Zoning Ordinance and Zoning Maps for St. Mary's County are on file with the Office of the St. Mary's County Commissioners, Court House, Leonardtown, Maryland, and these copies are available for review, inspection and copying.

St. Mary's County
Commissioners
4-17-74



Joseph M. Gough, Jr.
Joseph Marion Gough, Jr., Chairman

Samuel M. Bailey, Jr.
Samuel Bailey, Jr.

R. Johns Dixon
R. Johns Dixon

Francis E. Hewitt
Francis Hewitt

Arthur Mirfield
Arthur Mirfield

Frank Raley, Jr.
J Frank Raley

No. 74-19

Subj: Planning Commission

TIME: 1:45 P.M.

RESOLUTION

DOROTHY BAILEY KUCHER, CLERK

MAY 29-74 * 22608 *****00

MAY 29-74 A #22608 *****00

Be it resolved that the Planning and Zoning Commission of St. Mary's County is hereby abolished as of this 28th day of May 1974. Said Commission is recreated as the Planning Commission of St. Mary's County as provided in Article 66B of the Annotated Code of Maryland.



THE BOARD OF COUNTY COMMISSIONERS
ST. MARY'S COUNTY, MARYLAND

J. Wilmer Bowles
J. Wilmer Bowles, President

George R. Aud
George R. Aud, Commissioner

J. S. Guy, Jr.
J. S. Guy, Jr., Commissioner

Attest:

Edward V. Cox
Edward V. Cox
Chief Clerk to the
County Commissioners

Delivered- St. Mary's County Commissioners 6-11-74 Dorothy Bailey Kucher-

Subj: Adoption of Zoning Ordinance
for St. Mary's County

MAY 29-74 * 22607 *****00

MAY 29-74 A 22607 *****00

TIME 1:43 P. M.

DOROTHY BAILEY KUCHER, CLERK

RESOLUTION

WHEREAS, by virtue of the authority conferred by Article 66B of the Annotated Code of Maryland, the Planning and Zoning Commission for St. Mary's County has prepared with the professional assistance of Angelos C. Demetriou, A.I.A. in association with the firm Barton-Aschman Association, Inc. a proposed Zoning Ordinance with accompanying zoning maps for St. Mary's County; and

WHEREAS, this Ordinance is designed to regulate and restrict the height, number of stories, size of buildings, the percentage of a lot that may be occupied, off-street parking, the size of yards, courts and open spaces, the density of population, and the location and use of buildings, signs, structures and lands for trade, industry, residence and other purposes; and

WHEREAS, a public hearing on said Zoning Ordinance was held by the Planning and Zoning Commission as required by law on April 22, 1974, at the Technical Center of St. Mary's County, Maryland, the hearing being properly advertised by law; and

WHEREAS, the Planning and Zoning Commission approved on May 2, 1974, the entire proposed Zoning Ordinance with accompanying zoning maps and submitted and recommended same for adoption by the County Commissioners; and

WHEREAS, the Board of County Commissioners, pursuant to the authority of Article 66B of the Annotated Code of Maryland, gave due notice of and conducted a public hearing as required by law on the proposed Zoning Ordinance on May 6, 1974; and

WHEREAS, the Board of County Commissioners have had sufficient time to study said Zoning Ordinance and the recommendations made by the Planning and Zoning Commission and by other groups and individuals;

NOW, THEREFORE, BE IT RESOLVED AND ORDAINED by the Board of County Commissioners this 28th day of May, 1974, that the Zoning Ordinance and zoning maps as prepared by the Planning and Zoning Commission for St. Mary's County, the same being affixed hereto, be approved and adopted with the following amendments:

- (1) Page 6 Add definition of "Community Water Systems - a source of water supply and a distribution system, including treatment and storage facilities, serving two or more individual lots, dwelling units, businesses, commercial or industrial establishments, which has been approved by the County and State approving authorities, incorporated into the St. Mary's County Water and Sewer Plan and which is operated by a private individual or corporation."
- (2) Page 11 Delete the definition for Home Occupation and substitute the following: "Any occupation, personal service or profession carried on by a member of the immediate family residing on the premises. The extent of the area devoted to home occupation shall not exceed five hundred (500) square feet and shall be limited to no more than two (2) full time employees who are not members of the immediate family."
- (3) Page 13 Add definition of "Lot of Record - A parcel of land which has been legally recorded in the land records of St. Mary's County.
- (4) Page 15 Add definition of "Public Sewer System - Any system for the collection, transportation and disposal of sewage or industrial wastes of a liquid nature including various devices for the treatment of such sewage and industrial wastes, serving two or more individual lots, dwelling units, businesses, commercial or industrial establishments which is owned and operated by an agency of the St. Mary's County Government."

- (5) Page 15
Add definition of "Public Water System - A source of water supply and a distribution system, including treatment and storage facilities, serving two or more individual lots, dwelling units, businesses, commercial or industrial establishments which is owned and operated by an agency of the St. Mary's County Government."
- (6) Page 22
Section 4.6(a)
Amend to read as follows: "After the effective date of this Ordinance, any lot created shall meet the lot size requirements as specified under each zoning district in the Schedule of Lot, Yard and Bulk Requirements."
- (7) Page 25
Section 4.9(a)
Amend to read as follows: "In any district . . . provided all other requirements of this Ordinance are complied with, necessary health permits are obtained, and the provisions of Section 4.9(b), 4.9(c) and 4.9(d) are met."
- (8) Page 31
Section 4.15-2(d)
Substitute "County Engineer" for "St. Mary's County Soil Conservation District or the Maryland Department of Natural Resources."
- (9) Page 33
Section 4
Add "4.18 - Aircraft Buffer Zone - There shall exist an aircraft buffer zone around all airports. This buffer zone shall extend from the center line of each runway and shall provide for the following restrictions: An imaginary cone shall exist beginning at the end of a runway and running parallel to that runway. This cone shall allow for a maximum building height of one foot vertical for every one hundred feet horizontal along the center line of runway. The area of influence of this height limitation area shall be designated by allowing seven foot vertical maximum building height for every one hundred foot horizontal running perpendicular from the center of runway and bisecting that height line running parallel to the runway. In addition to height limitations, specific areas shall be designated around each commercial runway designating the Composit Noise Rating Two (CNR-2) as specified in the H.U.D.'s standards. Within this area there shall be a 10.db reduction in noise generated on the exterior of a residential dwelling to the interior of said dwelling. This shall be accomplished by using proper construction methods to bring this about.

- (10) Page 33
Section 4
- Add "4.19 - Subdivisions in Process - Those tracts of land that have received concept approval and at least preliminary approval of one section of that tract shall be allowed to continue with a minimum of one acre lots for the remaining tracts as shown on the concept plan, provided, however, they receive record approval by the Planning Commission and other appropriate agencies and record said plat prior to July 1976."
- (11) Page 33
Section 4
- Add "4.20 - Agricultural Uses - Agricultural uses shall be exempted from those sections of the Ordinance involving performance standards."
- (12) Page 34(a)
Schedule for Comprehensive Plan
- In the column entitled "Zoning Districts Permitted within Comprehensive Plan Areas," delete all references to "AR Agricultural-Residential" and add "AR-1 Agricultural-Residential" and "AR-2 Agricultural-Residential."
- (13) Page 34(a)
Schedule for Comprehensive Plan Areas
- In the column entitled "Planned Developments Permitted within Comprehensive Plan Areas," delete all references to PDR 0.5 and substitute PDR 1.5."
- (14) Page 36
Section 5.5-9
- Amend Line 4 to read "in excess of 1 1/2 vertical rise" and add "Agricultural uses shall be exempted from this provision."
- (15) Page 37
Section 5.6-5
- Amend Line 5 to read "of 1 1/2 vertical rise" and add "Agricultural uses shall be exempted from this provision."
- (16) Page 44
Section 5.8-9
- Line 7 should read "without first obtaining a permit from the Historic District Commission."
- (17) Page 46
Section 6.1
(Establishment of Districts)
- Add "MH Mobile Home" to Districts Name column.
- (18) Page 55
Section 7.9-1
- Amend to read "minimum site area of fifteen (15) acres." instead of twenty (20).
- (19) Article 5
- All references in Article 5 shall refer to "Comprehensive Plan Areas" instead of "Comprehensive Plan Districts."

- (20) Page 57
Section 7.9-7(c) Amend to read, "Each individual mobile home lot shall be at least fifty (50) feet . . ." instead of "44 feet."
- (21) Page 57
Section 7.9-8 Add "and subject to provisions of Article 12." at the end of the paragraph.
- (22) Page 59, 60 and 61
Section 7.9-11 Eliminate (a) through (f) and substitute "(a) All mobile home parks shall utilize public sewage system." Reletter (g) and (h) to (b) and (c).
- (23) Page 62
Section 7.9-14(b) Amend to read as follows: "All fuel oil storage tanks shall be installed underground unless otherwise approved by the Planning Commission and such tanks shall be required to be furnished with an Underwriter's Laboratory label "U".
- (24) Page 62
Section 7.9-14(e) Amend to read as follows: "Fuel oil connectors from the tank to the mobile home shall be brass or copper tubing or approved flexible metal hose sufficient to meet accepted engineering standards and shall be adequately protected from physical damage. Aluminum tubing shall not be used."
- (25) Page 66
Section 7.9-24
Existing Parks Change to read as follows: "Any mobile home parks lawfully existing on the effective date of this Ordinance and which do not fully comply with all of the foregoing minimum requirements shall be permitted to continue in operation provided that: (a) within two years of the effective date of this Ordinance, a site plan shall be submitted to the Planning Commission showing the current status of the mobile home park and identifying which provisions of this article not met by the existing park; and a written statement, including the timing, as to how the non-conforming elements of the mobile home park shall be brought into conformity with requirements of this Article; (b) within five years from the effective date of this Ordinance, all mobile home parks existing on the effective date of this Ordinance shall comply fully with the minimum requirements of this Article; (c) the minimum area requirements may be excluded from these requirements provided sufficient evidence is provided to the Planning Commission and County Commissioners that additional land would not be economical and feasible to obtain."

- (26) Page 104
Section 10.6 Under the minimum required area for the respective districts, amend as follows:
- | | | | | | | | |
|---------|---|--------|-----|-------|----|-----|-------|
| PDR 1.5 | - | Change | 50 | acres | to | 150 | acres |
| PDR 2.0 | - | " | 550 | " | " | 100 | " |
| PDR 3.5 | - | " | 350 | " | " | 100 | " |
| PDR 5.0 | - | " | 250 | " | " | 100 | " |
| PD-MH | - | " | 25 | " | " | 15 | " |
- (27) Page 106
Section 10.13 Add "CM Commercial Marine" to Permitted Zoning Districts.
- (28) Page 107
Section 10.15(b) Delete "for the daily convenience of the residents."
- (29) Page 119
Section 10.19-2 Add "(d) - Any use permitted in the I-1 General Industrial District."
- (30) Page 141
Section 11.12-12 TRAILER CAMPS - Add "j. Time Restriction - No travel trailer of any type shall be maintained at a trailer camp site continuously for more than 30 days. Under no circumstances shall a travel trailer or trailer camp be used as a permanent residence."
- (31) Page 141
Section 11.12-12 Add "k. Existing Trailer Camps - Any trailer camp lawfully existing on the effective date of this Ordinance and which does not fully comply with all of the foregoing minimum requirements shall be permitted to continue in operation provided that: (a) within two years of the effective date of this Ordinance, a site plan shall be submitted to the Planning Commission showing the current status of the trailer camp; identifying which provisions of this Article not met by the existing trailer camp, and a written statement, including the timing as to how the non-conforming elements of the trailer camp shall be brought into conformity with requirements of this Article; (b) within five years from the effective date of this Ordinance, all trailer camps existing on the effective date of this Ordinance shall comply fully with the minimum requirements of this Article; (c) the minimum area requirements may be excluded from these requirements provided sufficient evidence is provided to the Planning Commission and County Commissioners that additional land area would not be economical and feasible to obtain."

- (32) Page 152
Section 12.17 OFF STREET PARKING TABLE - Change Neighborhood Shopping Centers to read as follows: "10/1000 sq. ft., up to 10,000 square feet and 5/1000 sq. ft. thereafter."
- (33) Page 170
Section 14.3(b) Change to read as follows: "Prior to the approval of such temporary site plan, the applicant shall furnish a bond with surety approved for legal sufficiency by the County Attorney and for adequacies by the respective county approving authority, guaranteeing the removal of all structures. . . ."
- (34) Page 176
Section 14.8 Amend last sentence to read: "The adequacies, conditions and acceptabilities of any bond hereunder shall be determined by the approving authority for St. Mary's County. The legal sufficiency of the bond form shall be determined by the County Attorney."
- (35) Page 176
Section 14.12-1 Amend last sentence to read: "Appropriate county authorities shall approve the plans and specifications for all required improvements and shall inspect construction of such improvements to assure conformity thereto."
- (36) Page 177
Section 14.12-5 On the third line after "Zoning Administrator", insert "after having received verification by the appropriate county approving authorities."
- (37) Page 180
Section 15.1 Delete "upon recommendation by the Planning Commission."
- (38) Page 180
Section 15.5 On the fifth line after "notify by", insert "certified and/or"
- (39) Page 183
Section 15.11 Change "one hundred eighty (180)" to one hundred twenty (120)".
- (40) Page 184
Section 15.13(e) On first line after "a plot plan" insert "or written form"
- (41) Page 187
Section 16.1-7 On line 5 change "Section 22" to Section 4.08"
- (42) Page 189
Section 16.2-6 On line 1, delete "special exceptions"

- (43) Page 191 Delete "special exception or"
Section 16.3-6
- (44) Page 196 Amend to read "do not exceed fifty
Section 18.3-2 (50%) percent . . ." instead of
thirty-five.
- (45) Page 198 On line 2, delete "all"
Section 18.5
- (46) Page 202 Insert "May 28, 1974" after shall
Section 20.1 be effective on.

ZONING MAP CHANGES

- (1) Property of Mark Milburn, Jr.
Tax Map 63, Parcel 40
Change from R-1 Single Family Residential to
CM Commercial Marine
- (2) Property of William E. Dixon
Tax Map 35, Parcels 133, 134, 135, 130, 131 and 132
Change from R-1 Single Family Residential to
CM Commercial Marine
- (3) Property of Leon S. Hill
Tax Map 9, Parcel 60
Change from AR-2 Agricultural Residential to
C-1 Neighborhood Commercial
- (4) Property of John P. Rue
Tidewater Realty
Tax Map 43, Parcels 209 and 22
Change from PDR - 3.5 to
R-1 Single Family Residential
- (5) Property of Gordon Ragan
Tax Map 32, Parcels 308 and 313
Change from PD-HC Planned Development - Highway Commercial
to C-1 Neighborhood Commercial
- (6) Property of Judge Philip Dorsey and James H. Roach
Tax Map 73, Parcel 153
Change from R-1 Single Family Residential to
C-1 Neighborhood Commercial
- (7) Property of M. M. Dean
Tax Map 34, Parcel 292
Change from PD-IP Planned Industrial to I-1 General
Industrial
- (8) Property of John Clifton
Tax Map 51, Parcel 111
Change from R-1 Single Family Residential to
PD-IP Planned Industrial
- (9) Charlotte Hall Lumber Co., Inc.
Tax Map 4, Parcels 159, 54, 57, 157 and 167
Change from PD-IP Planned Industrial to
AR-2 Agricultural Residential

(10) Property of Kenneth E. and Jacquelyn L. Sola
Tax Map 47, Parcels 42, 43, 44, 45 and 177
Change from R-1 Single Family Residential to
CM Commercial Marine

THE BOARD OF COUNTY COMMISSIONERS
OF ST. MARY'S COUNTY, MARYLAND



J. Wilmer Bowles
J. Wilmer Bowles, President

George R. Aud
George R. Aud, Commissioner

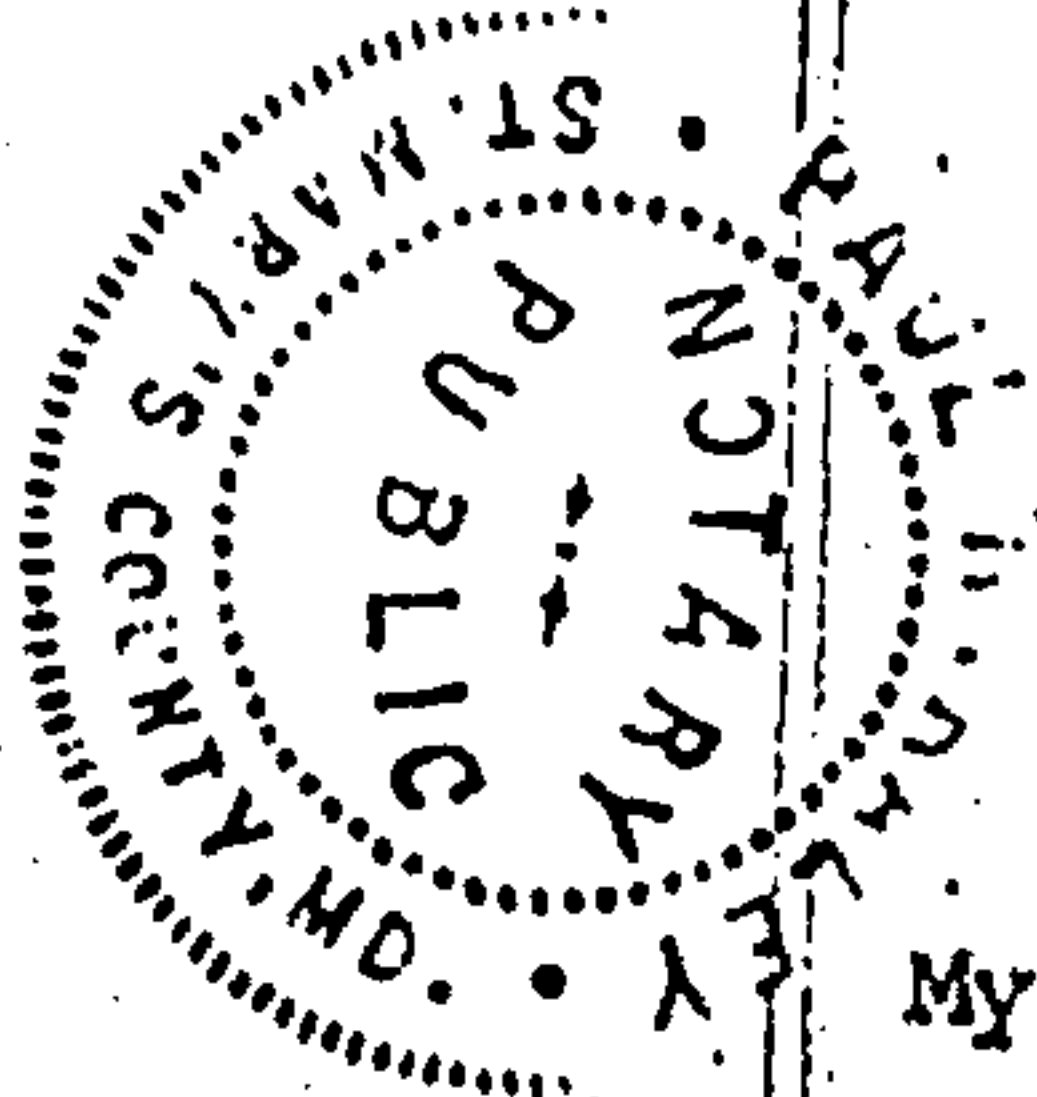
J. S. Guy, Jr.
J. S. Guy, Jr., Commissioner

Attest:

Edward V. Cox
Edward V. Cox
Chief Clerk to the
Board of County Commissioners

I hereby certify that on this 28th day of May, in the year
One thousand nine hundred and seventy-four, before me the
subscriber, a Notary Public of the State of Maryland, in and
for the County of St. Mary's, aforesaid, personally appeared
J. Wilmer Bowles, George R. Aud and J. S. Guy, Jr., constituting
the Board of County Commissioners of St. Mary's County and they
acknowledged the foregoing to be their respective act.

As Witness my Hand and Notarial Seal



Paul R. Paley
Notary Public

My Commission Expires: July 1, 1974

No. 74-20

Subj: 1974-75 Budget
1974-75 Tax Rate

TIME 10:25 A.M.

DOROTHY BAILEY RUCHER, CLERK

JUN -3-74 * 22792 *****00

JUN -3-74 A #22792 *****00

RESOLUTION

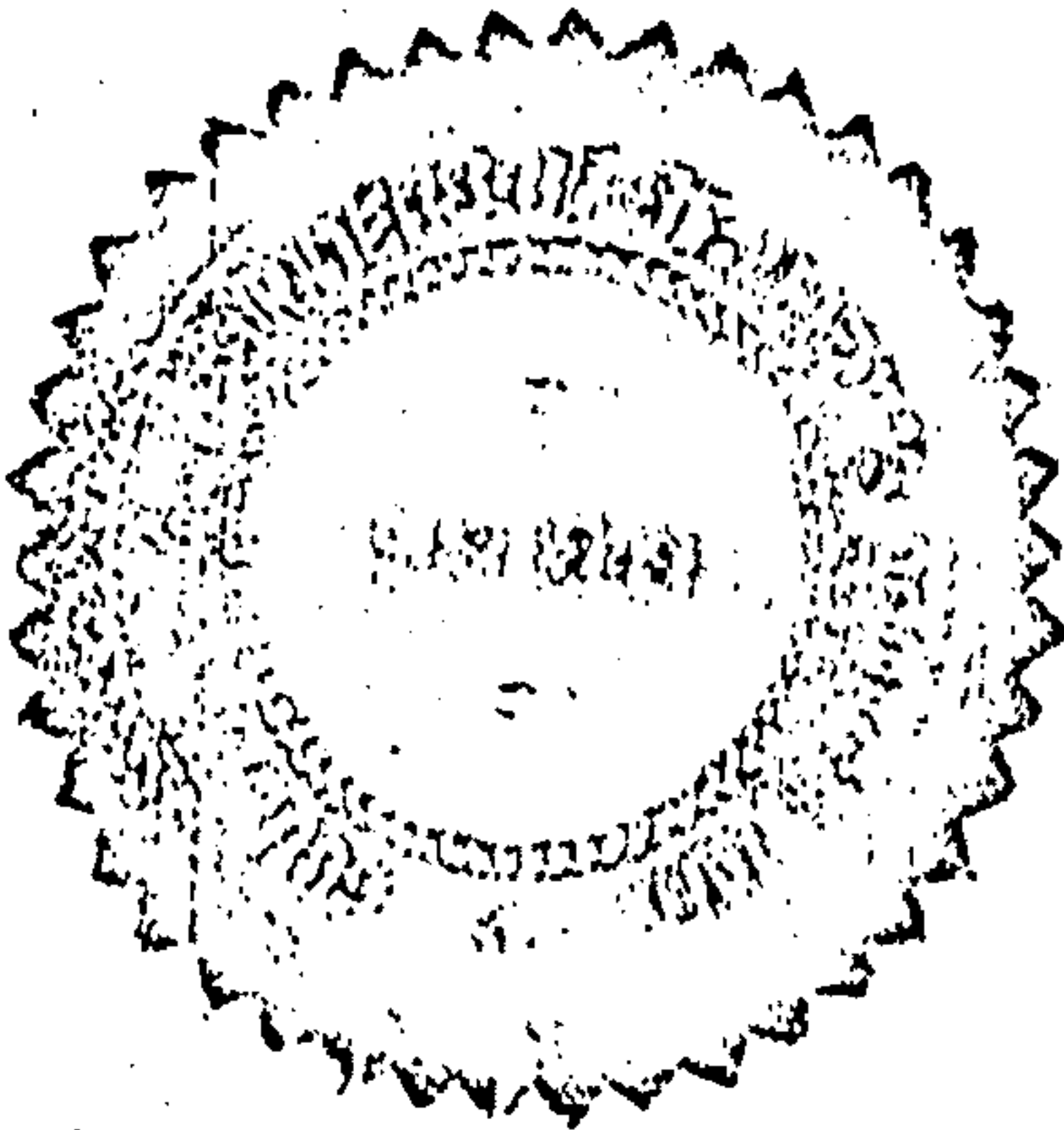
The following is an excerpt from the minutes of the Board of County Commissioners:

The Board of County Commissioners convened in special session with Mr. Harris Sterling, Secretary of the Board of Estimates, to review and adopt the St. Mary's County Budget for the fiscal year 1974-75.

The Board of County Commissioners adopted the overall budget for St. Mary's County in the amount of \$14,912,788. The tax rate was fixed at \$2.55 per \$100.00.

This date: May 31, 1974

BY ORDER OF THE BOARD OF COUNTY COMMISSIONERS OF ST. MARY'S COUNTY, MARYLAND



J. Wilmer Bowles
J. Wilmer Bowles, President

George R. Aud
George R. Aud, Commissioner

J. S. Guy, Jr.
J. S. Guy, Jr., Commissioner

ATTEST:

Benedict H. Sterling
Benedict H. Sterling, Secretary
Board of Estimates

No. 74-21

Subj: Local Income Tax

TIME: 10:25 A.M.

DOROTHY BAILEY KUCHER, CLERK

JUN -3-74 * 22793 *****00

JUN -3-74 A #22793 *****00

RESOLUTION

WHEREAS, Section 283 of Article 81, as enacted by Chapter 142 of the Acts of the 1967 General Assembly as amended by Chapters 452 and 656 of the Acts of the 1968 General Assembly, authorizes the Counties and the City of Baltimore to adopt a local income tax imposed upon the residents of the County or the City as a percentage of the liability of the residents for State income tax but not exceeding fifty percent (50%) of the State income tax liability; and

WHEREAS, The levy of this local income tax will provide funds to St. Mary's County in lieu of its previous share of the State income tax and will provide funds for payment by the County to the incorporated municipalities of their previous share of the State income tax; and

WHEREAS, Section 283 (d) of Article 81, as enacted by Chapter 452 of the Acts of the 1968 Assembly, requires that every County and the City of Baltimore levy a local income tax of not less than a rate of twenty percent (20%) of the State income tax liability or such exact multiple of five percent (5%) of the State income tax liability that equals or exceeds the amount required to pay the principal and interest owed by the County on the State school construction loan;

NOW, THEREFORE, BE IT RESOLVED, By the Board of County Commissioners of St. Mary's County, Maryland, pursuant to the power, authority and requirement contained in Section 283 of Article 81, as enacted by Chapter 142 of the Acts of the 1967 General Assembly as amended by Chapters 452 and 656 of the Acts of the 1968 General Assembly, that an income tax of fifty percent (50%) of the State income tax liability is levied upon the residents of St. Mary's County for the calendar year beginning January 1, 1974, and this rate shall continue in effect for each succeeding calendar year until changed by the Board of County Commissioners of St. Mary's County, Maryland, on or before July 1st in the calendar year in which the rate is established.

This date: May 31, 1974



ATTEST:

Benedict H. Sterling
Benedict H. Sterling, Secretary
Board of Estimates

BY ORDER OF THE BOARD OF COUNTY COMMISSIONERS OF ST. MARY'S COUNTY, MARYLAND

J. Wilmer Bowles
J. Wilmer Bowles, President

George K. Aud
George K. Aud, Commissioner

J. S. Guy, Jr.
J. S. Guy, Jr., Commissioner

No. 74-22

Subj: Tall Timbers Erosion Tax

Time 10:25 A. M.
DOROTHY BAILEY KUCHER, CLERK

JUN -3-74 * 22794 *****00
JUN -3-74 A #22794 *****00

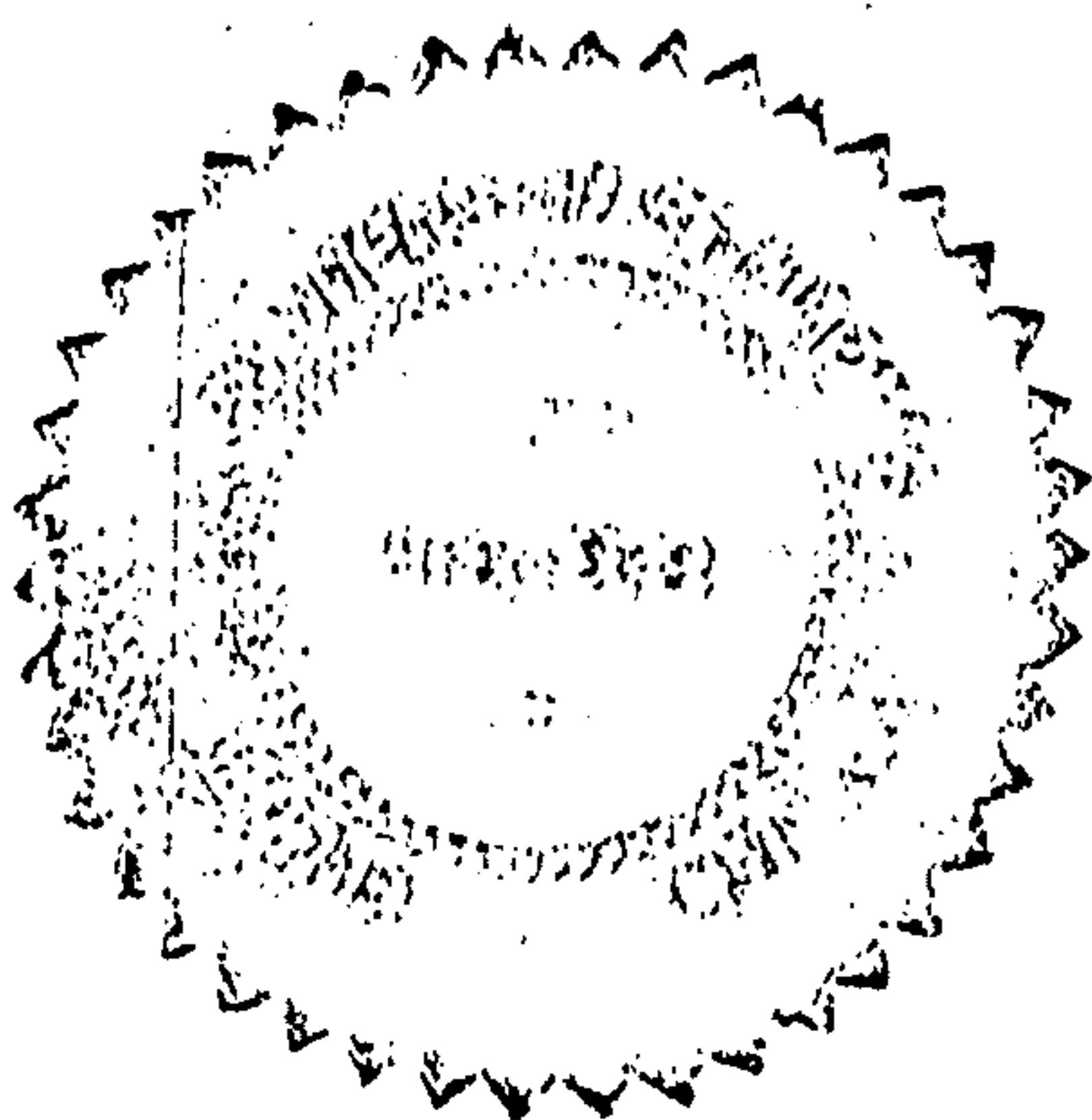
RESOLUTION

WHEREAS, The County Commissioners of St. Mary's County, Maryland, acting as the District Council, by virtue of Article 25, Section 166-A of the Annotated Code of Maryland, is charged with the duty of levying against all assessable property in each erosion district a sufficient sum to take care of expenses and all necessary repairs to the erosion prevention work constructed in each district,

NOW, THEREFORE, BE IT RESOLVED, That the County Commissioners of St. Mary's County, Maryland, acting as a District Council, hereby levies a tax of \$2.00 per \$100.00 on the assessable property in the erosion district known as the Tall Timbers Erosion District. This assessment shall be effective for the taxable year of 1974 and for every year thereafter until amended or changed by action of the County Commissioners of St. Mary's County, Maryland, acting as the District Council.

This date: May 31, 1974

BY ORDER OF THE BOARD OF COUNTY COMMISSIONERS OF ST. MARY'S COUNTY, MARYLAND



J. Wilmer Bowles
J. Wilmer Bowles, President

George R. Aud
George R. Aud, Commissioner

J. S. Guy, Jr.
J. S. Guy, Jr., Commissioner

ATTEST:

Benedict H. Sterling
Benedict H. Sterling, Secretary
Board of Estimates

No. 74-27

Subj: Economic Impact Fee

RESOLUTION

WHEREAS, House Bill 1497 was passed by the Maryland House of Delegates on April 4, 1974 and passed by the Maryland Senate on April 6, 1974 and signed by Governor Marvin Mandel on May 31, 1974; and

WHEREAS, House Bill 1497 becomes Chapter 814 of Acts of 1974; and

WHEREAS, according to Subsection (B) of House Bill 1497 the County Commissioners of St. Mary's County may require every person, firm, partnership, corporation, or other legal entity which submits its property plans for approval to the Planning and Zoning Commission (or the appropriate approving authority) to pay up to \$200 for: (I) Each living unit, or living unit space, in its planned community development, apartment house, townhouse condominium, camper park, trailer park, or recreational park; and (II) Each lot in a subdivision; and

WHEREAS, the sums are to be paid to the County Commissioners within 30 days after the approval of the property plans by the Planning and Zoning Commission (or the appropriate approving authority) and prior to the recording, if necessary, of the plats or plans; and

WHEREAS, the income derived shall be used to defray the additional cost to St. Mary's County for additional educational, water, sewerage, road, sanitation, or similar facilities;

NOW, THEREFORE, BE IT RESOLVED that effective this day the County Commissioners of St. Mary's County do require compliance with Subsection (B) of House Bill 1497.

This date: July 2, 1974

THE BOARD OF COUNTY COMMISSIONERS
OF ST. MARY'S COUNTY, MARYLAND

Attest:

By:

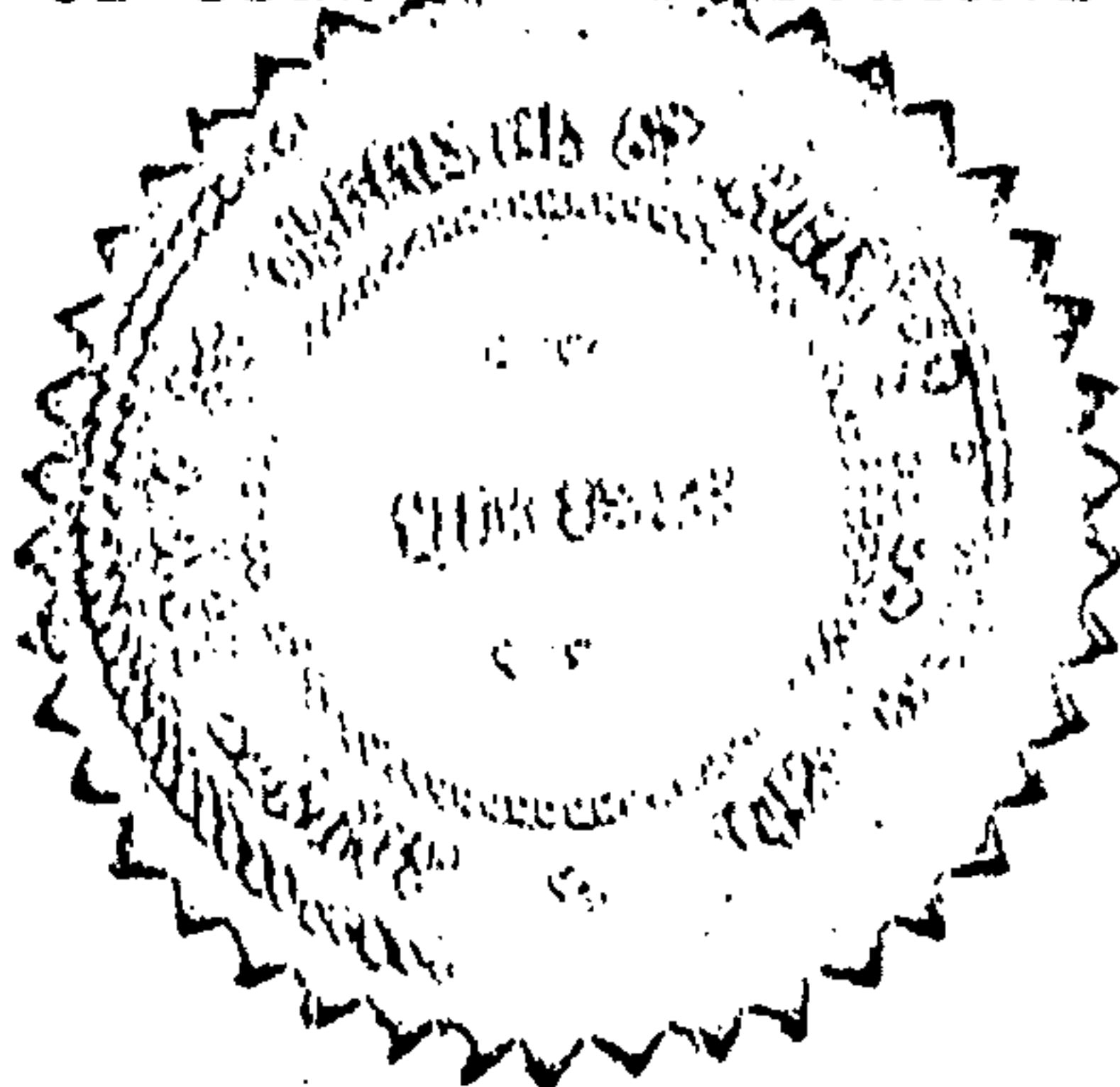
J. Wilmer Bowles
J. Wilmer Bowles, President

Edward V. Cox

EDWARD V. COX
Chief Clerk to the
Board of County Commissioners

George R. Aud
George R. Aud, Commissioner

J. S. Guy, Jr.
J. S. Guy, Jr., Commissioner



Del. Co. Commission of St. Mary's Co.

7-22-74

Dorothy Bailey Kucker, Clerk

JUL -9-74 * 25004 *****00
 JUL -9-74 A 225004 *****00

TIME 4:09 P. M.
 DOROTHY BAILEY BUCHER, CLERK

SHORE EROSION CONTROL PROJECT AGREEMENT

THIS AGREEMENT entered into this 25th day of June, 1974, by and between the DEPARTMENT OF NATURAL RESOURCES hereinafter referred to as DEPARTMENT, and St. Mary's COUNTY, STATE OF MARYLAND, hereinafter referred to as COUNTY.

WHEREAS, the Department is authorized, pursuant to Chapter 66C, Sections 756 thru 758B, inclusive, of the Annotated Code of Maryland, 1970 Replacement Volume, entitled "Shore Erosion Control," to enter into agreements with Counties for loans made from the "Shore Erosion Control Construction Loan Fund," and

WHEREAS, the Tanner's Creek Citizens' Association has made application with the Department through St. Mary's County for a loan as provided in said Sections and complied with all the provisions set forth therein, and

WHEREAS, the County has agreed to collect an annual shore erosion special tax as provided by Section 167B, of Article 25, of the Maryland Code, and remit annually to the Department in Twenty-five (25) annual installments, and

WHEREAS, the parties hereto have agreed that the net project construction cost for which the State shall be reimbursed is Two Hundred Seven Thousand, Nine Hundred Forty-Eight Dollars and No/Cents (\$207,948.00).

NOW, THEREFORE, THIS AGREEMENT WITNESSETH: That for and in consideration of the money loaned by the State of Maryland, as administered by the Department of Natural Resources, from the "Shore Erosion Control Construction Loan Fund," to St. Mary's County for the benefit of the Tanner's Creek Citizens' Association, to be used for the construction of Shore Erosion Control Project No. 1-74, the County agrees as follows:

1. To repay the sum of Two Hundred Seven Thousand, Nine Hundred Forty-Eight Dollars and No/Cents (\$207,948.00), being the net project construction cost for which the State will be reimbursed in Twenty-five (25) annual installments, without interest, the First (1st) installment being Eight Thousand, Three Hundred Seventeen Dollars and Ninety Two Cents (\$8,317.92) and Twenty-four (24) equal installments of Eight Thousand, Three Hundred Seventeen Dollars and Ninety Two Cents (\$8,137.92), as determined by the Board of Public Works.

2. The County agrees that it shall make an annual levy and collect said funds remitting same to the Department of Natural Resources within one hundred fifty (150) days from July 1st. The first payment will be due in the Fiscal Year following the Fiscal Year in which construction is completed and accepted by the County Commissioners of St. Mary's County.

The Department agrees as follows:

1. That, upon satisfactory completion of construction to pay the balance of the payment due the Contractor from the Shore Erosion Control Construction Loan Fund.
2. That it shall periodically inspect the project and recommend to the Tanner's Creek Citizens' Association, through St. Mary's County, any measures that are required to maintain the project.

The parties hereto have agreed that this instrument shall be binding on their assigns.

IN WITNESS WHEREOF the hand and seal of the said County.

STATE OF MARYLAND, St. Mary's COUNTY

Edward V. Cap
(Witness)

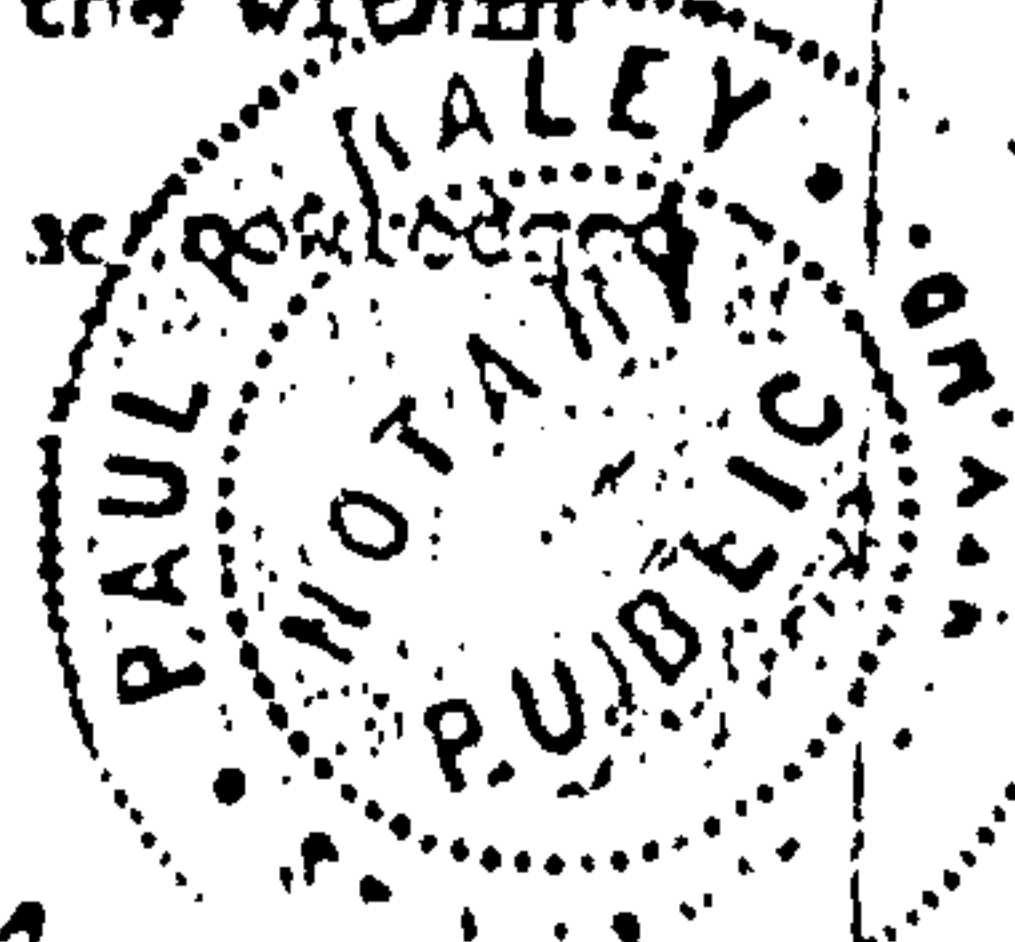
BY J. Holmes Bowles
Authorized Representative

STATE OF MARYLAND, St. Mary's COUNTY, to wit:

I HEREBY CERTIFY that on this 25th day of June, 1974, before me, the subscriber, a Notary Public of the State and County aforesaid, personally appeared J. Holmes Bowles, the within named authorized representative of the aforesaid County, and he acknowledged the foregoing Agreement to be the act of said County.

WITNESS my hand and Notarial Seal.

Paul R. Paley
Notary Public



IN WITNESS WHEREOF the hand and seal of the said Department.

DEPARTMENT OF NATURAL RESOURCES

Debra T. Posters
(Witness)

BY Wm. Mason Shehan
Director, Capital Improvements
Wm. Mason Shehan

STATE OF MARYLAND, Anne Arundel COUNTY, to wit:

I HEREBY CERTIFY that on this 27 day of June, 1974, before me, the subscriber, a Notary Public of the State and County aforesaid, personally appeared Wm. Mason Shehan, the within named authorized representative of the aforesaid Department, and he acknowledged the foregoing Agreement to be the act of said Department.

WITNESS my hand and Notarial Seal. MY COMMISSION EXPIRES JULY 1, 1974

Approved as to legal form and sufficiency this 27 day of,

Chris L. Wilson
Notary Public

June, 1974.

APPROVED:
By: Michael V. Davis
Welner & Davis, County Attorneys

Warren K. Paul
Special Assistant Attorney General

Warren K. Rich, Assistant Attorney General, on behalf of the Department of Natural Resources has reviewed the subject Shore Erosion Control Project Agreement and has approved the same for legal form and sufficiency. It should be noted, however, that effective January 1, 1974, the cited provisions of the Maryland Code, i.e., Article 66C, Sections 756 through 758B have been recodified within Subtitle 10 entitled Shore Erosion Control, of Title 8, Sections 8-1001 through 8-1005 of the Natural Resources Article, 1974 edition.

WHEREAS, the County has agreed to collect and remit to the Department of Natural Resources, the amount of the fee provided in said Sections and comply with all the provisions set forth therein, and

WHEREAS, the County has agreed to collect and remit to the Department of Natural Resources, the amount of the fee provided in said Sections and comply with all the provisions set forth therein, and

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WHEREAS, the County has agreed to collect and remit to the Department of Natural Resources, the amount of the fee provided in said Sections and comply with all the provisions set forth therein, and

[Handwritten signature]

ELCK 001 23320

AL 24-74 * 25742 *****00
AL 24-74 A 25742 *****00

AMENDMENT
TO
STATE OF MARYLAND PLUMBING CODE
FOR ADOPTION AND USE IN ST. MARY'S COUNTY, MARYLAND

TIME 4:15 P.M.
PLUMBING BOARD

DATE OF ADOPTION: July 9, 1974

EFFECTIVE DATE: 90 days after
Adoption date.

AMENDMENT 1

.09.20.12 SANITARY DRAINAGE SYSTEMS

.01 MATERIALS (Amended to read as follows)

A. Above ground piping within buildings. Soil and waste piping above ground in buildings shall be of brass pipe, copper pipe, copper tube D.W.V. weight or heavier, service weight or heavier cast iron soil pipe, bell and spigot or hubless system, galvanized wrought iron pipe, galvanized open-hearth iron pipe, galvanized steel pipe, or lead pipe.. A.B.S. or P.V.C. D.W.V. Schedule 40 or heavier plastic pipe may be used providing restraining fittings and/or expansion fittings are installed at intervals not exceeding 30 feet in both vertical and horizontal lines.

Any other ferrous or nonferrous, metallic or nonmetallic material may be used if approved for this use by one of the organizations listed in .09.20.04, and when used must comply with the requirements of Section .09.20.04.01B, except that the use of bituminous fiber type pipe in a sanitary drainage system is expressly prohibited for use in St. Mary's County. However, it is not the intent to exclude the use of perforated bituminous fiber pipe in septic drain fields.

RECOMMENDED BY THE ST. MARY'S COUNTY
PLUMBING BOARD:

ATTEST: *Teresa O. Schaffner* & *Vernon Saunders* 6-12-74
A. E. VERNON SAUNDERS (DATE)

APPROVED:
ATTEST: *Edward V. Cal* & *J. Wilmer Bowles* 7-9-74
J. WILMER BOWLES, PRESIDENT (DATE)
BOARD OF COUNTY COMMISSIONERS

ELCK 001 23320

Del. St. Mary's County Commissioners Aug. 2, 1974 Dorothy Bailey Tucker - clerk

BOOK 001 pg 321

TIME 4:15 P. M.

JUL 24-74 * 25743 *****
JUL 24-74 A #25743 *****

AMENDMENT
TO
STATE OF MARYLAND PLUMBING CODE
FOR ADOPTION AND USE IN ST. MARY'S COUNTY, MARYLAND

DATE OF ADOPTION: July 9, 1974 EFFECTIVE DATE: 90 DAYS AFTER
ADOPTION DATE

AMENDMENT 2

09.20.08 PLUMBING FIXTURES (Add a Section after .24 A. and B.

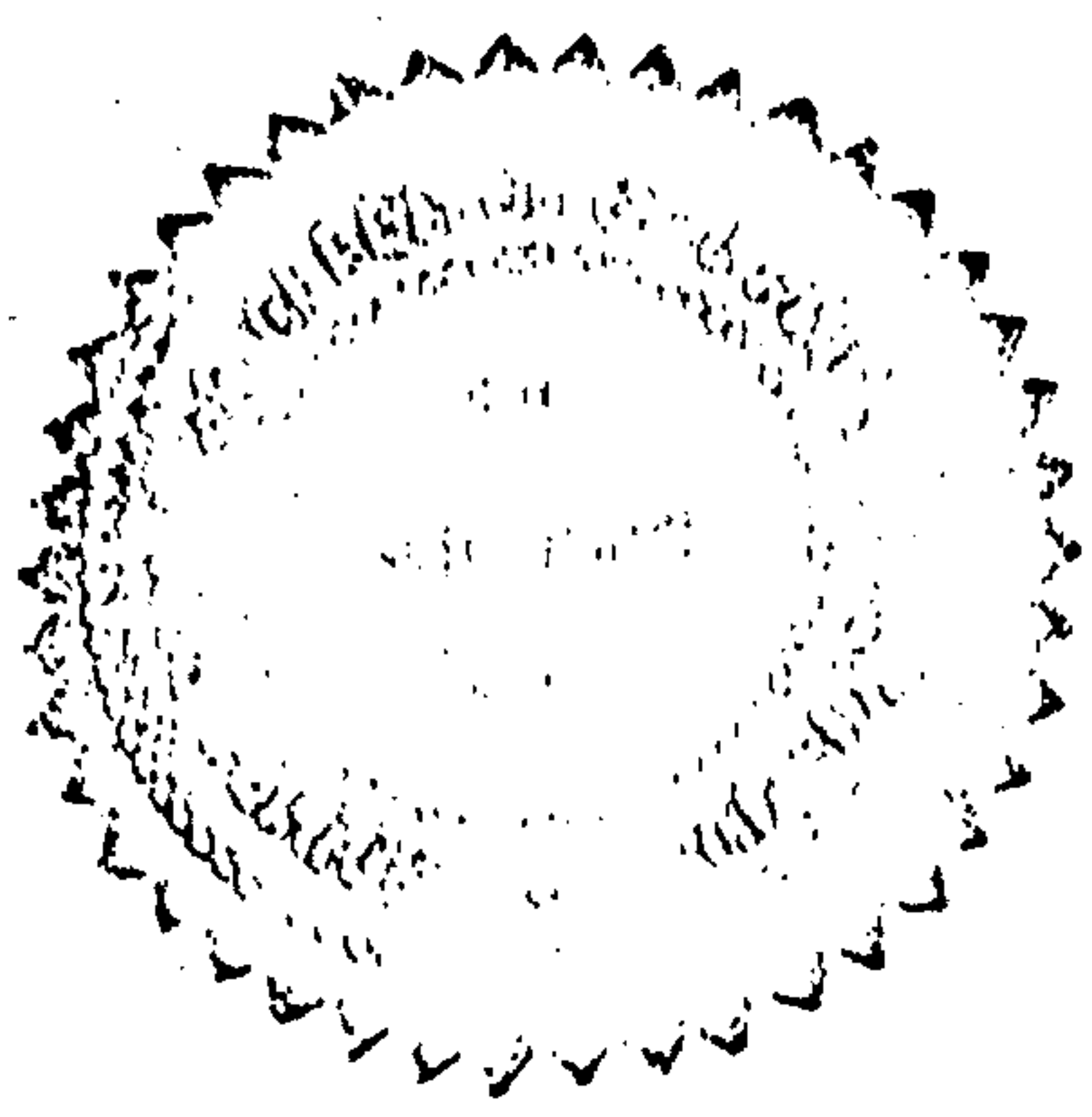
.25 WATER SAVING DEVICES.

A. Water Saving Devices shall be required to be installed in the flush tanks on all new installations, additions and repairs of all plumbing systems in St. Mary's County, or the plumbing fixtures used shall be designed to utilize the minimum amount of water for flushing purposes.

RECOMMENDED BY THE ST. MARY'S
COUNTY PLUMBING BOARD:

ATTEST: Teresa A. Schaffer A. E. Vernon 6-24-74
A.E. VERNON SAUNDERS DATE

ATTEST: Edward V. Cox J. Wilmer Bowles 7-9-74
J. WILMER BOWLES, PRES., DATE
BOARD OF COUNTY COMMISSIONERS



BOOK 001 pg 321

ELK 001 322

TIME 4:15 P. M.

No. 74-282 24-74 A 25748 *****00

Subject: PLUMBING PERMIT
ORDINANCE

PLUMBING PERMIT ORDINANCE

WHEREAS, the County Commissioners for St. Mary's County, Maryland, have the authority to adopt rules and regulations pertaining to a County plumbing code by virtue of Section 143A of the Code of Public Local Law of St. Mary's County; and

WHEREAS, the County Commissioners do consider it advisable that rules and regulations be promulgated concerning the issuance of plumbing permits and licenses and

WHEREAS, the County Commissioners consider the action taken hereby to be in the best interest of St. Mary's County and its citizens;

NOW THEREFORE BE IT RESOLVED by the County Commissioners of St. Mary's County, Maryland, that the following are the rules and regulations governing the issuance and use of a plumbing permit and a plumbing license in St. Mary's County:

1. All plumbing work performed in St. Mary's County shall conform to the Maryland State Plumbing Code in effect at the time of adoption of this Ordinance or as it shall be amended in the future by either the State of Maryland or by action of the St. Mary's County Commissioners based on the recommendations of St. Mary's County Plumbing Board.
2. Master Plumber - All persons seeking to perform plumbing work in St. Mary's County must first show evidence of a valid Maryland Master Plumber's Certificate or a special Master Plumber's Certificate for St. Mary's County, and a \$1,000 plumber's performance bond. In addition a Master Plumber's license must be obtained annually from the St. Mary's County Plumbing Board on or before

ELK 001 322

June 30th of each year. Remittance of a \$10.00 fee will be required.

3. Journeyman Plumber - All persons seeking to perform plumbing work as a Journeyman in St. Mary's County must first show proof of a valid Maryland Journeyman Plumber's Certificate for St. Mary's County. In addition, a Journeyman Plumber's License must be obtained annually from the St. Mary's County Plumbing Board on or before June 30th of each year. Remittance of a \$5.00 fee will be required.

4. Apprentice Plumber - All persons seeking to perform plumbing work as an Apprentice in St. Mary's County must submit an application for a St. Mary's County Apprentice License. An Apprentice Plumber's License must be obtained annually from the St. Mary's County Plumbing Board on or before June 30th of each year. Remittance of a \$2.00 fee will be required.

5. Bonds and Licenses - All bonds and licenses shall expire on the last day of June of each year. All bonds shall be executed naming St. Mary's County as obligee and all bonds shall be written by a firm licensed to conduct business in the State of Maryland and be of a form approved by the St. Mary's County Plumbing Board.

6. Permits - (a) A plumbing permit shall be required for the installation of, alteration, or addition to the plumbing, sewerage, drainage, or gas piping systems of any building, structure or premise. A plumbing license and permit shall be required for the installation of the soil pipe conveying waste to the inlet of the septic tank, or as it connects to a community sewer collection system. A plumbing license or plumbing permit shall not be required for the installation of a septic tank or the sewer pipe extending from the outlet of the septic tank to the drain fields, dry wells, etc. Permits shall be secured from the office of the County Engineer. If no work is performed on the job for six (6) months, the permit

EX 001 12324

shall become void and of no force and effect.

(b) Prior to the issuance of any permit, mechanical plans and specifications must be submitted in duplicate and approved by the Engineering Office. Plans and specifications shall show in sufficient detail the layout and spacing of fixtures, the size, material and location of all buildings, sewers and drains, storm sewers and drains, and the soil, waste, vent, water and gas supplying piping.

(c) The filing of plans and specifications and the obtaining of a permit shall not be required for minor repair(s) or for minor installation(s) which are hereby defined as installations for which the average retail cost for the installation is less than two hundred dollars (\$200.00).

All plumbing installations shall be installed in accordance with the plans as approved and any change made during construction which is not in conformity to the approved plans shall be resubmitted to the Engineer's Office for approval of the amended plans.

The plumbing permit and copy of the approved plans shall be available at the construction site at all times. The plumbing permit must be conspicuously placed at the construction site prior to the commencement of any plumbing installation or work.

(d) The Engineer's Office shall collect fees for St. Mary's County based on a rate to be fixed by the St. Mary's County Commissioners. The rate will be designated on the application for a plumbing permit. The rate schedule will be reviewed annually by the Plumbing Board and revised by the County Commissioners as would be deemed necessary and appropriate to off-set any and all expenses incurred through the administration and/or enforcement of the Plumbing Code. This fee schedule shall be of a sufficient amount to provide for one (1) inspection of rough-in work and one (1) final inspection. Any additional inspection(s) shall be charged as set

forth on the application for the plumbing permit.

7. Notification for Inspection - The Engineering Office shall be notified of the commencement of any plumbing work, and when such work is ready for rough in inspection (prior to covering whether underground, or in walls) and shall again be notified for final inspection. A minimum of forty-eight (48) hours advance notice must be given for all inspections.

The right to inspect any job site without notice, and at any time is herein reserved by the Engineer's Office.

8. Certificate of Approval - If the prescribed tests and final inspection indicate that the work complies in all respects with the provisions of the duly adopted State of Maryland Plumbing Code as currently amended; a Certificate of Approval and Acceptance shall be issued by the Engineer's Office for said work.

9. Owner Performance - Nothing herein contained shall prohibit the owner of a building or structure from personally installing or repairing a plumbing system in his own residence under the following conditions:

(a) Plans and specifications must be submitted to and approved by the Engineer's Office.

(b) A plumbing permit must be secured as herein provided before any plumbing work commences.

(c) All work shall be performed principally by the owner in accordance with the provisions of the duly adopted State of Maryland Plumbing Code as currently amended.

(d) The owner shall make application for and have performed by the Engineer's Office all required inspections and tests.

(e) The work must be satisfactorily completed and a Certificate of Approval must be obtained within a maximum of three (3) months from the date of the first final inspection.

EXX 001 12326

10. Violations - If plumbing work is installed contrary to the original permit, approved plans and specifications or the State of Maryland Plumbing Code and any essential details and if any such deficiencies are not corrected within five (5) days after written notice of the deficiencies is given by the Engineer's Office to the owner, general contractor, the supervising engineer or architect, and the Master Plumber, they shall all and separately be deemed to be in violation of the St. Mary's County Plumbing Ordinance and subject to the penalties provided in Section 11 of these regulations until amended plans are filed and the violations are corrected and approved by the Engineer's Office. It shall further be within the discretion of the Plumbing Board to suspend any St. Mary's County Plumbing License for a minimum period of two (2) days and a maximum of fourteen (14) days.

Failure to comply with the rules and regulations contained herein shall be sufficient reason for the revocation of the Plumbing License by the St. Mary's County Commissioners.

11. Penalties - Any person(s) who shall practice or engage in the work of a Master, Journeyman, or Apprentice Plumber without having complied with the provisions of these regulations and any person(s) not licensed as a Master, Journeyman, or Apprentice Plumber(s) in St. Mary's County or who shall violate any of the provisions of these regulations shall be guilty of a misdemeanor and upon conviction shall be fined not less than \$25.00 nor more than \$1,000.00 per offense.

EXX 001 12326

12. The effective date of this Ordinance shall be September 1, 1974.

13. Ordinance No: 73-30 is hereby rescinded effective September 1, 1974.

BOARD OF COUNTY COMMISSIONERS OF ST. MARY'S COUNTY

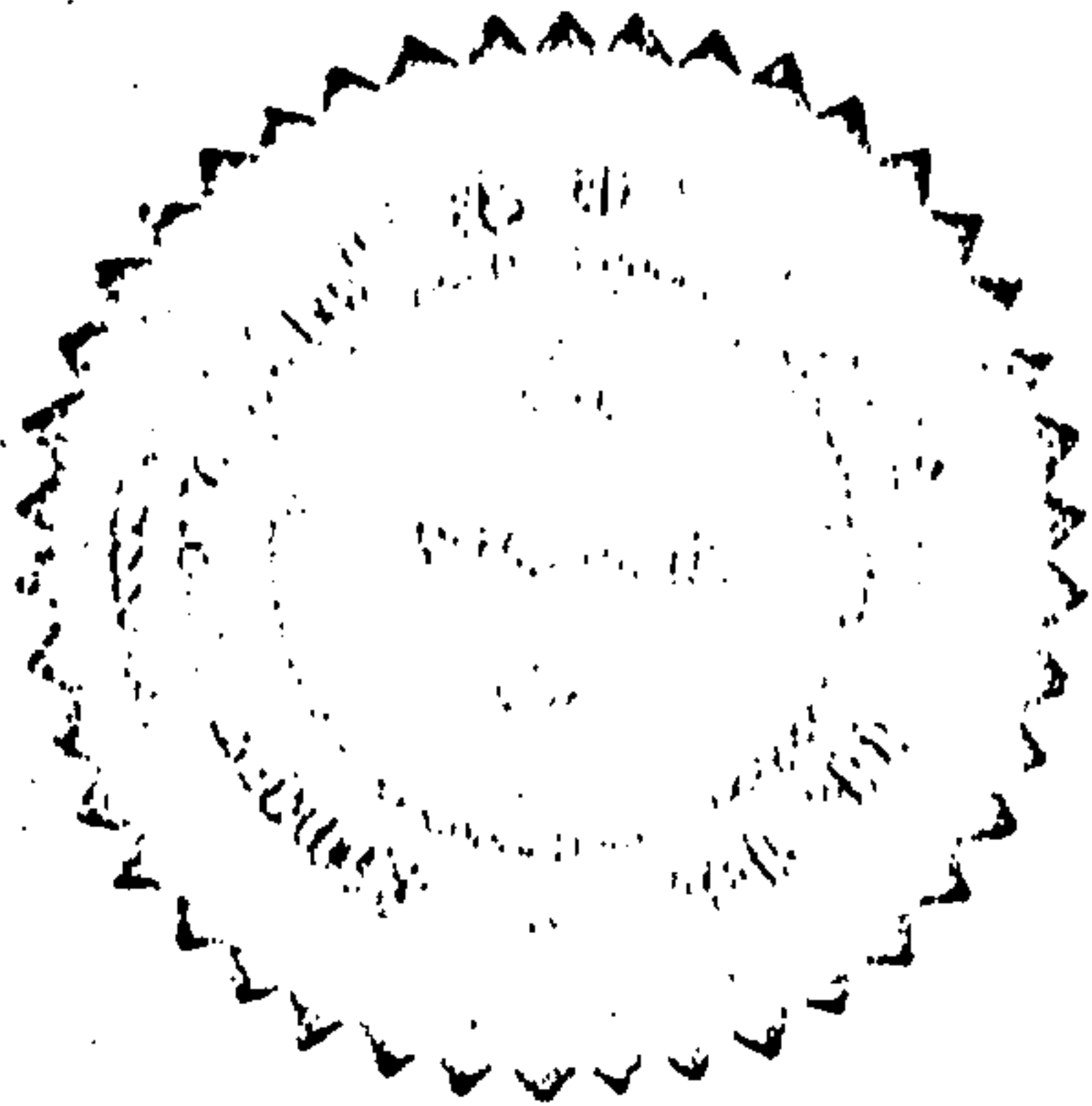
Attest: Date: July 9, 1974

Edward V. Cox
Edward V. Cox, Chief Clerk

J. Wilmer Bowles
J. Wilmer Bowles, President

George R. Aud
George R. Aud, Commissioner

J. S. Guy, Jr.
J. S. Guy, Jr. Commissioner



St. Mary's County Commissioners Aug 2, 1974. Dorothy Bailey Kucher - C

LIBER 1 Folio 328

BOND

KNOW ALL MEN BY THESE PRESENTS: That

William S. Lawrence and Ann F. Lawrence

as Principals, and

Warren E. Barley and Sarah L. Barley

as Sureties, all of St. Mary's County, Maryland,
and all of said parties desiring to have the plat hereinafter referred to
recorded, are held and firmly bound unto the St. Mary's County Planning
Commission and the County Commissioners of St. Mary's County, Maryland, as
obligee in the full and just sum of Two hundred sixty thousand one
hundred Dollars, (\$260,100), lawful money of the United States
of America, for the payment of which will and truly be made, the said parties
bond themselves individually and collectively, their respective heirs,
executors and administrators:

SIGNED, SEALED, DATED AND DELIVERED THIS 12th DAY OF July
, 19 74

WHEREAS, said parties have made application to the St. Mary's
County Planning Commission for the recording of the plat of Subdivision

known as, Big Oak Subdivision,

Fifth Election District of
St. Mary's County, Maryland, said plat prepared by Lorenzi, Dodds, and
Gunnill

, Registered Surveyors and/or Registered Professional
Engineers, dated April 8, 1974 and WHEREAS, the said Planning Commission
has approved said plat for recording, provided a Bond be given to guarantee
the construction of the street and/or streets according to standards as set
forth in the Planning and Zoning Regulations and approved by the County
Engineer, known as Four Seasons Court, Four Seasons Drive, Oakleaf Circle,
Summerdale Court, Hill and Dale Drive, Autumnwood Drive, and Spring Rise
Court

, and said street and/or streets, according to

TIME 3:23 P. M.

DEPUTY BALLOT CLERK

AL 25-74 * 25850 ***** 00

AL 25-74 A 25850 ***** 00

LIBERTY FORM 329

said plat, being approximately ----- '8,671feet
in length, said construction work to be completed within the period of
two years.

NOW THE CONDITION of the foregoing obligation is such that
if the above bonded parties shall in all respects comply with the terms
and conditions of said approval and meet and perform their obligation
thereunder, and shall well and truly and in a manner satisfactory to the
St. Mary's Planning Commission and the St. Mary's County Engineer complete
the work permitted and save harmless the St. Mary's County Planning Commission &
the County Commissioners of St. Mary's County, Maryland from any expense
incurred with their terms and conditions in said approval, or from any
damage growing out of the negligence of said parties or his or their Agent
and employees, then the said above obligations to be null and void and of
no effect, otherwise to remain in full force and virtue of laws.

IN TESTIMONY WHEREOF, the said Parties have hereunto set their
hands.

WITNESS:
James W. Bruce
James W. Bruce

PRINCIPAL:
William S. Lawrence
William S. Lawrence
Ann F. Lawrence
Ann F. Lawrence

WITNESS:
Andrew J. Williams
Andrew J. Williams

SURETIES:
Warren E. Barley
Warren E. Barley
Sarah L. Barley
Sarah L. Barley

NOTARY:
Subscribed to and sworn before me this 12 day
of July, 1974.

Approved as to legal sufficiency
James W. Bruce
County Attorney

Elizabeth A. Fowler
July 12, 1974
Wilmer Bowles, President
George R. Aud, Member
J. S. Guy, Jr. Member

329

001 330

FIVE 12:10 P. M.
MAY 31 1974

JL 31-74 * 26123 *****00
JL 31-74 A 26123 *****00

No. 74-29

Subj: Amendment No. 1 - St. Mary's
County Zoning Ordinance

RESOLUTION

WHEREAS, the Board of County Commissioners, pursuant to the authority of Article 66B of the Annotated Code of Maryland, gave due notice, conducted public hearings as required by law and adopted the St. Mary's County Zoning Ordinance on the 28th day of May, 1974, and

WHEREAS, the Board of County Commissioners, pursuant to the authority of Article 66B of the Annotated Code of Maryland may from time to time amend the St. Mary's County Zoning Ordinance, and

WHEREAS, certain typographical errors, clarification in wording and general amendments need to be corrected and incorporated into the text of the official Zoning Ordinance, add

WHEREAS, a public hearing on said corrections, clarifications and changes was held by the Board of County Commissioners as required by law on July 19, 1974, at the County Courthouse, the hearing being properly advertised by law;

NOW, THEREFORE, BE IT RESOLVED AND ORDAINED by the Board of County Commissioners this 30th day of July, 1974, that the following amendments to the St. Mary's County Zoning Ordinance be approved and incorporated into the official Zoning Ordinance:

Page 23 - Article 4.7 - Yard Requirements - Delete "Planning Commission" from the last line of paragraph 4.7-3 and substitute "Zoning Administrator."

Page 25 - Article 4.9 - Minimum Lot Size - Delete Article 4.9 in its entirety and substitute the following:

"The following regulations shall apply to all lots of record which were existing prior to the effective date of this Ordinance:

(a) A single family residential dwelling unit may be erected on a lot of record, existing prior to the effective date of this Ordinance, regardless of the

001 330

minimum lot area, lot width or lot depth provided the minimum yard requirements, maximum height, maximum lot coverage and maximum density of the Zoning District, in which the lot in question is located, are met; necessary health permits are obtained, and other provisions of this Ordinance are met.

(b) In the event all of the minimum yard requirements cannot be provided on a lot of record existing prior to the effective date of this Ordinance, the Zoning Administrator may permit the erection of a single family residential dwelling unit provided the minimum yard requirements conform to the prevailing front yard, side yard and rear yard setbacks of dwelling units adjacent to the lot in question. In the event there are no dwelling units adjacent to the lot in question, the minimum yard requirements shall conform to the most applicable Zoning District established within this Ordinance. The Zoning Administrator shall use the minimum lot area, lot width and lot depth of the lot in question to determine the most applicable Zoning District.

(c) However, where two (2) or more contiguous substandard lots are in common ownership and are of such size as to constitute a zoning lot of at least twenty thousand (20,000) square feet, such adjoining lots or portions thereof shall be so joined, developed and used for the purpose of forming a zoning lot of at least twenty thousand (20,000) square feet.

In approved subdivisions where the minimum lot area of all lots are at least twenty thousand (20,000) square feet and where strict adherence to the minimum combined lots would prove a practical difficulty, the Zoning Administrator may allow a deviation of ten (10) percent from the twenty thousand (20,000) square feet minimum lot area provided a fifty (50) feet front yard, forty (40) feet rear yard and combined side yards of forty (40) feet are maintained.

(d) Contiguous substandard lots of record which are in common ownership shall, for zoning purposes, be considered as being maintained in common ownership after the effective date of this Ordinance. When such contiguous substandard lots of record are conveyed, they shall be conveyed as a conforming lot in the Zoning District in which they are located or conveyed under the provisions of Section 4.9(b) or 4.9(c) above."

Page 27 - Article 4.11-6(c) - Amend this paragraph to read as follows: "All swimming pools shall be enclosed by an approved fence which shall be at least six (6) feet in height."

Page 46 - Article 6.1 - Establishment of Districts - Add the following paragraph after the Table of District Names and District Designations:

"In addition to the above Zoning Districts, the following Planned Unit Development Districts may be established provided they are in accordance with the requirements and provisions of Article 10 of this Ordinance. Planned Unit Development Districts which are approved by the Board of County Commissioners and which are in accord with the provisions of Article 10 may be shown on the St. Mary's County Zoning District Maps with the appropriate Planned Unit Development designation."

<u>Designation</u>	<u>Name</u>
PDR 1.5	Planned Development Residential
PDR 2.0	" " " "
PDR 3.5	" " " "
PDR 5.0	" " " "
PD-MH	Planned Development-Mobile Home Park
PD-HC	Planned Development-Highway Commercial
PD-SC	Planned Development-Shopping Center
PD-IP	Planned Development-Industrial Park

Page 50 - Article 7.3-2 - Permitted Uses - Add Item J to the list of permitted uses to read as follows:

"J. Mobile homes provided they are erected on a permanent concrete or similar foundation and have an approved septic system and approved well or water system."

Page 51 - Article 7.3-4 - Conditional Uses Permissible by Planning Commission - Add Item "R. Trailer Camps."

Page 67 - Article 7.10-2 - Permitted Uses - Add paragraph "g" to the list of permitted uses to read as follows:

"g. Any use permitted in the R-5 Two Family Residential District."

Page 70 - Article 7.10-9 - Utilities - Amend this Article to read as follows:

7.10-9 - Water and Sewage Systems

a. Townhouses shall be served by a Public Sewer System which is certified by the St. Mary's County Metropolitan Commission, acceptable to the Board of County Commissioners and which conforms to the St. Mary's County Water and Sewage Plan.

b. Townhouses shall be served by a Public Water System or Community Water System which is certified by the St. Mary's County Metropolitan Commission, acceptable to the Board of County Commissioners and which conforms to the St. Mary's County Water and Sewage Plan.

c. All utilities shall be located underground."

- Page 71 - Article 7.11-2 - Permitted Uses - Add paragraph "g" to the list of permitted uses to read as follows:
- "g. Any use permitted in the TH Townhouse District."
- Page 79 - Article 7.11-12 - Utilities - Delete Paragraphs 7.11-12(c) and 7.11-12(d) and add the following as paragraph 7.11-12(c):
- "(c) Water and Sewerage Systems. The provisions of Article 7.10-9 shall apply to garden apartment developments."
- Page 82 - Article 7.12-2 - Permitted Uses - Amend the section to read as follows:
- "a. Multiple Family Dwelling Units
- b. Any use permitted in the GA Garden Apartment District."
- Page 85 - Article 7.12-14 - Utilities - Amend to read as follows:
- "7.12-14 Water and Sowaqe Systems
- The provisions of Article 7.10-9 shall apply to multi-family developments."
- Page 85 - Article 7.12-17 - Water and Sewers - Delete this paragraph in its entirety.
- Page 105 - Article 10.8 - Open Space - Amend the table of required open space as follows:

Planned Unit District	Total Open Space Required Per Dwelling Unit Including Common Open Space and Developed Recreation Space (Square Feet)	Required Developed Recreation Space Per Dwelling Unit (in square feet)
PDR 1.5	14,500	2,900
PDR 2.0	10,890	2,200
PDR 3.5	6,225	1,250
PDR 5.0	4,400	890
PD-MH	3,100	830

- Page 106 - Article 10.12 - Required Utilities - Amend this Article to read as follows:
- "a. All Planned Unit Developments, shall be served by a Public Sewer System which is certified by the St. Mary's County Metropolitan Commission, acceptable to the Board of County Commissioners and which conforms to the St. Mary's County Water and Sewage Plan."

"b. All Planned Unit Developments shall be served by a Public Water System or a Community Water System which is certified by the St. Mary's County Metropolitan Commission, acceptable to the Board of County Commissioners and which conforms to the St. Mary's County Water and Sewage Plan.

c. Portions of Planned Unit Developments which are planned for residential lots exceeding one (1) acre in minimum lot area may be excluded from the provisions of Section 10.12 (a) provided necessary health permits are obtained and approval is given by the Planning Commission."

Page 124 - Article 10.21 - Contents of Development Plan - Amend this article to read:

". . . twenty (20) copies of a developmental plan drawn at a scale of not less than one inch equals thirty (30) feet for plan details and not less than one (1) inch equals one hundred (100) feet for the overall development plan."

Page 133 - Article 11.12 - Conditional Uses in Districts - Delete the following words from lines 5 and 6 of this article:

". . . may recommend and the Board of Appeals. . ."

Page 173 - Article 14.5-2 - Scale and Sheet Size - Change lines 2 and 3 to read:

". . . to scale of one inch equals thirty (30) feet or larger; the sheet or sheets shall be twenty-four (24) inches. . ."

Page 182 - Article 15.9 - Certificate for Other Permits - Delete the following from lines 7, 8, 9 and 10:

". . . and the Zoning Administrator . . . for the period stipulated therein."

Page 188 - Article 16.2-3 - Notification-Action Required - Delete the following from lines 6 and 7:

". . . two consecutive issues of a . . ."

Delete lines 10 through 15 and substitute:

"Due notice of the hearing shall be given to the appellant or petitioner who shall post the property under consideration with placard provided by the Zoning Administrator and shall in addition notify, by Certified or Registered mail, all owners of contiguous properties as to the nature and time of the hearing."

THIS DATE: July 30, 1974

THE BOARD OF COUNTY COMMISSIONERS
OF ST. MARY'S COUNTY, MARYLAND



J. Wilmer Bowles
J. Wilmer Bowles, President

George R. Aud
George R. Aud, Commissioner

J. S. Guy, Jr.
J. S. Guy, Jr., Commissioner

ATTEST:

Edward V. Cox

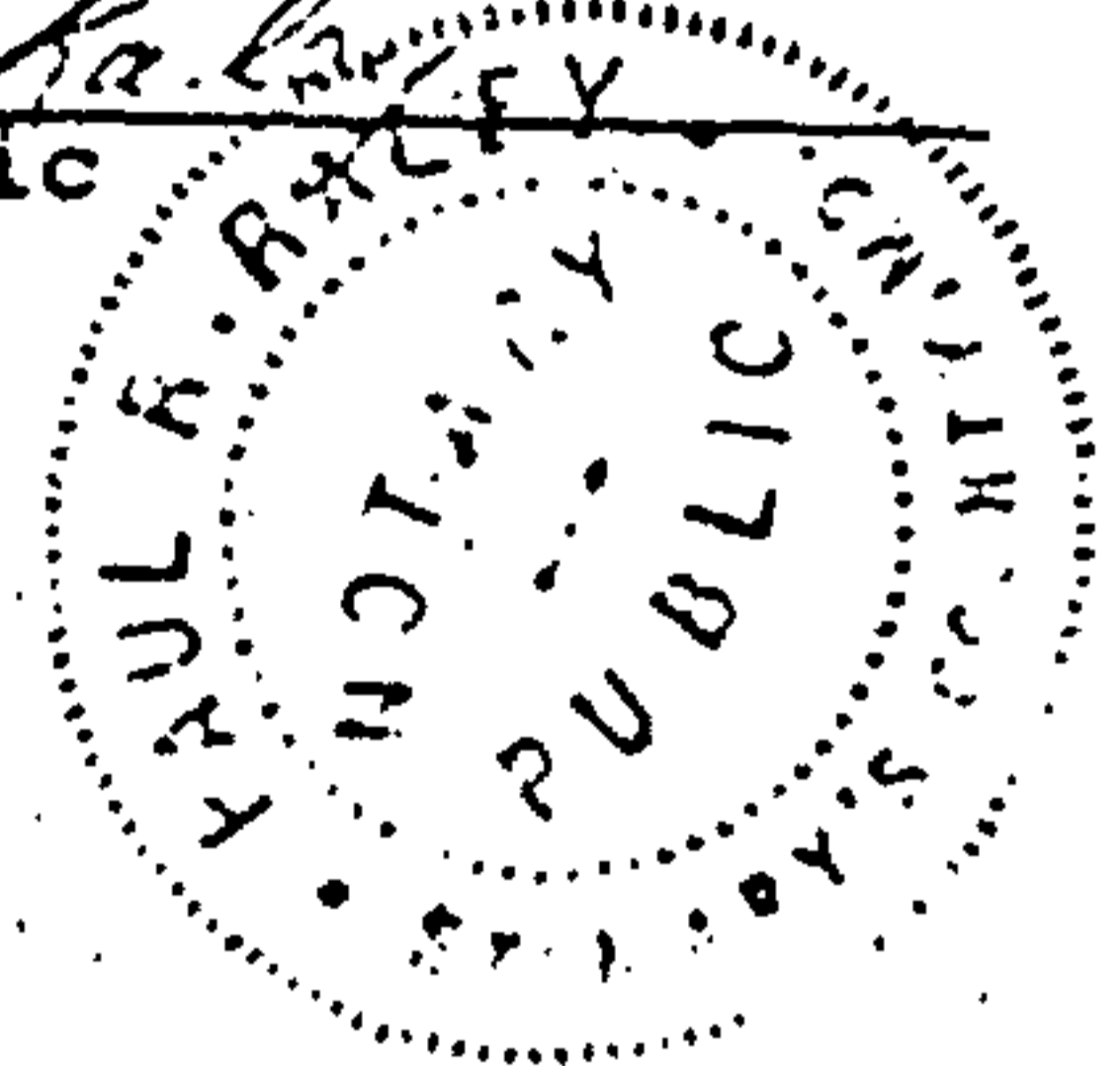
I hereby certify that on this 30th day of July, in the year one thousand nine hundred and seventy-four, before me the subscriber, a Notary Public of the State of Maryland, in and for the County of St. Mary's, aforesaid, personally appeared J. Wilmer Bowles, George R. Aud and J. S. Guy, Jr., constituting the Board of County Commissioners of St. Mary's County and they acknowledged the foregoing to be their respective act.

As Witness my Hand and Notarial Seal.

Paul R. Rawley
Notary Public

My Commission Expires:

July 1, 1975



Del. St. Mary's Co. Commission

8-30-74

Dorothy Bailey Kucher - clerk

No. 74-30

Amendment to
Subj: COMPREHENSIVE WATER AND
SEWERAGE PLAN for
St. Mary's County, Md.

RESOLUTION

TIME 3:04 P.M.
DEPT. OF BALTIMORE CLERK

AUG 14-74 * 26956 ***** 00
AUG 14-74 A 26956 ***** 00

WHEREAS, The Board of County Commissioners of St. Mary's County did adopt, on September 25, 1973, amendments to the Comprehensive Water and Sewerage Plan, and,

WHEREAS, said Comprehensive Water and Sewerage Plan thereafter was submitted to the Maryland State Department of Health and was approved by letter dated November 12, 1973, and,

WHEREAS, the said St. Mary's County Commissioners after duly advertised public hearing held in the Circuit Court Room, Courthouse, Leonardtown, Maryland, herein amend the aforementioned Comprehensive Water and Sewerage Plan to read as follows:

(a) Add - Section 2, Dukehart's Creek Sanitary District - Water Supply, paragraph B.9.. The Amendment is attached hereto.

(b) Amend - Section 8, Pine Hill Run Sanitary District - Water Supply, paragraph B.19.. The Amendment is attached hereto.

BE IT RESOLVED, this 13th day of August, 1974, that the above-referenced Amendments to the 1973 Comprehensive Water and Sewerage Plan are hereby adopted by the Board of County Commissioners of St. Mary's County, Maryland.

ATTEST:

THE BOARD OF COUNTY COMMISSIONERS
OF ST. MARY'S COUNTY, MARYLAND

Edward V. Cox
Edward V. Cox, Chief Clerk

8/13/74

J. Wilber Bowles
J. Wilber Bowles, President

George R. Aud
George R. Aud, Commissioner

J. S. Guy
J. S. Guy, Commissioner



B. Water Supply (Continued)

9. Mt. Pleasant Water Company

a. Location

Intersection of Maryland State Routes 242 and 470 in the Dukehart's Creek Sanitary District.

b. Facilities

(1) Two drilled wells 350' deep, submersible turbine pumps, treatment chlorination only.

(2) One 10,000 gallon hydropneumatic tank.

(3) 2900' of 8" cast iron pipe, 550' of 6" cast iron pipe and 270' of 2" cast iron pipe.

(4) Four fire hydrants

(c) Rated Production

86,400 to 172,800 gallons per day.

(d) Existing Production

14 houses x 350 gallons per day, plus 6 apartment units x 300 gallons per day = 6700 gallons per day.

(e) Operation and Maintenance Cost

Approximately \$500 per year.

(f) Planned Extensions

(1) Location - 650' to west of and 150' to the east of the existing system.

(2) Facilities

(a) 850' of 6" cast iron pipe

(b) One fire hydrant

(3) Additional Water Required - 6 houses x 350 gallons per

B. Water Supply (Continued)

9. Mt. Pleasant Water Company (Continued)

(f) Planned Extensions (Continued)

day, plus 6 apartment units x 300 gallons per day = 3900 gallons per day.

(4) Agency that will build, own and operate the system - Mt. Pleasant Water Company. System to be constructed in accordance with the St. Mary's County Metropolitan Commission Standard Specifications for Water and Sewerage Construction.

(5) Operation and Maintenance Cost - \$300.00 per year.

(6) Alternative - Individual wells. Since existing system is capable of serving the added demand, this alternative is not in the best interests of the County.

(7) Construction Schedule - It is anticipated that construction will commence in the Fall of 1974. Construction will be inspected by the St. Mary's Metropolitan Commission.

(g) Recommendations: It is recommended that the Water Category for the Planned Extension to the Mt. Pleasant Water Company be changed from W-5 to W-2.

B. Water Supply (Continued)

19. Town Creek Water Company (See Public Service Commission's Report as of December 31, 1972)

a. Facilities

- (1) Wells - 6, all deep, vertical turbine.
- (2) Elevated Storage - 1 Elevated Standpipe, 90' high, 21' diameter, 200,000 gallon capacity.
- (3) Pressure Tanks - 5, total 14,300 gallons.

(4) Pipe Footage

2"	2500'
2" - 3"	1000'
3" - 2"	2500'
4" - 2"	200'
4" - 1 1/2"	400'
Transitec 6"	7200'
T.P.: 4"	629'
Galv.: 1 1/2"	1187'
Galv.: 3/4"	365'
TOTAL FOOTAGE	15981'

- (5) Fire Hydrants - 4 (three to be backfitted in addition)

b. Customers currently served:

- (1) Town Creek: 286
- (2) Commercial: 12
- TOTAL: 298

c. Planned Extensions:

(1) Location - Service to an additional section of the ~~Esperance Farms~~ subdivision, west of Green Holly Road, Pine Hill Sanitary District.

(2) Additional water required - approximately 18 houses x 350 gallons per day = 6300 gallons per day.

(3) Agency to build the extension: Dean Construction Company

b. Water Supply (Continued)

19. Town Creek Water Company (Continued)

c. Planned Extensions: (Continued)

(4) Agency to supervise construction: St. Mary's County Metropolitan Commission will supervise the construction of this extension and provide for inspection of the facilities.

(5) Agency to own and operate facilities: The Town Creek Water Company will own and be responsible for the maintenance and operation of the extended water facilities once constructed.

(6) Alternative: Individual wells. This alternative is greatly inferior to public water since public water may be made available.

(7) Construction Schedule: Construction will begin pursuant to approval of a classification change in the Comprehensive Water and Sewerage Plan.

d. Recommendations: It is recommended that the Water Category for the Planned Extension of the Town Creek Water Company to serve the additional section of Esperanza Farms be changed from W-4 to W-2.

8-9-B

St. Mary Co. Commission 8:30-74 D. B. Kucher - Clerk

liber 1. Folio 341

No. 74-31

Subj: STATE ROAD BOND PROGRAM

TIME 3:48 P.M.

AUG 19 74 * 27136 *****

AUG 19 74 A 27186 *****

RESOLUTION

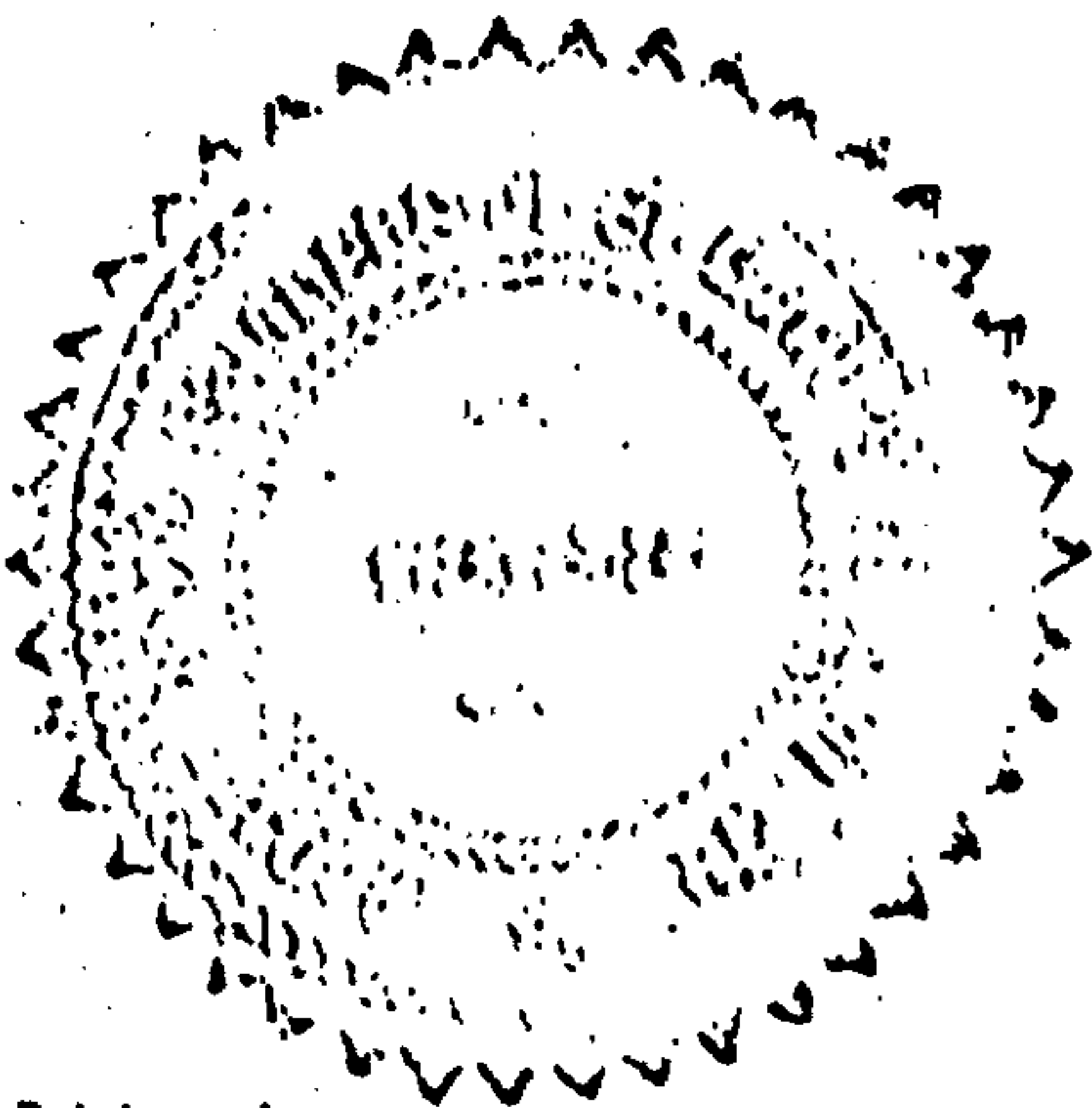
PURPOSE: THE PURPOSE OF THIS RESOLUTION IS TO PROVIDE THE MEANS FOR DOCUMENTING THE APPROVAL ACTION OF THE BOARD OF COUNTY COMMISSIONERS ON THE AGREEMENT TO PARTICIPATE IN THE FY 74-75 STATE ROAD BOND PROGRAM. THIS ACTION IS TAKEN IN ORDER TO EXPEDITE THE PROCESSING OF THIS AGREEMENT IN ACCORDANCE WITH THE REQUEST OF THE DEPARTMENT OF TRANSPORTATION THAT A RESOLUTION TO THIS EFFECT BE RECORDED IN THE RECORDS OF THE CIRCUIT COURT OF ST. MARY'S COUNTY.

NOW, THEREFORE, BE IT RESOLVED that the action of the Board of County Commissioners to approve and participate in the State Road Bond Program, as reflected in their minutes of August 13, 1974, is hereby documented and attested to;

TO WIT: That the Agreement appended hereto between the Department of Transportation of Maryland and St. Mary's County, Maryland, under authority of Section 211G-1 of Article 89B of the Annotated Code of Maryland, as amended, was reviewed and approved by action of the Board of County Commissioners on August 13, 1974, reflecting the request of St. Mary's County to participate in the Second Issue, Fifth Series, of the bonds contemplated for the fiscal year beginning July 1, 1974, to the extent of Six Hundred Thousand (\$600,000.00) Dollars.

IN WITNESS WHEREOF, we have hereunto set our hands and seal this 13th day of August, 1974.

BOARD OF COUNTY COMMISSIONERS
OF ST. MARY'S COUNTY, MARYLAND



J. Wilmer Bowles
J. Wilmer Bowles, President

George R. Aud
George R. Aud, Commissioner

Attost:

Edward V. Cox
Edward V. Cox
Chief Clerk to the Board of County Commissioners
8/13/74

J. S. Guy, Jr.
J. S. Guy, Jr., Commissioner

Approved:

Joseph D. Woiner
Joseph D. Woiner
County Attorney

1- Page 341

Del. St. Mary's County Commissioners

8-30-74

Dorothy Bailey Kucher

BOOK 001 PAGE 342

TIME 11:24 A. M.

DOROTHY BAILEY MUGHER, CLERK
NOV 14-74 * 21467 *****.00

No. 74-42 NOV 14-74 A 21467 *****.00

Subject: Economic Impact Fee

RESOLUTION

WHEREAS, House Bill 1497 was passed by the Maryland House of Delegates on April 4, 1974 and passed by the Maryland Senate on April 6, 1974 and signed by Governor Marvin Mandel on May 31, 1974; and

WHEREAS, House Bill 1497 has become Chapter 814 of Acts of 1974; and

WHEREAS, Resolution 74-27 was adopted on July 2, 1974 by the County Commissioners of St. Mary's County to require compliance with Subsection (B) of House Bill 1497; and

WHEREAS, the income derived from the Economic Impact Fee shall be used to defray the additional cost of St. Mary's County for additional educational, water, sewerage, road, sanitation, or similar facilities; and

WHEREAS, the County Commissioners of St. Mary's County now wish to clarify the policy and procedures pertaining to the Economic Impact Fee;

NOW, THEREFORE, BE IT RESOLVED by the County Commissioners of St. Mary's County that Resolution 74-27 is rescinded effective this date and in lieu thereof the County Commissioners of St. Mary's County herewith require compliance with the provisions of Article 25, Section 10D-1 (House Bill 1497) as follows:

1. Every person, firm, partnership, corporation, or other legal entity which submits its property plans for approval to the Planning Commission (or the appropriate approving authority) is required to pay Two Hundred Dollars (\$200.00) for :

(a) Each living unit, or living unit space, in its planned community development, apartment house, town-house, condominium, camper park, trailer park, or recreational park; and

(b) Each lot in a subdivision.

2. The Economic Impact Fee shall not apply to the subdividing of previously recorded subdivisions unless said resubdividing increases the number of lots, living units, or living unit spaces. In such case the Economic Impact Fee shall only apply to the increased number of lots, living units, or living unit spaces.

3. Not subject to the Economic Impact Fee are:

(a) Subdivisions submitted to and being processed by the Planning Commission prior to December 26, 1973,

BOOK 001 PAGE 342

provided, however, that said subdivisions were recorded prior to November 15, 1974.

(b) Subdivision, Basic - A subdivision of land, not a part or lot of an existing subdivision, into two lots and not involving new roads and limited to one subdividing per owner.

(c) Subdivision, Family - Division of a recorded tract into lots for transfer from an owner to his first generation offspring.

4. Procedures for collection of Economic Impact Fee:

(a) Approval by Planning Commission of final plat.

(b) Payment of Economic Impact Fee within thirty (30) days of date of approval by Planning Commission of final plat and prior to recording of same.

(c) The Chairman of Planning Commission shall affix his signature to record plat only after payment of Economic Impact Fee.

THIS DATE:

11/13/74



BOARD OF COUNTY COMMISSIONERS OF ST. MARY'S COUNTY, MARYLAND

J. Wilmer Bowles
J. Wilmer Bowles, President

George R. Aud
George R. Aud, Commissioner

J. S. Guy, Jr.
J. S. Guy, Jr., Commissioner

ATTEST:

Edward V. Cox
Edward V. Cox
Chief Clerk to the Board
of County Commissioners

Approved by:

Joseph D. Weiner
Joseph D. Weiner
County Attorney
Date 11/13/74

Del. St. Mary's County Commissioners: 11-25-74. Notary: Bailey Kuchel, Clerk

WHEREAS, the Planning Commission is charged with the responsibility of formulating proposed appropriate land use policies within the official Comprehensive Plan, and

No. 74-43

SUBJECT: AIRCRAFT IMPACT DISTRICTS

WHEREAS, the Planning Commission is charged with the responsibility of formulating proposed appropriate land use policies within the official Comprehensive Plan, and

TIME 11:25 A.M.

RESOLUTION

NOV 14-74 * 21468 *****.00
NOV 14-74 A #21468 *****.00

WHEREAS, the Planning Commission is charged with the responsibility of formulating proposed appropriate land use policies within the official Comprehensive Plan, and

WHEREAS, the Planning Commission has the responsibility to consider and recommend measures to promote the health, safety, order, convenience, and general welfare of the citizens of St. Mary's County, and

WHEREAS, present zoning districts as designated on the official copy of the St. Mary's County Zoning District Maps reflect the concept of Air Installations Compatible Use Zones (AICUZ) based on relevant factual data relating to Composite Noise Rating (CNR) Zones and Accident Potential Areas, and

WHEREAS, it is the desire of the Planning Commission to have established in addition, a 1,000 foot buffer zone extending around the CNR-Zone 2, or other equivalent noise measurement areas, and

WHEREAS, it is the desire of the Planning Commission that a land use policy be established for Aircraft Impact Districts which shall limit and control specific land uses, and

WHEREAS, a public hearing on said resolution was held by the Planning Commission as required by law on July 22, 1974, at the St. Mary's County Courthouse, Leonardtown, Maryland, the hearing being properly advertised by law, and

WHEREAS, the Planning Commission adopted on July 22, 1974 the resolution and submitted and recommended it for adoption by the County Commissioners, and

WHEREAS, the Board of County Commissioners, pursuant to law gave due notice of and conducted a public hearing on the proposed resolution on October 1st, 1974, and

WHEREAS, the Board of County Commissioners have had sufficient time to study said resolution and the recommendations of the Staff and citizens.

NOW THEREFORE BE IT RESOLVED:

That in the consideration of future proposed land uses in areas affected by aircraft installations, the policy of the County Commissioners and the Planning Commission shall be as follows:

(1) Except in those areas for which zoning districts have otherwise been previously established, those areas designated as CNR-ZONE 2 and Considerable Accident Potential shall be limited to the following uses:

- (a) Industrial
- (b) Commercial
- (c) Residential (No greater than one dwelling unit per acre)
- (d) Open Space and Recreational Uses (other than Spectator Sports)

The aforesaid policy as to land use shall in no way affect existing zoning districts or the rights and duties of the owners thereof, their successors and assigns.

(2) There shall be a Buffer Zone which shall extend 1,000 feet beyond and around the designated CNR-Zone 2 which may permit, Agricultural, Industrial, Commercial, and/or Residential at a gross density not to exceed two (2) dwelling units per acre.

Within the Buffer, the Planning Commission shall encourage lower densities adjacent to the CNR-Zone 2 line and higher densities near the outer perimeter of the Buffer Zone. The aforesaid Buffer Zone policy shall in no way affect existing zoning districts or the rights and duties of the owners thereof, their successors and assigns.

(3) That any change in the aforesaid policy shall be based on the validity and evaluation of data and other evidence submitted by the owner or party in interest in the subject property, demonstrating satisfactorily why the proposed land use should not apply.

(4) In evaluating specific proposed land uses under this Resolution the criteria of adequate transportation, provision of water and sewer, and adjacent land uses shall be studied in discerning the zoning district of any specific parcel within the designated area. Considerations involving smoke emission and light emission shall be considered in evaluating all industrial land uses, and

NOW, THEREFORE BE IT FURTHER RESOLVED AND ORDAINED by the Board of County Commissioners that this resolution is adopted as policy governing land use within Aircraft Impact Districts, as witnessed by their signatures, this 13th day of NOVEMBER, 1974.

THE BOARD OF COMMISSIONERS
OF ST. MARY'S COUNTY

J. Wilmer Bowles
J. WILMER BOWLES, President

ATTEST:

Edward V. Cox

George R. Aud
GEORGE R. AUD, Commissioner

J. S. Guy, Jr.
J. S. GUY, JR., Commissioner

APPROVED BY
John D. [Signature]
COUNTY ATTORNEY
DATE

At St. Mary's County Courthouse 11-25-74 Dorothy Bailey [Signature] Clerk

TIME 10:30 A. M.
DOROTHY BAILEY KUCHER, CLERK

NOV 25-74 * 21965 *****.00
NOV 25-74 A #21965 *****.00
RESOLUTION NO. 74-44

IDENTIFICATION OF SITE PLAN APPROVING AUTHORITY

WHEREAS, the Zoning Ordinance is not completely specific as to identification of the approving authority in all site plan uses; and

WHEREAS, clarification of the administrative process and the intent of the Board of County Commissioners has been requested to preclude misunderstandings;

BE IT RESOLVED that the authority for approval of site plans submitted in accordance with Article 14, St. Mary's County Zoning Ordinance, rests with the St. Mary's County Planning Commission except for site plans for structures and uses within Industrial Zoning Districts. Approval of industrial site plans remains the prerogative of the Board of County Commissioners after referral to the Planning Commission for review and recommendation.

BE IT RESOLVED that the Planning Commission may, in those Zoning Districts and cases where the Commission exercises the approving authority, authorize the Zoning Administrator, in writing, to approve all site plans involving one building on one acre or less, provided all appropriate governmental agencies concur in approving the site plan. In those cases where not all appropriate agencies concur in approval, the site plan shall be referred to the Planning Commission for decision, and

BE IT FURTHER RESOLVED that in all cases where the Planning Commission cannot resolve either an approval, or disapproval, the site plan shall be referred to the Board of County Commissioners for decision.

This Resolution is effective November 20 , 1974.



J. Wilmer Bowles
J. Wilmer Bowles, President

George A. Aud
George A. Aud, Commissioner

J. S. Guy, Jr.
J. S. Guy, Jr., Commissioner

ATTEST:

Edward V. Cox
Edward V. Cox, Chief Clerk to
the County Commissioners

Approved by County Attorney:

Joseph D. Weiner
Joseph D. Weiner, Esquire

cc. St. Mary's County Commissioners

12-9-74 Dorothy Bailey Kucias - clerk

RESOLUTION ON PLAN FOR DESIGNATION OF AREAS OF CRITICAL STATE CONCERN

WHEREAS, in the 1974 State Legislation Session, effective July 1, 1974, House Bill 807 amended Article 66B, Planning and Zoning Enabling Act, to require an additional element to the Comprehensive Plan, regarding "areas of critical state concern", and

WHEREAS, said element requires the plan to include recommendations of the determination, identification and designation areas within the county which are of critical state concern; (Article 66B, Section 3.5 (a) (7), Annotated Code of Maryland, and

WHEREAS, enclosed "Plan for Designation of Areas of Critical State Concern" may serve as said element to be used for St. Mary's County and be incorporated, after proper procedures, in the Comprehensive Plan for St. Mary's County, Maryland, and

WHEREAS, said element should be accomplished prior to January 1, 1975, after a minimum of 15 days public notice and Public Hearings by the Planning Commission and after adoption by the St. Mary's County Commissioners, and

WHEREAS, a Public Hearing as required, under Article 66B, was held by the Planning Commission, for the adoption of an amendment to the Comprehensive Plan; having been held on December 19, 1974, and

NOW, THEREFORE, BE IT RESOLVED that effective this day the County Commissioners of St. Mary's County, approves the adoption of the "Plan for Designation of Areas of Critical State Concern", and that it be included into the St. Mary's County Comprehensive Plan.

This date: 1/2/75

THE BOARD OF COUNTY COMMISSIONERS OF ST. MARY'S COUNTY, MARYLAND

ATTEST:

Edward V. Cox
Edward V. Cox
Chief Clerk to the Board of County Commissioners

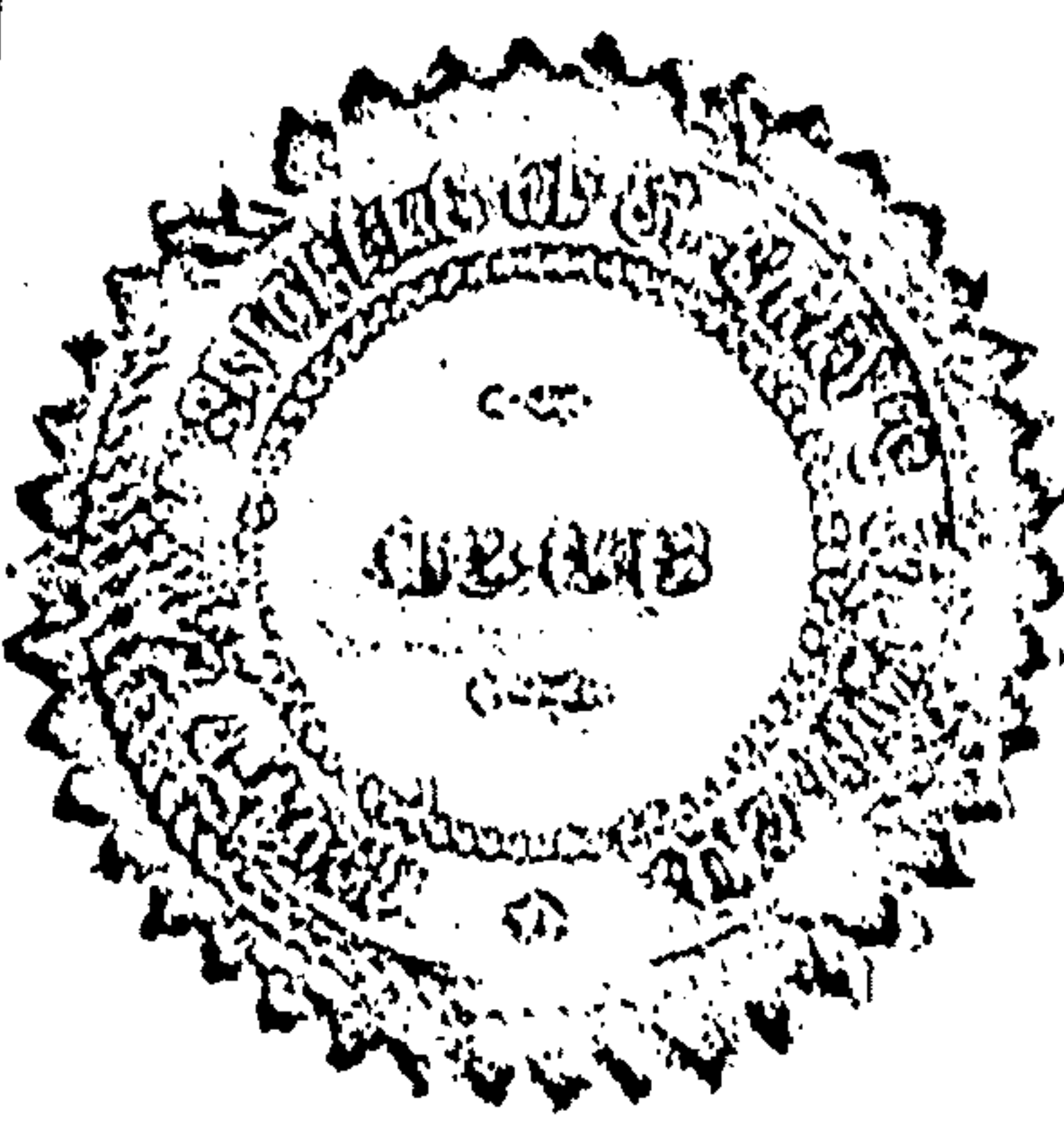
J. Manning McKay
J. Manning McKay, President

J. Laurence Millison

John K. Parlett
John Knight Parlett

Ford L. Dean
Ford L. Dean

J. Patrick Jarboe
J. Patrick Jarboe, M.D.



JAN -2-75 * 23428 *****00
JAN -2-75 A #23428 *****00

TIME 2:20 P.M.
DOROTHY BAILEY KUCHER, CLERK

PLAN FOR DESIGNATION OF AREAS OF
CRITICAL STATE CONCERN

In 1974 State legislative action, effective July 1, 1974, added to Article 66B of the Maryland Annotated Code a requirement that the County Comprehensive Plan include an element describing "recommendations for the determination, identification and designation of areas within the county which are of critical state concern". Although countless hours were spent by the legislature in attempts to define and establish guidelines for designation of "areas of critical state concern", the State Land Use Bill as enacted did not include either definitions or guidelines.

Since the County recommendations for, and subsequent state designation of areas of critical state concern may have significant impact on county development patterns, the County recommendations should be made only after thorough study, deliberations, public hearings and formal action by the Board of County Commissioners.

The following procedures should comply with the requirements of State law and enable the County to exercise due process in the development of its recommendations:

1. Establish a County Land Use Board with the specific function and responsibility of preparing recommendations for designation of areas of critical state concern.
2. Provide that the County Land Use Board establish definitions and guidelines for selection of county areas of critical state concern.
3. Provide that the County Land Use Board prepare its recommendations in coordination with other County agencies.
4. Provide that recommendations of the County Land Use Board be presented, after review and comment by the Planning Commission, to the Board of County Commissioners for public hearing.
5. Provide that after public hearings the Board of County Commissioners prepare a finding of facts and on such basis transmit its recommendations to the Department of State Planning.
6. Upon designation of areas of critical state concern by the Department of State Planning, provide that appropriate County maps be posted and that administrative procedures for implementation of local and state controls be initiated.

Del. St. Mary's County Commissioners *Resolving Bailey Tucker - Clerk*

SUBDIVISION REGULATIONS AND PROCEDURES TIME 2:25 P.M.
DOROTHY BAILEY KUCHER, CLERK

WHEREAS, Section 5, Article 66B, Code of Public General Laws of Maryland provides for the adoption by local legislative bodies of regulations governing the subdivision of land, and

WHEREAS, Section 8 of Article 66B provides that subdivision regulations in effect as of December 31, 1970, shall continue in effect until they are lawfully replaced, modified, altered or amended or until December 31, 1974, whichever shall first occur, and

WHEREAS, revised subdivision regulations have not been completed and legislative action is required to re-adopt the existing subdivision regulations and procedures as an interim measure pending the adoption of the revised subdivision regulations, and

WHEREAS, a public hearing was held on this consideration by the Board of County Commissioners on December 18, 1974.

THEREFORE, BE IT RESOLVED that the document entitled "Regulations Relating to the Control of Land Subdivision in St. Mary's County, January 12, 1954", as amended, and Resolution No. 72-28 entitled "Procedures Governing the Submission and Approval of Land Subdivision Plans in St. Mary's County, Maryland, September 26, 1972", as amended and enclosed hereto, is re-adopted as an interim measure as a consolidated document entitled "St. Mary's County Subdivision Regulations and Procedures" effective December 31, 1974.

THIS DATE: 1/2/75

BOARD OF COUNTY COMMISSIONERS OF ST. MARY'S COUNTY, MARYLAND



J. Manning McKay
J. MANNING MCKAY, PRESIDENT

Ford L. Dean
FORD L. DEAN, MEMBER

J. Patrick Jarboe, M.D.
J. PATRICK JARBOE, M.D., MEMBER

Laurence Millison
LAURENCE MILLISON, MEMBER

John K. Parlett
JOHN K. PARLETT, MEMBER

ATTEST:

Edward V. Cox
Edward V. Cox
Chief Clerk to the Board of County Commissioners

APPROVED COUNTY ATTORNEY

Joseph D. Weiner
Joseph D. Weiner, Esquire

REGULATIONS GOVERNING THE SUBDIVISION OF
LAND IN ST. MARY'S COUNTY, MARYLAND.

SECTION 1. DEFINITIONS

1.01 The term "Comprehensive Plan" means a plan for the physical development of St. Mary's County, Maryland, or any amendment or extension of the plan or addition to the plan adopted by the Commission pursuant to the authority vested in it by Section 2 of the Act creating the Commission.

1.02 The term "Commission" means the St. Mary's County Planning Commission.

1.03 The term "Subdivision" means the division of a lot, tract, or parcel of land into two or more lots, plats, sites, or other divisions of land for the purpose, whether immediate or future, of sale or of building development; provided that this definition of a subdivision shall not include a bona fide division or partition of agriculture land not for development purposes.

1.04 The term "Lot" means a portion of a subdivision or parcel of land for building development whether immediate or future.

1.05 The term "Developer" means any person, partnership, firm, corporation, or cooperative enterprise undertaking or participating in the development of a subdivision.

SECTION 2. PROCEDURE FOR THE PREPARATION AND FILING OF PLATS

2.01 No person shall subdivide any tract of land which is located wholly or in any part of St. Mary's County, nor shall any person sell, exchange or offer for sale, or purchase, or offer for purchase, any parcel of land which is a part of a subdivision of a larger tract of land, nor shall any person offer for recordation any deed conveying such a parcel of land, or any interest therein, unless he first shall have made, or caused to have made, a plat thereof; which plat shall be recorded before, or at the time such sale, exchange, or purchase, is effected and shall be in accordance with all of the following requirements of these regulations.

2.02 Any developer contemplating the subdivision of land shall previous to offering a lot or lots for sale or beginning any construction, make application in 5 copies to the Office of Land Use and Development of St. Mary's County, Maryland, for a certificate

of approval of the proposed site, the minimum Zoning Ordinance requirements, the requirements of water supply and sewerage disposal and street and access arrangements.

2.03 The developer shall then prepare a Preliminary Subdivision Plat, and Street Profiles, and shall present seven prints of each to the Office of Land Use and Development.

2.04 The Commission will approve or disapprove the Preliminary Subdivision Plat and Street Profiles or approve them with modifications noting thereon any changes that will be required.

2.05 The Commission, in studying the Preliminary Subdivision Plat, will take into consideration the requirements of the community and the best use of the land being subdivided. Particular attention will be given to width, arrangement and locations of streets, surface drainage, lot sizes and arrangements, building restriction lines, as well as any Comprehensive Plan requirements such as parks, school sites, boulevards, and main highways. Adequate street connections will be required to insure free access to adjoining subdivisions and lands.

2.06 The Developer, following tentative approval of the Preliminary Subdivision Plat and Street Profiles, shall file with the Commission original drawings of the Final Subdivision Plat and Street Profiles. These will be checked by the Commission as to accuracy and required information, as well as the permanent monuments established on the site as certified on the plat. The required number of reproductions thereof for record and filing will then be made by the Commission at the expense of the subdivider, from the Final Subdivision Plat and Street Profile drawings.

2.07 The Final Subdivision Plat and Street Profiles will be approved by the Commission if found by it to be in conformity with the requirements of Article 66B of the Annotated Code, State of Maryland, and other appropriate regulations and ordinances. Approval of the Final Subdivision Plat and Street Profiles shall be by resolution of the Commission and signatures of the duly authorized officers inscribed thereon.

SECTION 3. GENERAL REQUIREMENTS FOR SUBDIVISION PLANNING

3.01 The Subdivider shall observe the following general requirements and principles of land subdivision:

- A. The plat shall conform to the Comprehensive Plan and Zoning Ordinance.
- B. All streets which are designated as part of the main street and road system on the Comprehensive Plan shall be coterminous with the adjoining links in said system and at the same or greater widths.
- C. In general, major streets shall have a minimum width of 60 feet, secondary streets a minimum width of 50 feet, and parkways such width as may be designated by the Commission.
- D. As far as practicable, all proposed streets shall be continuous and in alignment with existing streets.
- E. Each block shall be planned to provide two rows of lots.
- F. Street corners at the end of a street or where acute angles occur shall be rounded with a radius of not less than 25 feet.
- G. In general, side lot lines shall be at right angles or radial to street lines.
- H. Reversed frontage of lots at street intersections shall be avoided where possible.
- J. Residence lots shall meet the minimum requirements of the Zoning Ordinance.
- K. Corner lots are addressed in the Zoning Ordinance.
- L. Grades of all streets shall be reasonable minimum, but shall be not less than 0.5 per cent.
- M. Alleys with a minimum width of 20 feet and automobile parking spaces shall be provided on all lots designed for commercial use and for multiple dwelling units.
- N. No land designated as "Residential" by the Zoning Ordinance shall be subdivided if such land is considered unsuitable for residential use by the Commission.
- O. In case a parcel is subdivided into larger tracts than for normal building lots, such parcels shall be divided so as to allow for the opening of major streets and the ultimate extension of adjacent minor streets.

- P. No subdivision plat shall receive the final approval of the Commission until there has been filed with the Commission complete street profile plans and conforming with the requirements of the Commission.
- Q. Monuments of an approved type shall be set as required and as shown on the final plat.

3.02 A variation of the general requirements may be permitted when, in the opinion of the Commission, a strict observance of these Regulations will cause undue hardship.

SECTION 4. THE PRELIMINARY SUBDIVISION PLAN

4.01 The Subdivider shall present to the Commission a Preliminary Subdivision Plan prepared by a competent surveyor or land planner. Three copies of the Preliminary Subdivision Plan and Street Profiles shall be filed with the Commission, preferably at a scale of one inch equals 100 feet, showing the following information:

- A. Subdivision name.
- B. Name and address of record owner, subdivider, and surveyor or land planner.
- C. Location, names and present widths of adjacent streets and alleys.
- D. Location and names of adjacent subdivisions and names of owners of adjacent acreage.
- E. Width and location of all streets and other public ways.
- F. Off-street parking spaces.
- G. Width and location of all building lines and easements.
- H. Lot lines with approximate dimensions.
- J. Building restriction lines, with front, rear and side yard lines.
- K. Method of sewage disposal proposed.

- L. Proposed uses of property.
- M. Public areas proposed, if any.
- N. Existing contours or spot elevations at suitable intervals as determined by the Commission.
- O. Date, north point and scale.
- P. Deed description or survey of plat boundary is to have an accuracy closure of not less than 1 : 5,000.
- Q. Abstract of title of the land within the proposed subdivision setting forth all legal or equitable interest therein.

4.02 After filing with the Commission, the Preliminary Subdivision Plat and Profiles shall be approved or disapproved by the Commission or approved by the Commission with modifications. Such approval or disapproval shall be indicated on the copies thereof, and the modifications, if any, shall also be indicated on the copies of the Preliminary Subdivision Plats or annexed thereto. One copy of the Preliminary Subdivision Plat and Profile shall be returned to the Developer, one copy retained for the files of the Commission, and one copy for the Deputy State Health Officer of St. Mary's County. If the Preliminary Subdivision Plan and Profiles are approved, or approved with modifications, the Developer shall proceed promptly to prepare the Final Subdivision Plat and Profiles. Unless a Final Subdivision Plat, including the modifications thereof, if any, made by the Commission, is filed with the Commission within six months after the approval of the Preliminary Subdivision Plan, the Commission's approval thereof shall be deemed cancelled.

SECTION 5. THE FINAL SUBDIVISION PLAT

5.01 The Final Subdivision Plat shall be clearly and legibly drawn in black India ink upon tracing cloth or tracing paper. The drawing shall be upon such scale as the Commission may prescribe as being large enough to show details clearly, preferably one inch equals one hundred feet.

5.02 The Final Subdivision Plat shall conform to the specifications contained in Article 66B of the Annotated Code, State of Maryland, and shall show:

- A. The street and alley lines, lots, building lines, reservations, easements and areas to be dedicated to public use.
- B. Sufficient data to readily determine the location, bearing and length of every street line, lot line, block line and boundary line and to reproduce same on the ground.
- C. The length of radii, arcs, tangents, and chords with chord bearings and central angles of street curves referenced to a curve table.
- D. The correct area of each lot in square feet.
- E. A properly executed dedication form and surveyor's certificate in accordance with forms as shown in Section 6 of these regulations.
- F. Lots numbered in numerical order. In tracts containing more than one block, the blocks shall be lettered in alphabetical order. In case there is a resubdivision of lots in any block, such resubdivided lots shall be numbered with the prefix 500 and the same number as previously beginning with the lowest number lot affected.
- G. Permanent reference monuments show thus: , shall be placed as required by the Commission. Such permanent reference monuments shall be stone or concrete at least 36 inches in length and six inches square with suitable center point and shall be set flush with the ground and to approved finished grade.
- H. The location of metal monuments $\frac{3}{4}$ inch in diameter and 24 inches in length shown thus; O, and located in the ground at all intersections of streets and alleys with plat boundary lines and at all points on street, alley and boundary lines where there is a change in direction or curvature. All monuments shall be properly set in the ground and to approved finish grade before the final plat is approved.
- J. Wherever Federal or State Survey monuments are available within $\frac{1}{4}$ mile of the land to be subdivided for the establishment of State Coordinates and State Grid Azimuth the exterior boundary of the subdivision shall be shown on the

Final Plat in terms of these coordinates, or if the land to be subdivided is within $\frac{1}{4}$ mile of an area in which local coordinates have been established to an accuracy satisfactory to the Commission and monumented, the boundary of the Final Plat shall be shown in terms of these coordinates.

- K. The Final Plat shall be accompanied by the computation of the traverse of the boundary of the subdivision showing a closure accuracy of not less than 1 : 10,000 signed by the Engineer or Surveyor, when required by the Commission.
- L. Names and locations of adjoining subdivisions and location and ownership of subdivided property, and location and ownership of acreage.
- M. Name of subdivision, which shall be subject to the approval of the Commission, location, north point and scale.

5.03 Prior to the approval of the Final Subdivision Plat, the Developer shall pay to the Commission a planning fee of not less than \$1.00 per lot for engineering services in connection with the investigation and approval of same.

5.04 The required number of reproductions, tracings and prints for recording, filing and for the record of this Commission will be obtained by this Commission at the expense of the Developer.

SECTION 6. FORMS FOR DEDICATION OR ENGINEER'S OR SURVEYOR'S CERTIFICATE

6.01 Dedication for individuals:

We, _____ and _____
his wife, owners of the property shown and described hereon, hereby adopt this plan of subdivision, establish the minimum building restriction lines, and dedicate the streets, alleys, walks and parks to public use, however, excepting from this dedication any lands designated "Two Foot Reservations," such lands to be deemed to be dedicated automatically at such times as street extensions adjacent thereto are dedicated in adjoining property.

There are no suits of action, leases, liens, or trusts on the property included in this plan of subdivision, except the following:

And all the lienors and other parties in interest thereto have below indicated their assent to this plan of subdivision.

Witnessed: _____ Date: _____

_____, LS _____

_____, LS _____

We assent to this plan of subdivision.

Witnessed: _____ Date: _____

_____, LS _____

_____, LS _____

(Note: Omit any wording which may not apply. In case the owner is unmarried this fact should be stated.)

6.02 Dedication for corporation:

(Same as foregoing form for individual except as indicated below.)

We, (insert name of corporation), a (name of State) corporation, by (insert name), President and (insert name), Secretary, owners of property, etc., etc.

_____, Date _____

Name of Corporation

Attest:

_____, By _____

Secretary

President

6.03 Engineer's Certificate:

I hereby certify that the plan shown hereon is correct and conforms to the specifications; that it is a subdivision of part of (or all of) the lands conveyed by (insert the name of former owner) to (insert the name of present owner) by deed dated _____ and recorded in the Land Records of _____ in Liber _____ at Folio _____ and that stones marked thus: , and iron pipe marked thus: 0 , have been placed as indicated to the approved finish grade.

Date _____ Signature _____
(Surveyor or Engineer)

SECTION 7. STREET GRADE ESTABLISHMENT AND PROFILES

7.01 A preliminary study of the street grades shall be filed with the Commission when the Preliminary Subdivision Plat for the same area is presented for approval. The Preliminary Street Profiles shall show existing center line and property line grades and proposed center line grade, grade per cent, location and length of vertical curves and elevations of street intersections.

7.02 Upon tentative approval of the Preliminary Street Profiles, with or without amendment, the Final Street Profiles shall be prepared. The Final Street Profiles shall be drawn with India ink with the exception of the proposed center line grade and notations thereon which must be in pencil.

7.03 In case the penciled grades are satisfactory to the Commission, the Street Profiles will be returned to the Developer or his engineer to make any changes required and ink the pencil lines and notations.

Note: The establishment of street grades is an important and inseparable part of every subdivision development project. It is most important that a study of grades, surface drainage and quantity and disposal of earth excavation be made at the time the subdivision design is being formulated. In case steep street grades, imperfect drainage or excessive excavation are shown by the street profiles it would indicate that a revision should be made of the street layout. The street grade should be established before the street is graded or paved, sidewalks built or water or sewer mains laid. As the pavement elevation has an important bearing on the floor grades and private drive entrances, it is also important that the street grade be established in advance of any building

construction.

The final street profile plans should conform as to size, form and information with specimen plans on display in the office of the Commission.

SECTION 8. RESIDENTIAL SUBDIVISIONS - SPECIAL REQUIREMENTS

8.01 Every plat for the subdivision of any lot, tract, or parcel of land that is a part of an existing subdivision previously recorded in a plat book in the County Land Records, shall be subject to the requirement of this section, in addition to the other requirements of these Regulations.

8.02 Lots covered by any such plat shall be of substantially the same character as to suitability for residential use, area, street frontage, alignment to streets and restrictions, as other land within the existing subdivision, and particularly with reference to similarly situated lots in the locality.

8.03 Upon motion of the Commission or upon petition of any citizens' organization or neighboring property owners, the Commission shall, prior to acting upon the preliminary subdivision plan for any such subdivision, hold a hearing thereon at such time and place and upon such notice as the Commission may designate. All interested parties shall be entitled to appear at any such hearing.

SECTION 9. RESTRICTIONS AND COVENANTS

9.01 No final subdivision plat shall be approved until a copy of all restrictions and covenants proposed for the land within the subdivision has been filed with the Commission and such restrictions and covenants have been found by it to be adequate for the protection of public health, safety, morals, and welfare, and the Commission has received adequate assurance that such restrictions and covenants and no others, will be included in all sale contracts or deeds to the land within the subdivision.

9.02 Restrictions and covenants should be so written that they may be amended to meet changed conditions after approval by a majority of the front foot ownership within the portion of the subdivision affected.

9.03 The Commission may agree with applicant upon use, height, area or bulk requirements or restrictions governing buildings and premises within the subdivision, provided such requirements or restrictions do not authorize the violation of the then effective zoning ordinance of the County. Such requirements or re-

strictions shall be stated upon the plat prior to the approval and recording thereof and shall have the same force of law and be enforceable in the same manner and with the same sanctions and penalties and subject to the same power of amendment or repeal as though set out as part of the Zoning Ordinance or map of the County.

SECTION 10. STREET IMPROVEMENTS

10.01 No final grading, sidewalk or pavement construction or any installation of utilities shall be permitted in the bed of any proposed street in any subdivision until the street grade has been officially established and the plat of same approved by the Commission in final form and placed on record.

10.02 The streets and other ways shall be improved and graded by the Developer and all water, sewer, and other utility mains, manholes, piping or other facilities shall be installed as a condition precedent to the approval of the final plat. The Commission may give tentative approval of the plat previous to such improvements and installations; but any such approval shall be revocable and shall not be entered on the plat.

10.03 In lieu of the completion of such improvements and utilities prior to the final approval of the plat, the Commission may accept a bond with surety to secure to the County the actual construction and installation of such improvements or utilities at a time and according to specifications fixed or approved by the Commission.

SECTION 11. GENERAL REQUIREMENTS AND SPECIFICATIONS FOR STREET IMPROVEMENTS

11.01 Rural Type:

A. Major Streets - Residential -

1. Right-of-way width 60 feet minimum.
2. Pavement width 24 feet.
3. Shoulder width 8 feet.

B. Minor Streets - Residential -

1. Right-of-way width 50 feet minimum.
2. Pavement width 24 feet.

3. Shoulder width 6 feet.

C. Construction Specifications -

1. Pavement: Nine inches compacted gravel with two-inch Bituminous Concrete Surface.
2. Shoulders: Six inches compacted gravel.
3. Surface water ditches, culverts, etc., as directed.
4. Water and sewer mains, other utilities, manholes, etc., when required, as directed.

11.02 Urban Type:

A. Major Streets - Residential -

1. Right-of-way width 60 feet minimum.
2. Pavement width 36 feet.
3. Concrete curb and gutter.
4. Four-foot concrete sidewalks.

B. Minor Streets - Residential -

1. Right-of-way width 50 feet minimum.
2. Pavement width 26 feet.
3. Concrete curb and gutter.
4. Four-foot sidewalks.

C. Construction Specifications -

1. Pavement: Nine inches compacted gravel with two-inch Bituminous Concrete Surface.
2. Concrete curb and gutter to meet specifications according to Accepted Standard Practices.
3. Water and sewer mains, other utilities, storm water facilities, etc., when required, as directed.

D. Commercial Streets - As directed by the Commission for each case.

11.03 Approval of Specifications and Inspection of street construction will be made by the County Engineer for the Commissioners of St. Mary's County in accordance with these regulations.

11.04 See Annex A for "Typical Cross Section of Proposed County Streets".

SECTION 12. PENALTIES FOR TRANSFERRING LOTS IN UNAPPROVED SUBDIVISIONS

12.01 Whoever, being the owner or agent of the owner of any land located within a subdivision, transfers or sells or agrees to sell or negotiate to sell any land by reference to or exhibition of or by other use of a plat of a subdivision, before such plat has been approved by the St. Mary's County Planning Commission and recorded or filed in the office of the appropriate County Clerk, shall forfeit and pay a penalty of one thousand dollars (\$1,000.00) for each lot or parcel so transferred or sold or agreed or negotiated to be sold; and the description of such lot or parcel by metes and bounds in the instrument of transfer or other document used in the process of selling or transferring shall not exempt the transaction from such penalties or from the remedies herein provided. The County Commissioners may enjoin such transfer or sale or agreement by action for injunction brought in any court of equity jurisdiction or may recover the said penalty by civil action in any court of competent jurisdiction.

SECTION 13. GENERAL PROCESSING AND ADMINISTRATIVE PROCEDURES

13.01 General Overall Plan.

A. The Developer shall prepare a preliminary outline of his subdivision and present same to the Office of Land Use and Development for review, comments and direction.

B. The Developer after review by the Technical Evaluation Committee may present said preliminary plan to Planning Commission for review and comment.

~~13.02 Any developer proposing a modification of the St. Mary's County Comprehensive Sewage and Water Plan, such as but not limited to an alternate point of discharge of a sewage treatment plant, must obtain the approval for same from the St. Mary's County Commissioners.~~

- D. The Planning Commission reserves the right to refer any and all proposals it deems necessary and appropriate to any agency of County and/or State for review and recommendation.
- E. The plan must be submitted to Secretary of the Planning Commission at least three (3) weeks prior to the regular Commission monthly meeting to permit prior review by the Technical Evaluation Committee.

13.02 Preliminary Subdivision Plat

A. Content.

- 1. Approvals - appropriate officer of the Health Department of St. Mary's County and Metropolitan Commission.
 - a. See Regulations governing water supply and sewage systems.
- 2. Vicinity Map.
- 3. General Lot and Road Layout and Street identification.
 - a. See "Regulations Relating to the Control of Land Subdivisions" - 1954, Section 4.
- 4. Topography (existing).
 - a. Recommended Scale -
 - 1) 2 foot increments.
 - 2) 5 foot increments, for grades exceeding 15%.
 - 3) Existing topography of the road area in proposed single-family subdivisions of lot sizes, 3 acres or more may be submitted in lieu of topo data.
 - 4) Or as approved by the Planning Commission.
- 5. Maximum Recommended Size of Plat - 24" x 36".
 - a. Copies of plat submitted, 8 each.

6. Submitted to the Office of Land Use and Development three (3) weeks prior to regular scheduled monthly meeting to permit prior review by the Technical Evaluation Committee.

13.03 Design Plans.

- A. With Planning Commission Preliminary Plat approval, prepare design plats and submit 8 copies to the Office of Land Use and Development - maximum recommended size - 24" x 36".

1. Design Plats may be submitted with the Preliminary Plan; however, they would not be reviewed until Preliminary Plan approval has been obtained.

- B. Content.

1. Roads

- a. Profiles and Design.

- (1) Sewerage and water lines must be shown on profiles.

- b. Engineers or surveyors estimate of cost of construction of each street to include street and traffic signs.
- c. Length in feet of each street and its respective name with street and traffic signs indicated.
- d. Certification by the developer that all construction will be done pursuant to approved plans.
- e. Appropriate seal of surveyor, engineer, architect, or other involved consultant.
- f. Approval stamp and signature of County Engineer must be placed on original plats and/or signature letter of approval forwarded to Secretary of the Planning Commission.

2. Drainage and Sedimentation Provisions.

- a. The existing topography and the proposed grading and earth disturbance including proposed final topography. Indications of the volume of material and surface area involved and any spoil or borrow area.
- b. Storm drainage provisions, including data on the velocities of flow at outfall and site conditions at points of discharge.
 - (1) Utilize a minimum of 10 year frequency, 10 min. time of concentration storm to calculate rainfall intensity.
- c. Erosion and sediment control provision including design details and schedule of application.
- d. Time schedule of construction indicating the anticipated start and completion of the project, the staging of the grading, storm drainage, utilities and erosion and sediment control.
- e. Certification by the developer that all land clearing construction and development will be done pursuant to the approved plans.
- f.. Approval stamp and signature of County Engineer and Soil Conservation District and/or signed letter of approval forwarded to Secretary to the Planning Commission must be affixed to original plat.

3. Sewage and Water.

- a. Public or community sewage and/or water systems must be approved by the St. Mary's County Metropolitan Commission. Design data requirements are available from the Commission.

4. Site Plan Requirements - when required shall be in accordance with the Zoning Ordinance.

- C. Approvals of members of the Technical Evaluation Committee may be reflected in the minutes of Committee meetings.

13.04 Final Subdivision Plans.

- A. With Design data plans approved by the County's agencies, the record plat can be prepared and submitted to the Office of Land Use and Development three (3) weeks prior to the regular monthly meeting of the Planning Commission.
- B. See "Regulations Relating to the Control of Land Sub-division - 1954".
- C. A copy of the restrictions and covenants must be submitted to the Planning Commission with the record plat and recorded among the land records of St. Mary's County with same.
- D. The approval stamp of all agencies involved is required on the original final plat.
- E. A certificate stating that the requirements of Article 66B, of the Annotated Code of Maryland, as far as it concerns the making of a plat and setting of the markers, has been complied with, shall be put on the plat and signed by the owner/owners of the land shown thereon. The plat shall be signed and sealed by a registered Land Surveyor.

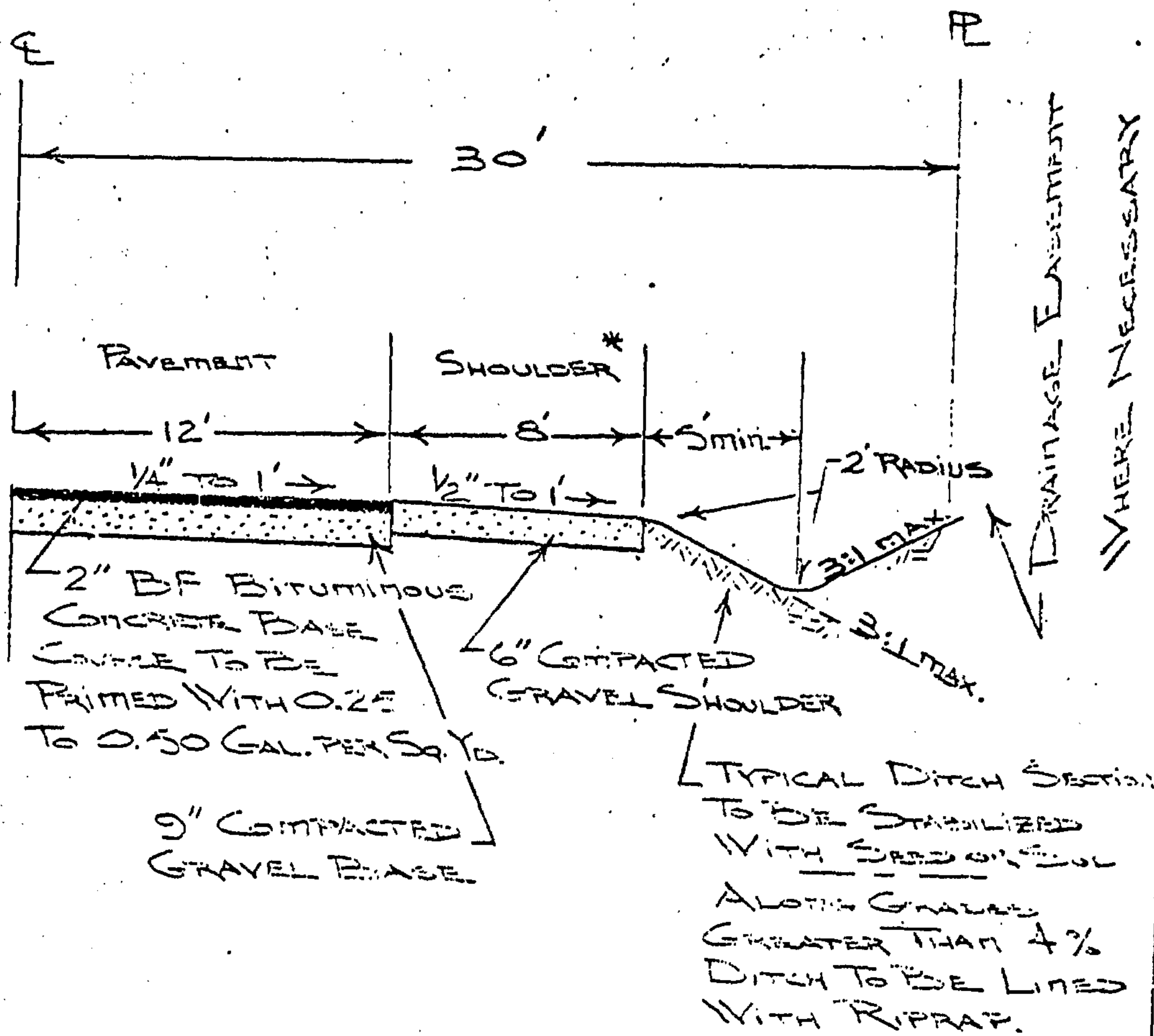
13.05 Recording Final Subdivision Plans.

- A. Approved plat (original and 7) copies to be submitted to the Planning Commission Secretary for recording.
- B. A street layout and their relationship to the nearest County road shall be submitted for use of law enforcement and fire protection agencies.
- C. Bonds - Surety bonds to cover cost of construction of roads, street signs, and sewerage and water.
 - 1. The length of bond will normally be a maximum of three years.
 - 2. All bonds must be adequate to cover anticipated inflationary increases in costs of construction

over the period of the bond.

3. A schedule of proposed construction must accompany each bond.
4. After review of plans and specifications for the proposed facilities, the amount of bond will be based on the County agencies' (responsible for those facilities) estimate, plus 10% contingency charge.
 - a. A bond to cover the cost of construction of roads and street signs will be submitted to the County Engineer.
 - b. A bond to cover the cost of construction of sewerage and water facilities will be submitted to the St. Mary's County Metropolitan Commission.
5. Any assurance other than a surety bond, given by the developer to insure construction of the facilities must be approved by the St. Mary's County Commissioners.

County Commissioners of
St. Mary's County, Maryland
 John E. Norris, County Engineer.



TYPICAL CROSS-SECTION
 of
 FARMER'S COUNTY STREETS
 in
 60' RIGHT-OF-WAY[†]
 RURAL SECTION

* FOR 50' R.O.W. SHOULDER WIDTH = 6 FEET

SCALE 1" = 60'
 12-74

BUILDING PERMIT FEE SCHEDULE

WHEREAS, Article 25, Section 25, Annotated Code of Maryland, authorizes the Board of County Commissioners to set Building Permit Fees in December of each year, and

WHEREAS, the appropriate fees have been evaluated as to services to citizens and costs to the County of ensuring the protection of the Public therefore, and

WHEREAS, the establishment of fees are necessary to administer and cover the costs of directly related government services to accomplish the purposes intended;

THEREFORE, BE IT RESOLVED that the enclosed Building Permit Fee Schedule is established as indicated and ordered collected for new construction, effective December 31, 1974, and that any conflicting fee schedules, if any, for the same purposes are repealed.

Enclosure:

Fee Schedule

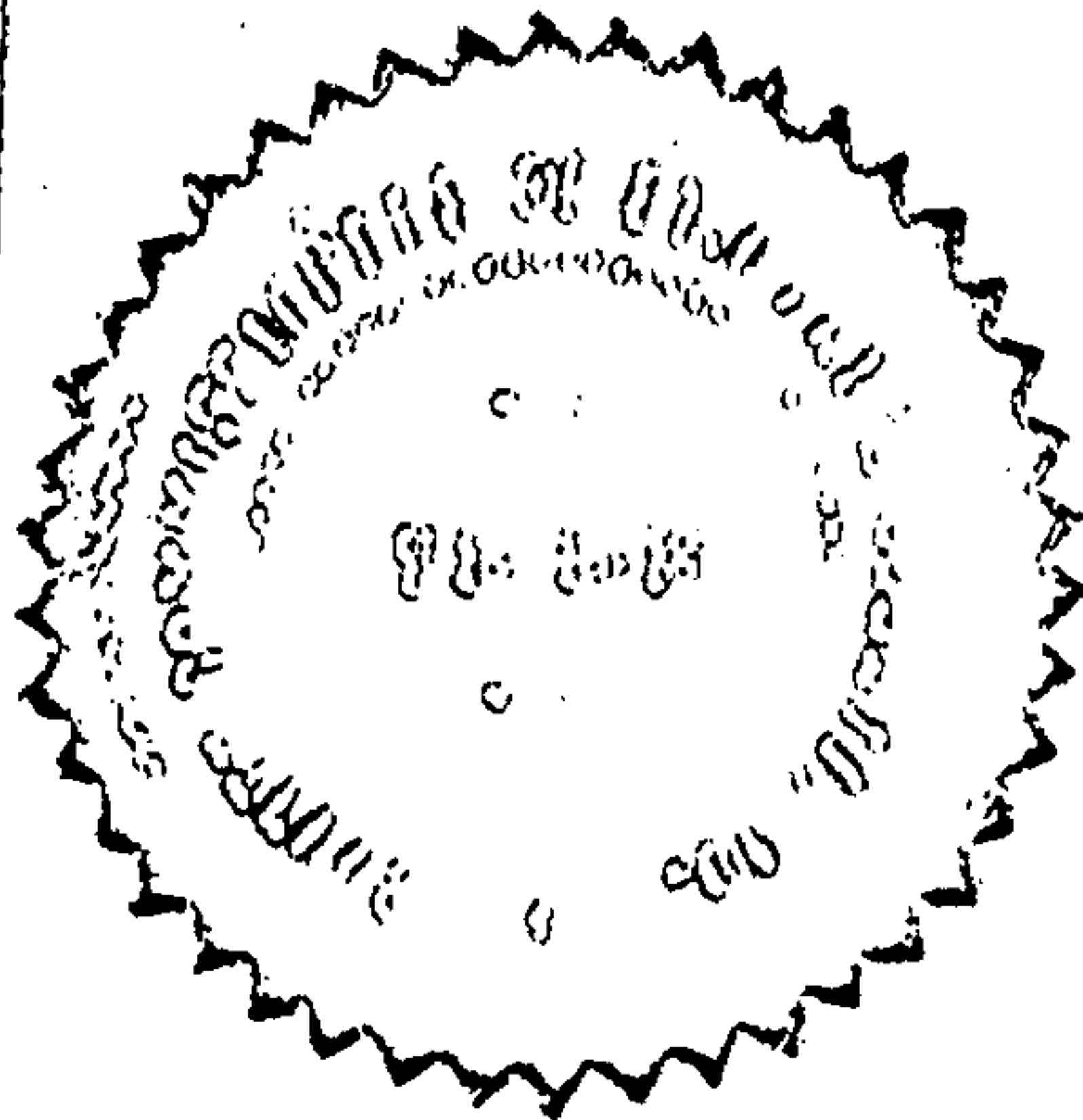
TIME 4:13 P. M.

DOROTHY BAILEY HUCHER, CLERK

JAN -3-75 * 23534 *****00

JAN -3-75 A #23534 *****00

BOARD OF COUNTY COMMISSIONERS
OF ST. MARY'S COUNTY, MARYLAND



J. Manning McKay
J. Manning McKay, President

Ford L. Dean
Ford L. Dean, Member

J. Patrick Jarboe, M.D.
J. Patrick Jarboe, M.D., Member

J. Laurence Millison
J. Laurence Millison, Member

John K. Parlett
John K. Parlett, Member

Date: January 2, 1975

ATTEST:

Edward V. Cox

Edward V. Cox, Chief Clerk to
the Board of County Commissioners

APPROVED COUNTY ATTORNEY

Joseph D. Weiner
Joseph D. Weiner, Esquire

BUILDING PERMIT FEE SCHEDULE

<u>BUILDINGS, STRUCTURES & RELATED ALTERATIONS</u>	<u>FEE</u>
Agricultural, forestry and fishery structures, including appurtenances based on gross sq. ft. of floor space under roof.	One (1¢) cent per square foot
Construction of all single family and two family dwelling structures, and mobile homes including basements, garages, and appurtenances thereto, based on gross floor space under roof.	Five (5¢) cents for each square foot.
Townhouses, garden apartments and multi-family dwelling structures, including appurtenances, basements and garage based on gross floor space under roof.	Five (5¢) cents for each square foot.
Commercial and industrial structures and enclosures and appurtenances based on gross floor area under roof.	Five (5¢) cents for each square foot.
Hardstands, open parking lots, and similar construction based on gross square footage covered thereby.	One (1¢) cent for each square foot
Private above-ground swimming pools	\$10.00
Private below-ground pools	\$25.00
Commercial or public swimming pools	\$50.00
Metal or wood free-standing storage sheds and similar sheds, accessory to residential structures.	\$5.00 for each 100 square feet of floor space.
Observation stands, piers, trailer and camper pads and spaces, temporary carnival sheds and tents, antenna structures exceeding fifteen (15) feet in height, commercial petroleum storage tanks and pumps, roadside stands with roofs.	\$10.00 per unit.
Additions to agricultural, residential, commercial and industrial structures shall be computed in the same manner as for the existing structure use.	\$10.00 - Minimum Fee
The minimum fee in all cases shall be:	\$5.00
Moving of principal buildings	\$25.00 per building
Demolition of principal buildings	\$5.00 per building

001 373

RESOLUTION ON. 75-5

TIME 9:30 A.M.

JAN 20-75 * 24015 *****00

WROTHY BAILEY KUCHER, CLERK

JAN 20-75 A #24015 *****00

PLANNING, ZONING AND PLUMBING FEES

WHEREAS, Article 19.1 of the St. Mary's County Zoning Ordinance provides for the establishment of Planning and Zoning Fees by the Board of County Commissioners, and

WHEREAS, Section 143A of the Code of Public Local Laws of St. Mary's County, authorizes the Board of County Commissioners to set Plumbing Permit Fees, and

WHEREAS, the appropriate fees have been evaluated as to services to citizens and costs to the County of ensuring the protection of the public therefore, and

WHEREAS, the establishment of fees are necessary to administer and cover the costs of directly related government services to accomplish the purposes intended;

THEREFORE, BE IT RESOLVED that the enclosed fee schedule is established and ordered collected for permits, plans and processes as indicated, effective January 9, 1975, and that all existing fee schedules, if any, for the same purposes are repealed.

Enclosure;
Fee Schedule

BOARD OF COUNTY COMMISSIONERS
OF ST. MARY'S COUNTY, MARYLAND

James M. McKay
James M. McKay, President

Ford E. Dean
Ford E. Dean, Commissioner

J. Patrick Jarboe
J. Patrick Jarboe, Commissioner

Laurence Millison
Laurence Millison, Commissioner

John K. Parlett
John K. Parlett, Commissioner



Date: 1/8/75

ATTEST:

Edward V. Cox
EDWARD V. COX,
Chief Clerk to the Board of
County Commissioners

APPROVED COUNTY ATTORNEY

Joseph Ernest Bell II

001 373

SCHEDULE OF FEES
FOR ST. MARY'S COUNTY

<u>PLANNING AND ZONING ACTIONS</u>	<u>FEES</u>
ZONING PERMIT	\$5.00
SITE PLANS AND SUBDIVISION PLATS	
* Site Plans:	\$50.00 first sheet, plus \$ 5.00 for each additional sheet.
Subdivision Plats:	
1 Lot	\$25.00
2 to 25 Lots	\$25.00, plus \$1.00 per Lot.
More than 25 Lots	\$50.00, plus \$1.00 per Lot.
CONDITIONAL USE	\$50.00 Flat
ZONING AMENDMENT (Rezoning)	\$300.00, plus \$1.00 per acre.
VARIANCE OR APPEAL	
Residential, per Lot	\$50.00
Other Uses, per Lot	\$100.00
PLANNED UNIT DEVELOPMENT PLAN/ REZONING	\$500.00, plus \$1.00 for each acre of PUD.
OCCUPANCY PERMITS	(See attached list).
SIGNS:	
Non-Electric	\$5.00, per 10 sq. ft. of sign area.
Electric	\$10.00, per 10 sq. ft. of sign area.
PUBLIC ADVERTISING AND PUBLIC NOTICES	\$50.00 per case required.

* These fees apply to any as-built Site Plans as may be required.

** For any fees for uses or processes not covered herein, the Zoning Administrator shall equate the fee to the nearest schedule.

REFUNDS: Refunds of fees shall not be granted except in extraordinary circumstances with just cause given and upon determination by the Director, Office of Land Use and Development.

FEEES FOR OCCUPANCY PERMITS FOR ST. MARY'S COUNTY

<u>USE/STRUCTURE</u>	<u>FEE</u>
Single Family Dwelling	\$ 5.00
Duplex Structure	\$10.00
Agricultural and Road Side Stands, and Piers	\$ 5.00
Tenant Space and Home Occupations	\$10.00
Multi-family, Garden Apartments and Townhouse Dwelling Structures, Rooming Houses, Tourist Houses, Boarding Houses	\$10.00 per structure + \$ 3.00 per unit
Swimming Pools (other than those accessory to Single Family and Duplex Structures)	\$ 5.00
Parking Lots (per 20,000 sq. ft. or fraction thereof)	\$10.00
Parking Structure, commercial green- houses, Drive-In Theaters, tent, carnival, circus, festival, and similar uses	\$15.00
Hotels, Motels, Inns, Mobile Home Parks, Trailer Parks, Private Clubs and Lodges and Camper Parks	\$25.00 plus \$2.00 per unit.
Other Commercial, office, marinas, food processing (per 10,000 sq. ft. gross floor area or fraction thereof)	\$25.00
Manufacturing/Industrial	\$50.00 plus \$2.00 per 1,000 sq. ft. of floor space, (maximum fee \$500.00).
Government- owned, operated, and/or sponsored facilities and activities, and civic association, historical buildings, short term activities of non-profit organizations, and similar uses, including signs	NO FEE
Uses, not elsewhere specified, such as: private schools, churches, day nur- series, boarding camps, day care, foster care, roadside stands, tem- porary or seasonal sales <u>not</u> operated by non-profit organizations, and similar uses	\$10.00
For change of use, the fee shall be the same as per schedule.	
For change of occupancy (all residential and agricultural excluded)	One half of appropriate fee schedule
For change of ownership (Single Family and agricultural excluded)	One half of appropriate fee schedule
Expansion of use per percentage of expansion	Percentage expansion, times appropriate fee schedule
NOTE: Minimum fee for any single Certificate of Occupancy shall not be less than	\$5.00

SCHEDULE OF FEES (CONTINUED)

<u>PLUMBING</u>	<u>FEE</u>
Base Fee, (includes 5 fixtures)	\$15.00
Each additional fixture over 5	\$ 3.00
Water or sewer service connection to private or public system	\$10.00
Each additional required inspection in excess of 2	\$ 5.00
Master Plumber License	\$10.00
Journeyman Plumber License	\$ 5.00
Apprentice Plumber License	\$ 2.00

REFUNDS: Refunds of fees shall not be granted except in extraordinary circumstances with just cause given and upon determination by the Director, Office of Land Use and Development.

RELATION OF THE BUILDING PERMIT ORDINANCE AND ZONING ORDINANCE
TO THE FEDERALLY SUBSIDIZED FLOOD INSURANCE PROGRAM

WHEREAS, the St. Mary's County Zoning Ordinance prohibits any person, firm or corporation from erecting, constructing, enlarging, altering, improving, moving or demolishing any building or structure without first obtaining a separate zoning permit for each building or structure from the Office of Land Use and Development, and

WHEREAS, the St. Mary's County Building Permit Ordinance prohibits any person, firm or corporation from erecting, constructing, enlarging, altering, improving, moving or demolishing any building or structure without first obtaining a separate building permit for each building or structure from the Office of Land Use and Development, and

WHEREAS, the Director of the Office of Land Use and Development must examine all plans and specifications for proposed construction when application is made to him for a building permit.

NOW, THEREFORE, BE IT RESOLVED that the Board of County Commissioners of St. Mary's County agree:

1. That the Office of Land Use and Development shall review all building permit applications for new construction or substantial improvements to determine whether proposed building sites will be reasonably safe from flooding. If a proposed building site is in a location that has a flood hazard, any proposed new construction or substantial improvement (including prefabricated and mobile homes) must (i) be designed (or modified) and anchored to prevent flotation, collapse, or lateral movement of the structure, (ii) use construction materials and utility equipment that are resistant to flood damage, and (iii) use construction methods and practices that will minimize flood damage; and
2. That the Office of Land Use and Development and appropriate agencies shall review subdivision proposals and other proposed new developments to assure that (i) all such proposals are consistent with the need to minimize flood damage, (ii) all public utilities and facilities, such as sewer, gas, electrical, and water systems are located, elevated, and constructed to minimize or eliminate flood damage, and (iii) adequate drainage is provided so as to reduce exposure to flood hazards; and
3. That the St. Mary's County Metropolitan Commission shall require that any new or replacement water supply systems and/or sanitary sewage systems be so designed to minimize or eliminate infiltration of flood waters into the systems and discharges from the systems into flood waters and the St. Mary's County Health Department shall require on-site waste disposal systems to be located so as to avoid impairment of them or contamination from them during flooding.

4. That this Resolution will take effect March 6, 1975.

This Date: 3/6/75

BOARD OF COUNTY COMMISSIONERS
OF ST. MARY'S COUNTY, MARYLAND



James M. McKay
James M. McKay, President

Ford L. Dean
Ford L. Dean, Member

J. Patrick Jarboe, M.D.
J. Patrick Jarboe, M.D., Member

J. Laurence Millison
J. Laurence Millison, Member

John K. Parlett
John K. Parlett, Member

ATTEST:

Edward V. Cox
Edward V. Cox
Chief Clerk to the Board
of County Commissioners

Joseph E. Bell II
Joseph E. Bell, II
County Attorney

Del. St. Mary's County Commissioners 4-1-75 Dorothy Bailey Kucher - clerk

REQUEST FOR FEDERALLY SUBSIDIZED FLOOD INSURANCE

WHEREAS, certain areas of St. Mary's County are subject to periodic flooding and/or mudslides from streams, rivers and oceans causing serious damages to properties within these areas; and

WHEREAS, relief is available in the form of Federally subsidized flood insurance as authorized by the National Flood Insurance Act of 1968; and

WHEREAS, it is the intent of the Board of St. Mary's County Commissioners to require the recognition and evaluation of flood and/or mudslide hazards in all official actions relating to land use in the flood plain areas having special flood and/or mudslide hazards; and

WHEREAS, the Board of St. Mary's County Commissioners has the legal authority to adopt land use and control measures to reduce further flood losses pursuant to Article 66B of the Code of Public Laws of St. Mary's County;

NOW, THEREFORE, BE IT RESOLVED, that the Board of County Commissioners hereby:

1. Assures the Federal Insurance Administration that it will enact as necessary, and maintain in force for those areas having flood or mudslide hazards, adequate land use and control measures with effective enforcement provisions consistent with the criteria set forth in Section 1910 of the National Flood Insurance Program Regulations; and
2. Vests the Office of Land Use and Development with the responsibility, authority, and means to:
 - (a) Delineate or assist the State Coordinator, at his request, in delineating the limits of the areas having special flood and/or mudslide hazards on available local maps of sufficient scale to identify the location of building sites.
 - (b) Provide such information as the State Coordinator may request concerning present uses and occupancy of the flood plain and/or mudslide area.
 - (c) Cooperate with Federal, State, and local agencies which undertake to study and identify flood plain or mudslide areas, and cooperate with neighboring communities with respect to management of adjoining flood plain and/or mudslide areas in order to prevent aggravation of existing hazards.
 - (d) Submit on the first anniversary date of St. Mary's County's initial eligibility an annual report to the State Coordinator on the progress made during the first year within the County in the development and implementation of flood plain and/or mudslide management measures.
3. Appoints the Office of Land Use and Development to maintain a record of elevations (in relation to mean sea level)

MAR 10-75 * 25894 *****
 MAR 10-75 A 82894 *****

TIME 2:52 P
 DONALD E. BILLY, CLERK

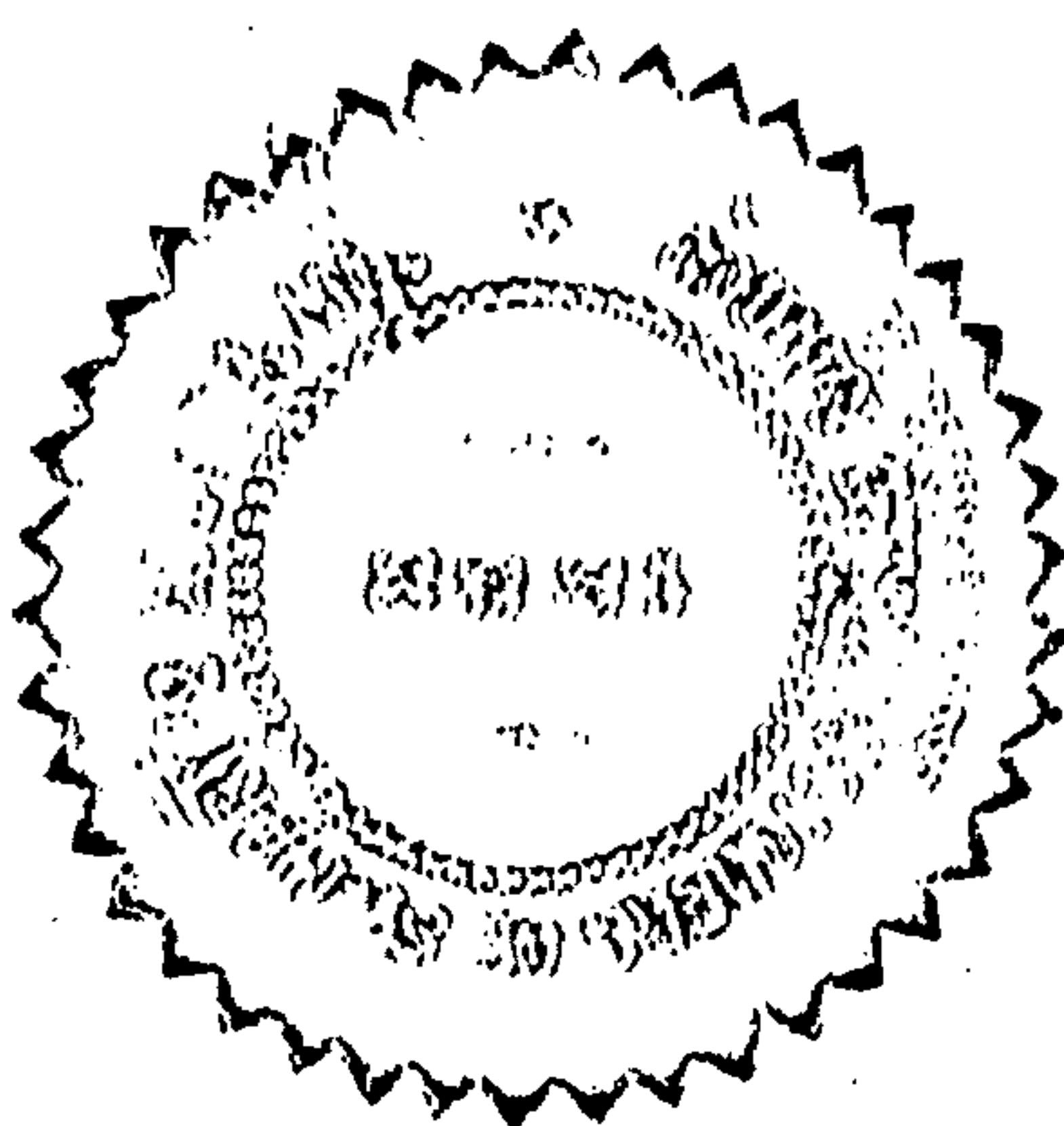
of the lowest floor (including basements) of all new structures located in the special designated flood hazard areas. If the lowest floor is below grade on one or more sides, the elevation of the floor immediately above must also be recorded.

4. Agrees to take such other official action as may be reasonably necessary to carry out the program's objectives.

5. Wish this Resolution to be effective March 6, 1975.

This Date: 3/6/75

BOARD OF COUNTY COMMISSIONERS
OF ST. MARY'S COUNTY, MARYLAND



James M. McKay
James M. McKay, President

Ford L. Dean
Ford L. Dean, Member

J. Patrick Jarboe
J. Patrick Jarboe, M. D., Member

J. Laurence Millison
Laurence Millison, Member

John K. Parlett
John K. Parlett, Member

ATTEST:

Edward V. Cox

Edward V. Cox
Chief Clerk to the Board
of County Commissioners

Joseph E. Bell, II
Joseph E. Bell, II
County Attorney

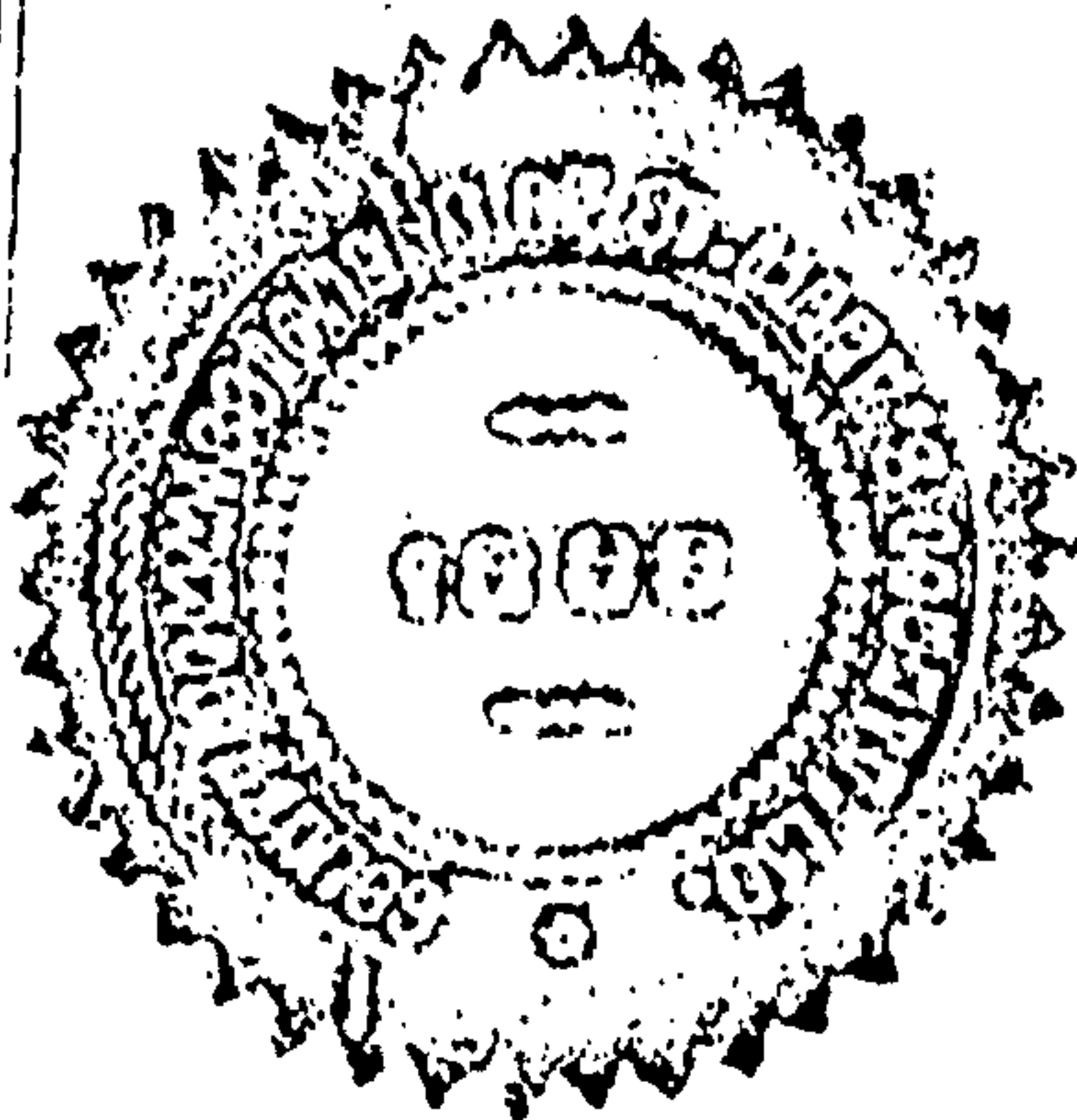
CERTIFICATION OF CORPORATE AUTHORIZATION TO TRANSFER (GENERAL)

The undersigned, President of the Board of County Commissioners in and for St. Mary's County, Maryland, the same being a body corporate and politic, existing under and by virtue of the Constitution and laws of said State, hereinafter called County, do hereby certify that the following is a true and complete copy of a resolution duly adopted at a meeting of the Board of County Commissioners of St. Mary's County, Maryland, on February 5, 1975 at which a quorum was present and voting; that said resolution is still in force and effect and has not been rescinded; and that said resolution is not in conflict with the Constitution and laws of the State of Maryland.

Therefore, be it resolved that the President of the Board of Commissioners in and for St. Mary's County, Maryland, be, and he hereby is fully authorized and empowered to transfer, convert, endorse, sell, assign, set over and deliver 32 shares of Union Trust Bancorp stock, and to make, execute and deliver, under the corporate seal of the County or otherwise, and all written instruments of assignment and transfer necessary or proper to effectuate the authority hereby conferred.

Witness the hand and seal of the Board of County Commissioners for St. Mary's County, Maryland, this 6th day of March, 1975.

BOARD OF COUNTY COMMISSIONERS
OF ST. MARY'S COUNTY, MARYLAND



James M. McKay
James M. McKay, President

Ford E. Dean
Ford E. Dean, Commissioner

J. Patrick Jarboe
J. Patrick Jarboe, Commissioner

J. Laurence Millison
J. Laurence Millison, Commissioner

John K. Parlett
John K. Parlett, Commissioner

ATTEST:
Edward V. Cox
EDWARD V. COX
Chief Clerk to the Board of
County Commissioners

APPROVED COUNTY ATTORNEY
David C. Bell II

Del. St. Mary's County Commissioners 4-1-75 Dorothy Bailey Rucker Clerk

No. 75-22

Subj: 1975 COMPREHENSIVE
WATER AND SEWERAGE
PLAN for St. Mary's
County, Maryland

RESOLUTION

TIME 2:48 P. M.

BORDY BAILEY AUCHER, CLERK

MAR 18-75 * 26294 *****00

MAR 18-75 A 26294 *****00

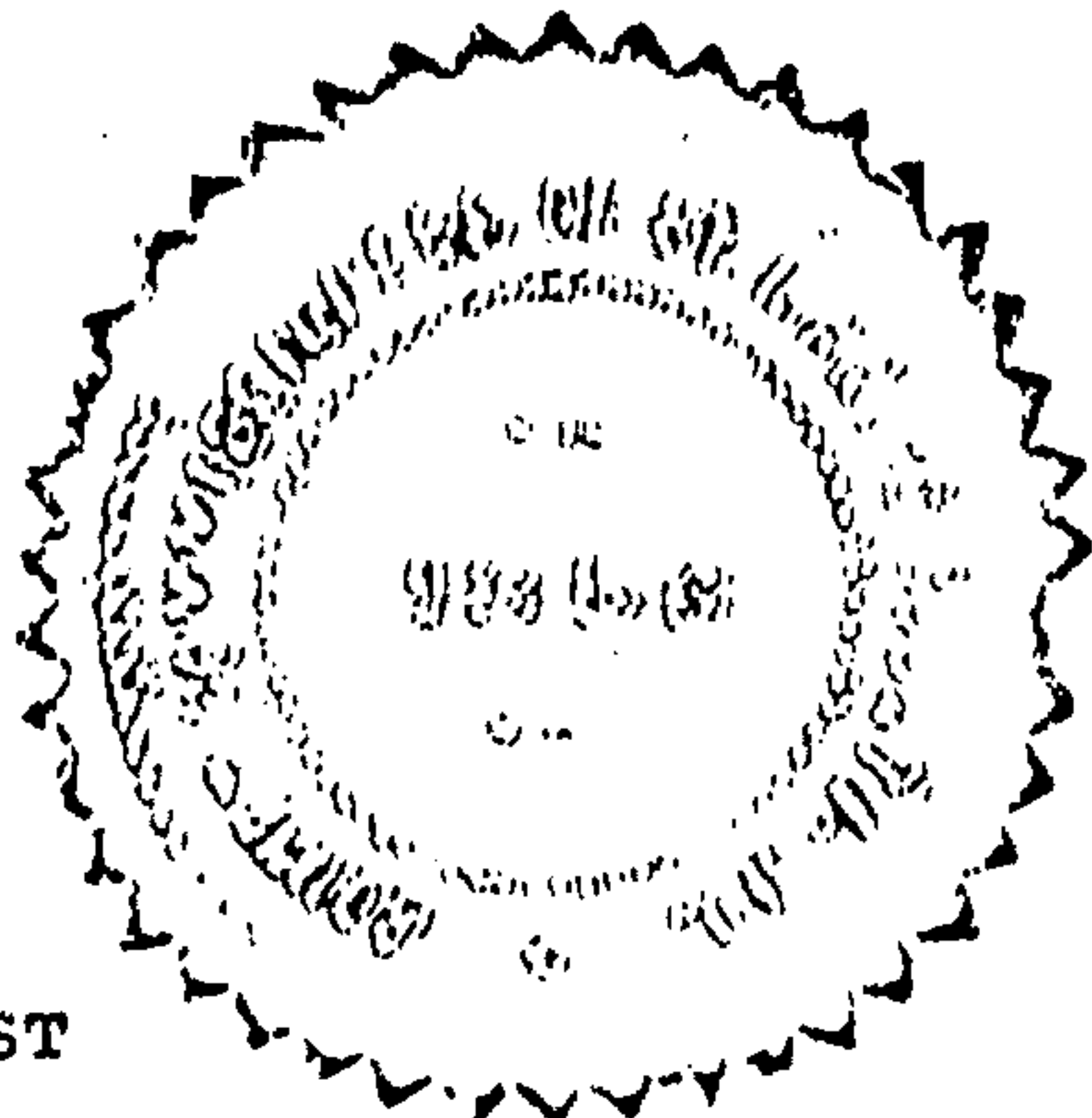
WHEREAS, the Board of County Commissioners of St. Mary's County is, by authority of Section 387C, Article 43, of the Annotated Code of Maryland (1974 ed.), directed to adopt and submit to the Maryland State Department of Health and Mental Hygiene no later than January, 1975, a comprehensive plan for the provision of both adequate water supply systems and sewerage systems throughout the County to include all towns, municipal corporations, and sanitary districts within St. Mary's County, the said water and sewer plan to be consistent with land use master planning in St. Mary's County and,

WHEREAS, the Board of County Commissioners of St. Mary's County have, to aid in the preparation of said plan, designated as its agent for the specific purpose of preparing said comprehensive plans, Barton-Aschman Associates of Washington, D. C., and

WHEREAS, said report and Comprehensive Plan has in fact been prepared and submitted to the Board of County Commissioners of St. Mary's County, Maryland, in order that it may be adopted by said County and thereafter submitted to the Maryland State Department of Health and Mental Hygiene and,

WHEREAS, said Comprehensive Plan having been reviewed by the Board of County Commissioners of St. Mary's County, Maryland, and it appearing that all requirements under the State law, supra, having been complied with,

BE IT THEREFORE RESOLVED, this 12th Day of March, 1975, that the Comprehensive Water and Sewerage Plan for St. Mary's County, Maryland, is hereby adopted by the Board of County Commissioners of St. Mary's County, Maryland, and it is FURTHER RESOLVED that said County Plan be submitted to the Maryland State Department of Health and Mental Hygiene.



THE BOARD OF COUNTY COMMISSIONERS OF ST. MARY'S COUNTY, MARYLAND

James M. McKay
President James M. McKay

Ford L. Dean
Commissioner Ford L. Dean

J. Laurence Millison
Commissioner J. Laurence Millison

John K. Parlett
Commissioner John K. Parlett

J. Patrick Jarboe
Commissioner J. Patrick Jarboe

Date: 3/12/75

ATTEST

Edward V. Col 3/12/75
Chief Clerk date

Joseph E. Bell II
County Attorney
Joseph E. Bell, II Attorney

No. 75-24

TRAILER CAMPS TIME 3:40 P. M.
DOROTHY EASLEY AUDICKER, CLERK

MAR 20-75 * 26397 *****00

MAR 20-75 A #26397 *****00

RESOLUTION

WHEREAS, Section 11.12, K-12 of the St. Mary's County Zoning Ordinance states: "Any trailer camp that lawfully exists on the effective date of this Ordinance and which does not fully comply with all of the foregoing minimum requirements shall be permitted to continue in operation provided that (a) within two (2) years of the effective date of this Ordinance, a site plan shall be submitted to the Planning Commission showing the current status of the trailer camp, identifying which provisions of this article are not met by the existing trailer camp, and including a written statement describing how and when the non-conforming elements of the trailer camp shall be brought into conformity with requirements of this article; (b) within five (5) years from the effective date of this Ordinance shall comply fully with the minimum requirements of this article; (c) the minimum area requirements may be excluded from these requirements provided sufficient evidence is given to the Planning Commission and County Commissioners that additional land area would not be economical and feasible to obtain."

WHEREAS, in 1965, the Maryland State Department of Health and Mental Hygiene adopted regulations, governing, inter alia, "camping vehicles;" these regulations including the obtaining of a permit from the Secretary of Health and Mental Hygiene or his designee prior to opening a campsite,

WHEREAS, it is thus fair to state that all campsites begun without Health Department permits subsequent to 1965 are unlawful from inception, but

WHEREAS, the Courts have held that one without a license or permit may be permitted to continue as a lawful use under a zoning ordinance if it is determined that:

1. The regulatory agency was guilty of laches for failure to prevent or abate the alleged unlawful activity.
2. The regulatory agency had not previously required permits or licenses for the alleged unlawful activity.
3. The landowner or user had operated openly and no showing made of any fraudulent or deceitful practices played by the landowner or user on the regulatory agency.
4. The alleged unlawful use was being conducted with the full knowledge of the regulatory agency.
5. Landowner had spent large sums of money in reliance upon his understanding that the use was lawful.
6. Landowner or user can within the time specified in the ordinance comply with applicable zoning regulations.
7. The use, while "unlawful" per se, is able to be corrected and that the use as exists is not detrimental to the safety, health and morals of the community. This by and large is a determination to be made by the Health Department.

8. Other agencies of government (i.e. Department of Economic and Community Development. St. Mary's County Economic Development Committee) treated the landowner or user as lawful.

BE IT RESOLVED by the County Commissioners of St. Mary's County, Maryland, that effective March 20, 1975, the Office of Land Use and Development shall compile an inventory of all campsites which existed prior to the Zoning Ordinance, which date was May 28, 1974,

BE IT FURTHER RESOLVED, that the Office of Land Use and Development shall determine on a case by case basis whether or not said campsites are "lawful" within the context of the St. Mary's County Zoning Ordinance because of the eight justifiable reasons stated above. Said campsites thus determined as being "lawful" shall then be subject to the provisions of Section 11.12, K-12 of the St. Mary's County Zoning Ordinance.

BE IT FURTHER RESOLVED, that the County Health Officer is requested to coordinate his efforts in this regard with the Office of Land Use and Development so that the application of his regulations and the Zoning Ordinance may be consistent in this matter.

This Date: March 20, 1975

BY ORDER OF THE BOARD OF COUNTY COMMISSIONERS OF ST. MARY'S COUNTY, MARYLAND

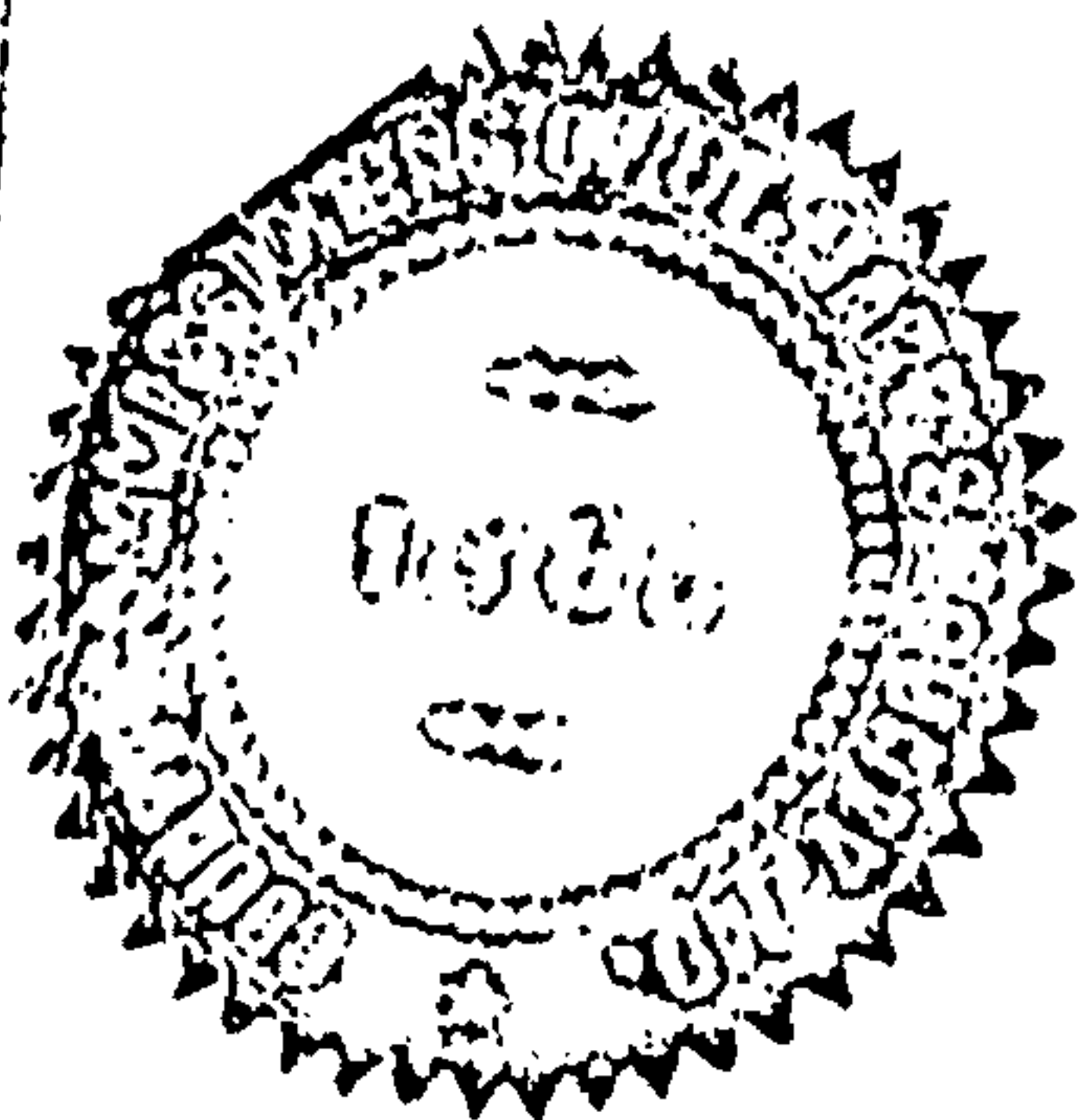
James M. McKay
James M. McKay, President

Ford L. Dean
Ford L. Dean, Commissioner

J. Patrick Jarboe
J. Patrick Jarboe, Commissioner

Larry Millison
Larry Millison, Commissioner

John K. Parlett
John K. Parlett, Commissioner



ATTEST:

Edward V. Cox
Edward V. Cox
Chief Clerk

Joseph Ernest Bell II
Joseph Ernest Bell, II
County Attorney

Del. St. Mary's County Commissioners 4-1-75 Rosalyn Bailey Kuchel - clerk

RESOLUTION APPROVING THE PATUXENT RIVER BASIN WATER QUALITY MANAGEMENT PLAN, SUBJECT TO SPECIFIED CONDITIONS

WHEREAS, the General Assembly has by Chapter 240 of the Laws of Maryland of 1970 enacted Sections 1 through 32, inclusive, of Article 33B of the Annotated Code of Maryland (1971 Replacement Volume), such sections, as amended to date, being codified as Sections 3-101 to 3-131, inclusive, of the Natural Resources Article of the Annotated Code of Maryland (1974 Volume and 1974 Supplement); and

WHEREAS, the General Assembly has thereby created the Maryland Environmental Service as a body politic and corporate constituting an instrumentality of the State of Maryland and enacted that the Service shall designate water supply, wastewater purification, and solid waste disposal service regions, and thereafter the Service shall cause surveys, plans, studies, and estimates to be made, and after consultation with the municipalities located within the service region, prepare a five (5) year plan for each service region for the most effective and economical means of providing water supply, wastewater purification and solid waste disposal projects; and

WHEREAS, the General Assembly has by Section 3-106 (d) of said Natural Resources Article enacted that in preparing a five (5) year plan, the Service shall consider the effects of public versus private ownership of water and wastewater facilities upon the provision of dependable, effective, and efficient water and wastewater services that the five (5) year plans shall give due consideration to the need for water supply and wastewater purification projects included in the approved county water and sewerage plans adopted in compliance with Article 43, Section 387c of the Code; and

WHEREAS, the General Assembly has by Section 3-106 (d) of said Natural Resources Article further enacted that said five (5) year plans shall designate the existing facilities or portions that are to be transferred to the jurisdiction of the Service; improvements to and extension of existing facilities; construction of new water supply, wastewater purification, and solid waste disposal projects; proposed methods of acquisition, ownership and operation by the Service or by affected municipalities and persons, or both together with anticipated expenditures, sources of revenue, and charges for projects to be levied against municipalities and persons; and related matters the Service finds necessary or convenient; and

WHEREAS, the Service pursuant to Section 3-106 (e) of said Natural Resources Article did, after the lapse of sixty (60) days from said date of submission, hold public hearings in each county affected by said proposed plan; and

WHEREAS, the Board of County Commissioners of St. Mary's County, after thorough staff review, has met in open discussions and jointly considered the proposed Patuxent River Basin Water

TIME 9:45 A. M.
DOROTHY SHILEY, CLERK

APR -4-75 * 27020 *****00
APR -4-75 A 27020 *****00

Quality Management Plan; and

WHEREAS, the Board of County Commissioners of St. Mary's County did analyze the water quality issues and policy directions proposed in the Patuxent River Basin Water Quality Management Plan; and

WHEREAS, the Board of County Commissioners of St. Mary's County after said review and analysis and joint consideration did determine that revisions to the proposed Patuxent River Basin Water Quality Management Plan are required so as to provide that said Plan is the equitable, effective, fiscally responsible, comprehensive planning document that is required by law.

NOW, THEREFORE BE IT RESOLVED THAT:

- 1) the Board of County Commissioners of St. Mary's County, Maryland, hereby adopts the attached addendum as amendments to the Patuxent River Basin Water Quality Management Plan;
- 2) the Board of County Commissioners of St. Mary's County, pursuant to Section 3-106 (e) of the Natural Resource Article of the Annotated Code of Maryland (1974 Volume and 1974 Supplement) hereby approves the Patuxent River Basin Water Quality Management Plan as amended pursuant to the attached addendum;
- 3) should the Maryland Environmental Service fail to incorporate the aforesaid amendments as an integral part of said Plan, then the Board of County Commissioners shall be deemed to have disapproved the Patuxent River Basin Water Quality Management Plan; and
- 4) the Board of County Commissioners of St. Mary's County hereby agrees to amend the next annual revision of the County Water and Sewer Plan to conform to the Patuxent River Basin Water Quality Management Plan as herein adopted and amended; and

BE IT FURTHER RESOLVED THAT:

the Board of County Commissioners of St. Mary's County agrees with and endorses many of the provisions of the Patuxent Basin Plan which are already being implemented by St. Mary's County, specifically:

- a) to cooperate with MES to achieve the goals and intent of the Water Quality Management Plan for the Patuxent River Basin,
- b) to continue to monitor and responsibly manage the ground water resources of St. Mary's County,

- c) to continue and expand water quality monitoring and analysis activities,
- d) to continue the County effort of improving the planning process and provide the citizens with an efficient and effective program for waste management,
- e) to cooperate with the State, other local governments, and the Regional Planning Council to study runoff problems and identify ways to abate effects of urban and agricultural runoff on water quality,
- f) to inform and motivate public participation in Water Quality Management,

Read and passed this 2nd day of April, 1975.
(Enclosed Addendum)

BY ORDER OF THE BOARD OF COUNTY
COMMISSIONERS OF ST. MARY'S COUNTY,
MARYLAND



James M. McKay
James M. McKay, President

Ford L. Dean
Ford L. Dean, Commissioner

J. Patrick Jarboe
J. Patrick Jarboe, Commissioner

J. Laurence Millison
J. Laurence Millison, Commissioner

John K. Parlett
John K. Parlett, Commissioner

ATTEST:

Edward V. Cox
Edward V. Cox
Chief Clerk

Joseph E. Bell, II
Joseph E. Bell, II Attorney

ADDENDUM

The Board of County Commissioners of St. Mary's County requests that the Maryland Environmental Service take certain specified actions for each of the items listed below pertaining to the Patuxent River Basin Water Quality Management Plan. The Board of County Commissioners approves the Plan subject to the condition that these matters are adequately addressed in the Plan.

1. Much of the information shown in the various tables and tabulations of the Plan should be updated to correlate with the most current information contained in the Comprehensive Plan for St. Mary's County and the 1975 Update of the Comprehensive Water and Sewerage Plan for St. Mary's County. The comments noted in red on the copy of the Patuxent River Basin Plan labeled, "Annotated with Comments and Corrections by St. Mary's County, Maryland, March 25, 1975," which is made part of this Addendum by reference, should be incorporated in the final version of said Plan.
2. At the present time, the only source of potable water in St. Mary's County is contained in the aquifers which underly this region. These water-bearing strata neither outcrop within nor is their use limited solely to St. Mary's County. Thus, this County has little or no control over aquifer recharge, peripheral draw-down or pollution. Therefore, the Patuxent River Basin Plan should address this problem and devise a plan whereby the recharge areas for these aquifers would be protected, especially the Aquia Formation, the most productive aquifer in St. Mary's County. Where it outcrops in other counties, provisions should be made for the land to be set aside for parks, recreation, agriculture, silvaculture or similar uses which would not preclude the infiltration/percolation of rain water into this aquifer. The Plan should also address the other water supply alternatives available to St. Mary's County. State and regional water supply planning should be initiated with high priority. The Plan does not address water withdrawal sufficiently to support or provide adequate controls.
3. In addition to St. Mary's County's own potential water supply problems, the water supply problems of the other counties are of mutual concern in that they affect minimum stream flow conditions of the Patuxent River. During summer months, the records indicate that the Rocky Gorge and Tridelphia Reservoirs are releasing minimum flows or less to the Patuxent River. This situation may be compounded by the exportation of water from the Patuxent River

Basin by the Washington Suburban Sanitary Commission. The diluting effect of the river on sewage effluent is thereby reduced. As a result, in extreme cases (especially when the Chalk Point Power Plant is operational) salinity may be affected adversely in the Lower Patuxent. The Plan should address all of these factors and any others which may affect salinity and the dilution of sewage treatment plant effluent. It should also determine whether or not they offset each other or compound the situation. Provisions should then be made toward setting realistic minimum flows for the Patuxent River to ensure that "natural conditions" could be maintained as much as possible.

4. After reviewing the coliform bacteria parameter for the Upper and Central Patuxent of 70 MPN/100 ml Total Coliform, it is recommended that this be reduced to the more realistic Log Mean of 200 MPN/100 ml Fecal Coliform for those plants whose effluent requires 24 hours or more to reach shellfish waters. This becomes especially critical if the cost of achieving 70MPN /100 ml Total Coliform, while maintaining low chlorine residuals, would be prohibitive. It is understood that the background coliform count in the Patuxent is not greatly affected by sewage treatment plant discharges and that the proposed coliform restriction may not lower the background count at all. It appears that the coliform count in the Patuxent River is controlled by non-point source discharges. Much greater effort should be directed toward addressing non-point source discharges such as nutrient-rich agricultural run-off and sediment-laden storm sewer discharges.

Although high coliform counts prohibit shellfish harvesting, this condition is generally not fatal to oysters and clams and the situation is reversible since, when this condition is remedied and counts return within acceptable limits, harvesting may recommence. However, if shellfish beds are covered with silt and sediment, this causes a condition which is generally fatal to shellfish, and remedial action may not preclude permanent, irreversible damage to shellfish beds.

5. The Plan must address, much more comprehensively, non-point source discharge and the enforcement of existing erosion and sediment control regulations.
6. Section 14, "Changes in Regulatory Procedures" should be included in the Plan. It is felt very strongly that the Plan will remain only a Plan unless very definite enforcement procedures

are specified and carried out. Routine inspections and monitoring procedures by governmental parties must be established. In addition, an enforceable fine or other such measure for ensuring that parameters are maintained, must be established. Self-monitoring and letters of warning are not sufficient to maintain a viable plan.

7. St. Mary's County concurs with Maryland Environmental Service in that all wastewater and water facilities should be publicly owned and operated either by MES or the County. It is felt that the best way to ensure proper monitoring and control of the water resources in St. Mary's County would be through the local sanitary agency, the St. Mary's County Metropolitan Commission, which has the expertise and capability to closely monitor and make necessary timely adjustments to water and wastewater facilities when required and thereby preclude the degradation and deterioration of such resources. However, the law which established the Metropolitan Commission prevents the purchase of inadequate systems and does not permit the condemnation of any privately owned systems. In order to circumvent these limitations, it is suggested that the Plan include a process by which privately owned systems could be acquired by the Maryland Environmental Service and subsequently transferred to the Metropolitan Commission for ownership, operation and maintenance.
8. Industrial wastewater controls are not properly addressed in the Plan. It is understood that Section 8 of the Plan will be expanded to include adequate provisions for such controls.

St. Mary's Co. Commission

4-21-75

Dorothy Bailey Kieker - Clerk

NO. 75-29

Subj: CABLE TELEVISION TAX

TIME 10:18 A.M.

RESOLUTION

DOROTHY BAILEY KUCHER, CLERK

APR 18-75 * 27690 *****00

APR 18-75 A #27690 *****00

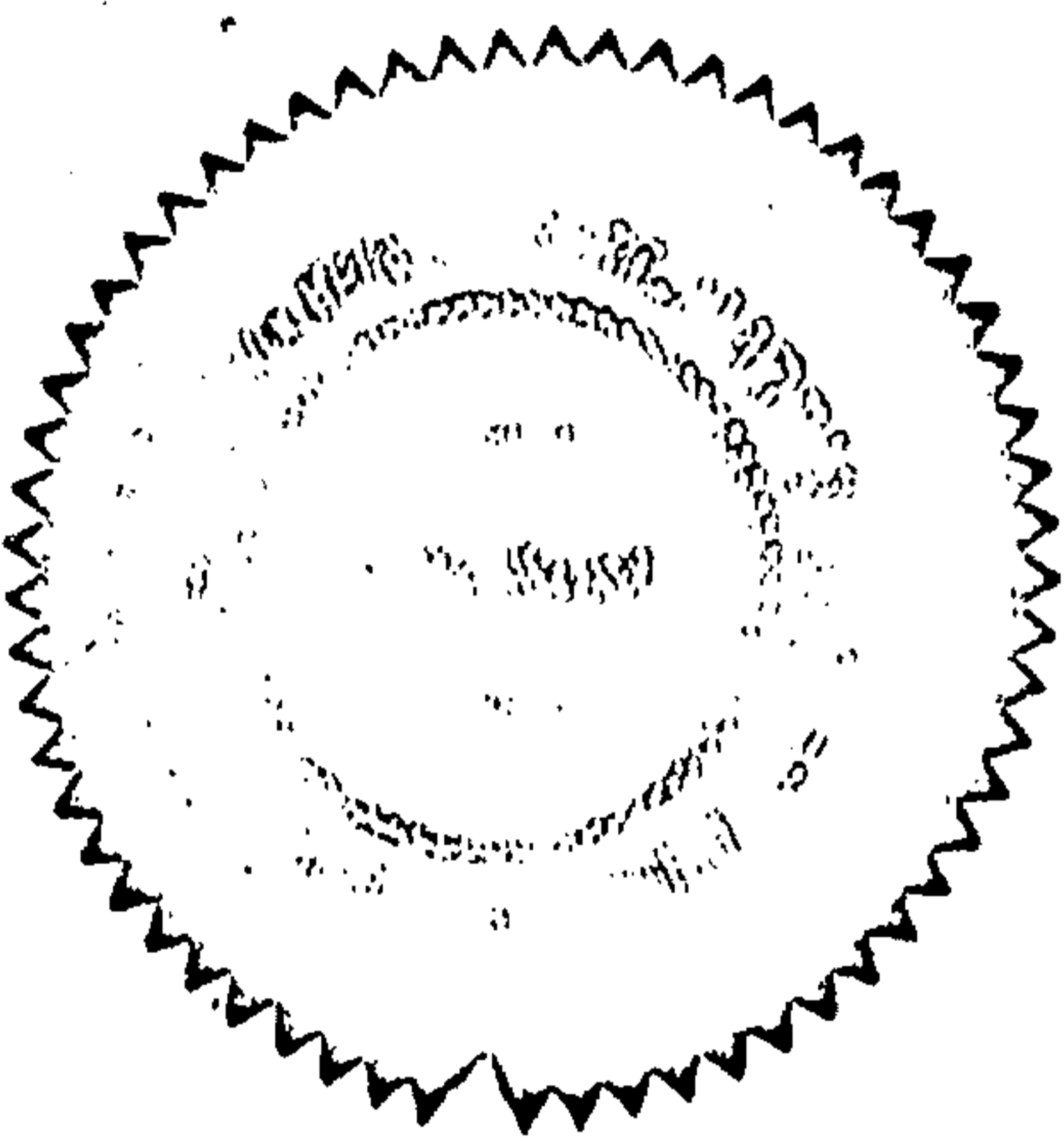
WHEREAS, the Board of County Commissioners desires to effect an equitable policy regarding the taxing of Cable Television Companies in St. Mary's County; the taxing authority for same being set forth in Section 46C of the Public Local Laws for St. Mary's County; and,

WHEREAS, a public hearing was duly advertized and conducted on the 26th day of March, 1975 concerning the taxation of all Cable Television Companies in St. Mary's County;

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of St. Mary's County that on this 17th day of April, 1975, a tax be levied against all existing and future Cable Television Companies in St. Mary's County, Maryland. Said tax levy is established by the Board of County Commissioners in the amount of 3% of the gross revenues, as verified by a certified statement from a Certified Public Accountant, of each cable television company operating in St. Mary's County and is subject to an annual review and revision.

This Date 4/17/75

BOARD OF COUNTY COMMISSIONERS OF ST. MARY'S COUNTY, MARYLAND



James M. McKay
James M. McKay, President

Ford L. Dean
Ford L. Dean, Commissioner

J. Patrick Jarboe
J. Patrick Jarboe, Commissioner

Larry Millison
Larry Millison, Commissioner

John K. Parlett
John K. Parlett, Commissioner

ATTEST:

Edward V. Cox
Edward V. Cox,
Chief Clerk

Approved by County Attorney:

Joseph Ernest Bell II
Joseph Ernest Bell, II

Del. St. Mary's County Comm. 5-7-75

Dorothy Bailey Kucher - clerk

No. 75-30

TRAILER CAMPS

RESOLUTION

TIME 10:20 A.M.

GROTHY BAILEY KUCHER, CLERK

APR 18-75 * 27691 *****00

APR 18-75 A 27691 *****00

WHEREAS, Resolution 75-24 states that "... effective March 20, 1975, the Office of Land Use and Development shall compile an inventory of all campsites which existed prior to the Zoning Ordinance, which date was May 28, 1974;"

WHEREAS, said Resolution does not set forth any criteria for the Office of Land Use and Development to determine which campsites "existed" prior to May 28, 1974;

BE IT RESOLVED by the County Commissioners of St. Mary's County, Maryland, that effective April 17, 1975, a trailer camp shall be deemed to have "existed" on May 28, 1974, if it was being operated for monetary return at the time the Zoning Ordinance was adopted. The owner(s) of any such trailer camp shall be required to submit to the Office of Land Use and Development bona fide proof of this fact. Acceptable proof shall be in one or more of the following forms:

(1) Copies of filed tax forms which would show that the trailer camp in question was operated as a business during the calendar year 1974 and any prior years;

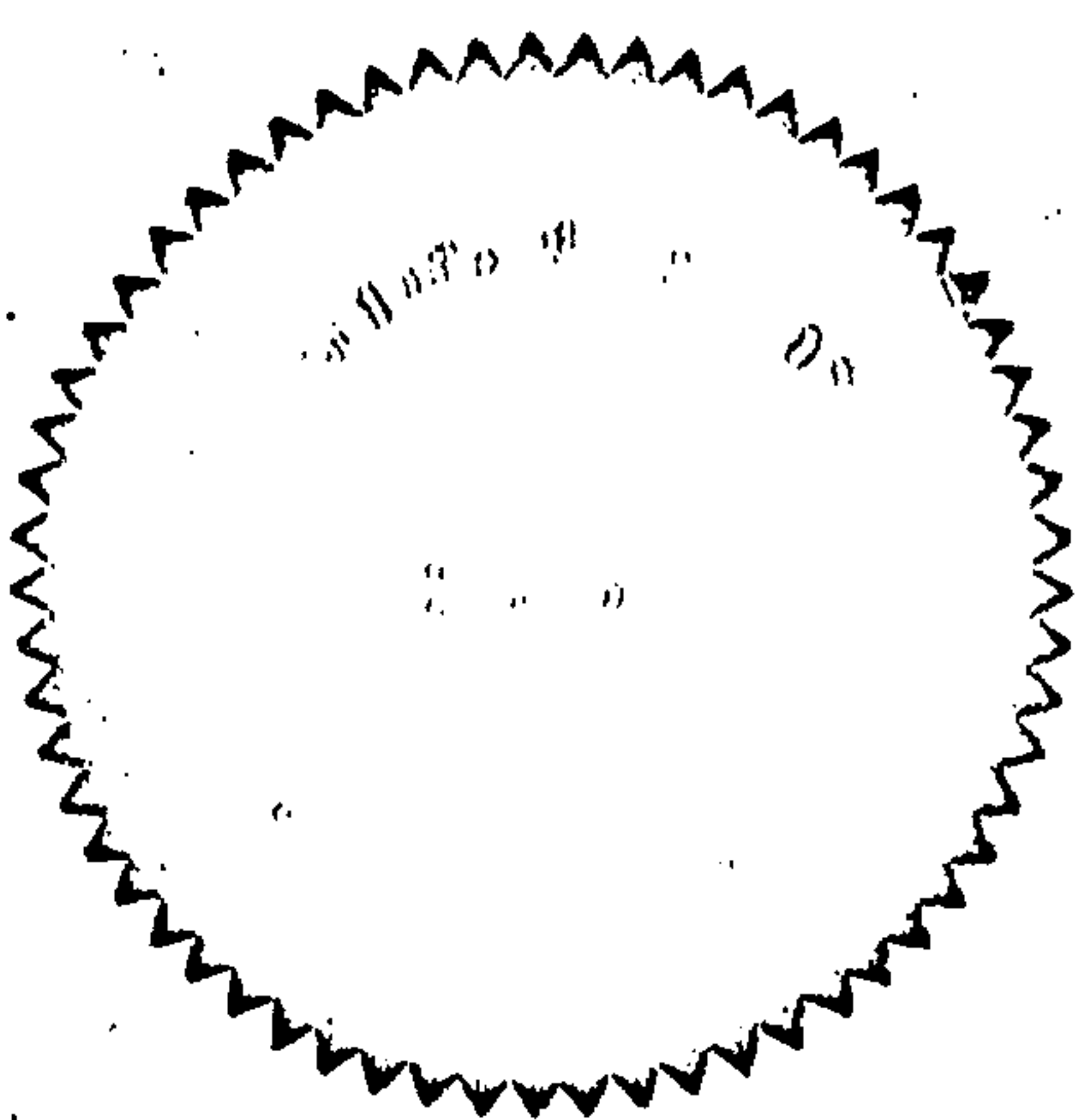
(2) An insurance policy which would clearly show that the policy was to provide coverage for an operating trailer camp and that said policy was in force on May 28, 1974.

(3) Any required permit issued by an appropriate regulatory agency of County or State Government which would confirm that the camp did exist on May 28, 1974.

4. Any form of proof which would be deemed by a court of law as showing that the trailer camp existed on May 28, 1974.

This date: April 17, 1975

BOARD OF COUNTY COMMISSIONERS
ST. MARY'S COUNTY, MARYLAND



James M. McKay
James M. McKay, President

Ford L. Dean
Ford L. Dean, Commissioner

J. Patrick Jarboe
J. Patrick Jarboe, Commissioner

Larry Millison
Larry Millison, Commissioner

John K. Parlett
John K. Parlett, Commissioner

ATTEST:

Joseph Ernest Bell II
Joseph Ernest Bell, II
County Attorney

Edward V. Cox
Edward V. Cox
Chief Clerk

Del. St. Mary's Co. Commis

5-7-75

Dorothy Bailey Kucher - clerk

NO. 75-34

Subj: CAPITAL IMPROVEMENT FUND

TIME 3:40 P. M.
DOMESTIC SALES BUREAU, BALTIMORE

RESOLUTION

APR 24-75 * 27990 *****.00
APR 24-75 A 27990 *****.00

WHEREAS, the County Commissioners of St. Mary's County, Maryland, by virtue of Section 21, (3) (iii) of the Public Local Laws of said County, have determined that sound accounting and budgetary practices should include the establishment of a fund entitled "Capital Improvement Fund" for the purpose of encumbering, transacting and recording Capital Improvement Project information separate and distinct from Debt Service and Current Expenses; and

WHEREAS, in FY 1974-75 the total appropriated amount by "The Board of Estimates" toward capital improvements totaled \$4,362,994 and such appropriated amount was for the purposes identified in the 1974-75 Budget Document approved by The Board of Estimates on May 31, 1974; and

WHEREAS, the Board of County Commissioners desire to use encumbered funds in the amount of \$4,362,994, as aforesaid to establish the initial appropriation to said Capital Improvement Fund and to further delineate by specific project those items included within said Fund, those projects being included in Schedule A, attached hereto and made a part of this Resolution; and

WHEREAS, to improve the budgeting and accounting procedures of St. Mary's County, The Board of County Commissioners deem it necessary to encumber the specific amount identified in Schedule A by project, the same to be restricted for the sole purpose of fulfilling the acquisition or construction of the projects identified in Schedule A. These encumbrances shall be recorded by-line items against 1974-75 budgetary expenditures. Unexpended funds upon the cessation or completion of a project shall revert to the general fund.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of St. Mary's County, Maryland, pursuant to the authority contained in Section 21, (3) (iii) of the public Local Laws of St. Mary's County, that a Capital Improvement Fund be and the same is hereby established, and this procedure shall continue in effect for each succeeding fiscal year until otherwise changed or amended by the Board of County Commissioners of St. Mary's County, Maryland.

This Date: 4/24/75

BOARD OF COUNTY COMMISSIONERS OF ST. MARY'S COUNTY, MARYLAND

James M. McKay
James M. McKay, President
Ford L. Dean
Ford L. Dean, Commissioner
Larry Millison
Larry Millison, Commissioner
J. Patrick Jarboe
J. Patrick Jarboe, Commissioner
John N. Parlett
John N. Parlett, Commissioner

ATTEST:

Edward V. Cox
Edward V. Cox
Chief Clerk

Approved County Attorney:
Joseph Ernest Bell II
Joseph Ernest Bell, II

SECTION A

<u>CAPITAL IMPROVEMENTS</u>	<u>APPROVED AMOUNT</u>
<u>GENERAL</u>	
NURSING HOME	\$ 175,000
LAND & BUILDINGS, ETC.	443,959
BOOKMOBILE	33,000
MENTALLY RETARDED	249,130
LECYARD HALL # 4	10,000
<u>HIGHWAYS</u>	
<u>SURFACING & RESURFACING</u>	
SURFACE TREATMENT	125,000
BITUMINOUS CONCRETE OVERLAY:	
Willows Road	87,303
Shangri-la Drive	6,930
Lincoln Avenue	15,000
Essex South	6,000
Golden Beach Road	85,000
<u>HIGHWAY MAINTENANCE</u>	518,000
<u>SPECIAL HIGHWAY PROJECTS</u>	
THOMAS ROAD BULKHEAD/SEAWALL	125,000
INSTALL LUMEN LIGHTING ESSEX SOUTH	10,500
LEXINGTON PARK ALLEY & STREET	2,315
<u>CONSTRUCTION & RECONSTRUCTION</u>	
HERMANVILLE ROAD	235,132
LARREDORE ROAD	280,000
CHAPTICO-MECHANICSVILLE ROAD	111,000
ST. ANDREWS CHURCH ROAD	495,758
ST. GEORGE'S ISLAND COUNTY ROADS	55,000
GOLDEN BEACH ROAD	516,000
<u>MISCELLANEOUS PROJECTS</u>	1,269
<u>RECREATION AND PARKS</u>	
<u>ACQUISITION</u>	
7th DISTRICT PARK	37,900
LEXINGTON PARK SCHOOL	25,900
WILLOWS ROAD	26,350
<u>DEVELOPMENT</u>	
LAUREL GROVE	81,000
7th DISTRICT PARK	55,000
LEXINGTON PARK SCHOOL	105,000

[Faint, illegible handwritten notes and signatures at the bottom of the page.]

DEVELOPMENT Continued

FORREST LANDING	25,000
CHAPTICO WHARF	25,000
LEONARDTOWN ANNEX	51,640
LEONARDTOWN TENNIS COURT	9,000

RECREATION AND PARKS Continued

SPECIAL PROJECTS

TEMPORARY BALL DIAMONDS	2,000
PICNIC TABLES	360
PARKS MAINTENANCE EQUIPMENT	14,000
BASKETBALL BACKBOARD	700
ACRES TO BE HARD-SURFACED	4,500
BULK STORAGE SHED	5,000
TOWN CREEK	700
GREAT MILLS	1,500
ST. CLEMENTS	7,611
ST. ANDREWS	800
CHAPTICO-MECHANICSVILLE WHARF	100
RIDGE	25

SANITARY LANDFILL

ST. ANDREWS LANDFILL IMPROVEMENTS	16,450
MAINTENANCE AND STORAGE FACILITY	25,500
STEEL COMPACTOR WHEELS	12,000
TRANSFER STATION PROJECT	34,920
MOBILE COMMUNICATION PROJECT	3,805

AIRPORT

AIRPORT HANGAR	174,937
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WATERWAYS

ST. GEORGE'S ISLAND WHARF	5,000
PINEY POINT WHARF	25,000

TOTAL

4,362,994

Del. St. Mary's County Commissioners 5-7-73 Dorothy Bailey Tucker, Clerk

NO. 75-38

Subj: Trailer Coach Park - Fees

~~TIME~~ 11:22 A. M.

~~SECRETARY~~ BAILEY KUCHER, CLERK

MAY -2-75 * 28424 *****00

MAY -2-75 A #28424 *****00

RESOLUTION

WHEREAS, the Board of County Commissioners, in accordance with Article 19 of the Code of Public Local Laws of Maryland, Sections 193 through 211, conducted a public meeting on April 12, 1975, for the purpose of obtaining community input concerning possible adjustment of the occupancy fees for trailer spaces occupied in trailer coach parks and possible revision of the penalty charge for late payment of such occupancy fees; and

WHEREAS, in as much as there does not seem to be any over-riding evidence of inequity in the present level of this tax; and

WHEREAS, in as much as there has been much difficulty in collecting the occupancy fees in a timely manner;

NOW, THEREFORE, BE IT RESOLVED, that the present rate of \$6.00 per trailer space occupied per month remain in effect; and

BE IT FURTHER RESOLVED, that the penalty charge for late payment of these fees be raised from 1/2% per month to 1% per month, the penalty commencing on the 21st day of the next succeeding month of delinquent payment; and

BE IT FURTHER RESOLVED, that a committee of citizens be formed to develop facts and recommendations concerning the overall picture of taxation of mobile homes in trailer coach parks or on individual lots. The committee will be appointed by the County Commissioners and will report their findings to the Commissioners within three months of the date of their appointment.

This Date: 4/30/75



BOARD OF COUNTY COMMISSIONERS OF
ST. MARY'S COUNTY, MARYLAND

James M. McKay
James M. McKay, President

Larry Millison
Larry Millison, Commissioner

J. Patrick Jarboe
J. Patrick Jarboe, Commissioner

John K. Parlett
John K. Parlett, Commissioner

Ford L. Dean
Ford L. Dean, Commissioner

ATTEST:

Edward V. Cox
Edward V. Cox,
Chief Clerk

Approved County Attorney:

Joseph Ernest Bell, II
Joseph Ernest Bell, II

Del. St. Marys County Commissioners 5-19-75 Dorothy Bailey Kucher - Clerk

Resolution No. 75-40
St. Clements Shores
Wastewater Treatment Project

TIME 1:32 P. M.
DOROTHY BAILEY KUCHER, CLERK

RESOLUTION

MAY 26-75 * 29617 ***** 00
MAY 26-75 A 29617 ***** 00

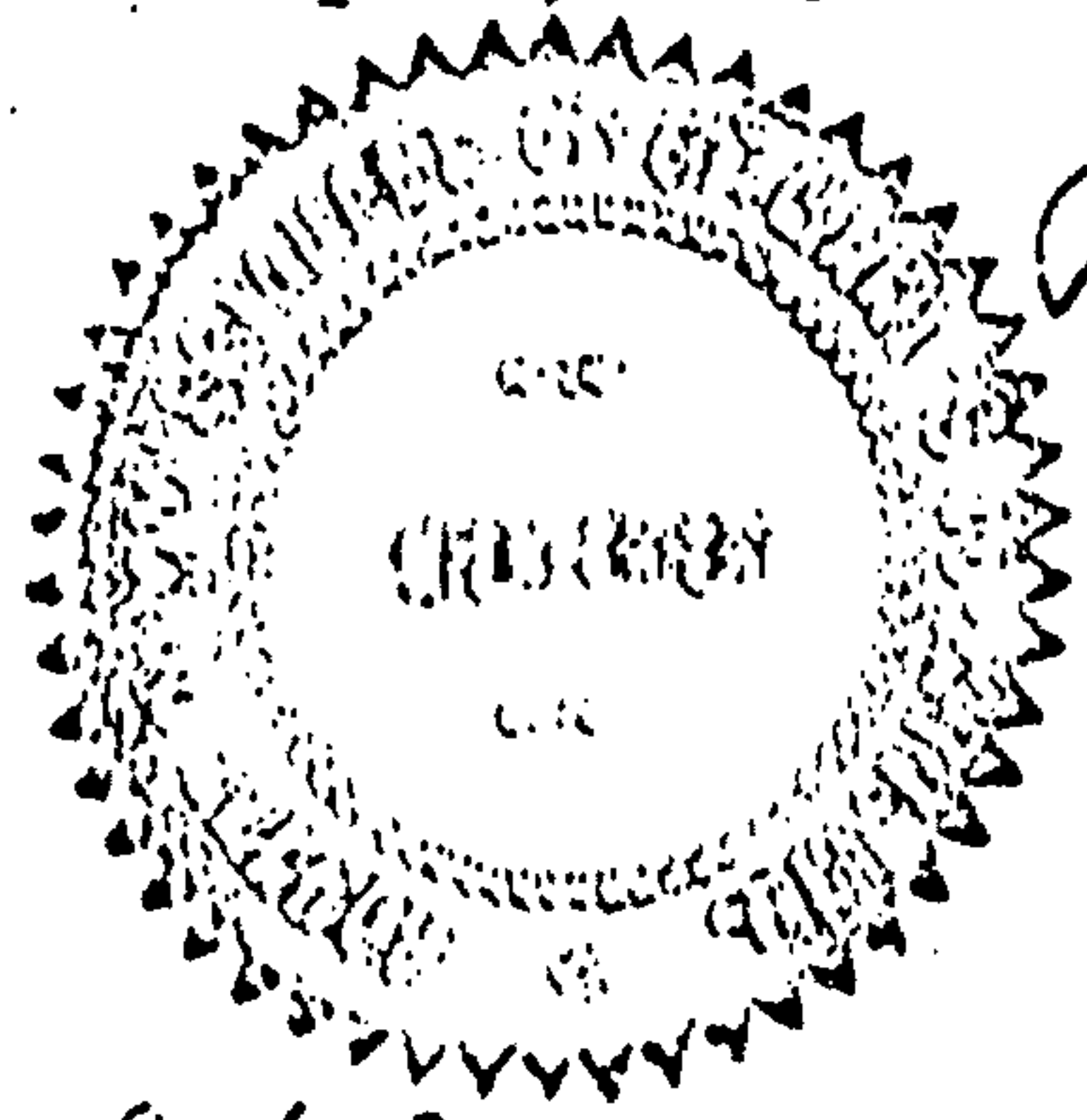
WHEREAS, the Board of County Commissioners of St. Mary's County wishes the St. Mary's County Metropolitan Commission to assume responsibility for the St. Clements Shores Wastewater Treatment Project, as delineated below, and,

WHEREAS, the St. Mary's County Metropolitan Commission is willing to accept such project responsibility.

NOW, THEREFORE, BE IT RESOLVED that the Board of County Commissioners of St. Mary's County hereby authorizes and directs the St. Mary's County Metropolitan Commission to assume responsibility for the St. Clements Shores Wastewater Treatment Project to include the planning, design and construction of such facilities, administration of applicable grants, and all other administrative, fiscal, engineering, and construction actions pertaining thereto and, in particular, to file a revised application on behalf of St. Mary's County, with the Federal Water Pollution Control Administration under the provisions of Public Local Law 92-500, as amended, and/or the State of Maryland, Department of Health and Mental Hygiene for grants to aid in financing said Project, such revised application to supersede the application dated June 4, 1974, as authorized by Proclamation No. 74-23.

This Date: May 21, 1975

BOARD OF COUNTY COMMISSIONERS
ST. MARY'S COUNTY, MARYLAND



James M. McKay
James M. McKay, President

Ford E. Dean
Ford E. Dean, Commissioner

J. Patrick Jacoboe
J. Patrick Jacoboe, Commissioner

Larry Millison
Larry Millison, Commissioner

John K. Parlett
John K. Parlett, Commissioner

ATTEST:

Edward V. Cox
Edward V. Cox
Chief Clerk

Joseph Ernest Bell II
Joseph Ernest Bell, II
County Attorney

15.0. 87 ... 1. 1. 75 ... 10 2001 ...

No. 75-45

Subj: 1975-76 APPROVED BUDGET
AND LEVY RATE

TIME 3:46 P.M.
DOROTHY BAILEY KUCHER, CLERK

MAY 29-75 * 29814 *****00
MAY 29-75 A 29814 *****00

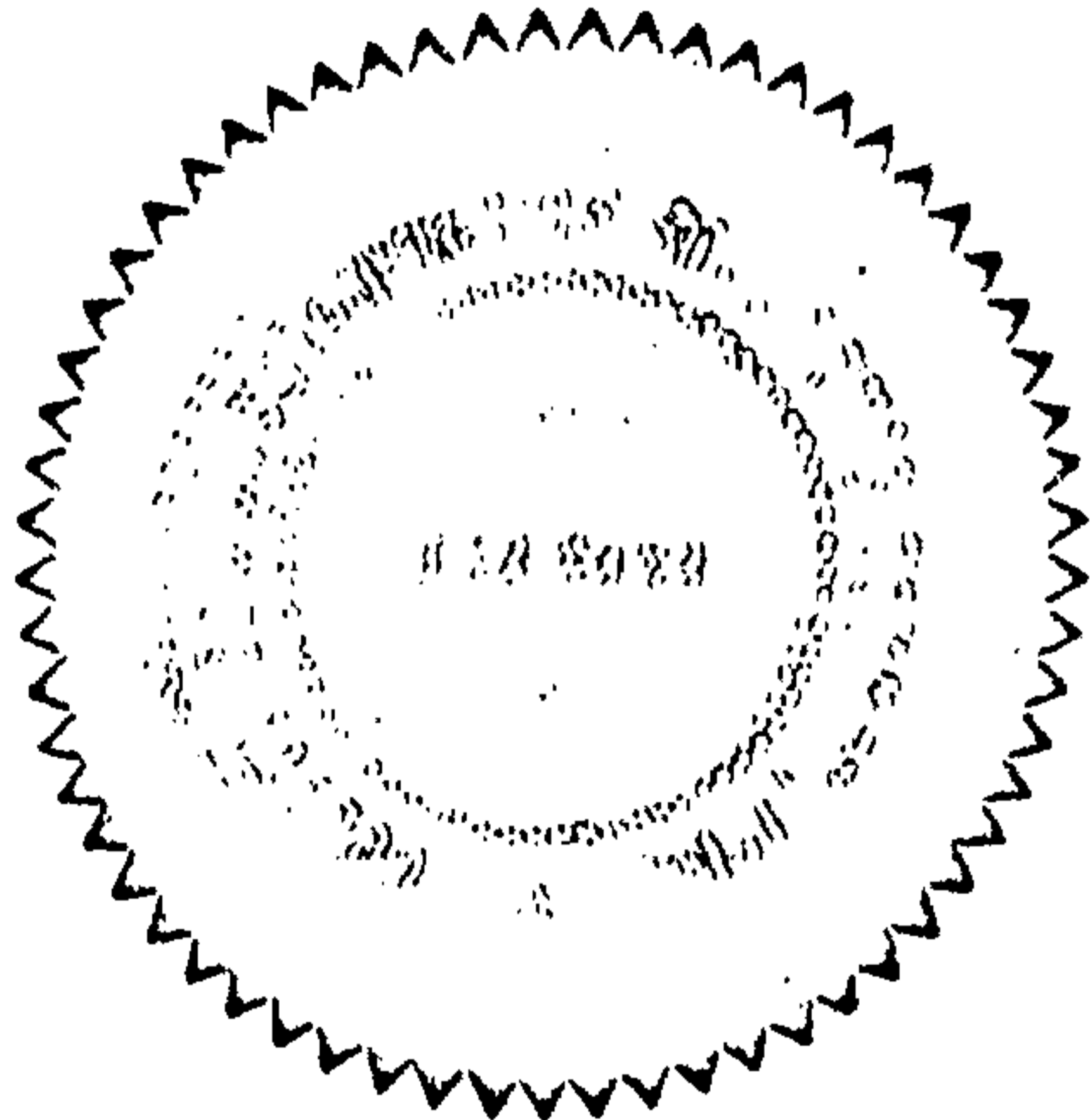
RESOLUTION

WHEREAS, Section 22 of the Code of Public Local Laws of St. Mary's County authorizes and empowers The Board of Estimates of said County to adopt the final budget, schedule anticipated receipts, fix general and special tax rates, and impose the levy for the ensuing fiscal year,

NOW, THEREFORE, BE IT RESOLVED by The Board of Estimates of St. Mary's County, Maryland, pursuant to the authority contained in Section 22 of the Code of Public Local Laws of St. Mary's County, that the County Budget is approved in the amount of \$15,155,219 and the County levy rate is hereby established at \$2.55 per \$100.00 of assessed valuation.

This date: May 28, 1975

BY ORDER OF THE BOARD OF ESTIMATES
OF ST. MARY'S COUNTY, MARYLAND



James M. McKay
JAMES M. MCKAY, President

Ford L. Dean
FORD L. DEAN, Commissioner

Patrick Jarege
PATRICK JAREGE, Commissioner

Larry Millison
LARRY MILLISON, Commissioner

John K. Parlett
JOHN K. PARLETT, Commissioner

Attest:

Benedict H. Sterling
BENEDICT H. STERLING, Secretary
Board of Estimates

Attest:

Joseph E. Bell, II
JOSEPH E. BELL, II, County Attorney

Del. St. Marys Co. Commis. 6-24-75 D.B. Kucher - clerk

No. 75-46

Subj: LOCAL INCOME TAX

TIME 3:47 P. M.

DOROTHY BAILEY KUCHER, CLERK

RESOLUTION

MAY 29-75 * 29815 *****00

MAY 29-75 A 29815 *****00

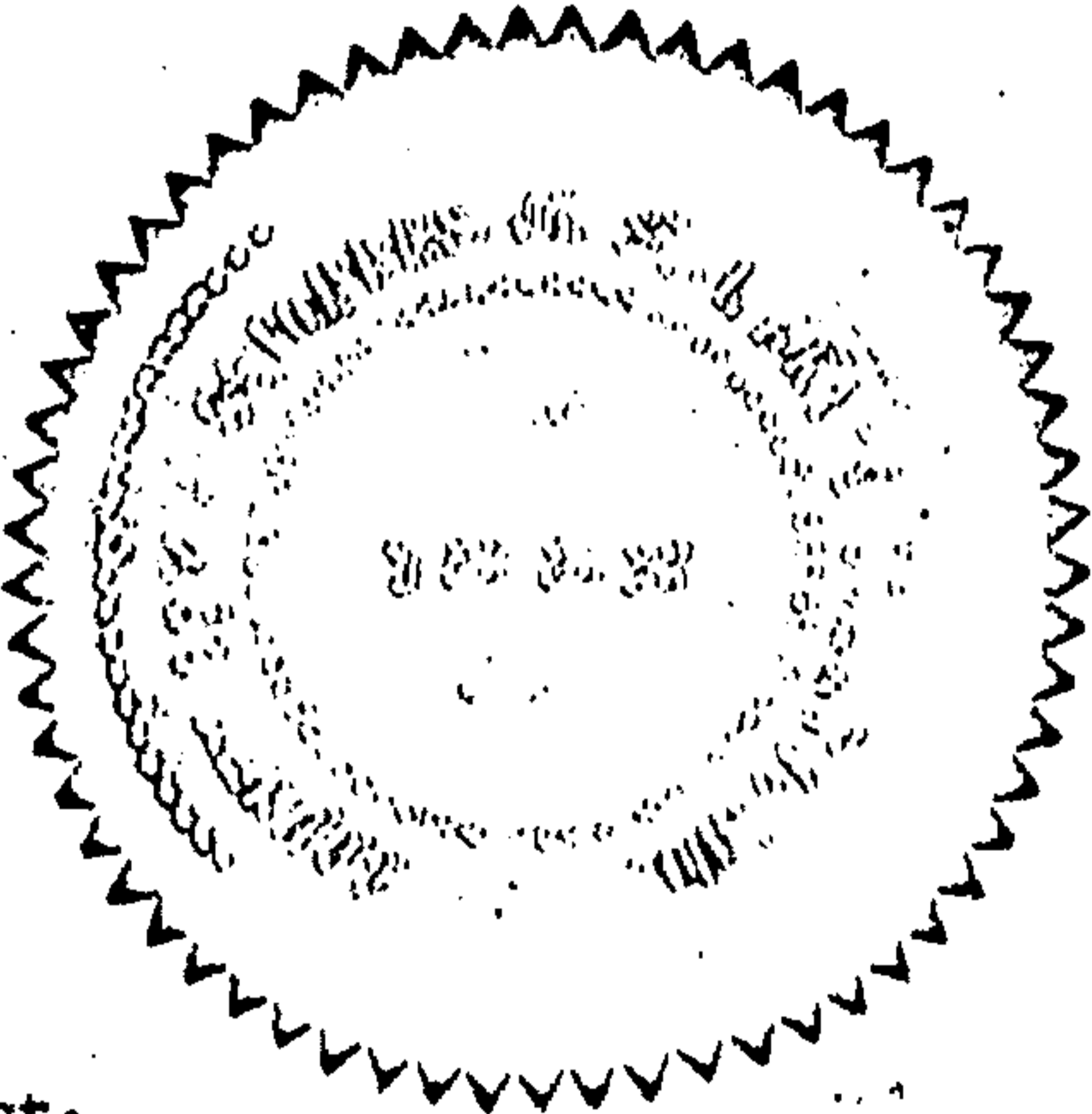
WHEREAS, Section 283 of Article 81, as enacted by Chapter 142 of the Acts of the 1967 General Assembly as amended by Chapters 452 and 656 of the Acts of the 1968 General Assembly, authorizes the Counties and the City of Baltimore to adopt a local income tax imposed upon the residents of the County or the City as a percentage of the liability of the residents for State income tax but not exceeding fifty percent (50%) of the State income tax liability; and

WHEREAS, The levy of this local income tax will provide funds to St. Mary's County in lieu of its previous share of the State income tax and will provide funds for payment by the County to the incorporated municipalities of their previous share of the State income tax; and

WHEREAS, Section 283 (d) of Article 81, as enacted by Chapter 452 of the Acts of the 1968 Assembly, requires that every County and the City of Baltimore levy a local income tax of not less than a rate of twenty percent (20%) of the State income tax liability or such exact multiple of five percent (5%) of the State income tax liability that equals or exceeds the amount required to pay the principal and interest owned by the County on the State school construction loan;

NOW, THEREFORE, BE IT RESOLVED, By the Board of County Commissioners of St. Mary's County, Maryland, pursuant to the power, authority and requirement contained in Section 283 of Article 81, as enacted by Chapter 142 of the Acts of the 1967 General Assembly as amended by Chapters 452 and 656 of the Acts of the 1968 General Assembly, that an income tax of fifty percent (50%) of the State income tax liability is levied upon the residents of St. Mary's County for the calendar year beginning January 1, 1975, and this rate shall continue in effect for each succeeding calendar year until changed by the Board of County Commissioners of St. Mary's County, Maryland, on or before July 1st in the calendar year in which the rate is established.

This date: May 28, 1975



BY ORDER OF THE BOARD OF ESTIMATES OF ST. MARY'S COUNTY, MARYLAND

James M. McKay
JAMES M. MCKAY, President

Ford L. Bean
FORD L. BEAN, Commissioner

J. Patrick Jarboe
J. PATRICK JARBOE, Commissioner

Larry Millison
LARRY MILLISON, Commissioner

John K. Parlett
JOHN K. PARLETT, Commissioner

Attest:

Benedict H. Sterling
BENEDICT H. STERLING, Secretary
Board of Estimates

Attest:

Joseph C. Bell, II
JOSEPH C. BELL, II, County Attorney

Belleville Trust Co. Commos 6-24-75 B.B. Kucher - clerk

BOOK 001 PAGE 402

No. 75-47

Subj: TALL TIMBERS EROSION TAX

MAY 29-75 * 29816 *****00
MAY 29-75 A #29816 *****00

RESOLUTION

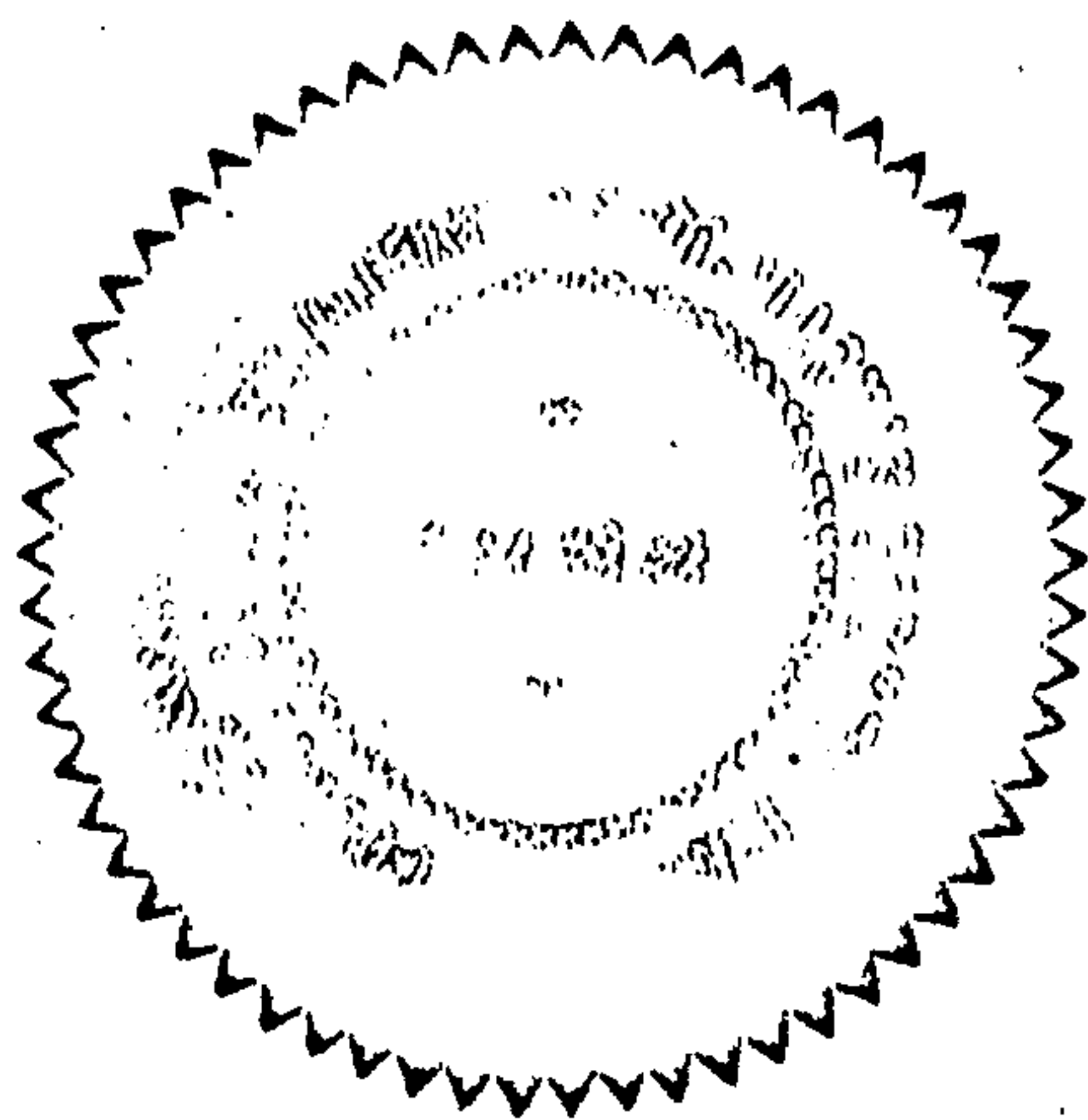
TIME 3:48 P. M.
DOROTHY BAILEY KUCHER, CLERK

WHEREAS, The County Commissioners of St. Mary's County, Maryland, acting as the District Council, by virtue of Article 25, Section 166-A of the Annotated Code of Maryland, is charged with the duty of levying against all assessable property in each erosion district a sufficient sum to take care of expenses and all necessary repairs to the erosion prevention work constructed in each district,

NOW, THEREFORE, BE IT RESOLVED, That the County Commissioners of St. Mary's County, Maryland, acting as a District Council, hereby levies a tax of \$2.00 per \$100.00 on the assessable property in the erosion district known as the Tall Timbers Erosion District. This assessment shall be effective for the taxable year of 1975 and for every year thereafter until amended or changed by action of the County Commissioners of St. Mary's County, Maryland, acting as the District Council.

This date: May 28, 1975

BY ORDER OF THE BOARD OF COUNTY COMMISSIONERS OF ST. MARY'S COUNTY, MARYLAND



James M. McKay
JAMES M. MCKAY, President
Ford L. Dean
FORD L. DEAN, Commissioner
J. Patrick Jarboe
J. PATRICK JARBOE, Commissioner
Larry Millison
LARRY MILLISON, Commissioner
John K. Parlett
JOHN K. PARLETT, Commissioner

Attest:

Edward V. Cox
EDWARD V. COX
Chief Clerk to the Board of County Commissioners

Attest:

Joseph G. Bell II
JOSEPH G. BELL, II, County Attorney

BOOK 001 PAGE 402

Del. St. Mary's Co. Comm. 6-24-75 D.B. Kucher - clerk

BOOK 001 PAGE 403

No. 75-48

Subj: TANNER CREEK SHORE
EROSION DISTRICT TAX

TIME 3:49 P.M.
BOARDING BAILEY KUCKER, CLERK

RESOLUTION

MAY 29-75 * 29818 *****00
MAY 29-75 A #29818 *****00

WHEREAS, The County Commissioners of St. Mary's County, Maryland, acting as the District Council, by virtue of Article 25, Section 166-A of the Annotated Code of Maryland, is charged with the duty of levying against all assessable property in each erosion district a sufficient sum to take care of expenses and all necessary repairs to the erosion prevention work constructed in each district,

NOW, THEREFORE, BE IT RESOLVED, That the County Commissioners of St. Mary's County, Maryland, acting as a District Council, hereby levies the following taxes on the assessable property in the erosion district known as the Tanner's Creek Shore Erosion District:

\$5.43 per \$100 on all assessable property in the Bay Front category;

\$3.61 per \$100 on all assessable property in the Tanner Creek - Bay Front category;

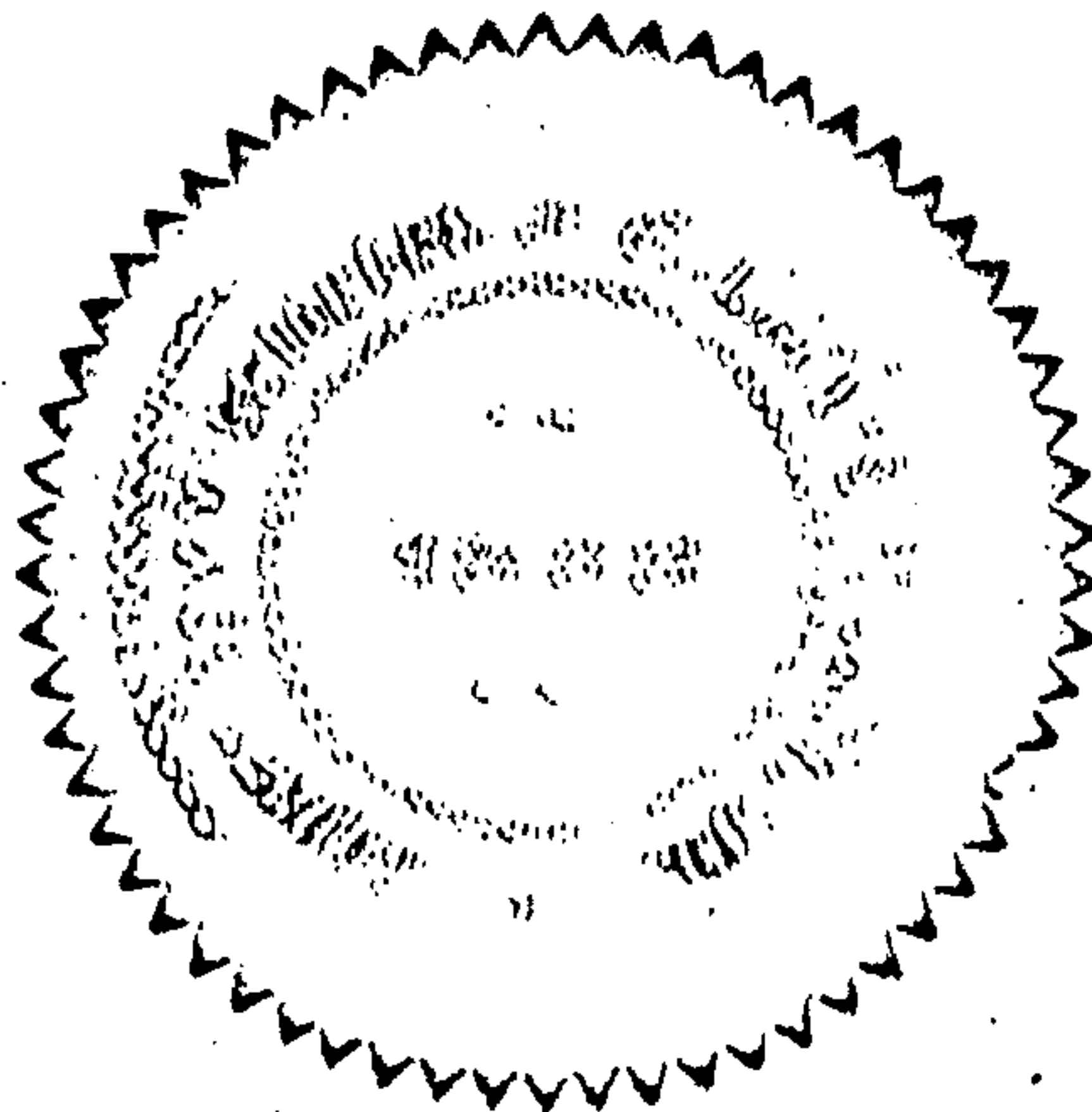
\$2.03 per \$100 on all assessable property in the Tanner Creek Waterfront category; and

\$1.17 per \$100 on all assessable property in the Surrounding Owners category.

This assessment shall be effective for the taxable year of 1975 and for every year thereafter until amended or changed by action of the County Commissioners of St. Mary's County, Maryland, acting as the District Council.

This date: May 28, 1975

BY ORDER OF THE BOARD OF COUNTY
COMMISSIONERS OF ST. MARY'S COUNTY,
MARYLAND



James M. McKay
JAMES M. MCKAY, President

Ford L. Dean
FORD L. DEAN, Commissioner

J. Patrick Jarboe
J. PATRICK JARBOE, Commissioner

Larry Millison
LARRY MILLISON, Commissioner

John K. Parlett
JOHN K. PARLETT, Commissioner

Attest:

Edward V. Cox
EDWARD V. COX
Chief Clerk to the Board of County Commissioners

Attest:

Joseph E. Bell, II
JOSEPH E. BELL, II, County Attorney

BOOK 001 PAGE 403

Del. St. Mary's Co. Com. 6-24-75 S.B. Kuckler - clerk

No. 75-49

Subj: EIGHTH DISTRICT FIRE TAX
FY 1975-76 LEVY RATE

TIME 3:50 P. M.
DOROTHY BAILEY KUCHER, CLERK

RESOLUTION

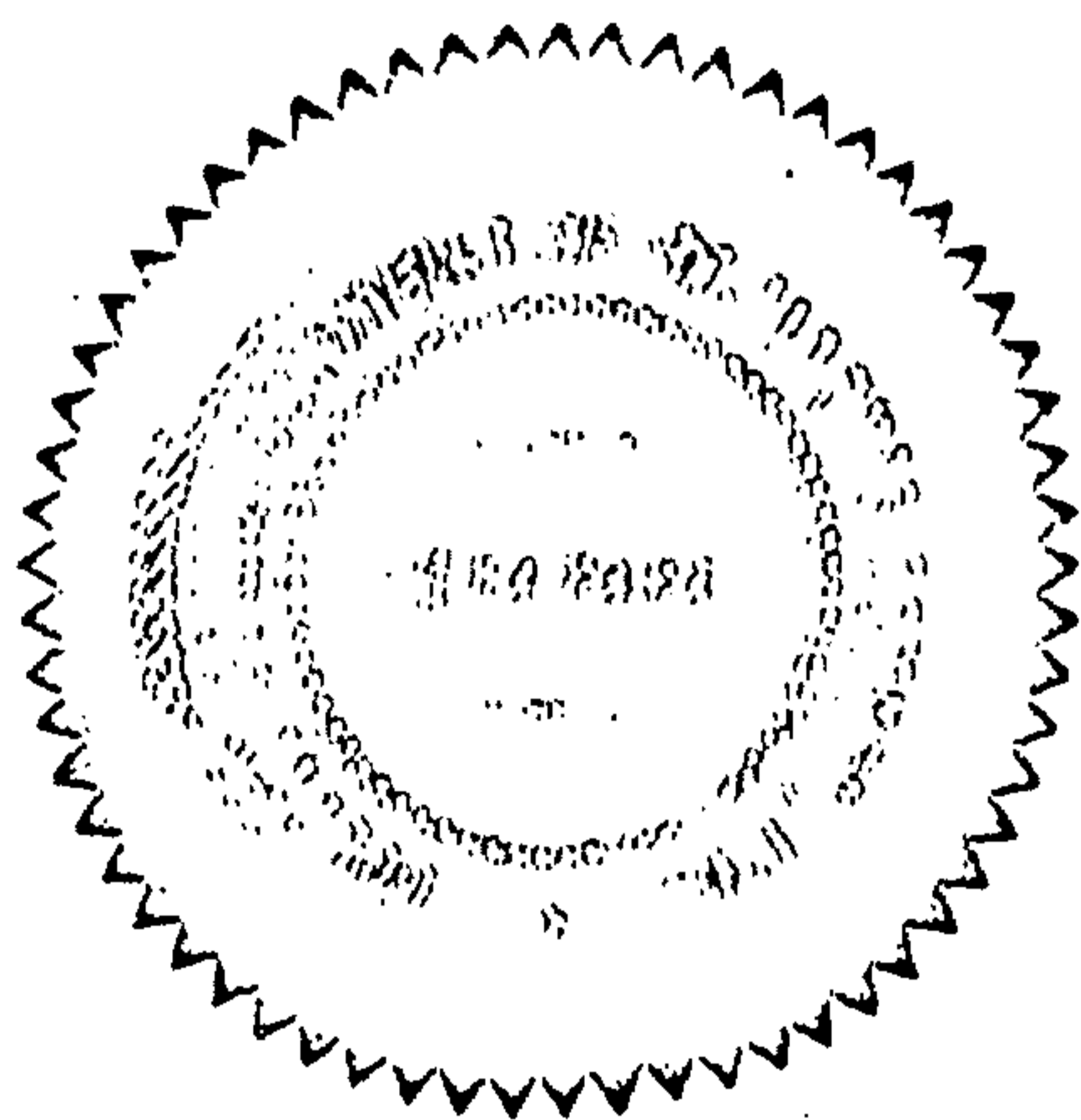
MAY 29-75 * 29819 *****00
MAY 29-75 A #29819 *****00

WHEREAS, Section 78 of the Code of Public Local Laws of St. Mary's County, Maryland authorizes and directs the Board of County Commissioners of St. Mary's County, Maryland to levy a fire tax of not more than fourteen (14¢) cents on every \$100 of assessed valuation of all real and personal property in the Eighth Election District;

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of St. Mary's County, Maryland, pursuant to the authority contained in Section 78 of the Code of Public Local Laws of St. Mary's County, Maryland, that the levy rate is hereby established at TEN CENTS (10¢) per \$100.00 of assessed valuation.

This date: May 28, 1975

BY ORDER OF THE BOARD OF COUNTY
COMMISSIONERS OF ST. MARY'S COUNTY,
MARYLAND



James M. McKay
JAMES M. MCKAY, President
Ford I. Dean
FORD I. DEAN, Commissioner
Patrick Jarde
PATRICK JARDE, Commissioner
Larry Milhison
LARRY MILHISON, Commissioner
John K. Parlett
JOHN K. PARLETT, Commissioner

Attest:
Edward V. Cox
EDWARD V. COX,
Chief Clerk to the Board of County Commissioners

Attest:
Joseph H. Bell, II
JOSEPH H. BELL, II, County Attorney

Del. St. Marys Co. Commis. 6-24-75 M. B. Kucher - Clerk

No. 75-41

1975 UPDATE
SOLID WASTE MANAGEMENT PLAN
FOR ST. MARY'S COUNTY,
MARYLAND

TIME 4:22 P. . M.
DOROTHY BAILEY KUCHER, CLERK

RESOLUTION

MAY 29-75 * 29826 *****00
MAY 29-75 A #29826 *****00

BE IT RESOLVED BY THE BOARD OF ST. MARY'S COUNTY COMMISSIONERS THAT the Solid Waste Management Plan for St. Mary's County, Maryland, prepared by Henningson, Durham and Richardson, and adopted effective January 1, 1974, is hereby amended in accordance with the attached, following a Public Hearing held on April 30, 1975, pursuant to the requirements of ARTICLE 43 of THE ANNOTATED CODE OF THE PUBLIC GENERAL LAWS OF MARYLAND. This Plan shall be in effect throughout St. Mary's County, Maryland.

THE BOARD OF COUNTY COMMISSIONERS
OF ST. MARY'S COUNTY, MARYLAND

ATTEST:

Edward V. Col

James M. McKay
James M. McKay, President

Ford L. Dean
Ford L. Dean, Commissioner

J. Laurence Millison
J. Laurence Millison, Commissioner

John K. Parlatt
John K. Parlatt, Commissioner

J. Patrick Jarboe
J. Patrick Jarboe, Commissioner

EFFECTIVE DATE: May 21, 1975

Joseph Ernest Bell II
County Attorney

Del. St. Mary's Co. Comm. 6-24-75

BOOK 001 PAGE 406

#12

1975 Update of the St. Mary's County

Solid Waste Plan

Section IX

County Commissioners of
St. Mary's County, Maryland

Office of
The County Engineer
Courthouse Building
Leonardtown, Maryland

January, 1975

BOOK 001 PAGE 406

SECTION IX

PLAN OF ACTIONA. COUNTY PLAN

This Section outlines a plan for St. Mary's County which meets the goal and purpose in Section I. It includes the most economical, practicable, and flexible of the disposal alternatives considered in Section VI. It meets the objectives of Section VIII.

Under the plan, the County will continue to operate three sanitary landfills. The Ridge and Valley Lee dumps will be closed. The residents in the southern and northern extremities of the County will be serviced by Solid Waste Transfer Stations and Sanitary Landfill (see Figure II-1, for general locations) near Ridge and Valley Lee. Collection of refuse from homes and businesses will continue to be done by private haulers.

1. Management The County Commissioners have established responsibilities for solid waste management, as outlined herein.

a. The County Engineer will continue to plan and operate the solid waste management system. This includes responsibility for processing and updating this plan with the Maryland Department of Health and Mental Hygiene yearly. He will coordinate his planning with the County Health Office and the County Planning and Zoning Commission.

b. The County Health Officer, assisted by the County Sanitarian, will continue to be responsible for the enforcement of State and County solid waste laws and regulations. He will be responsible for resolving complaints about illegal dumping and littering. Those violations that he cannot resolve will be turned over to the County Attorney for prosecution.

c. The State's Attorney will prosecute violations of solid waste laws and regulations in the same manner as other laws and regulations.

d. The County Sheriff will continue to enforce solid waste and anti-litter laws in the same manner as other laws. It is important that the County Commissioners and County Sanitarian come to a clear understanding with the Sheriff and gain his full support.

e. The County Planning Commission will review and comment on changes in plans for solid waste acceptance facilities, recognizing that landfill areas are an important and necessary County facility.

f. Public Information. The Chief Clerk to the County Commissioners will implement a public relations program as outlined in Section V to gain public support of the solid waste and anti-litter programs. This should be aimed at getting the support of public service clubs, environmental groups, newspapers, and students. Brochures should be distributed to new residents showing disposal areas. Recycling by private organizations should be encouraged in order to involve the public in solid waste problems.

2. Disposal

a. St. Andrews and Oakville will continue to be operated as fully manned sanitary landfills.

b. Clements landfill will continue to be operated on a small scale.

c. Ridge and Valley Lee landfills will be closed, covered and planted with grass. Rats will be poisoned prior to closing to prevent

them from dispersing to the surrounding countryside.

BOOK 001 PAGE 409

d. Operating plans will be developed for the sanitary landfills which will assure the most economical use of the land. This should prevent filling over useable earth cover. It should show original, base, and final topography. It should optimize earth movement. It should include controls on erosion, drainage, and blowing paper. Operating plans will be submitted to the State Health Department for approval in accordance with Section 394, Article 43, Health Laws of Maryland.

e. The settling pond below the Oakville landfill will be kept operational to retain sediment and leachate.

f. A record system will be established at the County landfills so that measurements of the refuse quantities are available for future planning. (See EPA pamphlet "An Accounting System for Solid Wastes in Small Communities").

g. Hazardous Wastes are not known to be generated in the County; however, the County Engineer as the County's solid waste manager will be responsible to advise residents on the disposal of hazardous wastes. The Maryland Environmental Services can provide assistance and advise as needed.

3. Collection

a. Private haulers will continue to collect commercial and industrial wastes.

b. Residents will have the option of hiring a private refuse hauler or hauling their own household refuse. A franchise system would eliminate overlapping routes and be more economical but it would be difficult for the County staff to administer.

IX-3

BOOK 001 PAGE 409

c. Transfer stations will be located at the Ridge and Valley Lee dump sites for housing units that are more than 5 miles from a county landfill and whose residents prefer not to hire a commercial hauler.

d. Bulky items such as discarded washing machines, refrigerators and furniture will be collected by private haulers at the individual's expense. If roadside dumping of these items becomes a problem, the County Commissioners will consider instituting a semi-annual pick up by County trucks.

4. Recycling. The County Commissioners will encourage private recycling operations such as done by CLEAN, Inc. The County should not attempt recycling unless prices for secondary materials rise sufficiently to make it clearly profitable.

5. Junk Cars

a. The County will develop procedures for licensed auto wreckers to dispose of vehicle seats. If the State cannot require the car shredders to take the seats, the County will either authorize them to be landfilled or burned periodically.

b. The County will pass an ordinance prohibiting inoperable, unlicensed vehicles from remaining on private property more than six months, except for the yards of licensed wreckers. (The State can remove abandoned autos on public property.)

c. The County will prohibit the dumping of scrap cars in the County landfills.

6. Anti-Litter Program The Chief Clerk will be designated as the manager of the anti-litter program. The manager, should, as a minimum, take the following actions:

a. Preventive Actions:

(1) Coordinate the efforts of the County Health Office, the Sheriff's office, the Engineer's office, and the State Police toward better enforcement of the anti-litter laws.

(2) Place large litter boxes at the exits to recreation areas and other areas of high intensity littering.

(3) Provide realty companies, the Chamber of Commerce, and the Welcome Wagon with a brochure to give to new residents. The brochure should show the location of the county disposal areas and the names of contract collectors.

b. Remedial Actions:

(1) Designate one highly littered area per month to be cleaned by county employees.

(2) Enlist the support of youth groups, e.g. boy and girl scout troops, to be responsible for removing litter from specific areas of high public visibility.

(3) Write to landowners with highly littered property requesting their cooperation in maintaining a "clean county."

7. Regulations The County will replace its Ordinance 71-4 with an ordinance which will regulate the storage of refuse, especially garbage; and regulate private as well as county landfills. A sample regulation is at Exhibit H.

8. Long Range Planning The solid waste management plan will be updated yearly. Current EPA sponsored research could develop methods which make incineration or pyrolysis economical.

9. Final Use Plan Although the best final use of the County landfill areas is difficult to foresee 10-15 years ahead of time, a tentative plan is necessary in order to establish the final topography in the initial landfill area. At this time, the tentative plan will be to set aside about five acres at each landfill area for community recreation (softball diamonds, picnic area) and designate the remainder for open space or school/park land. If desired, the Oakville and St. Andrews landfill areas could each accommodate a nine hole golf course (160 to 180 acres).

B. TIMING AND PRIORITIES

BOOK 001 PAGE 413

1. First priority will be given to establishing the Valley Lee Transfer Station.
2. Second priority will be given to establishing the Ridge Transfer Station.
3. Third priority will be given to closing the Ridge and Valley Lee Dumps.
4. Fourth Priority will be given to revising regulations.
5. A target timetable is shown below:

Establish Valley Lee Transfer Station	June, 1975
Preliminary approval of County Plan by State	June, 1975
Close Valley Lee Dump	July, 1975
Submission of landfill engineering plans to State	September, 1975
Establish Ridge Transfer Station	January, 1976
Complete revision of County refuse ordinance and implementation of remaining Plan of Action	February, 1976
Close Ridge Dump	May, 1976

IX-7

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COSTS Valley Lee and Ridge Transfer Stations

	Using 40 c.y. Packer Trailer	Using 40 c.y. Roll-on Boxes
1. Capital Improvements:		
a. County containers	42,000	---
b. Site Preparation	19,000	19,000
c. Close Ridge & Valley Lee dumps	14,000	14,000
d. Public Information Brochures	1,500	1,500
	76,500	34,500

Land on-hand is considered a sunk cost.

	Using 40 c.y. Packer Trailer	Using 40 c.y. Roll-on Boxes
2. Annual Operating Costs		
a. Driver Costs	3,610	---
b. Truck Opr. Cost	8,000	---
c. Site & Container Maintenance	3,000	1,000
d. Contract Hauling Services	---	35,000
e. Site Attendants	11,700	11,700
Total Operating Costs	26,310	47,700
f. Amortization	7,650	3,450
Operating plus amortization	33,960	51,150
g. Operating 3 landfills & 2 disposal areas (Present Costs)	200,000	200,000
h. Total Annual Costs	\$233,960	\$251,150

D. FINANCING Various methods of financing are discussed in Exhibit F.

Methods recommended are below.

1. Capital Investment Costs will probably be financed by General Obligation Bonds or revenue sharing funds but other methods are also satisfactory.

IX-8

2. Landfill operating costs will come from general tax funds.

A landfill user charge may be assessed to pay for a part of the costs. Private autos and county trucks should not be charged but recorded so that their proportionate costs can be paid from the general tax fund. Scales could be installed for accurate weight charges; however, the landfill will be a small operation which probably will not justify the cost and labor of operating scales. Shown below are two rate structures for charging trucks. Under the self-supporting charge, haulers would pay their full share at \$2.50 per ton; however, this might drive them out of business and would discourage a clean county. The 50% subsidy charges are in line with charges now made in Charles County.

Vehicle	Ave. Load	Self-supporting Charge \$2.50	50% Subsidy Charge \$1.25/ton
25 yd. packer	7.1 tons	\$18	\$ 9
20 yd. packer	5.7	\$14	\$ 7
16 yd. packer	4.3	\$11	\$ 5.50
Flatbed trucks	1.8	\$ 4	\$ 2
Pickup trucks	0.7	\$ 2	\$ 1
Autos	50-75 lbs	None	None

Based on a 50% subsidy, county income from truck haulers could be in the range of \$30,000 - \$35,000 in 1975. This assumes that at least half of the 54,000 tons projected would be brought to the landfill by commercial haulers paying \$1.25 per ton.

IX-9

3. Collection Operation Costs will come from the general tax funds. User charges will not be assessed for the roll-on box system. There is no easy way to identify and charge the users of this system, so a general tax is the simplest and most equitable method.

4. Alternatives The operation of the landfill or the transfer station system could be accomplished by contract but at the expense of reduced control and a less responsible system. Contract specifications are difficult to write that will meet the flexibility required in solid waste systems. If, after 2-4 years experience, contract specifications can be written and bids are below county costs, the County could withdraw from all, or portions, of its operations and turn it over to contractors. There is only one hauler in the county who now has trucks which could empty the 40 c.y. boxes.

E. PERSONNEL Labor is one of the major costs of a collection and disposal system. Personnel must be kept to a minimum. They must be capable of doing more than one type of job. The equipment takes skilled and conscientious operators to avoid high maintenance costs.

1. Number of Personnel. The following personnel are considered the minimum to implement this plan:

- 1 - Solid Waste Superintendent (also relief operator)
- 3 - Landfill equipment operators (St. Andrews, Oakville, relief)
- 4 - Caretakers (St. Andrews, Oakville, Clements, relief)
- 1 - Packer truck or roll-on truck driver
- 1 - Equipment maintenance man and relief operator
- 3 - Site attendants if roll-on box system is used

Additional relief operators and caretakers are required to cover the sixth day of the week. This manning level assumes the landfills will be closed on Sundays.

2. Recruitment

- a. The Solid Waste Superintendent and his operators should have experience with the operation and maintenance of earth moving equipment. Since operators do not have to possess an operator's certificate, they should be checked out on the appropriate machines prior to being hired.
- b. Equipment operators are easier to hire during the winter months when road construction has been curtailed.
- c. Landfill caretakers can be laborers but must be able to deal successfully with the public. The average citizen talks to only one man in the solid waste program, i.e., the landfill caretaker.

As landfill caretakers can be hired with the plan to upgrade them to equipment operators through on-the-job training.

3. Training The Solid Waste Superintendent and the equipment operators need additional training unless they have extensive previous experience. This additional training is available from several sources:

- a. The Environmental Protection Agency operates a 3 1/2 day course for sanitary landfill operators. This course should be coordinated by the Solid Waste Division of the Maryland State Health Department so that the course can be offered statewide. For further information write: Chief, Training Academy, Systems Mgm't Div., Office of Solid Waste Mgm't. Programs, 5555 Ridge Ave., Cincinnati, Ohio 54268.

b. The State Department of Health and Mental Hygiene, Division of Solid Wastes, has proposed courses of instruction for levels of personnel concerned with solid wastes:

<u>Interest Group</u>	<u>Hours of Presentation</u>
Policy Makers	6
Technical Supervisors	7
Health Dept. personnel	14
Skilled Workers	14
Landfill Operators	21
Schools	2
Civic Groups	2

c. The Charles County Community College (see Mr. Carl Schwing) has developed courses of varying length for sanitary landfill operators. The County should pay the necessary fees and require landfill superintendents and operators to attend such evening courses as a condition of employment. In turn, the student would receive a certificate which he must have if he is to continue in the sanitary landfill operation. In order to gather enough students for such a course, tri-county coordination would be necessary.

d. Equipment manufacturers operate occasional courses on the operation and maintenance of their equipment. The County should pay for attendance at these courses; the resulting savings in maintenance costs will more than pay for them.

IX-12

4. To encourage efficient workers, the County should:
 - a. Provide pay and working conditions which will attract conscientious equipment operators.
 - b. Provide safety orientations. Refuse collection and disposal is accident prone work.
 - c. Check the performance of its solid waste personnel and make changes when necessary.

Del. St. Marys Co. Commis

6-24-75

N. B. Zucker - Clerk

TIME 10:01 A.M.
BOOTHY BAILEY KUCHER, CLERK

JUN -6-75 * 2 157 *****.00

JUN -6-75 A 2 157 *****.00

RESOLUTION # 75-50

HISTORIC DISTRICT COMMISSION

WHEREAS, Section 8.03 (a), Article 66B, Code of Public General Laws of Maryland provides for the creation of a County Historic District Commission; and

WHEREAS, Article 5.8 of the St. Mary's County Zoning Ordinance refers to the County Historic District Commission; and

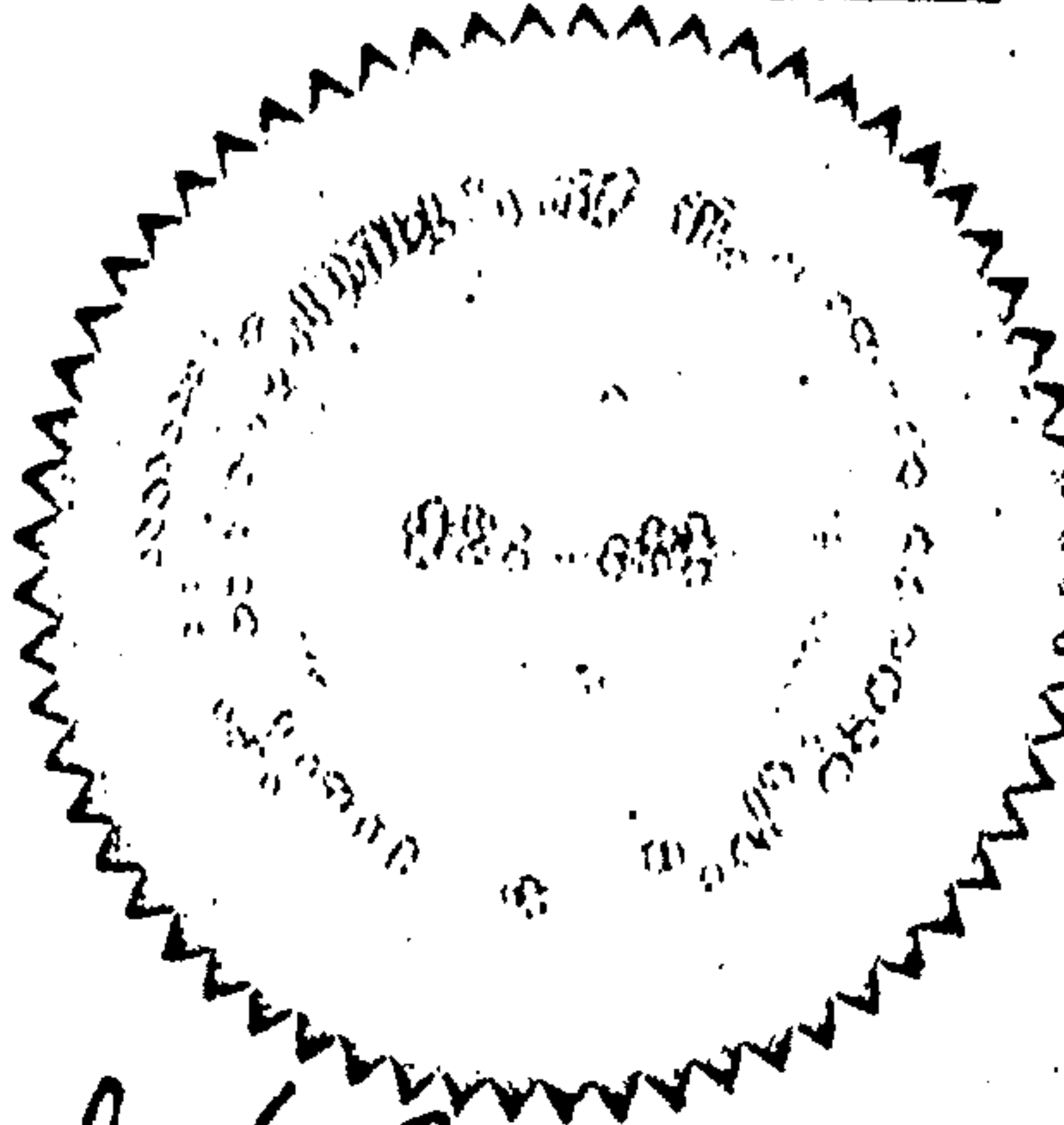
WHEREAS, the Board of County Commissioners intend to safeguard the heritage of St. Mary's County by preserving areas and structures which reflect significant elements of the County's cultural, social, economic, political and archeological history; and

WHEREAS, the Board of County Commissioners wishes to identify and officially designate structures and sites of historical and cultural importance in order to qualify such structures and sites for protection under the St. Mary's County Zoning Ordinance, Comprehensive Plan and other County Ordinances and policies which may be adopted;

THEREFORE, be it resolved and ordered executed that a Historic District Commission is hereby established to assist the Planning Commission and the Board of County Commissioners in preventing the destruction or encroachment upon historic sites and areas within St. Mary's County.

BE IT FURTHER resolved that the enclosed By-Laws of the St. Mary's County Historic District Commission are adopted as a part of this resolution and membership on the Commission shall be appointed by the Board of County Commissioners within forty-five (45) days of the passage of this resolution.

EFFECTIVE DATE: June 4, 1975



James M. McKay
JAMES M. MCKAY, PRESIDENT

Ford L. Dean
FORD L. DEAN, MEMBER

J. Patrick Jarboe, M.D.
J. PATRICK JARBOE, M.D., MEMBER

J. Laurence Millison
LAURENCE MILLISON, MEMBER

John K. Parlett
JOHN K. PARLETT, MEMBER

ATTEST BY:
Edward V. Cox
EDWARD V. COX

J. Ernest Bell II
Enclosure: By-Laws

St. Mary's Co. Comm. 6-24-75 W.B. Fushner - clerk

BY-LAWS

to be known as the St. Mary's County Historic District Commission

HISTORIC DISTRICT COMMISSION

Article One

Purpose

1. The purpose of the Historic District Commission shall be to:
 - A. Promote the use and preservation of historic areas for the education, welfare and pleasure of the residents of St. Mary's County.
 - B. Enable the County government to identify and officially designate certain areas within St. Mary's County as Historic District.
 - C. Review both building permit and demolition permit applications within Historic Districts.
 - D. Assist in the effectively implementation; Article 5.8 of the Zoning Ordinance.

Article Two

Organization

1. The St. Mary's County Commissioners have created the "St. Mary's County Historic District Commission". This Commission shall have a membership of between five (5) and seven (7) members; all of whom shall be qualified by interest and training or background, and whom shall agree to serve on the Commission without compensation and all of whom shall be residents of St. Mary's County. The members of the Commission shall be appointed for terms of three (3) years each; except that in making the initial appointments some appointments shall be established for less than three (3) years, so as the terms of members shall not expire at the same time.
2. The Commission shall adopt its own rules and procedures for organization and conduct of meetings.

Article Three

Functions

1. The Historic District Commission shall be responsible for recommending to the Planning Commission and the Board of County Commissioners that certain areas within St. Mary's County be designated as official Historical Districts.
2. Before construction, repair, enlargement or demolition of any structure is made within a designated Historical District, the person, individual, firm or corporation, proposing to make the construction or change shall file an application for a building or demolition permit. Every such application shall be referred to the Commission for review and no permit shall

Enclosure to Resolution # 75-50

be issued until the Commission has issued a majority opinion.

3. The Historic District Commission shall not prevent any work or repairs on any structure coming under the heading of ordinary maintenance to include interior remodeling. Any work covered by a permit or authorization issued prior to the establishment of the Commission shall be allowed to be completed.
4. The Commission shall be further guided by the provisions of Article 5.8 of the St. Mary's County Zoning Ordinance and Section 8 of Article 66B, Code of Public General Laws of Maryland.

Commission Meetings

1. All Commission meetings shall be open to the public.
2. The Commission shall keep an open record of its proceedings.
3. Any interested person is entitled to be heard by the Commission before it reaches a decision on any substantive matter.
4. The Commission shall advertise its meetings at least one (1) week in advance, in at least one (1) local newspaper.

Article Five
Amendments

1. These By-Laws may from time to time be amended, supplemented or changed by the Board of County Commissioners.

Enclosure to Resolution # 75-50

LIBER 1 Folio 423

Resolution No. 75-51

JUN -9-75 * 2 360 *****00
JUN -9-75 A #2 360 *****00

RESOLUTION ESTABLISHING ST. MARY'S COUNTY LAND USE BOARD

TIME 2:43 P. M.
DOROTHY BAILEY KUCHER, CLERK

WHEREAS, in the 1974 State Legislation Session, effective July 1, 1974, House Bill 807 amended Article 66B, Planning and Zoning Enabling Act, to require an additional element to the Comprehensive Plan, regarding "areas of critical state concern", and

WHEREAS, said element required the plan to include recommendations of the determination, identification and designation areas within the County which are of critical state concern; (Article 66B, Section 3.5 (a) (7), Annotated Code of Maryland, and

WHEREAS, that effective January 2, 1975, the County Commissioners of St. Mary's County, approved the adoption of the "Plan for Designation of Areas of Critical State Concern", and same was included into the St. Mary's County Comprehensive Plan, and

NOW, THEREFORE, BE IT RESOLVED that the St. Mary's County Land Use Board is hereby established to accomplish the purposes herein set forth and/or referenced thereto, and

BE IT FURTHER RESOLVED that the Land Use Board shall function under such guidelines and by-laws as shall shortly hereafter be adopted or acceded to by the Board of County Commissioners as a recommending body to the Planning Commission and to the Board of County Commissioners, representing the best and general interest of the citizens of St. Mary's County, and

Said Land Use Board shall consist of fifteen members, to be appointed by the Board of County Commissioners, for terms ranging from one to four years as may be set by appointment - to be made within forty-five days of the effective date of this Resolution - one of whom shall be elected from among the membership of the Board as Chairman, and

Said Board shall within thirty days of appointment hold such public, open meetings as may be necessary to formulate such recommendations to the Planning Commission and Board of County Commissioners for the designation of areas of critical

LIBER 1 Folio 423

Del. St. Mary's Co. Commis

6-24-75

D. B. Kucher, Clerk

LIBER 1 Folio 424

Resolution No. 75-51
Page Two

state concern to fulfill the stated requirements of Amendment No. 2 to the Comprehensive Plan for St. Mary's County, following procedures No. 1 through 4 of said Amendment.

Effective this date:
June 4, 1975

THE BOARD OF COUNTY COMMISSIONERS
OF ST. MARY'S COUNTY, MARYLAND

James M. McKay
James M. McKay, President

J. Laurence Millison
J. Laurence Millison

John K. Parlett
John K. Parlett

Ford L. Dean
Ford L. Dean

Patrick Jarboe, M.D.
Patrick Jarboe, M. D.



ATTEST:

Edward V. Cox
Edward V. Cox
Chief Clerk to the Board
of County Commissioners

Approved County Attorney:

Ernest Bell II
Ernest Bell, II

LIBER 1 Folio 424

Del. St. Mary's Co. Comms.

6-24-75

N.B. Archer - Clerk

Subj: CAPITAL IMPROVEMENT FUND -
APPROPRIATION CONTROL, TRANSFER &
RETRIEVAL OF LAPSED OR CANCELLED
APPROPRIATIONS PROCESSES

TIME 12:50 P. M.
BORJINY BAILEY BUCKLER, CLERK

RESOLUTION

JUN 27-75 * 21533 *****00
JUN 27-75 A 21533 *****00

WHEREAS, the Board of County Commissioners of St. Mary's County, Maryland, by virtue of Section 21 (3) (iii) of the Code of Public Local Laws of said County and further defined in Resolution 75-34 dated April 24, 1975, has determined that sound accounting and budgetary practices require adequate appropriation control, transfer of funds, and supplemental appropriation process for the "Capital Improvement" section of the Annual Budget; and

WHEREAS, the Board of County Commissioners, desiring to implement an Appropriation Control System and prescribe the control, budgetary and accounting processes to be used in the management of the Capital Improvement Fund and its line items as well as establishing the specific policies governing appropriation control, transfers, increases and/or decreases in line item and total amounts;

NOW, THEREFORE, BE IT RESOLVED that the Board of County Commissioners of St. Mary's County, Maryland, pursuant to the authority cited above, hereby prescribes that, effective July 1, 1975, the following procedures shall begin and remain in effect for each succeeding fiscal year until otherwise changed or amended by the Board of County Commissioners of St. Mary's County, Maryland.

1. Beginning July 1, 1975 and every fiscal year thereafter, no agency receiving County allocations may expend or contract to expend any money, or incur any liability, or enter into any contract which, by its terms, involves the expenditure of any Capital Improvement Funds for any purpose in excess of the cumulative amount appropriated and identified in Resolution No. 75-34 and subsequent Approved Budget Document(s). "Line item amount" shall mean the amount of funds authorized to be obligated against a specific Capital Project, and may consist of more than one annual appropriated amount. The funding sources of approved line items is a directly related component of the Line Item amount.

2. Capital Improvement Projects, identified as outlined above, are fixed in terms of the Project to be accomplished and the total amounts available by annual St. Mary's County Board of Estimates' actions. Transfer of appropriated amounts from one approved Capital Line Item to another may occur. To accomplish such transfer of amounts the Board of County Commissioners must follow the following process:

a. The responsible Agency Head (allocation recipient), upon determination that a transfer is required, will present the proposed change and supporting need evidence at a regular meeting of the Board of County Commissioners. Proposals will be discussed and coordinated with the Budget Officer prior to presentation. The Budget Officer's concurrence and/or comments relative to both the line item increase recommended and/or the decreases by line item will be included in the presentation. Changes proposed may affect either the Capital Improvement Fund only or require in whole or in part an adjustment of the Current Expenses appropriation.

b. In the latter instance, should the Board of County Commissioners deem it appropriate to entertain such an appropriation change action; i.e., increase the scope of the Capital Improvement Fund by a transfer from the Current Expense appropriation, they will cause to be convened and advertised a Public Hearing, the purpose of which will be to:

- (1) present the proposed action, its need or generating causes and the impact on Capital Project line items and the Current Year's Expenses appropriation;
- (2) provide for public understanding of the proposal and solicit citizen reaction thereto;

(3) subsequent to the Public Hearing, the Board of County Commissioners, after due consideration of the public's comment and related pros and cons, will render a decision which will be announced and recorded in their regular meeting minutes.

c. Operational contingencies requiring an increase to a specific line item which can be accommodated by line item adjustments within the amounts available in the Capital Improvement Fund may be approved by the Board of County Commissioners. This decision and the impact on the adjusted line items will be reflected in the minutes of the decision meetings.

3. No adjustment action will be approved thru the above transfer processes which, in fact, increase the Capital Improvement Fund cumulative unexpended fund balance available as of the decision date unless the current Contingency Fund balance available is reduced by a like amount and this fact made known at the Public Hearing and decision meeting of the Board of County Commissioners. In no event will the Board of County Commissioners increase the overall amounts appropriated by annual budget approval action of the Board of Estimates of St. Mary's County.

4. The Director of Finance will maintain and periodically report upon the status of Capital Improvement Funds appropriated, authorized, encumbered, and expended, as well as their related Federal, State and local revenue funding sources by line items and/or cumulative appropriated totals. Balances discussed above will be based solely on his certification to the Board of County Commissioners. Only the Director of Finance's records will be used as the official information source for these actions.

5. On or before June 30 each year the Board of County Commissioners shall review the status of Capital Improvement Fund projects and determine if there are line item amounts previously appropriated which are currently determined to be lapsed or not required to complete the Capital Project. These sums from abandoned or completed projects shall revert automatically to the General Fund and be recorded as an increase in General Funds due to reductions in Capital Fund requirements. Annual Audits will reflect these actions. Should such reviews or specific cancellation of line items be accomplished prior to April 15th of any year, such facts will be reported by the Budget Officer to the Board of Estimates who will reflect such project savings as carry-forward amounts available for re-appropriation in the Budget Year Estimates then under development.

This date: 6/25/75

BY ORDER OF THE BOARD OF COUNTY COMMISSIONERS OF ST. MARY'S COUNTY, MARYLAND



James M. McKay
JAMES M. MCKAY, President
Ford L. Dean
FORD L. DEAN, Commissioner
J. Patrick Jarboe
J. PATRICK JARBOE, Commissioner
Larry Millison
LARRY MILLISON, Commissioner
John K. Parlett
JOHN K. PARLETT, Commissioner

ATTEST:

Edward V. Cox
EDWARD V. COX
Chief Clerk to the County Commissioners

At: St. Mary's County Commissioners 7-8-75 *Seal of St. Mary's County*

TIME 12:51 P. M.

DOROTHY BAILEY KUCHER, CLERK

JUN 27-75 * 21534 *****00

JUN 27-75 A 21534 *****00

Resolution No. 75-53

ABATEMENT OF BUILDING PERMIT FEES

WHEREAS, the Board of County Commissioners does from time to time receive requests from various organizations for the abatement of certain required building permit fees,

WHEREAS, the Board of County Commissioners does recognize the very valuable services performed in the general public interest by certain non-profit organizations,

WHEREAS, the Board of County Commissioners, on behalf of the general public, does encourage and support such public service,

BE IT THEREFORE RESOLVED, by the Board of County Commissioners on this the 1st day of July, 1975, that the following organizations and/or projects shall be eligible for exemption from paying County building permit fees:

1. Chartered County volunteer fire departments and rescue squads;
2. Public school buildings;
3. Buildings toward which the County government contributes construction funds;
4. Non-profit organizations which are in receipt of U. S. Internal Revenue tax exempt status, provided that such abatement of any building permit fees shall be only for buildings to be used exclusively for religious, educational, charitable or other non-profit purpose.

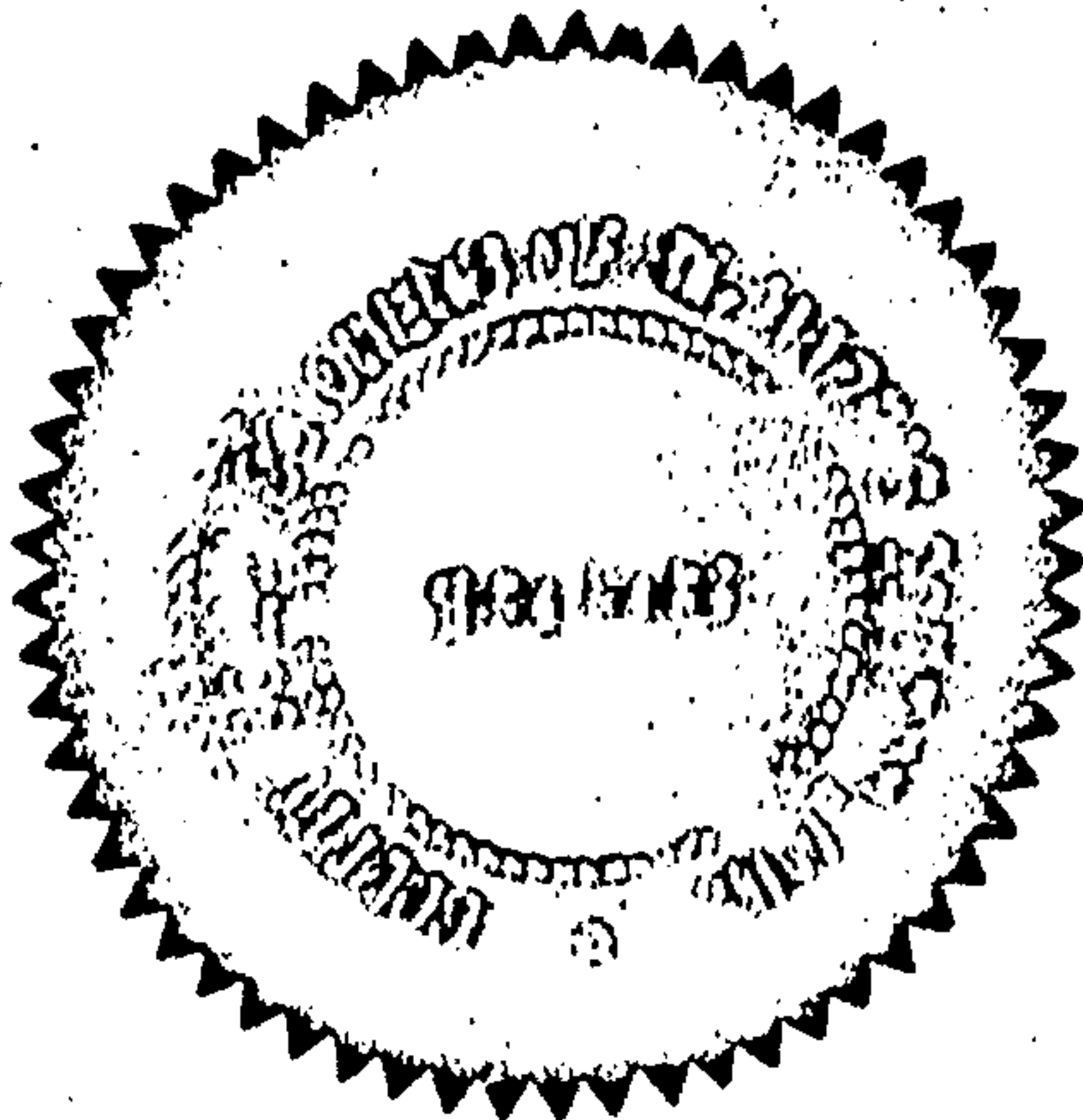
BE IT FURTHER RESOLVED THAT the exemption from paying building permit fees shall not be on a blanket basis, but individual requests shall in each case be made to the Board of County Commissioners for its consideration and determination that the applicant qualifies for exemption per the requisites

set forth herein. Furthermore, any exemption of building permit fees shall not be construed as exemption from obtaining other necessary permits incidental to construction. All required permits shall be obtained and appropriate inspections shall be made in all cases for which the building permit fee is abated.

Effective this date:

July 1, 1975

BOARD OF COUNTY COMMISSIONERS
ST. MARY'S COUNTY, MARYLAND



James M. McKay
James M. McKay, President

Ford L. Dean
Ford L. Dean, Commissioner

J. Patrick Jarboe
J. Patrick Jarboe, Commissioner

Larry Milison
Larry Milison, Commissioner

John K. Parlett
John K. Parlett, Commissioner

ATTEST:

Edward V. Cox
Edward V. Cox
Chief Clerk to the Board
of County Commissioners

Approved:

Joseph Ernest Bell, II
Joseph Ernest Bell, II
County Attorney

Res. St. Mary's County Commissioners 7-8-75 Dorothy B. Kuchel - Clerk

LIBER-1 Page 4-29

No. 75-56
Subj: Conditional Uses:
Amendment to Zoning
Ordinance

ORDINANCE

Following due notice, public hearing and deliberation the County Commissioners of St. Mary's County, Maryland have deemed it advisable to amend the Zoning Ordinance of St. Mary's County, Maryland, adopted May 28, 1974, as the same applies to the Planning Commission hearing and deciding Conditional Uses.

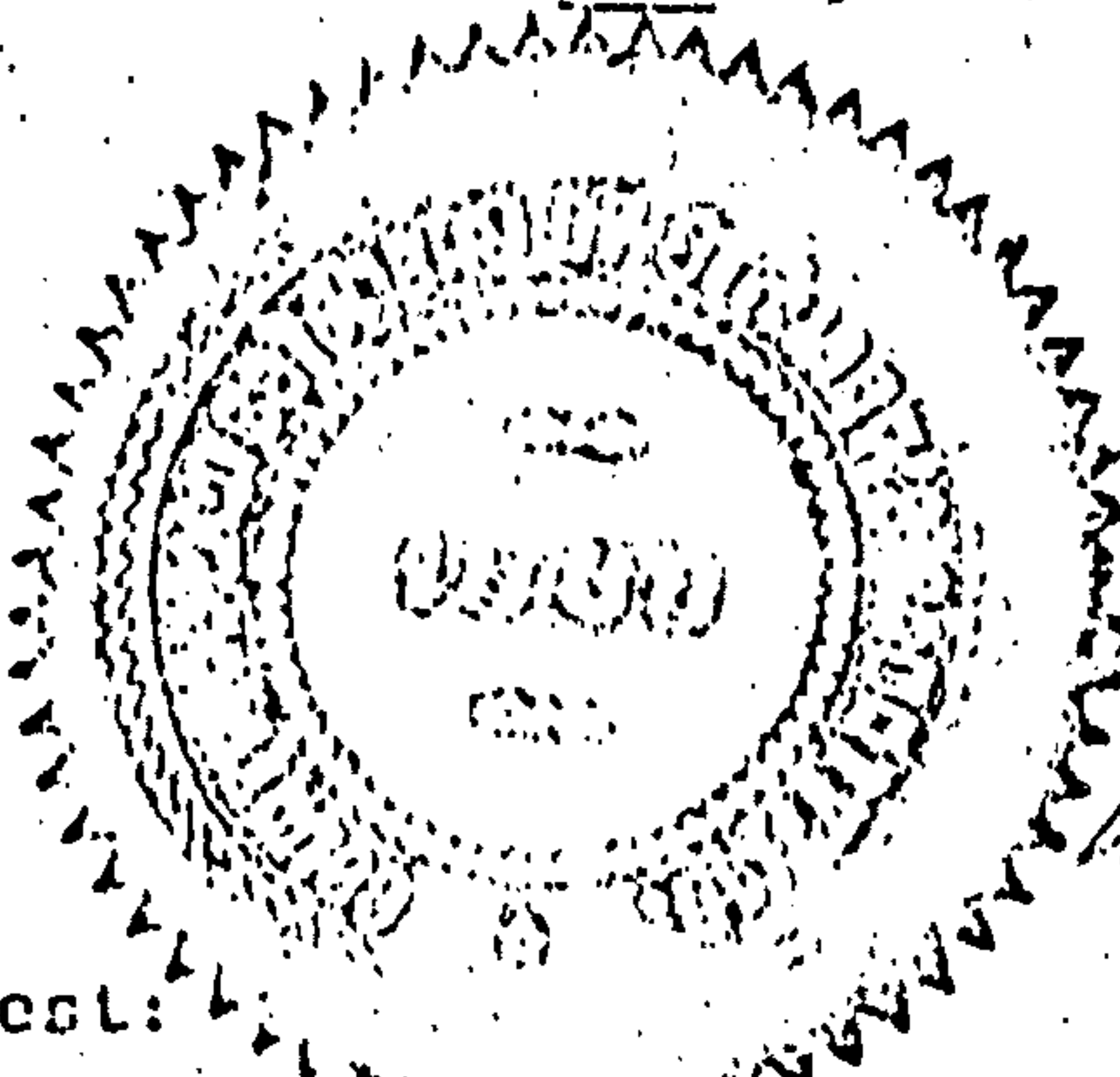
Now therefore be it Ordained by the County Commissioners of St. Mary's County, Maryland this 24 day of July, 1975 that the aforementioned zoning Ordinance be amended by inserting the words "The Board of Appeals of St. Mary's County" vice "Planning Commission" wherever mention is made in said Ordinance as to the authority to hear and decide conditional use applications.

This Ordinance shall take effect immediately.

JUL 30 75 * 23034 *****00
JUL 30 75 A 23034 *****00

TIME 11:30 A.M.
DOROTHY BAILEY RUCHER, CLERK

Passed by the County Commissioners of St. Mary's County, Maryland at its regularly scheduled meeting held at the Courthouse, Leonardtown, Maryland on the 24 day of July, 1975.



BOARD OF COUNTY COMMISSIONERS
OF ST. MARY'S COUNTY, MARYLAND

James N. McKay
James N. McKay, President

John K. Parlett
John K. Parlett, Commissioner

Attest:

Ford L. Dean
Ford L. Dean, Commissioner

Edward V. Cox
Edward V. Cox
Chief Clerk

Larry M. Ellison
Larry M. Ellison, Commissioner
J. Patrick Jarboe
J. Patrick Jarboe, III, Commissioner

Approved:

Joseph Ernest Bell, II
Joseph Ernest Bell, II
County Attorney

LIBER-1 Page 4-29

Del. St. Mary's County Comm. Aug. 13, 1975
D. B. Rucher - Clerk

TIME 3:20 P. M.

QUANTITY MAILED BY OTHER OFFICE

SEP -5-75 * 24928 *****00

SEP -5-75 A #24928 *****00

RESOLUTION: 75-59

Civil Defense and Disaster Preparedness Agency - St. Mary's County

WHEREAS, there exists the possibility of the occurrence of disasters of unprecedented size and destructiveness, and there is need to insure that preparations of St. Mary's County will be adequate to deal with such disasters; and,

WHEREAS, provisions should be made for the common defense, for the protection of public peace, health, and safety, and for the preservation of the lives and property of the people of St. Mary's County; and,

WHEREAS, in accordance with the provisions of Article 16A of the Annotated Code of Maryland each political subdivision of the State of Maryland is authorized and directed to establish a local organization for civil defense in accordance with the State civil defense and disaster preparedness plan and program and to participate in federal programs for civil defense and disaster preparedness;

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of St. Mary's County the following:

1. There shall be a St. Mary's County Civil Defense and Disaster Preparedness Agency headed by a Director of Civil Defense and Disaster Preparedness.
2. The Director shall be appointed by the Governor of Maryland pursuant to the provisions of Article 16A, Section 7, of the Annotated Code of Maryland upon the recommendation of the Board of County Commissioners of St. Mary's County. The Director shall be subject to the administrative control of the Board of County Commissioners.
3. The President of the Board of County Commissioners shall be the spokesman of the Board of County Commissioners and shall make decisions after conferring with at least two other members of the Board when feasible. The Vice President of the Board shall act in the absence of the President. In the absence of both the President and Vice President the remaining members of the Board shall serve as spokesman and administrative coordinator in alphabetical order.
4. The Director of Civil Defense and Disaster Preparedness shall be responsible for the preparation and coordination of emergency actions of county government which are occasioned or necessitated by enemy attacks, sabotage or other hostile enemy action, or by riot, fire, flood, earthquake, or other natural disasters. The Director shall be responsible

RESOLUTION: 75-59
Page 2 of 2

for coordinating the emergency preparation and emergency activities of county government with other governmental units, and shall be responsible for initial county activities designed to minimize and repair injury and damage done by aforesaid enemy action, riot, or natural disasters.



BOARD OF COUNTY COMMISSIONERS
FOR ST. MARY'S COUNTY, MARYLAND

<i>James M. McKay</i>	James M. McKay, President
<i>Ford L. Dean</i>	Ford L. Dean, Commissioner
<i>J. Patrick Jarboe, M.D.</i>	J. Patrick Jarboe, M.D., Commissioner
<i>Larry Milpison</i>	Larry Milpison, Commissioner
<i>John K. Parlett</i>	John K. Parlett, Commissioner

This date:
9/3/75

ATTEST:

Edward V. Cox
Edward V. Cox, 9/3/75
Chief Clerk

Approved:

Joseph Ernest Bell II
Joseph Ernest Bell, II
County Attorney

BUILDING PERMIT FEE SCHEDULE

TIME 3:21 P.M.

SEP-5-75 * 24929 *****00

SEP-5-75 A 24929 *****00

WHEREAS, Article 25, Section 25, Annotated Code of Maryland, authorizes the Board of County Commissioners to set Building Permit Fees in December of each year, and

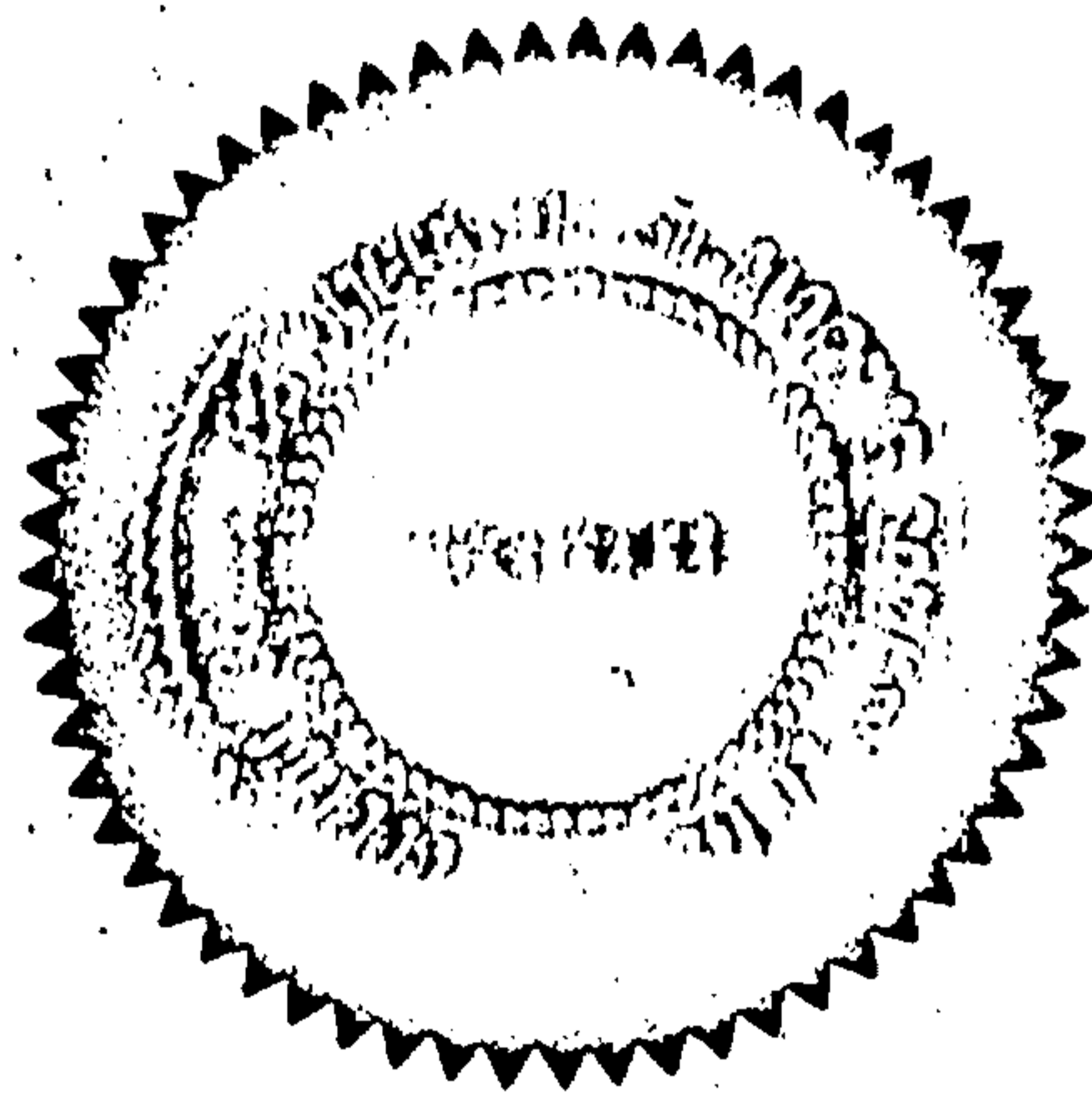
WHEREAS, the appropriate fees have been evaluated as to services to citizens and costs to the County of insuring the protection of the Public therefore, and

WHEREAS, the establishment of fees are necessary to administer and cover the costs of directly related government services to accomplish the purposes intended;

THEREFORE, BE IT RESOLVED that the enclosed Building Permit Fee Schedule is established as indicated and ordered collected for new construction, effective August 1, 1975, and that any conflicting fee schedules, if any, for the same purposes are repealed.

Enclosure:
Fee Schedule

BOARD OF COUNTY COMMISSIONERS
OF ST. MARY'S COUNTY, MARYLAND



J. Manning McKay
J. Manning McKay, President

Ford L. Dean
Ford L. Dean, Commissioner

J. Patrick Jarboe M.D.
J. Patrick Jarboe, M.D., Member

Laurence Millison
Laurence Millison, Member

John K. Parlett
John K. Parlett, Member

Date: September 3, 1975

ATTEST:

Edward V. Cox 9/3/75
Edward V. Cox, Chief Clerk to
the Board of County Commissioners

APPROVED: COUNTY ATTORNEY

Joseph Ernest Bell II
Joseph Ernest Bell II

BUILDING PERMIT FEE SCHEDULE

<u>BUILDINGS, STRUCTURES AND RELATED</u>	<u>FEE</u>
Agricultural, forestry and fishery structures, including appurtenances based on gross sq. ft. of floor space under roof.	One (1¢) per square foot. Fee is charged only for structures of a size of 100 sq. ft. or greater.
Construction of all single family and two family dwelling structures, and mobile homes including basements, garages, and appurtenances thereto, based on gross floor space under roof. (Basement is anything 50% or more below grade.)	Five (5¢) cents for each square foot of the basic structure.. Two (2¢) per sq. ft. for basements, garages, and appurtenances thereto.
Townhouses, garden apartments and multi-family dwelling structures, including appurtenances, basements and garages based on gross floor space under roof.	Five (5¢) cents for each square foot.
Commercial and industrial structures and enclosures and appurtenances based on gross floor area under roof.	Five (5¢) cents for each square foot.
Hardstands, open parking lots, and similar construction based on gross square footage covered thereby.	One (1¢) cent for each square foot over 100 sq. ft.
Private permanent-type swimming pools	\$10.00
Commercial or public swimming pools and tennis courts.	\$25.00
Metal or wood free-standing storage sheds and similar sheds, accessory to residential structures.	One (1¢) Cent per square foot. Fee is charged only for structures of a size greater than 100 sq. ft.
Observation stands, piers, trailer and camper pads and spaces, antenna structures exceeding fifteen (15) feet in height, commercial petroleum storage tanks and pumps, boat houses, bulkheads, groins, levees, breakwaters and jetties.	\$10.00 per unit.
Additions to agricultural, residential, commercial and industrial structures.	Computed at same rate as for the existing structure use.
Moving of principal buildings. (principal building shall mean a building used as a residence, or a building used for commercial or industrial purposes)	\$15.00 per building.
Demolition of principal buildings larger than 100 sq. ft. to which is connected electrical service or water supply.	\$5.00 (No charge shall be made to chartered Fire Depts. which demolish such buildings, but the appropriate permit shall be obtained.)
For any fees for use or structures not covered herein, the County shall equate the fee to the nearest schedule.	
Refunds: Refunds of fees shall not be granted except in extraordinary circumstances with just cause given and upon determination by the Director, Office of Land Use and Development.	

No. 75-61
Subj: Railroad Right-of-Way
Replacement

RESOLUTION

TIME 3:22 P.M.

DUQUOIN HAYLEY AUGHER, CLERK
SEP -5-75 * 24930 *****00
SEP -5-75 A #24930 *****00

WHEREAS, the State Highway Administration is desirous of dualizing Maryland State Route 235 from Laurel Grove to Hillville, and,

WHEREAS, the Board of St. Mary's County Commissioners have entered into an agreement dated May 5, 1970, authorizing the State Highway Administration the use of the County-owned Railroad right-of-way for the purpose of constructing said road; and,

WHEREAS, the State Highway Administration by this Agreement dated May 5, 1970 has agreed to purchase a replacement right-of-way for St. Mary's County; and,

WHEREAS, the Board of St. Mary's County Commissioners commissioned the engineering consultant firm of Barton-Aschman Associates, Inc. to conduct an alternative corridor study; and,

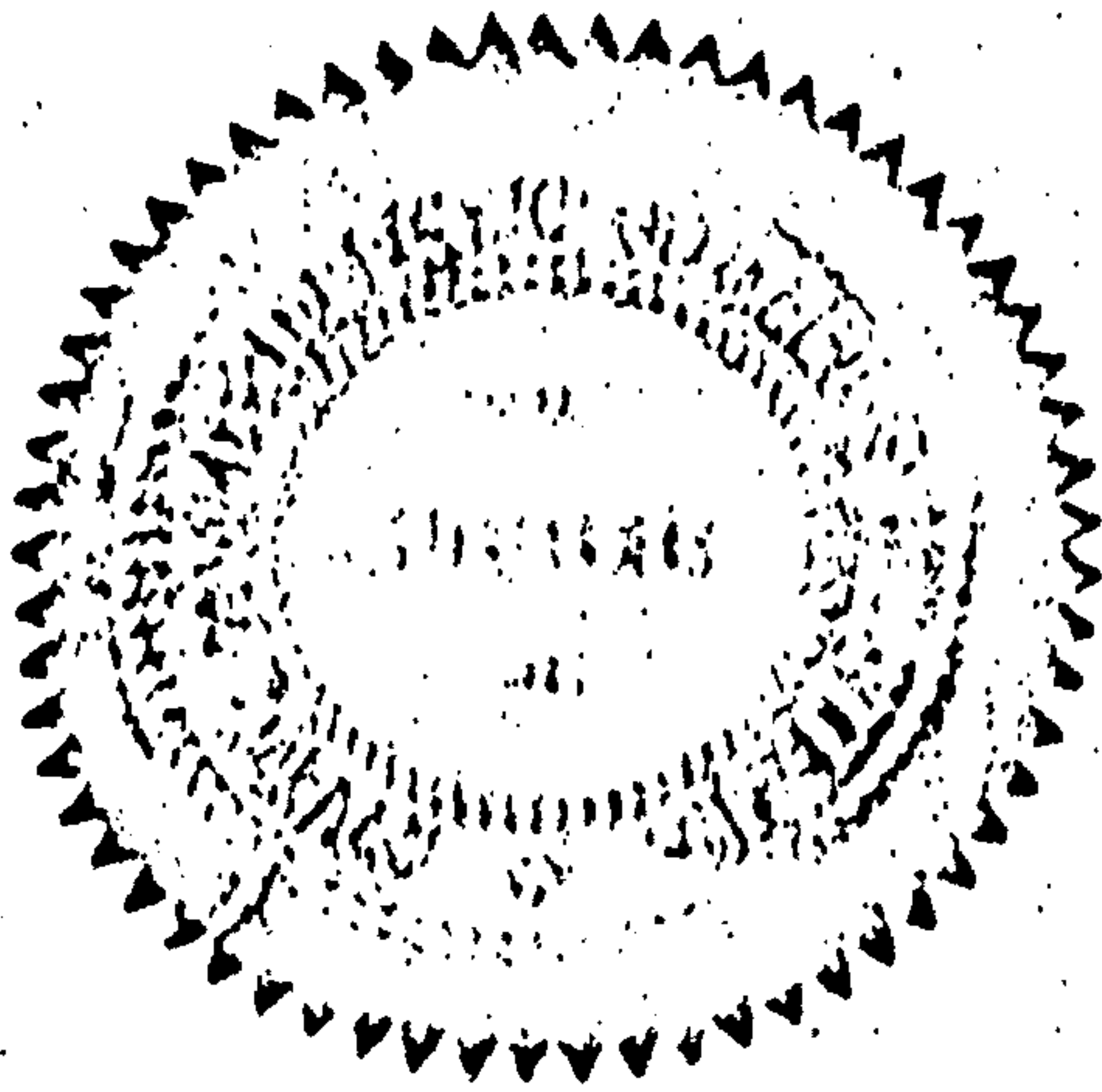
WHEREAS, the aforementioned study dated April 1974 has evaluated the alternative alignments and determined that Alignment No. 2 would be the least detrimental and cause the least adverse impact on the citizens and land in St. Mary's County; and

WHEREAS, the Southern Maryland Electric Cooperative, Inc. has reviewed the aforementioned study and concurs that Alignment No. 2 would be the most beneficial and appropriate corridor in accordance with the agreement by and between St. Mary's County and Southern Maryland Electric Cooperative, Inc., dated September 1968; and

WHEREAS, a public hearing to obtain citizen input was conducted on June 26, 1975 at 7:30 p.m. in the Oakville Elementary School at which no serious objections were raised to proposed Alignment No. 2;

NOW, THEREFORE, BE IT RESOLVED this 3rd day of September, 1975, that the Board of St. Mary's County Commissioners hereby selects Alignment No. 2 as described in the aforementioned study as the most appropriate corridor for the replacement of the County-owned Railroad right-of-way.

BOARD OF COUNTY COMMISSIONERS
ST. MARY'S COUNTY, MARYLAND



James M. McKay
James M. McKay, President

John K. Parlett
John K. Parlett, Commissioner

Ford L. Doan
Ford L. Doan, Commissioner

Patrick Jarboe
Patrick Jarboe, M.D., Commissioner

Larry Millison
Larry Millison, Commissioner

This Date: 9/3/75

ATTEST:

Edward V. Cox
Edward V. Cox 9/3/75
Chief Clerk

Joseph Ernest Bell, II
County Attorney

LIBER 1 Folio 436

No. 75-62

Subj: DISABILITY TAX CREDIT

RESOLUTION

WHEREAS, the General Assembly of Maryland has by virtue of Section 12F-3 of Article 81 of the Annotated Code of Maryland provided that the counties of Maryland may grant a tax credit from real property taxation by reason of disability.

WHEREAS, the minimum tax credit allowable by law shall equal 50% of the assessed value of the dwelling or \$4,000.00, whichever is the lesser amount, multiplied by the applicable county tax rate.

WHEREAS, to qualify for the tax credit a homeowner shall have not attained the age of 60 years as of July 1 of the taxable year for which the credit is sought and the homeowner shall receive benefits as a result of a finding of permanent and total disability under the Social Security Act, or under the Railroad Retirement Act, or under the provisions of Federal Acts for members of the Armed Forces of the United States AND the homeowners shall have a combined gross income not in excess of Five Thousand (\$5,000.00) Dollars for the calendar year immediately preceding the taxable year for which the credit is sought.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNTY COMMISSIONERS FOR ST. MARY'S COUNTY, MARYLAND in accord with the provisions of Article 81, Section 12F-3 of the Annotated Code of Maryland above set forth that a tax credit be and is hereby established from real property taxation for homeowners by reason of disability.

The tax credit shall only extend to the principal residence or dwelling of a qualified applicant.

Application for this tax credit shall be as provided in Section 49C of Article 81, Annotated Code of Maryland.

This Resolution shall be effective as of July 1, 1975.

Witness the hand of the County Commissioners of St. Mary's County, Maryland this 10th day of September, 1975.

Edward V. Cox
Edward V. Cox, Chief Clerk

Joseph Ernest Bell II
Joseph Ernest Bell, II,
County Attorney

James M. McKay
James M. McKay, President

Larry Millison
Larry Millison

Ford L. Dean
Ford L. Dean

John K. Parlett
John K. Parlett

J. Patrick Jarboe
J. Patrick Jarboe

LIBER 1 Folio 436

TIMS 3:36 P.M.
GOVERNMENT EMPLOYEES' CLERK

SEP 10-75 * 25178 *****00
SEP 10-75 A 25178 *****00

Del. St. Marys County Commis.

9-22-75

D.B. Kucher - clerk

PLANNING, ZONING AND PLUMBING FEES

TIME 2:45 P.M.
DOROTHY CALLEY WHEELER DEAN

SEP 16-75 * 25442 *****.00
SEP 16-75 * 25442 *****.00

WHEREAS, Article 19.1 of the St. Mary's County Zoning Ordinance provides for the establishment of Planning and Zoning Fees by the Board of County Commissioners, and

WHEREAS, Section 143A of the Code of Public Local Laws of St. Mary's County, authorizes the Board of County Commissioners to set Plumbing Permit Fees, and

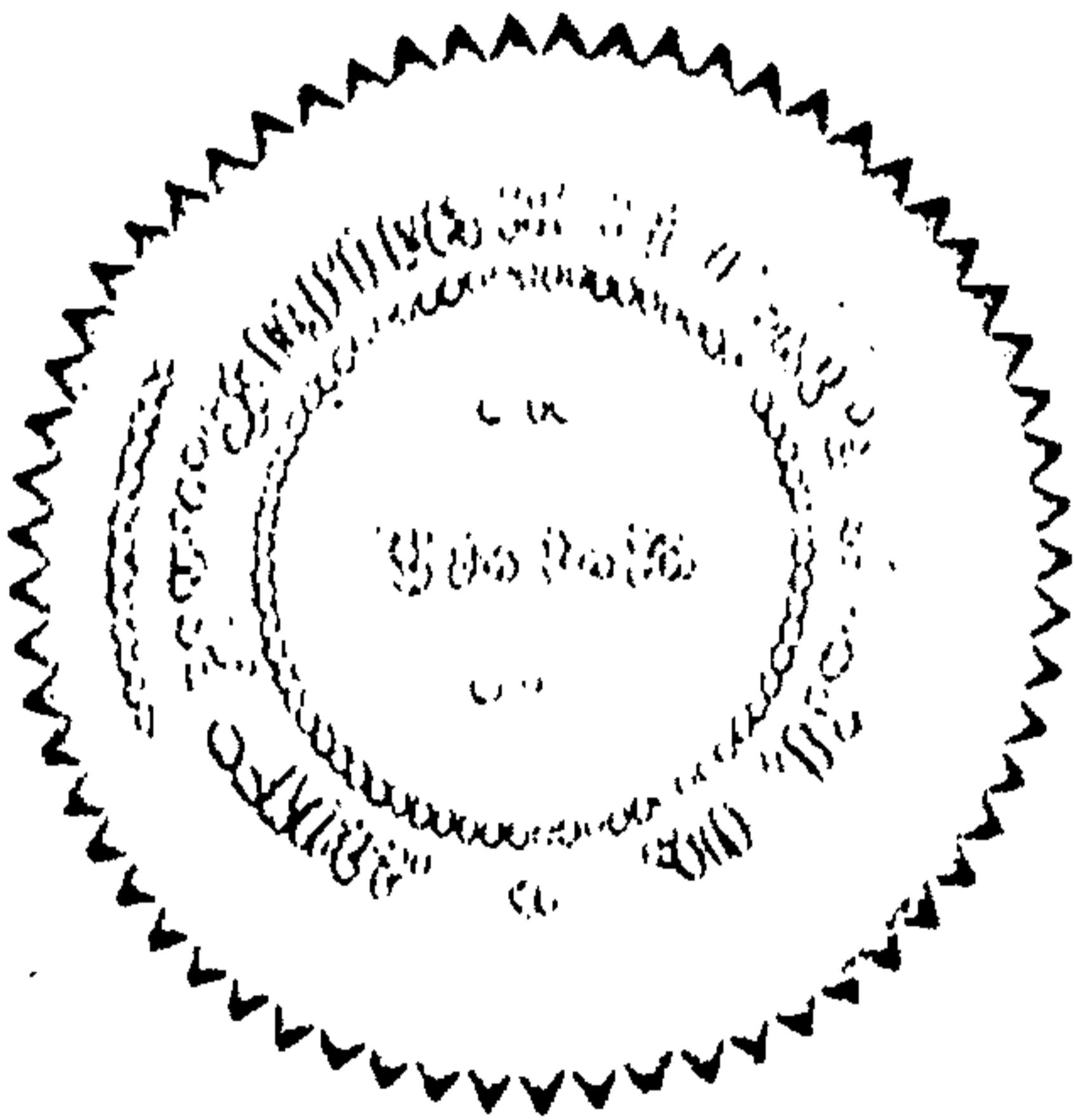
WHEREAS, the appropriate fees have been evaluated as to services to citizens and costs to the County of insuring the protection of the Public therefore, and

WHEREAS, the establishment of fees are necessary to administer and cover the costs of directly related government services to accomplish the purposes intended;

THEREFORE, BE IT RESOLVED that the enclosed fee schedule is established and ordered collected for permits, plans and processes as indicated, effective August 1, 1975, and that all existing fee schedules, if any, for the same purposes are repealed.

Enclosure;
Fee Schedule

BOARD OF COUNTY COMMISSIONERS
OF ST. MARY'S COUNTY, MARYLAND



James M. McKay
James M. McKay, President

Ford L. Dean
Ford L. Dean, Commissioner

J. Patrick Jarboe
J. Patrick Jarboe, Commissioner

Laurence Millison
Laurence Millison, Commissioner

John K. Parlett
John K. Parlett, Commissioner

Date: 9/3/75

Attest:

Edward V. Cox
EDWARD V. COX,
Chief Clerk to the Board of
County Commissioners

APPROVED: COUNTY ATTORNEY

Joseph Ernest Bell, II
Joseph Ernest Bell, II

SCHEDULE OF FEES FOR ST. MARY'S COUNTY

<u>PLANNING AND ZONING ACTIONS</u>	<u>FEES</u>
ZONING PERMIT	\$5.00
<u>SITE PLANS AND SUBDIVISION PLATS</u>	
* Site Plans; (Fee not charged for single lot, residential subdivisions)	\$50.00 first sheet, plus \$5.00 for each additional sheet.
Subdivision Plats:	
One Lot	\$5.00
Two to Five Lots	\$15.00 plus \$1.00 per lot
Six to 25 Lots	\$25.00 plus \$1.00 per lot
More than 25 Lots	\$50.00 plus \$1.00 per lot
CONDITIONAL USE/SPECIAL EXCEPTION	\$50.00 plus \$1.00 per acre
ZONING AMENDMENT (rezoning)	\$100.00 plus \$1.00 per acre
* <u>APPEALS TO BOARD OF APPEALS</u>	
1. Variance to Zoning Ordinance	\$25.00 each item
2. Appeal of Zoning Administrator's decision	\$50.00 refundable if the board of Appeals finds in favor of Applicant
PLANNED UNIT DEVELOPMENT PLAN/REZONING	\$500.00, plus \$1.00 for each acre of PUD
OCCUPANCY PERMITS	(See attached list)
<u>SIGNS:</u>	
Under 5 sq. ft. of sign area	No Fee
5 to 32 sq. ft. of sign area	\$10.00
Greater than 32 sq. ft. of sign area	\$10.00 plus .05¢ per sq. ft. of sign area
PUBLIC ADVERTISING AND PUBLIC NOTICES	\$15.00 per case required

* These fees apply to any as-built Site Plans as may be required.

** For any fees for uses or processes not covered herein, the Zoning Administrator shall equate the fee to the nearest schedule.

REFUNDS: Refunds of fees shall not be granted except in extraordinary circumstances with just cause given and upon determination by the Director, Office of Land Use and Development.

LIBER 1 - Folio 439

FEE S FOR OCCUPANCY PERMITS FOR ST. MARY'S COUNTY

<u>USE/STRUCTURE</u>	<u>FEE</u>
Single Family Dwelling	No Fee
Duplex Structure	\$5.00
Home Occupations	\$5.00
Multifamily, Garden Apartments, and Townhouse Dwelling Structures, Rooming Houses, Tourist Houses, Boarding Houses	\$10.00 per structure plus \$3.00 per unit.
Swimming Pools (permanent type)	\$5.00
Parking Structure, commercial green- houses, Drive-in Theaters, tents for commercial use, carnival, circus, festival, and similar uses.	\$10.00
Hotels, Motels, Inns, Mobile Home Parks, Trailer Parks, Private Clubs and Lodges and Camper Parks	\$10.00 plus \$2.00 per unit
Other Commercial, office, marinas, food processing (per 5,000 sq. ft. gross floor area or fraction thereof.)	\$10.00
Manufacturing/Industrial	\$50.00 plus \$2.00 per 1,000 sq. ft. of floor space. (maximum fee \$500.00)
Government-owned, operated, and/or sponsored facilities and activities, and civic association, historical buildings, short-term activities of non-profit organizations, and similar uses, including signs.	No Fee (permit required)
Uses, such as: private schools, churches, day nurseries, boarding camps, day care, foster care, temporary or seasonal sales not operated by non-profit organizations, and similar uses.	No Fee (permit required)
Change of use.	The fee shall be the same as per schedule.
Expansion of use per percentage of expansion	Percentage expansion, times appropriate fee schedule.
NOTE: Minimum fee for any single Certificate of Occupancy shall not be less than	\$5.00

SCHEDULE OF FEES (CONTINUED)

<u>PLUMBING</u>	<u>FEE</u>
Base Fee, (includes 5 fixtures)	\$15.00
Each additional fixture over 5	\$ 3.00
Water or sewer service connection to private or public system	\$10.00
Each additional required inspection in excess of 2	\$ 5.00
Master Plumber License	\$10.00
Journeyman Plumber License	\$ 5.00
Apprentice Plumber License	\$ 2.00

REFUNDS: Refunds of fees shall not be granted except in extraordinary circumstances with just cause given and upon determination by the Director, Office of Land Use and Development.

Del. St. Mary's County Commissioners,

10-21-75

Dorothy Bailey Kucher - clerk

11353 / Folio 441

NO. 75-70

SUBJ: Home for the Elderly, Inc.

3:10 P.M.

RESOLUTION

OCT 22 75 * 27489 *****00
OCT 22 75 A 27489 *****00

WHEREAS, St. Mary's Home for the Elderly, Inc. is a non-profit corporation dedicated to providing improved housing for the elderly; and

WHEREAS, said corporation is currently planning a project subsidized by the federal, state, and local government; and

WHEREAS, the corporation currently has an application before the Department of Housing and Urban Development which requires certain funds to be available prior to firm commitment; and

WHEREAS, the County Commissioners are empowered to grant funds to the Home for the Elderly, as deemed necessary, pursuant to the provisions of House Bill 1476 which is codified as Article 19, Section 42C of the public Local Laws of St. Mary's County, Maryland; and

WHEREAS, the County Commissioners are in full support of, and have endorsed this most worthwhile project;

NOW, THEREFORE, be it resolved by the County Commissioners of St. Mary's County, that they pledge and guarantee a sum up to a maximum \$32,000 to be available, as needed, to the St. Mary's Home for the Elderly, Inc., for non-realty items, potential operating deficit, possible cost of off-site improvements, interim interest costs, and additional architectural fees that might be required.

FURTHER, it is understood that the Board of Directors of the St. Mary's Home for the Elderly, Inc., will attempt to obtain those funds from other sources, such as community fund raising.

This Date:
October 22, 1975

BOARD OF COUNTY COMMISSIONERS OF
ST. MARY'S COUNTY, MARYLAND

James M. McKay, President

John K. Parlett, Commissioner Vice Pres.

Ford L. Bean, Commissioner

Larry Gillison, Commissioner

J. Patrick Jarboe, M.D., Commissioner

ATTEST:

Edward V. Cox,
Chief Clerk

Joseph C. Bell II
County Attorney

11353 / Folio 441

At St. Mary's County Commissioners

11-5-75

Walter Brian Fisher

LIBER 1- Folio 442

NO. 75-74

SUBJECT: SPRING VALLEY

TIME 11:40 A. . M.

BOARDING RILEY BROTHERS, CLERK

RESOLUTION

DEC -1-75 * 29516 ***** 00

DEC -1-75 A 229516 ***** 00

WHEREAS, Riley Brothers, Inc. original developer of Spring Valley Subdivision has not finished certain inner streets of Spring Valley as designated in red on a plat attached to an agreement between Riley Brothers, Inc. and the County to in anyway meet the requirements of the County Engineer or the St. Mary's County Government, and

WHEREAS, as the County has sued Riley Brothers, Inc. to correct this situation, and

WHEREAS, the attorneys for St. Mary's County have negotiated with Riley Brothers, Inc. to settle the matter for \$55,000.00, and tell us there is little hope of obtaining further remuneration from Riley Brothers, and

WHEREAS, the attorneys for St. Mary's County advise the County Commissioners to accept the proposed settlement.

THEREFORE, BE IT RESOLVED that, on the advice of the attorneys for the County, the County Commissioners accept the negotiated settlement with Riley Brothers and further be it resolved:

1. That the \$55,000.00 be set aside for eventual reconstruction of the above noted roads and drainage system in Spring Valley Subdivision.
2. That if it should be determined that the \$55,000.00 amount shall be insufficient to adequately reconstruct the above noted roads and drainage system in the Spring Valley Subdivision then after suitable legislation is passed and implemented by appropriate ordinance, a road improvement tax district may be set up to raise the additional funds.
3. That emergency work, consistent with the provisions of Resolution No. 75-73, shall be done immediately to remove the outstanding hazards to life, health, and safety that exist currently on said roads and drainage system.

This Date: 11/25/75



BOARD OF COUNTY COMMISSIONERS OF ST. MARY'S COUNTY, MARYLAND

James M. McKay
James M. McKay, President

John K. Parlett
John K. Parlett, Commissioner

Ford L. Dean
Ford L. Dean, Commissioner

Larry Millison
Larry Millison, Commissioner

J. Patrick Jarboe
J. Patrick Jarboe, Commissioner

Joseph E. Bell II
Joseph E. Bell, II, Esquire
Approved by County Attorney

ATTEST:

Edward V. Cox

LIBER 1-File 443

No. 75-73

Subj: SUBDIVISION ROAD POLICY

TIME 11:41 A. M.

DAVIDSON VALLEY SUCHEL, CLERK

DEC -1-75 * 29517 *****

DEC -1-75 A 29517 *****

CO

CO

RESOLUTION

In view of the fact that serious deficiencies exist with certain streets and drainage systems within certain residential subdivisions in the County, the Board of County Commissioners establishes the following statements of policy to deal with and satisfactorily solve such problems:

(1) A review of such subdivisions in St. Mary's County shall be made and existing problems therein shall be determined.

(2) A determination shall be made as to what design standards were required by the County for each subdivision. If there is no record of design standards, it shall be assumed that they were as contained in the subdivision regulations in effect at the time of record approval.

(3) If it should be determined that the developer has not met all of his required obligations, or if inadequate surety exists to guarantee the construction of the streets, roads, drainage and appurtenances, then the County shall pursue to whatever legal extent necessary (beginning with negotiation) to assure that the developer shall in a timely manner fulfill his obligations and provide adequate surety. "Legal extent necessary" may include but not be limited to the denial by the County of the issuance of any applied-for building permits in affected subdivisions.

(4) If the County Engineer should determine that the correction of problems in existing subdivisions to the design standards which apply would create additional problems of significant magnitude, then a modification from the approved design standards shall be allowed provided they are recommended by the County Engineer and approved by the County Commissioners, and so long as the deviations:

- (a) shall result in a functional design; and
- (b) shall not create a future maintenance problem to the County.

(5) The County shall not accept into the County's Highway Maintenance System any existing subdivision street or road unless such streets and roads are constructed either to the approved standards applicable at the time of record approval of the subdivision; or to the modified standards recommended by the County Engineer and approved by the Board of County Commissioners.

(6) If upon the exhaustion of all claims against the developer of a particular subdivision inadequate funds exist to correct the deficiencies to

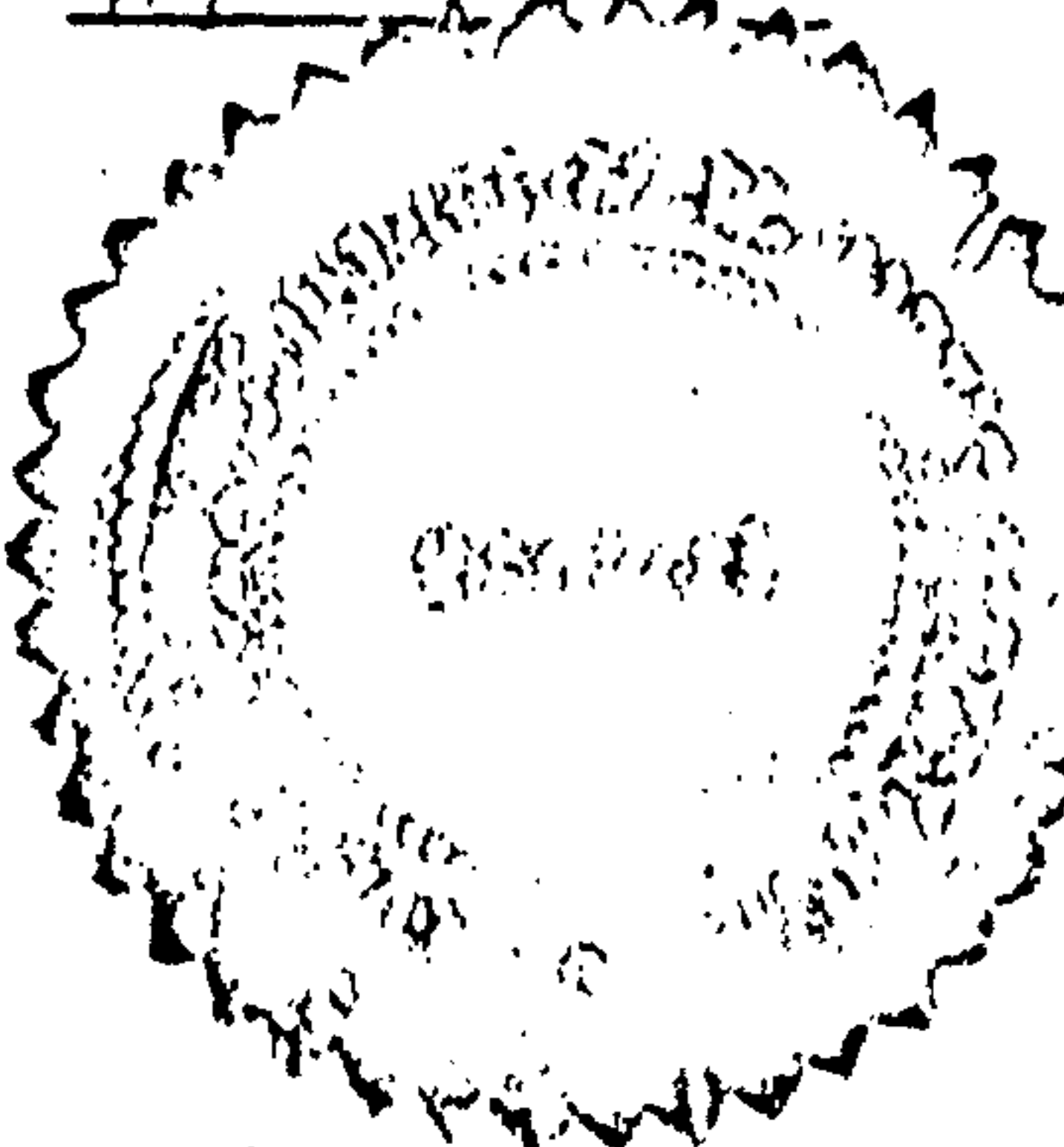
the required standards, then the required additional funding shall be obtained by the creation of special taxing districts. Upon the conferring to the Board of County Commissioners by the General Assembly of Maryland such enabling legislative authority, an Ordinance to implement the details of such taxing districts shall be passed.

(7) Realizing that isolated cases exist within certain residential subdivisions whereby streets and/or drainage facilities not in the County Highway Maintenance System (but which might reasonably be expected to ultimately be accepted into the County Highway Maintenance System) are in such a condition as to be virtually impassable or otherwise pose a serious hazard to vehicular traffic, and further realizing that the County Government is working on this whole problem of substandard roads and drainage facilities and desires that some interim measures be taken to alleviate serious and hazardous conditions, it shall be the policy of the County to deal with such problems in the following manner

- (a) Upon receipt of a request by property owner(s) on a street as described above, the County Engineer shall evaluate the reported condition.
- (b) Upon the County Engineer's recommendation, the County Commissioners shall approve the extent of emergency aid the County shall perform.

It shall be clearly understood that any repair to a subdivision street which is not in the CHMS shall be merely of a minimum nature to correct some emergency and hazardous condition, and any such repairs shall not be deemed as acceptance by the County of the road into the CHMS. The County shall enter upon such streets to perform the emergency repairs only after obtaining the appropriate permission.

This date: 11/25/75



BOARD OF COUNTY COMMISSIONERS OF ST. MARY'S COUNTY, MARYLAND

James M. McKay
JAMES M. MCKAY, President

Ford L. Dean
FORD L. DEAN, Commissioner

Patrick Jarboe
PATRICK JARBOE, Commissioner

Larry Millison
LARRY MILLISON, Commissioner

John K. Parlett
JOHN K. PARLETT, Commissioner

Attest:

Edward V. Cox
EDWARD V. COX, Chief Clerk

Approved:

Joseph E. Bell II
JOSEPH E. BELL, County Attorney

Subj: Amendment to
Comprehensive Water
and Sewerage Plan for
St. Mary's County, Md.

TIME 1:50 P.M.

RESOLUTION

MAR 24 1976 * 2:02 PM *****

WHEREAS, the Board of County Commissioners of St. Mary's

County after duly advertised public hearing held on March 5,
1976, in the Office of Land Use and Development, Leonard Hall,
Leonardtown, Maryland, hereby amend the St. Mary's County
Comprehensive Water and Sewerage Plan to provide for the
following:

- (a) Change in the water category from W-4 to W-2 for
Sections 1 and 2 of the St. Mary's Industrial Park.

BE IT RESOLVED, this 17th day of March, 1976, that the
above amendment to the 1975 Comprehensive Water and Sewerage
Plan is hereby adopted by the Board of County Commissioners of
St. Mary's County, Maryland.

ATTEST:

THE BOARD OF COUNTY COMMISSIONERS
OF ST. MARY'S COUNTY, MARYLAND

Edward V. Cox
Edward V. Cox
County Administrator

James M. McKay
James M. McKay, President

This Date: 3/24/76

John K. Parlett
John K. Parlett, Commissioner

Dr. J. Patrick Jarboe
Dr. J. Patrick Jarboe, Commissioner

Larry Millison
Larry Millison, Commissioner

Ford L. Dean
Ford L. Dean, Commissioner



LIBER 1 Folio 446

NR-7-76 * 25309 *****00
NR-7-76 A 25309 *****00

NO. 75-15

SUBJECT: CENTER GARDENS TAX
ABATEMENT

R E S O L U T I O N

WHEREAS, Pursuant to the authority of Section 408 of the Housing Amendments of 1955, as amended by Public Law 10/20 84th Congress, the Secretary of Defense of the United States, by his duly designated agent, for the purpose of Section 408, has made a determination for the taxable year 1975/1976, of a certain sum of money to be the amount equal to the sum of payments made by the United States Government with respect to Title VIII, Wherry Housing Project, known as "Center Gardens" FHA No. 000-80003-4-6, and

WHEREAS, Because of said determination Patuxent Section I Corporation, Patuxent Section II Corporation, Patuxent Section III Corporation and Patuxent Section IV Corporation, have duly applied to the County Commissioners of St. Mary's County, Maryland (through Ralph M. Cestone, Secretary of Verona Construction Company of Verona, New Jersey) for a credit of subject corporations; 1975/1976 real estate taxes in accordance with the provisions of Article 81 of the Annotated Code of Maryland, prior to the date of finality, and

WHEREAS, The aforesaid determination made by the Secretary of Defense is an estimate of the credit to be applied against 1975/1976 taxes, and

WHEREAS, The actual payment under Capital Improvements and Maintenance Operation with respect to the Title VIII (Wherry) Housing expenditures made by the Federal Government exceed the real estate taxes (of Patuxent Section I Corporation, Patuxent Section II Corporation, Patuxent Section III Corporation and Patuxent Section IV Corporation) for the year 1975/1976.

NOW THEREFORE BE IT RESOLVED, By the Board of County Commissioners of St. Mary's County, Maryland, in regular meeting assembled on the 7th day of April, 1976:

1. That the real estate taxes for the year 1975/1976 are abated.
2. That said determination of the Secretary of Defense made pursuant to Section 408 of the Housing Amendments of 1955, as amended by Public Law 10/20 84th Congress, relating to the Housing project known as "Center Gardens" in St. Mary's County, Maryland, provided that such determinations are found to be valid, legal and accurate by the County

LIBER 1 Folio 446

LIBER 1 Folio 447

Page -2-

NO. 76-15

SUBJECT: CENTER GARDENS TAX
ABATEMENT

Commissioners of St. Mary's County, Maryland, and provided further that the above corporations, or their successors, strictly comply with the applicable provisions of Article 81 of the Annotated Code of Maryland, and other applicable laws.

This date:

April 7, 1976

BOARD OF COUNTY COMMISSIONERS OF
ST. MARY'S COUNTY, MARYLAND

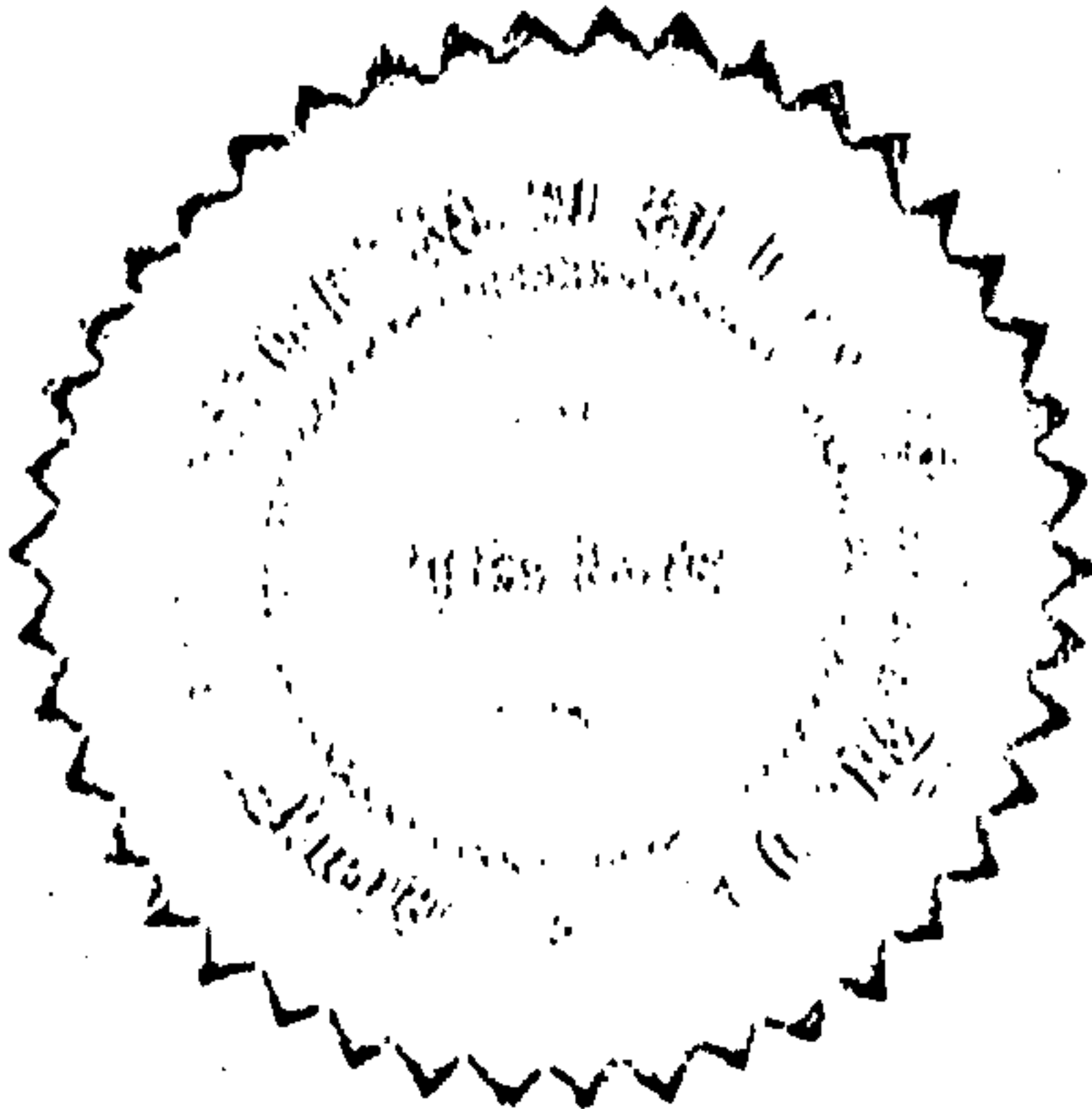
James M. McKay
James M. McKay, President

John K. Parlett
John K. Parlett, Vice-President

Ford L. Dean
Ford L. Dean, Commissioner

Larry Millison
Larry Millison, Commissioner

J. Patrick Jarboe, M.D.
J. Patrick Jarboe, M.D., Commissioner



ATTEST:

Edward V. Cox
Edward V. Cox,
County Administrator

Approved as to Legal
Sufficiency:

Joseph E. Bell, II
Joseph E. Bell, II
County Attorney

LIBER 1 Folio 447

TIME 12:30 P. M.

No. 76-7 APR-8-76 * 25379 *****1.00
Subj: Adoption of Road Ordinance APR-8-76 A #25379 *****1.00
for St. Mary's County

RESOLUTION

WHEREAS, under and by virtue of the authority contained in Article 25 of the Annotated Code of Maryland, the Board of County Commissioners has prepared a Road Ordinance with accompanying Specifications and Standards for Highway and Street Construction; and

WHEREAS, this Ordinance is designed to regulate and govern the grading, construction, improvement, maintenance and repair of public roads including sidewalks, curbs and gutters, and storm drainage facilities in St. Mary's County; and

WHEREAS, due notice of Public Hearing on the proposed Road Ordinance was advertised on March 3, March 10 and March 17, 1976, in the Enterprise and St. Mary's Beacon, newspapers of general circulation in St. Mary's County; and

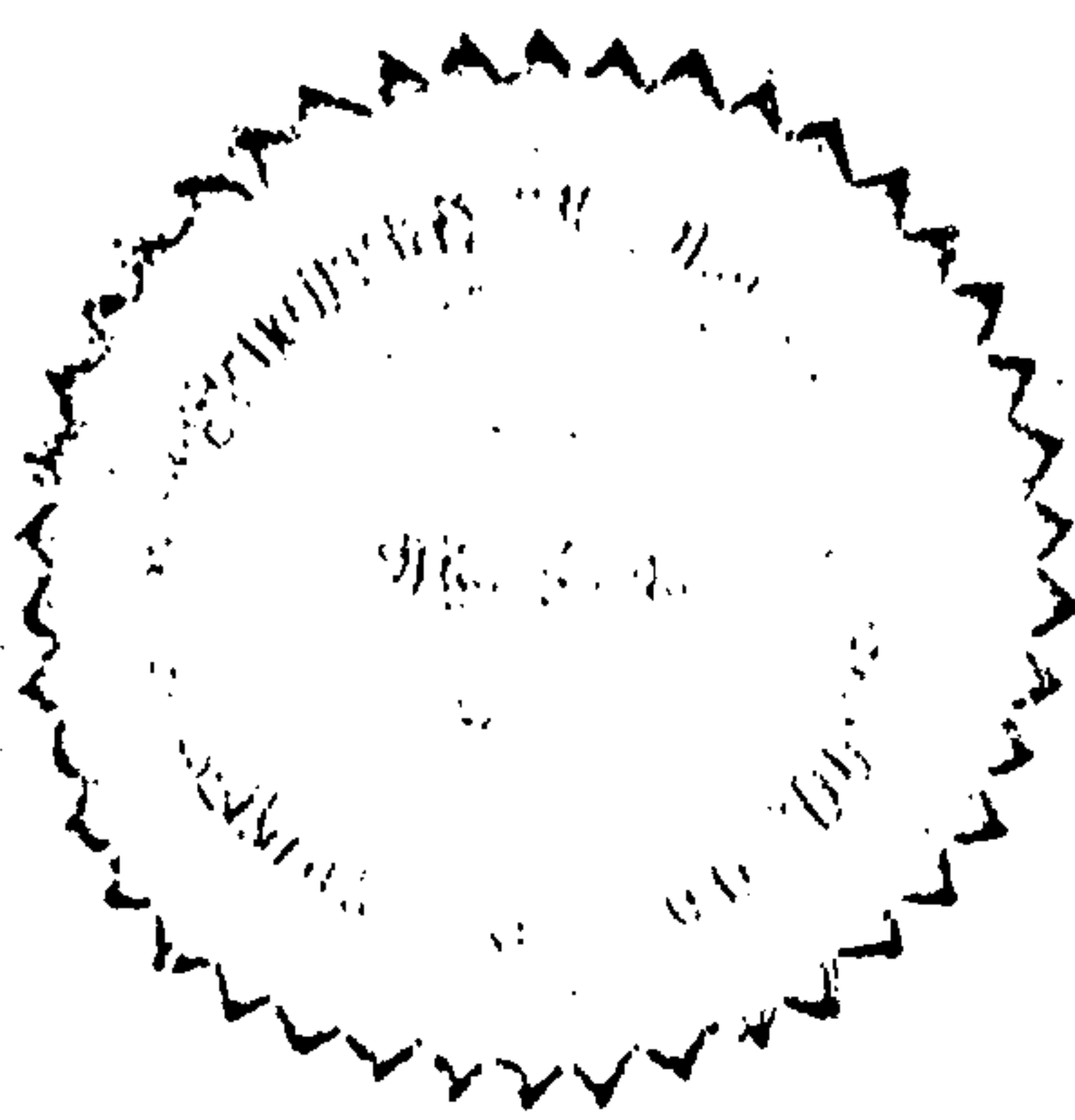
WHEREAS, the Board of County Commissioners conducted a Public Hearing on the proposed Road Ordinance and Specifications and Standards for Highway and Street Construction on March 17, 1976, at 4:00 p.m. in the District Court Room, Leonardtown, Maryland; and

WHEREAS, the Board of County Commissioners has had sufficient time to study said Road Ordinance and the recommendations made by various groups and individuals;

NOW, THEREFORE, BE IT ORDAINED by the Board of County Commissioners that the Road Ordinance and Specifications and Standards for Highway and Street Construction for St. Mary's County, the same being affixed hereto, be formally approved, adopted and made effective this 7th day of April 1976.

If any section, subsection, sentence, clause, phrase or portion of this Ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portions hereof.

BOARD OF COUNTY COMMISSIONERS
ST. MARY'S COUNTY, MARYLAND



James M. McKay
James M. McKay, President

Ford L. Dean
Ford L. Dean, Commissioner

J. Patrick Jarbge
J. Patrick Jarbge, Commissioner

Larry Millison
Larry Millison, Commissioner

John K. P. Pitt
John K. P. Pitt, Commissioner

ATTEST:

Edward V. Cox 4/7/76
Edward V. Cox
County Administrator

APPROVED:

Joseph Ernest Bell II
Joseph Ernest Bell, II
County Attorney

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ST. MARY'S COUNTY

ROAD ORDINANCE

NO. 76-7

BOARD OF ST. MARY'S COUNTY COMMISSIONERS

OFFICE OF COUNTY ENGINEER

Adopted by Resolution No. 76-7
April 7, 1976

BOOK 001 PAGE 450

ST. MARY'S COUNTY

ROAD ORDINANCE

NO. 76-7

An Ordinance to establish Rules and Regulations respecting the construction, and repair of public roads and of any roads dedicated for public use in St. Mary's County, Maryland, under the provisions of ARTICLE 25 OF THE ANNOTATED CODE OF MARYLAND, Section 1, BE IT ORDAINED BY THE COUNTY COMMISSIONERS FOR ST. MARY'S COUNTY, MARYLAND, This 7 day of April, 1976; that under the authority contained in ARTICLE 25, OF THE ANNOTATED CODE OF MARYLAND the following Rules and Regulations governing the grading, construction, improvement, maintenance and repair of public roads and of any roads dedicated for public use including sidewalks, curbs and gutters, and storm drainage facilities, in St. Mary's County, be and they hereby are, adopted:

1.0 DEFINITIONS:

1.1 Board: The County Commissioners for St. Mary's County.

1.2 Construction Specifications: Construction specifications of St. Mary's County adopted herewith, revised and amended from time to time by the County, and described in the "Specifications and Standards for Highway and Street Construction". The construction specifications indicate requirements for construction methods and work quality.

1.3 County: St. Mary's County, Maryland.

1.4 Design and Construction Standards: Design and Construction standards of St. Mary's County adopted herewith, revised and amended from time to time by the Order of the Board, and described in "Specifications and Standards for Highway and Street Construction". The design and construction standards indicate dimensions and materials to be used for various items of work.

1.5 Developer: The person or organization proposing to develop, developing, or obtaining a building permit for a previously undeveloped parcel of property.

1.6 Engineer: The County Engineer for St. Mary's County or his duly authorized representative.

1.7 Improve: To grade, construct, maintain, or repair.

1.8 Other Public Roads: A road within the jurisdiction of St. Mary's County over which no public agency has assumed the responsibility for maintenance.

1.9 Outlot: A remnant of a subdivision which because of size, shape or location, is not immediately developable.

1.10 Permittee: A person or organization who has applied for, or obtained a permit for road improvement.

1.11 Person: A person shall be deemed to include any individual, association, corporation, or partnership.

1.12 Planning Commission: The duly appointed St. Mary's County Planning Commission.

1.13 Road: Any right-of-way, lane, place, street, alley, highway, avenue, appurtenant structure, including bridges, culverts, catch basins, storm water drainage facilities, sidewalks, or any other construction in any public right-of-way, or in any dedicated road. It shall not include any road under the jurisdiction of the Federal Government, State Highway Administration, any incorporated city or town or Other Public Road.

1.14 SMA: Maryland State Highway Administration.

1.15 Subdivision: A duly recorded subdivision in St. Mary's County.

2.0 PERMITS

2.1 General Requirements: No person shall improve any road without first obtaining a permit from the Engineer. Such permit shall be transferable upon application to Engineer's Office and it may be revoked if any provisions thereof, or of the Ordinance are violated. Willful refusal of any permittee to stop construction after receiving notice of such revocation shall be deemed a violation of this Ordinance. Before a permit is issued the following requirements for application, bond, fee, plans and right-of-way must be met.

2.2 Permit Application: Application for permit for road construction shall be made on forms provided by the Engineer and shall, when required by the Engineer, be accompanied by special specifications peculiar to the scope of work covered by the permit and suitable tracings of detailed plans of the work.

2.3 Right-of-Way: If subdivision approval is applied for with lots abutting road rights-of-way which are less than standard width for the proposed type of roadway, the developer will be required to dedicate the additional right-of-way and slope easements necessary to obtain the necessary width; as to the portion of same that the development fronts on.

2.4 Alternate Standards: Upon determination by the Engineer that the Standards and Specifications are not feasible or practicable for a particular project, he may require such alternate or additional Standards and Specifications in accordance with good engineering principles as may be deemed necessary, and such alternate or additional requirements shall be part of and a condition of the permit.

2.5 Permit Expiration: Such permit shall automatically expire 18 months after its issuance, unless extended in writing by the Engineer stating the reasons for extension. It shall be the responsibility of the permittee to apply for an extension prior to the expiration of the permit. The permittee shall notify the Engineer within two (2) days of the date the work commences.

3.0 PLANS

3.1 Required Plans: The developer shall have prepared and submitted to the Engineer suitable plans of the proposed work, conforming to the following:

3.1-1 Proposed Grade: The proposed road profile shall be on plan and profile sheets showing the adjacent properties with lot and block designations and topography on the plan view and, on the profile section, the computed proposed grade with vertical curve information, curb fillet profiles, and existing ground lines at the centerline, and both right-of-way lines.

3.1-2 Storm Drainage: The storm drainage plan shall show all storm drainage facilities in plan and profile, as well as property lines, curb lines, utilities, ground profiles, and other pertinent features. Complete design data shall be submitted for all storm drainage.

3.1-3 Paving Plans: Paving plans shall show right-of-way, road names, dimensions, topography, location map, north point, scale, coordinates, datum, survey controls, curb and gutter, sidewalks, driveways, types of paving, location of present and proposed inlets with their gutter elevations, and sufficient elevations at all road intersections on the curb, gutter, and paving to assure adequate drainage of the intersection. Profiles of the curb and gutter at intersections may be required. Other information which may be required is typical pavement sections, grading plans, driveway profiles, and ground cross-sections.

3.2 Additional Data: The Engineer may require any necessary additional data pertinent to the scope of the work covered by the permit.

3.3 Plan Approval: Approval of the plans by the Engineer shall be indicated by signature on the plan sheet. Plans may be approved for various phases such as profile grade, storm drainage, and paving details.

3.4 Plan Signatures: All plans submitted for approval must be prepared and signed by a Professional Engineer or Land Surveyor registered to practice in Maryland. All plans submitted for approval shall conform to the Standards and Specifications of this Ordinance, unless prior approval has been given for exceptions.

4.0 FEES

4.1 Permit Fee: The fee for issuance of a permit for road improvements and the inspection of the work shall be as established by resolution of the Board.

5.0 BONDS

5.1 General: No permit for the construction of a road shall be issued until the applicant, as principal, has posted cash or bond with an approved corporate surety, or an acceptable assignment of funds in favor of the Board as conditioned in subsequent paragraphs or subparagraphs of this Ordinance or an irrevocable letter of credit issued by a financial institution approved by the County. Where the estimated cost of the work is less than \$500.00, personal security will be accepted; provided however, that the cumulative total in such case for the applicant shall not exceed \$1000.00 or more than two (2) permits outstanding.

5.1-1 The permittee, his agents, and servants shall comply with all the applicable terms, conditions, provisions, requirements, Standards and Specifications of this Ordinance.

5.1-2 The permittee, his agents, and servants shall faithfully complete the work for which the permit is issued.

5.1-3 The permittee, his agents, and servants shall save harmless St. Mary's County from any expense incurred through the failure of the permittee, his agents, and servants to complete the work as required by this Ordinance, or from any damages growing out of the negligence of the permittee, or his agents, or servants.

5.2 Performance Bond: A cash or corporate bond or an irrevocable letter of credit issued by a financial institution approved by the County equal to the total cost of the project as estimated by the Engineer, including an additional 10% of

the cost for contingencies shall be furnished by the applicant conditioned upon the satisfactory completion of all work covered by the permit. Upon acceptance by the Board of the work covered by the permit, the Engineer shall certify such performance bond as being discharged.

5.3 Cash Agreements: In lieu of filing a cash or corporate bond as required by Paragraph 5.2 of this Section, any person may enter into an agreement with the County, such agreement to be approved by resolution of the Board, providing that the permittee shall deposit in a depository approved by the County, such sum of money as is estimated by the Engineer to be the total cost of the project. The agreement shall itemize the several phases of the work or construction. Upon completion of each step or phase, the permittee shall notify the Engineer that he is ready for an inspection. The Board of County Commissioners is hereby authorized to refund to the permittee any installment due under the terms of the agreement upon receipt of a certificate signed by the Engineer, certifying that the work has been performed by the permittee according to Standards, Specifications and minimum requirements of this Ordinance, including any exception granted pursuant to Section 10.0 hereof, and that the permittee is entitled to the installment due for completion of such work. Upon final completion of all work for which the permit is issued, a final certificate shall be issued and, upon acceptance of the road by the Board, the final payment shall be made to the permittee. The final draw of payment under the terms of the agreement shall in no event be less than 25% of the total cost of the project.

5.4 Bond Acceptance: Before acceptance, all bonds, irrevocable letters of credit or acceptable assignment of funds shall be approved by the Engineer, the County Attorney and the County Commissioners. All bonds, irrevocable letters of credit or assignment of funds covering construction filed hereunder shall be released upon, but not before acceptance of the completed road by the County in accordance with Section 8.0 hereof.

6.0. DESIGN AND CONSTRUCTION STANDARDS

6.1 General: All construction shall conform to the requirements of these Rules and Regulations and to the "Specifications and Standards for Highway and Street Construction" for St. Mary's County. The Engineer shall be responsible for the interpretation of the "Specifications and Standards".

6.2 Standards: The Design and Construction Standards following herewith and as contained in the "Specifications and Standards for Highway and Street Construction" are hereby prescribed. They may from time to time be amended or revised by official action of the Board, upon recommendation of the Engineer.

6.3 Storm Drainage: The construction of an adequate storm water drainage system and/or facilities conforming to the "Specifications and Standards for Highway and Street Construction" shall be required in all cases.

6.4 Curb and Gutter and Sidewalks: Concrete curb and gutter and sidewalks shall be required along any road where the majority of the individual lots abutting on such road have a frontage of less than 150 feet, or where any road abuts property being developed for multi-dwelling residential use which is not being subdivided into individual building lots, or where urban construction is required by traffic conditions, as determined by the Engineer.

6.5 Connecting Road: No road, separated from a County maintained road or a road maintained by any other public agency shall be improved or accepted by the Board unless a suitable connecting road to the existing road be improved.

6.6 Grade: All grades shall conform to the "Specifications and Standards for Highway and Street Construction".

6.7 Alignment: Roads shall be centered in the dedicated public right-of-way wherever possible.

6.8 Widths: Roads shall conform to the requirements of width, curb and gutter, and sidewalks as contained in "Specifications and Standards for Highway and Street Construction".

6.9 County Roads: The developer is responsible for constructing curb and gutter, sidewalks, storm drainage, pavement widening, driveway aprons, and sod adjacent to existing County roads as to the portion of same the development fronts on if he proposes development of the adjacent property. The level of improvements shall be determined by the classification and function of the road the development fronts on.

6.10 Driveway Entrances:

6.10-1 Driveway entrances shall be placed to obtain the optimum or at least minimum sight distance.

6.10-2 Driveway entrances to residential properties shall be according to the standard driveway design. No residential driveway apron shall be constructed in, or partially in any intersection curb fillet.

6.10-3 Driveway entrances to commercial or industrial property shall comply with the standard State Highway Administration driveway design.

7.0 CONSTRUCTION AND MAINTENANCE REQUIREMENTS

7.1 Inspection:

7.1-1 Inspection services will be maintained at all times by the Engineer to assure compliance with the permit.

7.1-2 The permittee shall notify the Engineer at least two (2) days before commencement of any construction thereunder, and in the event that there is an interruption of the work for a period of more than thirty (30) days, then the permittee shall notify the Engineer at the end of each interruption of his intent to actively resume operations.

7.1-3 No paving, curb and gutter or sidewalk construction or driveway entrances shall be started unless there has been a final inspection and approval of the subgrade.

7.1-4 The permittee and his agents, servants, and subcontractors shall comply with all requirements of the Engineer pertaining to public safety and the avoidance of unnecessary inconvenience to the public during construction and compliance with the Specifications.

7.1-5 The construction work materials, plans and specifications shall at all times be open to and available for inspection by duly authorized officials and employees of the County.

7.2 Construction Requirements:

7.2-1 All roads to be constructed shall be graded to the full width of the right-of-way.

7.2-2 Earthwork shall include clearing and grubbing, the removal and replacement of all unsuitable material, and the proper preparation of subgrade.

7.2-3 Where necessary, adequate underdrains shall be installed as directed.

7.2-4 No work on road pavement shall be started until all underground utilities proposed to cross said road have been installed and properly backfilled.

7.2-5 All materials used in construction shall conform in every detail to County Standards and Specifications or as otherwise approved and accepted by the Engineer.

7.2-6 The permittee shall be responsible for the maintenance of vehicular and pedestrian traffic on the roadway, and shall provide materials, labor and equipment as necessary to properly maintain traffic. Excavations or other hazards shall be properly barricaded at all times and lighted at night and proper connections shall be made to drives and walks at occupied residences. The permittee is required to keep the roadway shaped up by blading, as necessary, and to correct

muddy or soft subgrade by placing temporary gravel or stone. The permittee is responsible for plowing snow sufficiently to maintain access to inhabited residences or other facilities until the road is finally accepted by the County. It shall be the responsibility of the permittee to remove any dirt and debris deposited on streets in and adjacent to the work area during the construction period.

7.2-7 A thick stand of permanent grass shall be obtained by seeding or sodding. For seeded areas there shall be at least 2 inches of topsoil.

7.2-8 Street signs shall be erected at all intersection. These signs shall show the names of intersecting streets and be of durable metal construction conforming to the County Standards.

7.2-9 Barricades shall be erected of an approved design.

7.2-10 UTILITY CUTS:

(a) No public utility or other person or organization shall cut into the surface of any road in the County Highway Maintenance System until a permit for same has been issued by the Engineer and essential notice has been given in writing to the Engineer of the location, nature, extent of the cut, and the length of time it will be open.

(b) In case of an emergency cut, notice shall be given as soon as possible, but not more than 48 hours after it is made.

(c) In case of any cut, the person or organization making it shall be responsible for restoring the roadbase and surface to its former condition, and repairing paving failures and settlements due to the utility cut. Repairs to cut areas shall be made in conformance with the applicable standards and specifications.

8.0 APPROVAL AND ACCEPTANCE

8.1 Final Approval: Final approval of construction work under any permit shall be given by the Engineer after a field inspection shows to his satisfaction that the work conforms in all respects with the permit, and includes all work required thereby.

8.2 Acceptance: Final approval shall be certified to the Board by the Engineer. Actual acceptance into the County Highway Maintenance System for perpetual maintenance shall be only by Order of the Board in each individual case.

8.3 Partial Acceptance: Final approval of a part, less than all, of the work covered by a permit may be requested, and given, and such approved part may be accepted by the Board but no bond shall be released before all work called for by the

permit is completed, unless another bond is posted to cover the remaining work. This bond will only be accepted on work that cannot be completed due to extenuating circumstances to be determined by the Engineer as specified under Paragraph 5.2.

9.0 SPECIAL CONDITIONS

No attempt has been made to standardize any construction on rights-of-way other than those mentioned herein. However, each problem will be studied by the Engineer as an individual case and solution will be given for the special conditions. This applies to bridges, culverts, and other structures and their appurtenances, or such conditions encountered on or contiguous to the project.

10.0 EXCEPTIONS

10.1 Where any person has commenced construction prior to the effective date of this Ordinance for the construction of a road, such person may complete the work under existing provisions or policy, provided that such work is completed within nine (9) months from the effective date of this Ordinance. If the road is not completed within nine (9) months from the effective date of this Ordinance, a Permit shall be required and will be issued upon application for the completion of the work, which work may be completed in accordance with the previously approved standards.

11.0 PENALTY

The Engineer shall note all violations of or failure to abide by the terms of this Ordinance by service of a STOP WORK ORDER on any person, firm, or corporation in violation.

Any person, firm, or corporation who shall violate any of the provisions of this Ordinance or fail to comply with any of the requirements thereof, or who shall improve any road in violation of any plan submitted or permit issued hereunder, shall be guilty of a misdemeanor and shall be liable to a fine of not more than \$100.00.

Each day such violation shall be permitted to exist shall constitute a separate offense.

In addition to other remedies, the County Commissioners of St. Mary's County, Maryland may institute injunction, mandamus, abatement, or other appropriate action or proceedings to compel

compliance with the provisions of this Ordinance.

12.0 APPEAL

Any person aggrieved by any decision of the Engineer or any agency acting under the provisions of this Ordinance may within thirty (30) days of the notice of the Engineer's decision request a hearing before the Board of County Commissioners. Any person aggrieved by the action of the Board of County Commissioners may appeal to the Circuit Court within thirty (30) days of the notice of the Board's decision.

13.0 VALIDITY

Should any Court Jurisdiction deem any section, paragraph, sentence or phrase of these regulations invalid, it shall apply only to the part or parts declared invalid and not to the entire Ordinance.

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ST. MARY'S COUNTY
SPECIFICATIONS AND STANDARDS
FOR
HIGHWAY AND STREET CONSTRUCTION

BOARD OF ST. MARY'S COUNTY COMMISSIONERS

OFFICE OF COUNTY ENGINEER

Adopted by Resolution No. 76-7
April 7, 1976

BOOK 001 PAGE 461

ST. MARY'S COUNTY
SPECIFICATIONS AND STANDARDS
FOR HIGHWAY AND STREET CONSTRUCTION

1.0 PURPOSE

The purpose of these Specifications is to establish Design Criteria and Specifications for the planning, construction, improvement, maintenance, and repair of public roads, including sidewalks, curbs and gutters, and storm drainage facilities.

2.0 INTERPRETATION OF STANDARDS

The provisions of these Specifications in their interpretation and application shall be construed as minimum requirements. Should any requirement of these Specifications be found to be in conflict with those imposed by other provisions of law, the more restrictive or higher standards shall prevail.

3.0 APPLICABLE DOCUMENTS

3.1 The following publications shall be referred to as necessary in the design of St. Mary's County's Roadways.

3.1.1 Zoning Ordinance of St. Mary's County, as amended.

3.1.2 St. Mary's County's Subdivision Regulations and Procedures as amended.

3.1.3 Sedimentation Control Ordinance for St. Mary's County adopted July 1, 1971, as amended.

3.1.4 Maryland State Highway Administration; Interim Hydraulic Criteria for Design of Highways as amended (for design of open drainage systems).

3.1.5 County of Anne Arundel, Design Manual, July, 1972; as amended (for design of closed drainage systems).

3.1.6 Maryland State Highway Administration; Specifications for Materials, Highways, Bridges and Incidental Structures, March, 1968, as amended (for construction methods and material).

3.1.7 Maryland State Highway Administration; Book of Standards, January 1, 1970, as amended (for construction detail).

3.1.8 Maryland State Highway Administration; Rules and Regulations for Commercial, Subdivision, Industrial and Residential entrances to State Highways, 1975 as amended.

3.1.9 "A Policy on Geometric Design of Rural Highways" by the American Association of State Highway Transportation Officials (AASHTO).

3.1.10 "A Policy on Design of Urban Highways and Arterial Streets" (AASHTO).

3.1.11 Highway Capacity Manual - Highway Research Board Special Report 87, prepared by the National Academy of Sciences, National Research Council Publication 1328.

3.1.12 Manual on Uniform Traffic Control Devices for Streets and Highways, U. S. Department of Transportation, Federal Highway Administration.

3.2 If a conflict should exist between these Specifications and the provisions of other County Ordinances and Regulations, the highest standards shall apply.

4.0 DESIGN SPECIFICATIONS AND STANDARDS

4.1 General

4.1.1 No construction (i. e. grading, etc.) or the installation of utilities will be permitted in the bed of any proposed street until the street grade has been officially established, plat of same approved by the County Engineer, and a road construction permit is obtained.

4.1.2 All land within the right-of-way and all construction casements (slope, drainage, etc.) shall be graded and stabilized using methods and materials which will insure stabilization and practicality of maintenance. Methods and materials shall be specified.

4.2 Street Classification

4.2.1 Design standards are hereby issued for the following functional classifications of streets and correspond to those classifications presented in the plates contained herein.

(A) Place - a short cul-de-sac or court.

(B) Lane - a cul-de-sac or street, the primary purpose of which is to provide access to and from adjacent dwellings to a higher functional type street. Occasionally a lane will connect with two or three small places or lanes. Lanes do not accommodate through traffic movement.

(C) Alley - a narrow roadway for access to the rear of commercial, multi-family or industrial structures.

(D) Minor Local - provides access to places and lanes, and conducts traffic to a higher functional type street.

(E) Major Local - a street which, in addition to providing access to properties abutting thereon, carries traffic to an activity center or higher classification street. It may be a loop street or may link local and/or collector streets.

(F) Minor Collector - a principal traffic artery within residential areas which may provide routes to local facilities, serves as the main entrance to a sizeable development, or a combination of developments.

(G) Arterials - higher functional type of streets, i. e., not meeting functional definitions herein specified, shall meet requirements set by the County Engineer with consideration of the Comprehensive Development Plan, Maryland D.O.T. Standards, accepted design manuals, and transportation-traffic requirements projected for the site and area in question.

4.2.2 Rural vs Urban Classification

(A) Rural - a residential development density of one (1) dwelling or less per acre shall be referred to within these Specifications and Standards as rural.

(B) Urban - a residential development density exceeding one (1) dwelling per acre shall be referred to as urban.

4.3 Roadway Typical Section

4.3.1 Soil Conditions: Standards for construction of pavement sections as set forth herein are based upon a minimum subgrade value of CBR 5, (California Bearing Ratio). Where the subgrade is less than CBR 5, reinforcing of sections will be required as directed by the County Engineer.

4.3.2 Paved driving surfaces shall be crowned with a pitch from centerline of pavement to edge of pavement of $\frac{1}{4}$ " to 1' (2%). Gravel shoulders shall be graded to a pitch of $\frac{1}{2}$ " to 1' (4%), from edge of pavement to edge of shoulder. Turf shoulders shall be graded to a pitch of $\frac{3}{4}$ " to 1' (6%).

4.3.3 Sidewalks shall be provided along all streets within urban areas. Within rural communities, sidewalks shall be required along those streets used for pedestrian access to schools, parks, and shopping areas.

4.3.3.1 Where a pedestrian walkway system will be superior to traditional sidewalks in terms of safety, accessibility to all lots in the development, and physical design factors; a pedestrian walkway system may be approved.

4.3.4 Typical Street Sections and Road Design Standards as depicted on plates contained herein are to be complied with in the design and construction of streets. Any need to modify these typical sections shall be authorized upon the recommendation of the County Engineer and the approval of the Board of County Commissioners.

4.4 Horizontal Alignment (Curvature)

4.4.1 The minimum stopping sight distance for the various functional classifications of streets shall be as depicted on tables contained herein.

4.4.2 Curves shall have sufficient length to provide a smooth flowing alignment where possible (200 to 300 ft. minimum).

4.4.3 Horizontal curve data shall be computed by the arc definition of a circular curve.

4.4.4 A tangent length of at least 100' shall be used between reverse curves except in unusual situations.

4.4.5 Tangents should not be introduced between two curves in the same direction unless the length of the tangent is greater than 500'.

4.5 Vertical Alignment (Grade)

4.5.1 The maximum grade of streets shall be as indicated on tables contained herein.

4.5.2 The minimum grade along rural streets shall be three quarters percent, (0.75%), and one-half percent (0.50%) along urban streets.

4.5.3 Vertical curve lengths shall be designed to provide at least the minimum stopping sight distance required for the road design speed. Crest vertical curves shall be designed for a minimum design speed of 30 MPH.

4.5.4 Vertical curves shall be used in changes of grade exceeding one percent, (1%), minimum length of vertical curves shall be one hundred (100'), grade breaks are to be shown profile and high points to be shown in plan.

4.6 Street Intersections

4.6.1 "Standards for Street Intersections" are depicted on plates contained herein.

4.6.2 Right angle intersections shall be used whenever practical. No street shall intersect any other street at less than a seventy-five degree (75%) angle.

4.6.3 Minimum stopping sight distances shall be provided at all intersections. No proposed street shall be permitted to intersect an existing County road at a location that would result in undue interference with or hazard to the free movement of normal traffic.

4.6.4 Approach grades to all street intersections shall be given careful consideration. The grade of the preference street shall be continued through the intersection and the approach grades of the non-preference street shall provide for a minimum leveling area of at least 75 feet (measured from the intersection of the centerlines) within which the grade shall not exceed a maximum of four percent (4%). In cases where the intersection involves collector or arterial type streets, the design criteria established by the State Highway Administration and contained in the Rules and Regulations for Commercial, Subdivisions, Industrial, and Residential Entrances shall apply.

4.6.5 Acceleration, deceleration, channelization, and bypass lanes at an entrance to or within a proposed development may be required. The necessity for such shall be based upon the ultimate size of the proposed development, and the potential function of the streets and roads.

4.6.6 Streets shall not normally intersect roads classified as Minor Collector at intervals less than 750 feet.

4.7 Superelevation

4.7.1 Horizontal curves of streets in subdivisions or commercial and industrial developments shall not normally be superelevated.

4.7.2 The maximum rate of superelevation for streets shall be six percent (6%).

4.7.3 Superelevated pavements shall be rotated around the centerline, except where this procedure would adversely affect adequate storm drainage design.

4.7.4 Normally two-thirds of the superelevation transition is accomplished on the curve. The design engineer shall provide the necessary superelevation tables.

4.8 Cul-de-Sacs and Tee Turn-Arounds

4.8.1 Permanent dead-end streets shall have a Cul-de-Sac constructed as shown on plates contained herein. A desirable maximum length for urban developments shall be 500 feet, and 1,000 feet for rural developments.

4.8.2 Temporary dead-end streets shall have a tee turn-around constructed in place of a cul-de-sac.

4.9 Entrances and Driveways

4.9.1 Driveways shall be constructed in accordance with plates entitled "Typical Driveway Section" as minimum requirements.

4.9.2 Commercial and Industrial entrances shall be constructed in accordance with State Highway Administration practices or as shown on plate(s) contained herein.

4.10 Curbs, Gutters, and Islands

4.10.1 Where required, concrete curb and gutter shall conform to the standards shown on plate(s) contained herein.

4.10.2 The minimum grade of a concrete gutter shall be one half of one percent (0.5%).

4.10.3 All islands must be concrete curbed. The pitch of the gutter plan may be reversed for drainage purposes, such as with a super-elevation section or the high side of a crown section at the median island.

4.10.4 Minimum curb tangent length between entrances and property lines shall be five (5) feet.

4.10.5 Minimum curb radius rounding shall be two and one half (2½) feet.

4.10.6 Valley gutters shall be used only where approved, but will normally be permitted where no more than 2 cfs flows across an intersection.

4.11 Cross Sections and Quantities:

4.11.1 When required, cross sections shall be taken at least every 50' and at all noticeable terrain breaks. The centerline and profile grade line shall be stationed correspondingly.

4.11.2 The design engineer shall provide quantity and construction cost estimates. These estimates shall include all quantities for grading, paving, curb and gutter, etc., and shall be tabulated as directed.

4.12 Street and Traffic Control

Street name signs and traffic control signs shall be installed by the developer as directed by the County Engineer. Installation shall be in accordance with the "Manual on Uniform Traffic Control Devices" as currently amended and the plates contained herein. Street name signs and appropriate traffic control signs must be installed prior to the issuance of a Certificate of Occupancy for any lot on that street.

4.13 Guard Railing

4.13.1 Guard railing shall be erected on roadways at points of extreme hazard to a vehicle leaving the travelled portion of the traffic way. Generally, this potential hazard develops at fills over eight feet (8') in vertical depth from the edge of the shoulder to the top of the slope when the slope ratio is steeper than 4 to 1.

4.13.2 Guard railing shall be placed as shown on the plates depicting "Typical Roadway Sections."

4.13.3 Where roadway construction ends in fill areas, guardrail W beam barricades shall be erected.

4.14 Shoulders

Where shoulders and open drainage sections are applicable, the shoulder section shall be as shown in the plates depicting Typical Sections.

5.0 CONSTRUCTION SPECIFICATIONS

5.1 General

5.1.1 All material specifications, methods of construction, and methods of measurement shall be in accordance with the "Specifications for Materials, Highways, Bridges and Incidental Structures," State of Maryland, March, 1968, as amended.

5.1.2 If in the event an item(s) proposed to be constructed is not contained in the State Highway Administration specifications, the Design Engineer shall submit special provisions to the County Engineer for approval.

6.0 STORM DRAINAGE

6.1 General

6.1.1 Storm water runoff is to be collected and conveyed in closed conduit systems (inlets, pipes and connectors) and open channel systems (ditches, streams, culverts, rivers, improved open channels).

6.1.2 Existing storm drainage system(s) which are considered inadequate to accommodate the proposed development must be improved prior to development.

6.1.3 Changes to the limits of natural drainage basins are prohibited and in general, runoff after development shall drain to the same outfall as before development.

6.2 Methods of Computation

6.2.1 In the design of a storm drainage system, the present runoff and future runoff from the development and from the area draining thereto shall be determined on the basis of full development of the watershed in accordance with current zoning for the area. A registered Professional Engineer or Land Surveyor, as appropriate, shall design the storm water system and certify that the system is adequate to collect and convey storm water runoff from the development and any area contributing thereto, and shall attest to the effects of the storm water runoff to neighboring lands. The following data shall be submitted:

(A) A map at a scale not smaller than one inch equals two thousand feet and or as otherwise specified, outlining the entire drainage area that contributes to the water courses which pass through the development. Also, a drainage

area map at a scale of 1" = 200' or larger showing the areas draining to each element of the proposed storm drain systems of the development.

(B) A plan showing the facilities to be provided along with flow data and computations developed in the design and the tentative layout of the drainage facilities.

(C) Runoff calculations and assumptions shall be provided in acceptable format for both closed and open systems, giving area, size, quantity, velocity, slope and depth of flows, and hydraulic gradient.

6.2.2 The rational method shall, unless otherwise approved, be used to determine quantities of storm water runoff. Normally, the 10 year frequency storm shall be used in the design for storm drainage. The time of concentrations and runoff co-efficients shall be determined in accordance with accepted practice and shall be based upon established sources considering topographic and ground cover conditions.

6.2.3 The minimum size of any culvert or storm drain shall be 18" x 11" or an equivalent size pipe.

6.2.4 Storm drains crossing water mains and sanitary sewers shall be constructed with a minimum clearance of twelve (12) inches. Clearance shall be measured between outsides of pipes. A minimum of six (6) inches base material shall be between a storm drain pipe and the surface material in a private driveway, and at least twelve (12) inches in a public street or roadway.

6.3 Closed Storm Water Runoff Systems

6.3.1 Closed runoff systems shall generally be required where curb and gutter (urban) street sections are required.

(A) Wherever possible existing natural drainage ways shall be preserved as a supplementary element to closed drainage systems. In all cases, closed systems shall discharge into existing natural drainageways as soon as is practical.

(B) Where, as a function of net development densities, closed drainage systems are not essential to serve portions of developments dedicated to permanent open space or portions developed at densities less than one (1) dwelling unit per acre, the use of existing natural or open ditch drainage way systems may be approved. This recommendation and approval shall be based upon findings that:

(a) Urban design solutions are not appropriate.

(b) Open system design is adequate considering existing and projected topographic and ground coverage conditions.

6.3.2 Closed systems shall be designed to carry 10 year frequency storms provided that surcharge overflow from 20 year

storms can be carried without damage in public streets, alley and rights-of-way to a suitable outfall. In sumps and other critical areas where overflow is not permissible, 20 year flows shall govern. The easement or "fee simple" right-of-way required shall extend at least five (5) feet beyond the outside limits of the pipe and shall in no case be less than twenty (20) feet in width.

6.4 Open Runoff Systems

6.4.1 Where development density is equivalent to one dwelling unit or less per acre, and the existing or modified natural channels can safely handle storm water runoff, an open system utilizing drainage ditches, culverts, and natural channels may be utilized. In certain cases, where quantity of flow, topographic, soil or natural channel conditions preclude open systems, then the system shall be fully or partially enclosed as required.

6.4.2 Normally open ditch and culvert systems shall be designed for a 10 year frequency storm; culverts in excess of 24" in diameter for a minimum 25 year storm.

6.4.3 For flood plains, bridges, major structures, stream channels, etc., the design criteria shall be established individually.

6.4.4 Roadside drainage shall not be disrupted by private driveways. A minimum 18" x 11" corrugated metal pipe (arch type) is required to permit the free flow of water at those points where a driveway intersects the roadside drainage way. Driveway culverts shall be designed for a ten (10) year storm. When a paved driveway is located near the crest of a vertical curve, valley gutters may be provided as approved.

6.4.5 The shape and length of culverts, and the grading of culvert inlets and outlets shall be designed to facilitate periodic maintenance to remove obstruction.

6.4.6 Where a development is traversed by a natural drainage course or stream, there shall be provided a drainage easement, a minimum of fifty (50) feet in width, conforming substantially with the line of such watercourse, for the purpose of maintaining, improving, or protecting such drainage facilities. This easement area shall be designed to the 100 year flood plain level.

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LIST OF TABLES

NO.	TITLE
1	Minimum Rural Road Design Standards
2	Minimum Urban Road Design Standards

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MINIMUM RURAL ROAD DESIGN STANDARDS

ROADWAY CLASSIFICATION	NUMBER OF LOTS SERVED	ROW (FT.)	MINIMUM DESIGN		SPEED LIMIT (MPH)	MINIMUM HORIZONTAL RADIUS (FT.)	MAXIMUM VERTICAL GRADE (%)	ACCESS CONTROL REQUIRED
			STOPPING SIGHT DISTANCE					
PLACE	1-12	50	150	125	20	125	8	
LANE	13-30	50	150	175	20	175	8	
MINOR LOCAL	31-50	50	200	290	25	290	8	
MAJOR LOCAL	51-100	60	200	430	25/30	430	8	
MINOR COLLECTOR	101-350	60	250	600	30/35	600	8	

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ENTRANCE PERMIT

TABLE 1

MINIMUM URBAN ROAD DESIGN STANDARDS

ROADWAY CLASSIFICATION	NUMBER OF LOTS SERVED	ROW (FT.)	DESIGN STOPPING SIGHT DISTANCE (FT.)	SPEED LIMIT (MPH)	MINIMUM HORIZONTAL RADIUS (FT.)	MAXIMUM VERTICAL GRADE (%)	ACCESS CONTROL REQUIRED
PLACE	1-12	50	150	20	125	8	
MINOR LOCAL	13-50	50	200	25	290	8	
MAJOR LOCAL	51-150	60	200	25/30	430	8	
MINOR COLLECTOR	151-350	60	250	30/35	600	8	

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ENTRANCE PERMIT

TABLE 2

LIST OF PLATES
STANDARD ROAD AND STREET DETAILS

NO.	TITLE
R-1	Rural Street, Typical Section - Place
R-2	Rural Street, Typical Section - Lane
R-3	Rural Street, Typical Section - Minor Local
R-4	Rural Street, Typical Section - Major Local
R-5	Rural Street, Typical Section - Minor Collector
R-6	Urban Street, Typical Section - Place
R-7	Urban Street, Typical Section - Minor Local
R-8	Urban Street, Typical Section - Major Local
R-9	Urban Street, Typical Section - Minor Collector
R-10	Minimum Standards for Street Intersections
R-11	Standard for Acceleration/Deceleration Lanes
R-12	Standard Cul-de-Sac
R-13	Standard Cul-de-Sac (Landscaped) and Standard "T" Turnaround
R-14	Typical Driveway Entrance (Rural)
R-15	Typical Driveway Entrance (Grass Shoulder)
R-16	Typical Driveway Entrance (Urban)
R-17	Utility Cuts
R-18	Sign Location - Rural Road
R-19	Sign Location - Urban Street

<u>NO.</u>	<u>TITLE</u>
D-1	Typical Sections, Sod Ditch and Outfall Channel
D-2	Typical Sections, Rip-Rap Ditch and Outfall Channel
D-3	Rainfall Intensity Chart
D-4	Rainfall Intensity Chart, 500 - 15,000 Acres
SC-1	Earth Outlet Sediment Trap
SC-2	Stone Outlet Sediment Trap

DITCH LINING (d) — determined by velocity (fps)

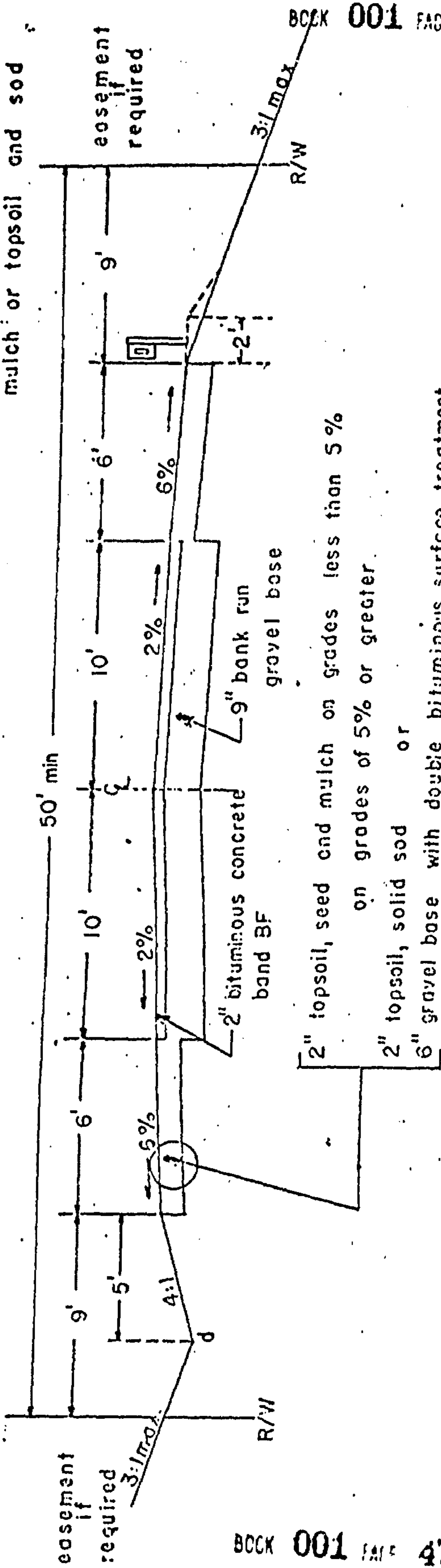
seed — $v < 2.5$

sod — $2.5 \leq v \leq 4.0$

concrete — $4.0 < v$
or rip-rap

GUARD RAIL — with fills 15' or greater
in height or in fills of 8' or
more with slopes steeper
than 4:1

TYPICAL EASEMENT — 2" topsoil, seed and
mulch or topsoil and sod



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RURAL STREET
TYPICAL SECTION
PLACE

REVISED:

R
T

DITCH LINING (d) — Determined by velocity (fps)

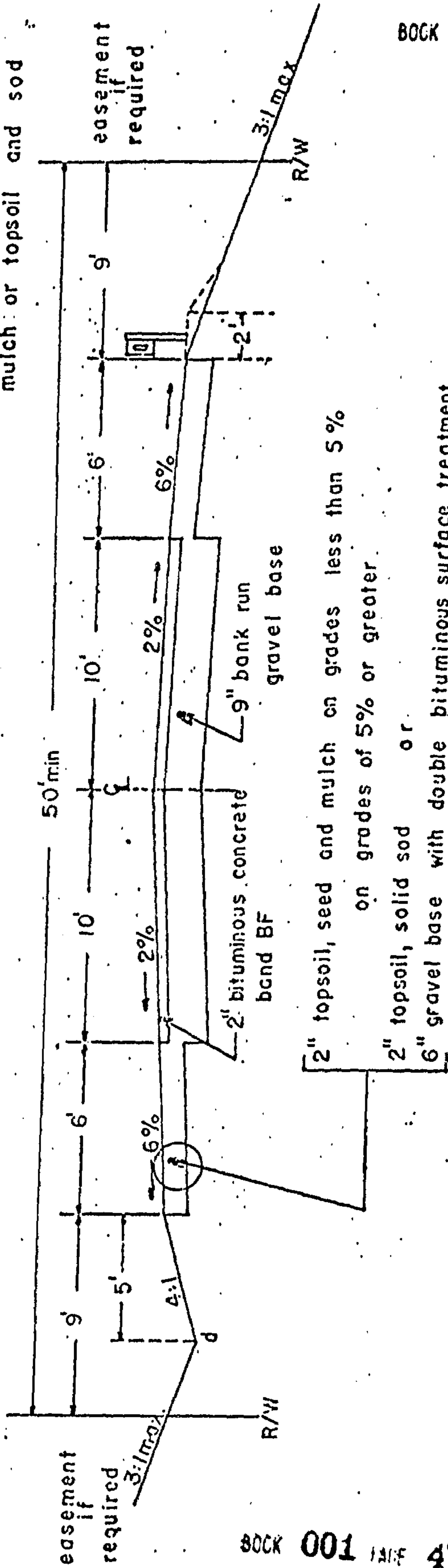
seed — $v < 2.5$

sod — $2.5 \leq v \leq 4.0$

concrete — $4.0 < v$
or rip-rap

GUARD RAIL — with fills 15' or greater
in height or in fills of 8' or
more with slopes steeper
than 4:1

TYPICAL EASEMENT — 2" topsoil, seed and
mulch or topsoil and sod



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RURAL STREET
TYPICAL SECTION
LANE

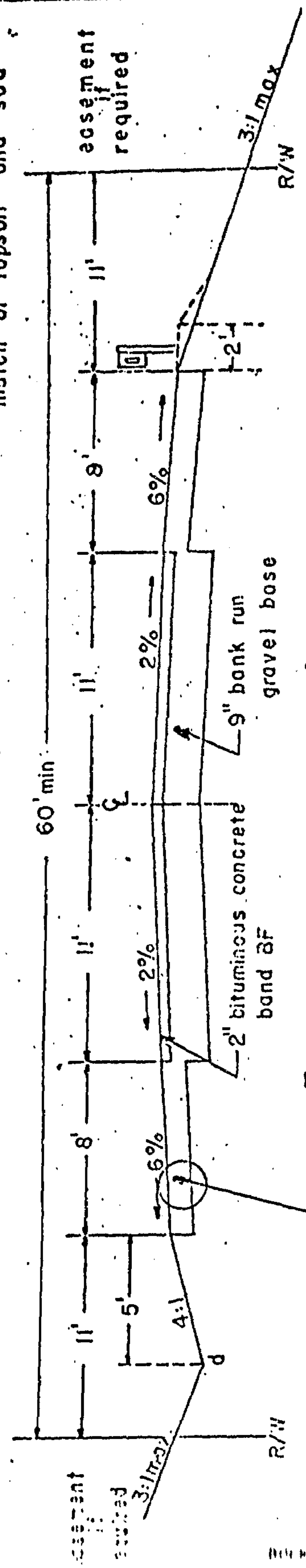
REVISED:

R/2

DITCH LINING (d) - determined by velocity (fps)

- seed - $v < 2.5$
- sod - $2.5 \leq v \leq 4.0$
- concrete - $4.0 < v$
- or rip-rap

GUARD RAIL - with fills 15' or greater
 in height or in fills of 8' or
 more with slopes steeper
 than 4:1
 TYPICAL EASEMENT - 2" topsoil, seed and
 mulch or topsoil and sod



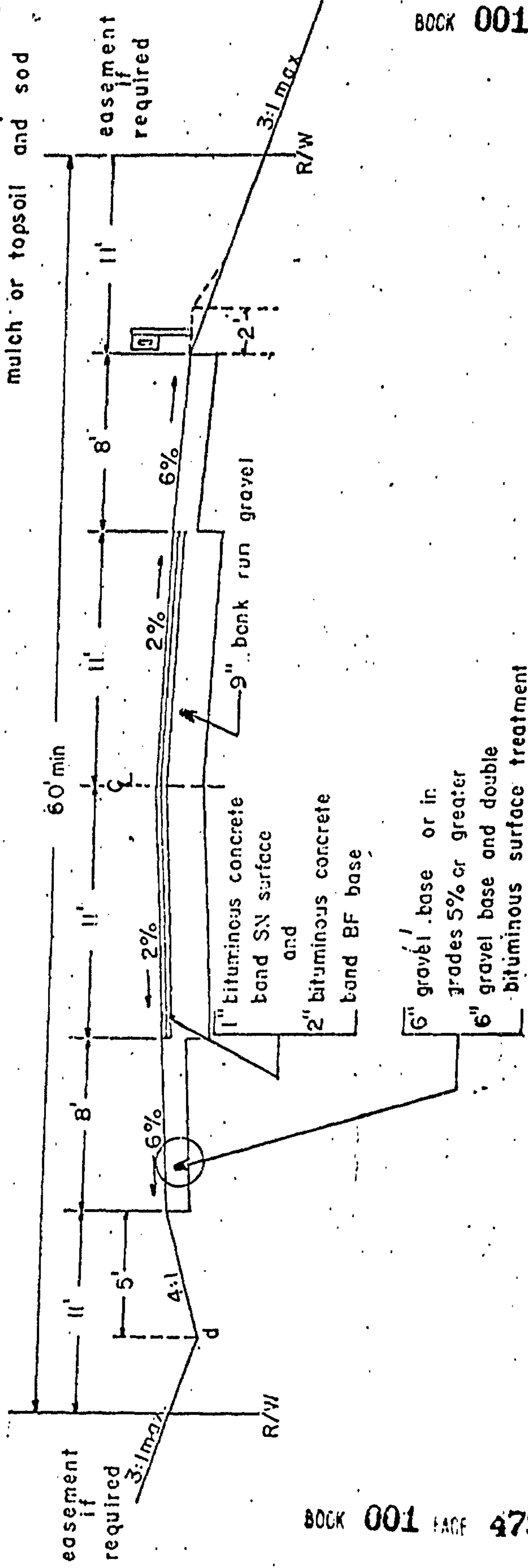
- 2" topsoil, seed and mulch on grades less than 5%
 on grades of 5% or greater
- 2" topsoil, solid sod or
- 6" gravel base with double bituminous surface treatment

ST. MARYS COUNTY OFFICE OF THE COUNTY ENGINEER	APPROVED:	RURAL STREET TYPICAL SECTION MAJOR LOCAL	REVISED:
	PRESIDENT BD. CO. COMM. COUNTY ENGINEER		

R/4

DITCH LINING (d) — determined by velocity (fps)
 seed — $v < 2.5$
 sod — $2.5 \leq v \leq 4.0$
 concrete — $4.0 < v$
 or rip-rap

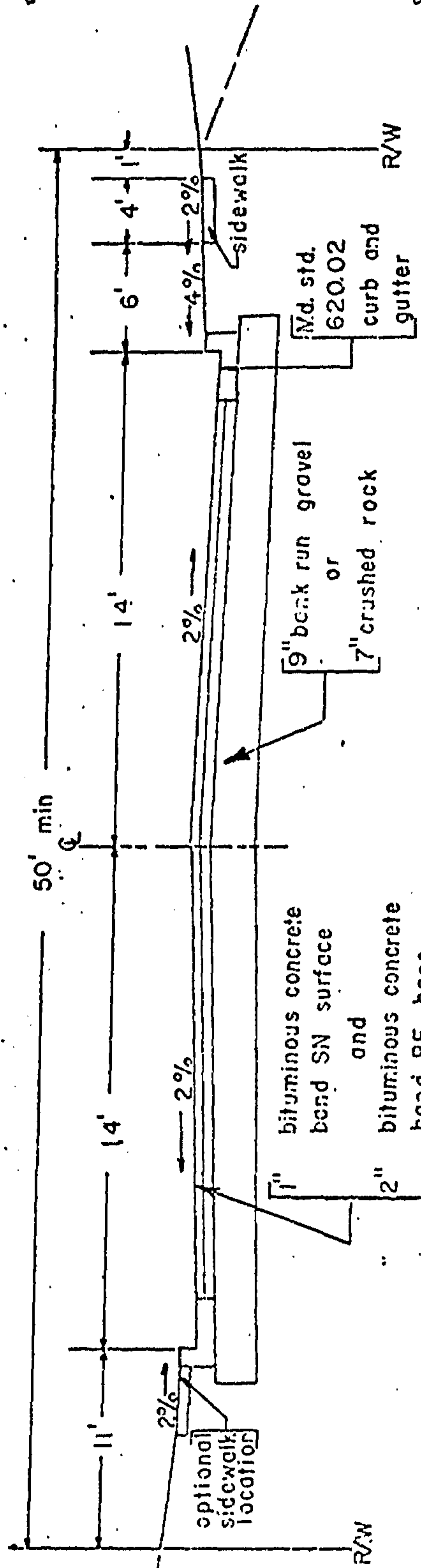
GUARD RAIL — with fills 15' or greater
 in height or in fills of 8' or
 more with slopes steeper
 than 4:1
 TYPICAL EASEMENT — 2" topsoil, seed and
 mulch or topsoil and sod



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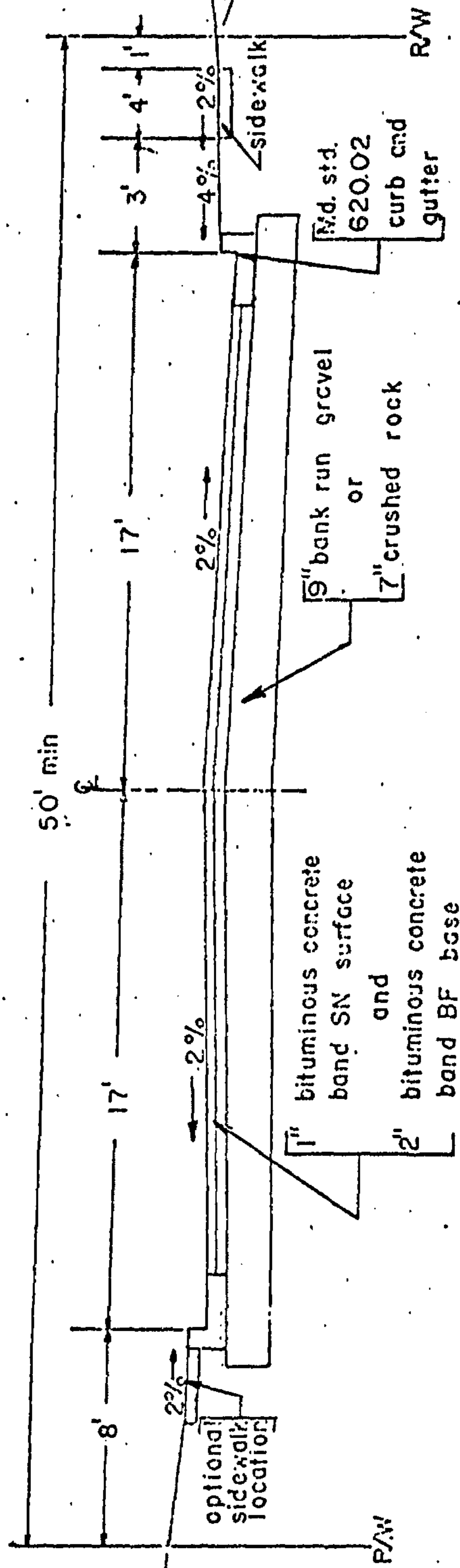
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	PRESIDENT BD. CO. COMM. COUNTY ENGINEER		
			R/5



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	PRESIDENT BD. CO. COMM. COUNTY ENGINEER			

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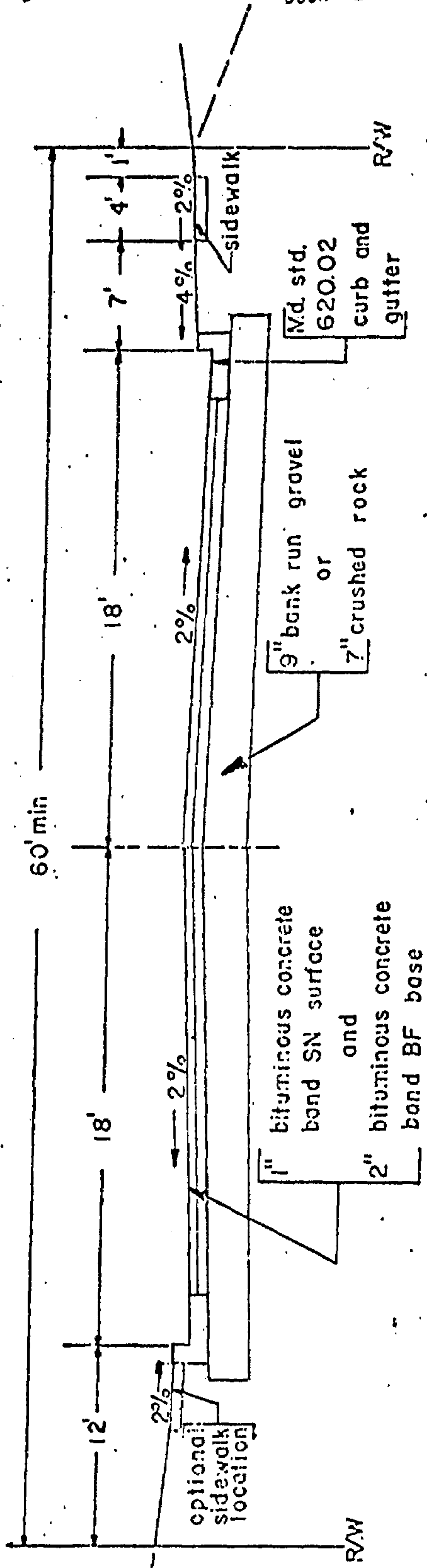
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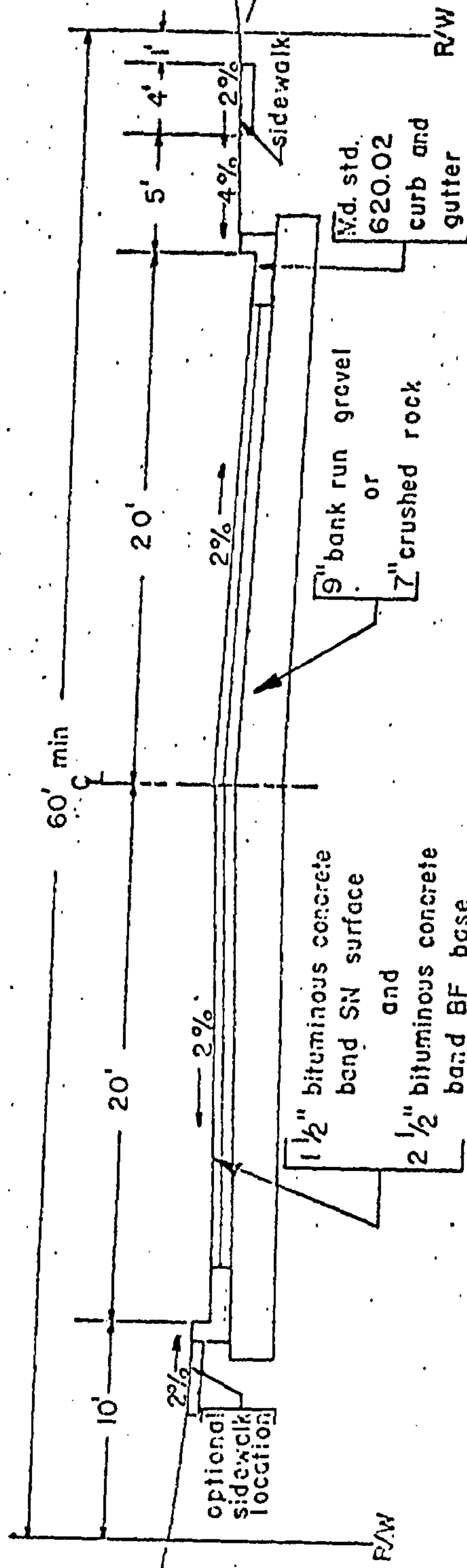
URBAN STREET
TYPICAL SECTION
MINOR LOCAL

REVISED:

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7



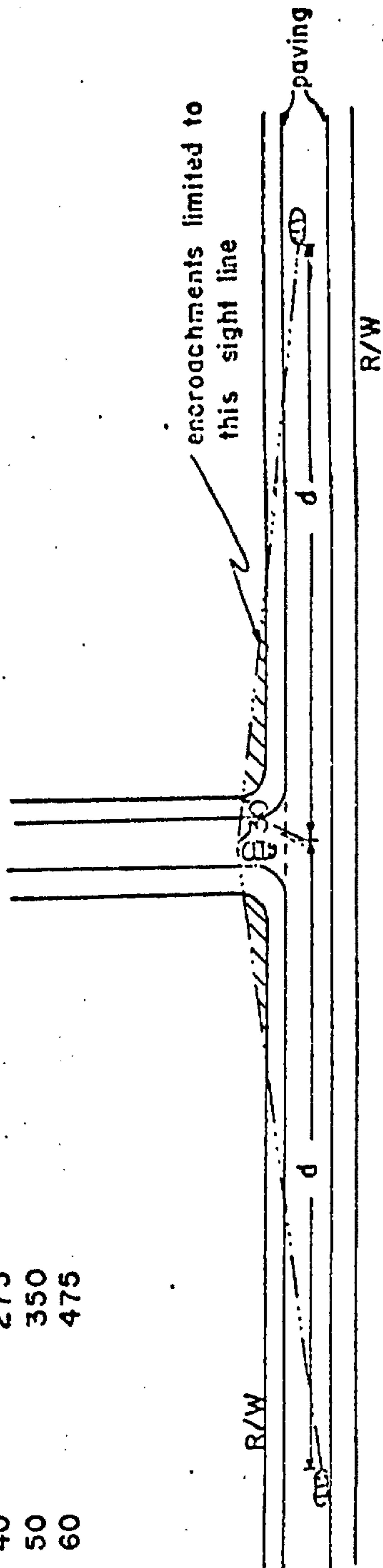
SE MARYS COUNTY OFFICE OF THE COUNTY ENGINEER	APPROVED PRESIDENT BD. CO. COMM. COUNTY ENGINEER	URBAN STREET TYPICAL SECTION MAJOR LOCAL	REVISED:	R / 8
	COUNTY ENGINEER		_____ _____ _____ _____ _____	



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	PRESIDENT BD. CO. COMM. COUNTY ENGINEER	URBAN STREET TYPICAL SECTION MINOR COLLECTOR	

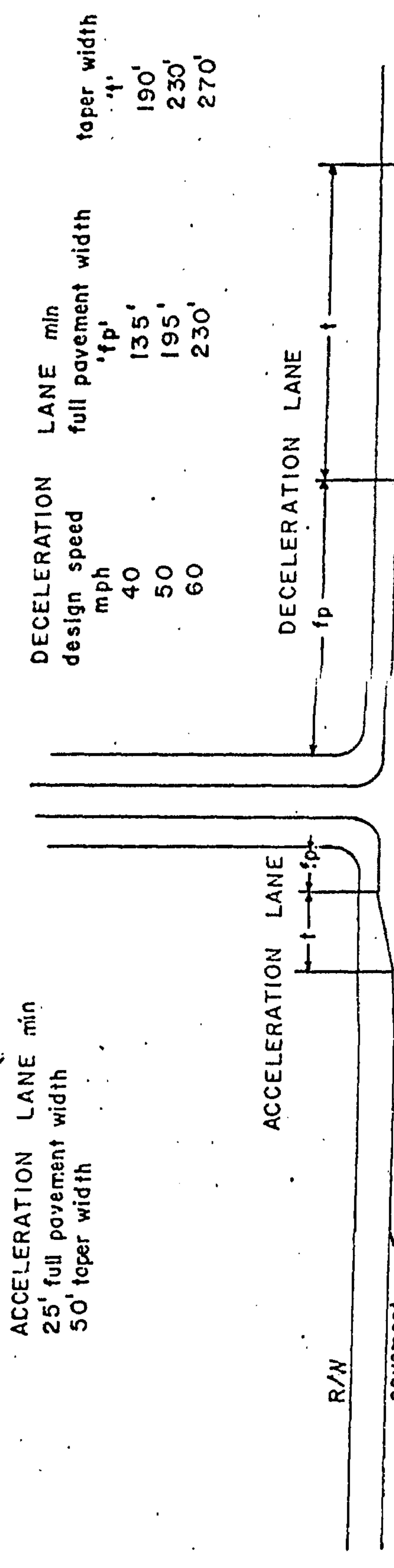
R/W: extra width R/W if required on owners side, to be decided to county.

design speed mph	stopping sight distance d, feet
30	200
40	275
50	350
60	475

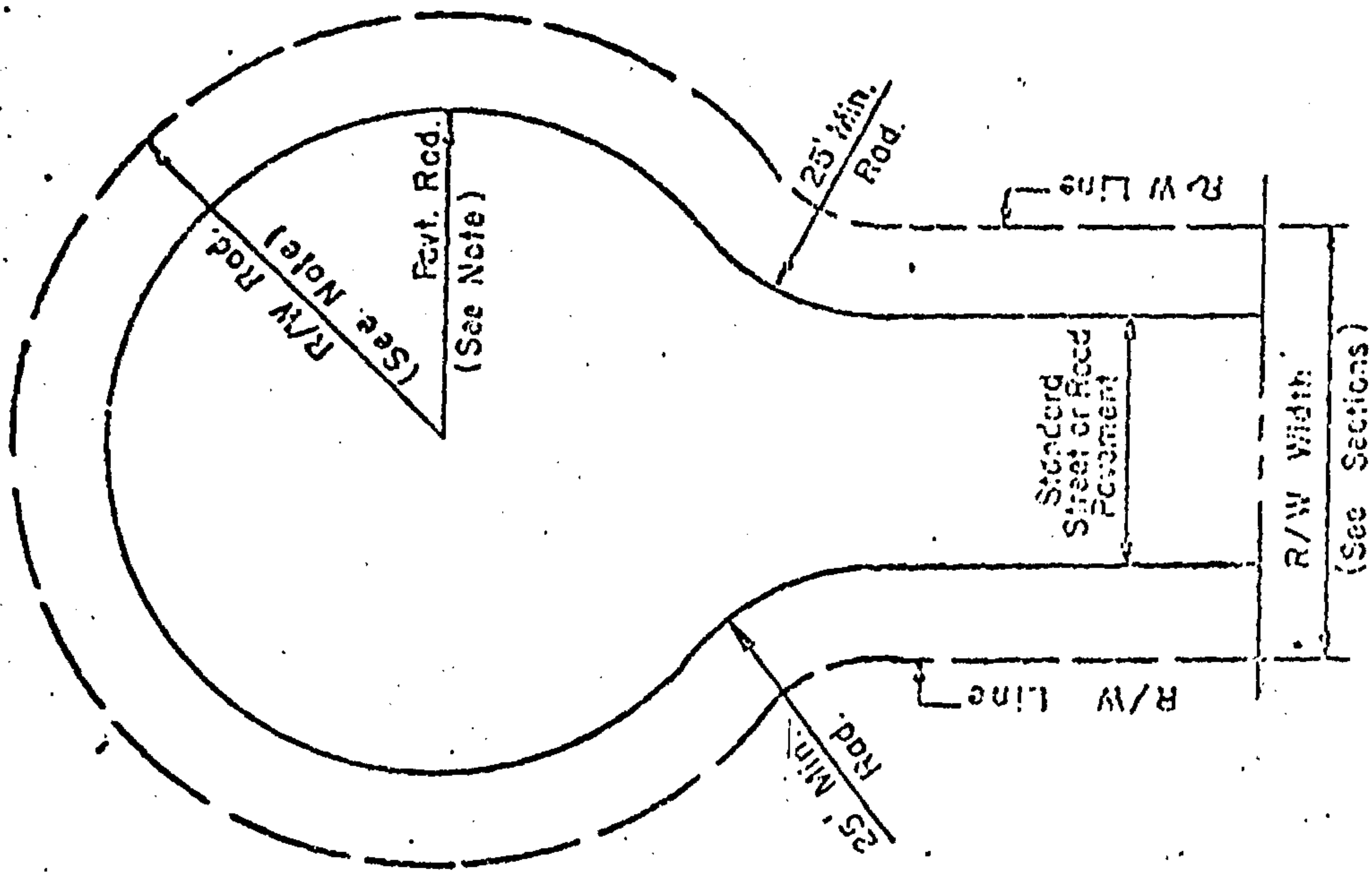


NOTES: A detailed plan and profile of the intersection of a proposed subdivision street with an existing County road shall be submitted with the plans and profiles. The detailed plan shall be to scale 1"=50'. A profile (1"=5') of the County road shall be shown a minimum d±50' to either side of intersection.

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	PRESIDENT BD. CO. COMM. COUNTY ENGINEER			



NOTES: RURAL ROADS
 R/W PAVING RADIUS
 50' 35'
 60' 40'

URBAN STREETS
 R/W PAVING RADIUS
 50' 40'
 60' 45'

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APPROVED

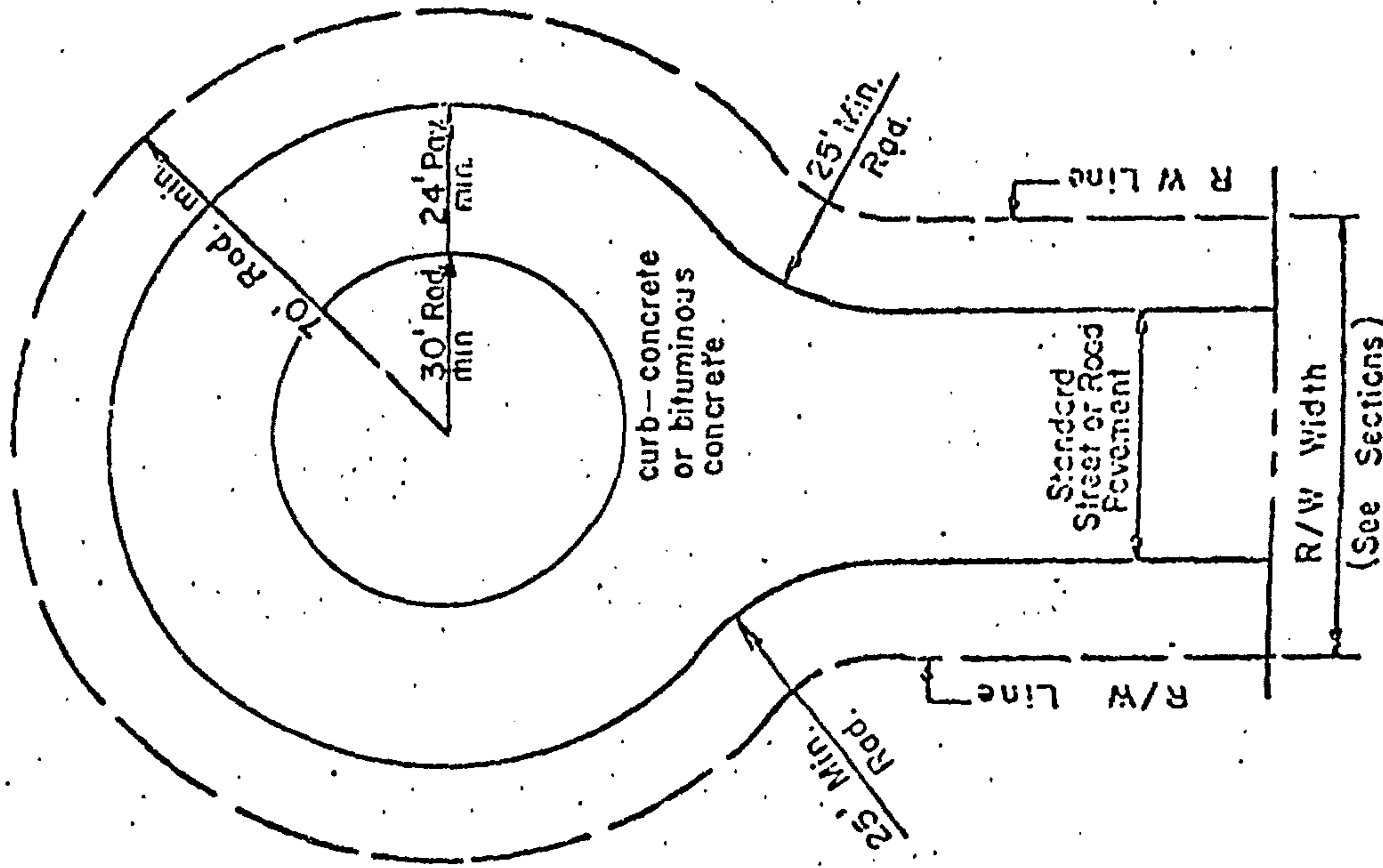
PRESIDENT BD. CO. COMM.

COUNTY ENGINEER

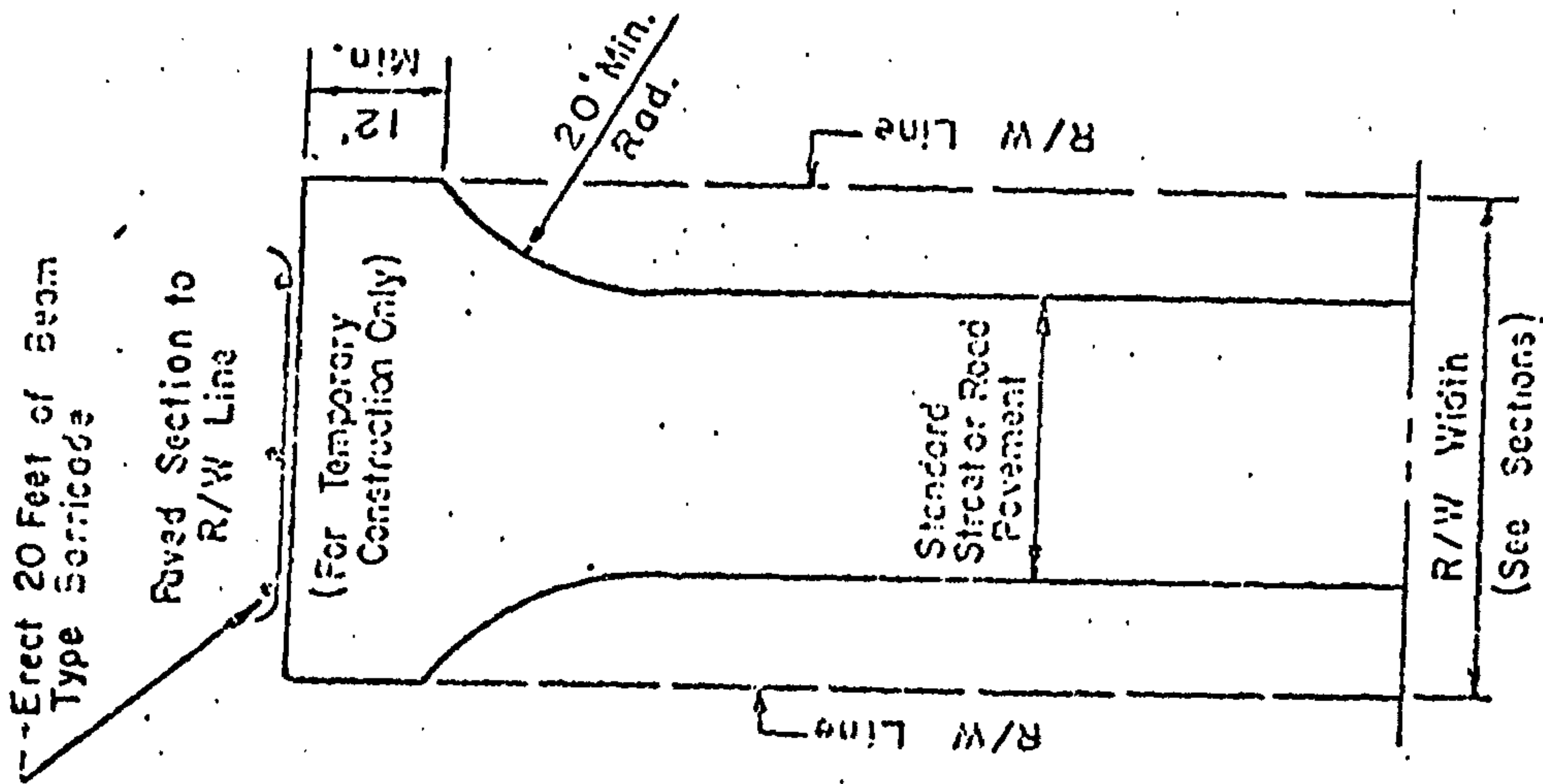
STANDARD
 CUL - DE - SAC

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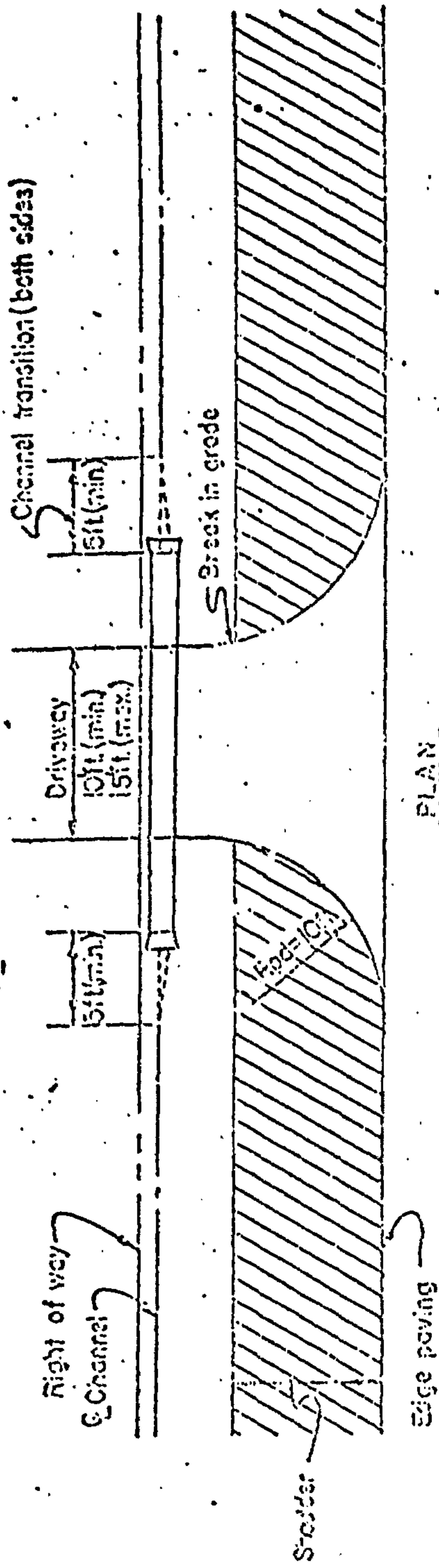


STANDARD 'T' TURNAROUND



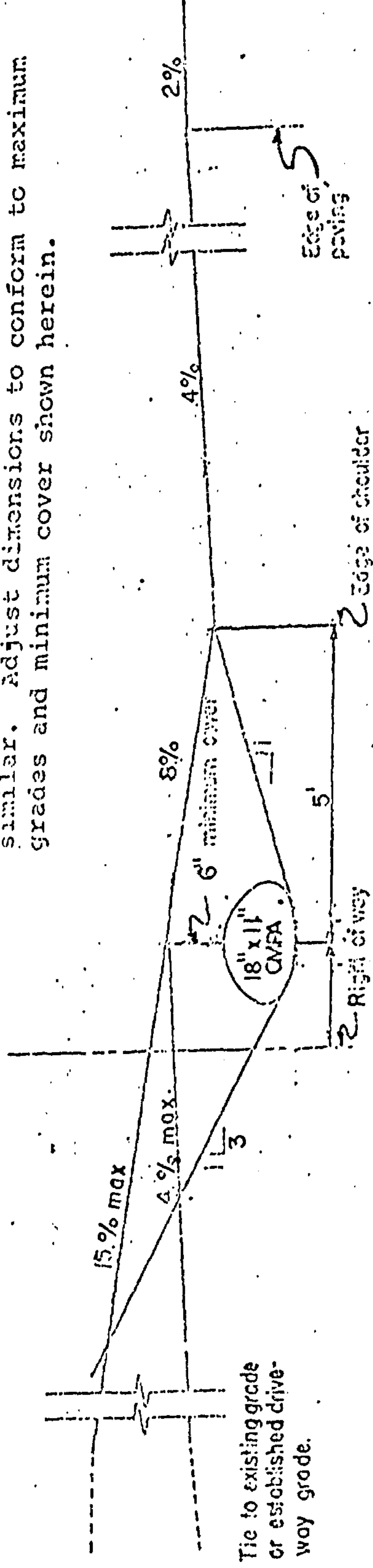
CUL-DE-SAC (LANDSCAPED)

ST. MARYS. COUNTY OFFICE OF THE COUNTY ENGINEER	APPROVED PRESIDENT BD. CO. COMM. COUNTY ENGINEER	STANDARD CUL-DE-SAC	REVISED:	R 13
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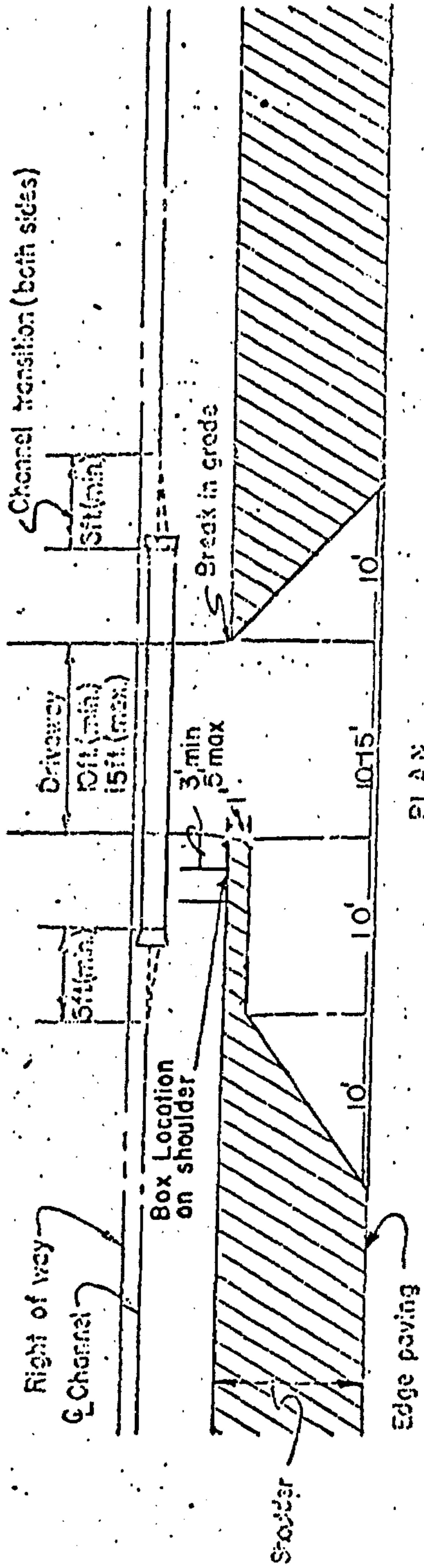


PLAN

- NOTES: 1. A minimum of 20 lin. ft. of CMPA (16 gauge minimum) to be installed. (18"X11" min)
2. Channel protection and velocity dissipators to be provided as required.
3. Driveway details for all other open sections to be similar. Adjust dimensions to conform to maximum grades and minimum cover shown herein.

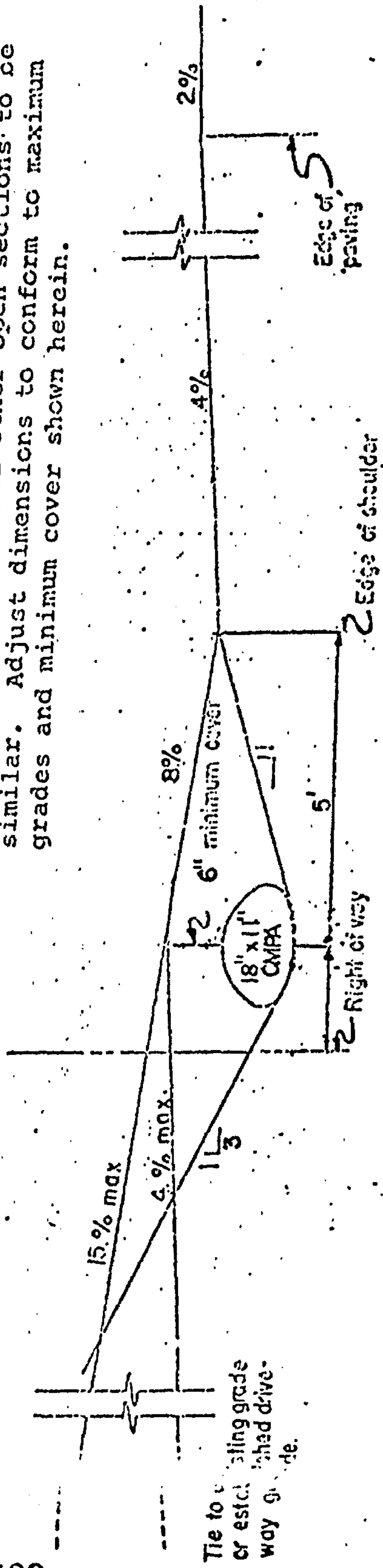


ST. MARYS COUNTY OFFICE OF THE COUNTY ENGINEER	APPROVED	TYPICAL DRIVEWAY ENTRANCE (RURAL)	REVISED:
	PRESIDENT BD. CO. COMM. COUNTY ENGINEER		
			R/14



PLAN

- NOTES: 1. A minimum of 20 lin. ft. of CMPA (16 gauge minimum) to be installed. (18"x11"min)
2. Channel protection and velocity dissipators to be provided as required.
3. Driveway details for all other open sections to be similar. Adjust dimensions to conform to maximum grades and minimum cover shown herein.

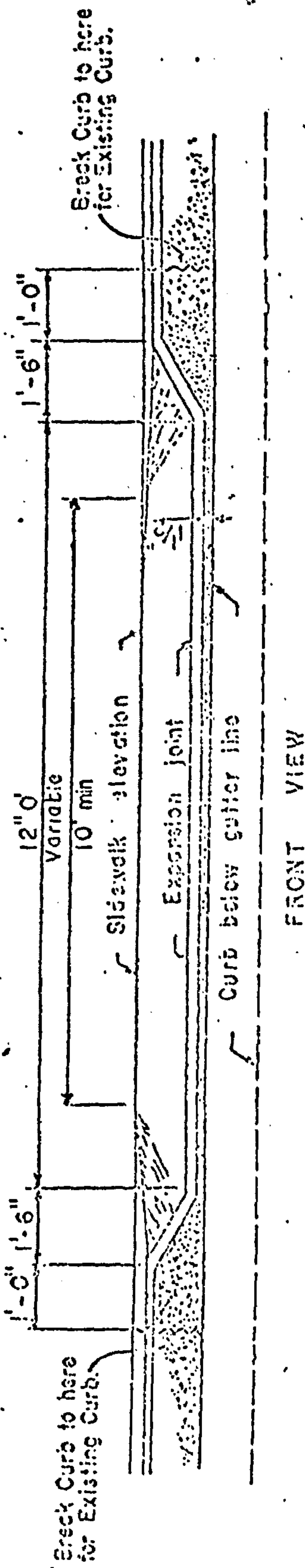


ST. MARY COUNTY
 OFFICE OF THE COUNTY ENGINEER
 APPROVED
 PRESIDENT BD. CO. COMM.
 COUNTY ENGINEER

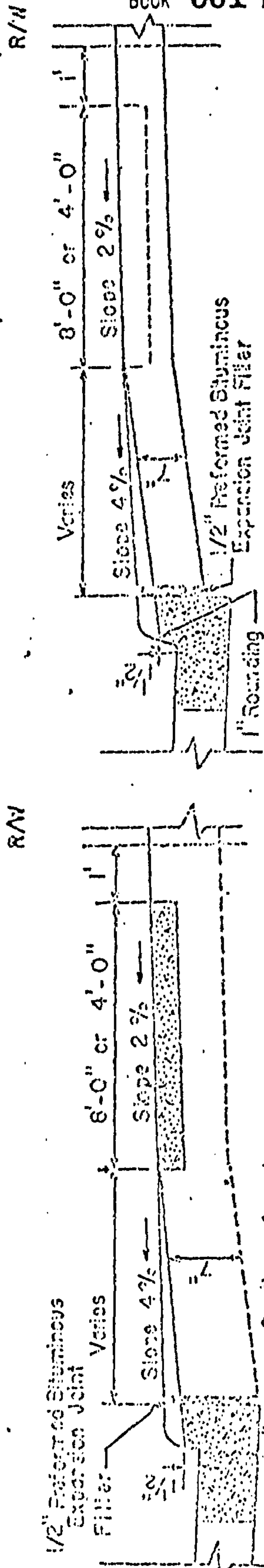
TYPICAL DRIVEWAY
 ENTRANCE
 (GRASS SHOULDER)

REVISED

R/15



BOOK 001 PAGE 490



SECTION - DRIVEWAY IN EXISTING CURB

SECTION DRIVEWAY IN NEW CURB

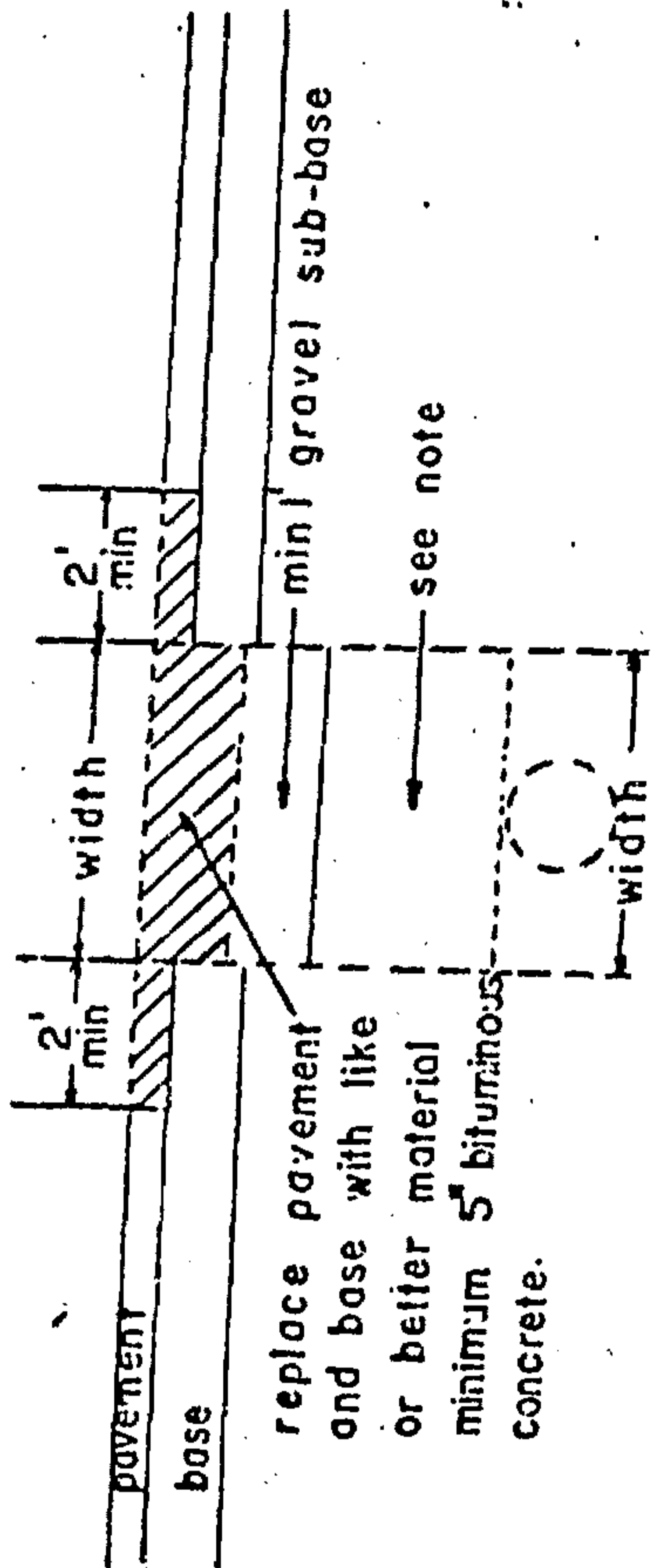
ST. MARYS COUNTY
OFFICE OF THE
COUNTY ENGINEER

APPROVED
PRESIDENT BD. CO. COMM.
COUNTY ENGINEER

TYPICAL DRIVEWAY
ENTRANCE
(URBAN)

REVISED:

R
16



NOTE: Backfill in trench shall be material removed therefrom or better and shall be thoroughly compacted in 6" layers by tamping or by some other approved method to within 1' of the top of subgrade. The remaining depth of the trench shall be filled with thoroughly compacted crushed stone, slag or gravel. Whenever sheeting or shoring is required to prevent cave-ins or bellying due to the depth of trench or type of material encountered, the sheeting, wherever found necessary, shall remain in place but cut off 1' below the bottom of the replaced surfacing.

UTILITY	COVER
telephone cable	24" min
electric cable	36" 6"±
sewer line	18" min &
water line	42" min
concrete, steel pipes	12" min
frost depth	18"

ST. MARYS COUNTY
OFFICE OF THE
COUNTY ENGINEER

APPROVED

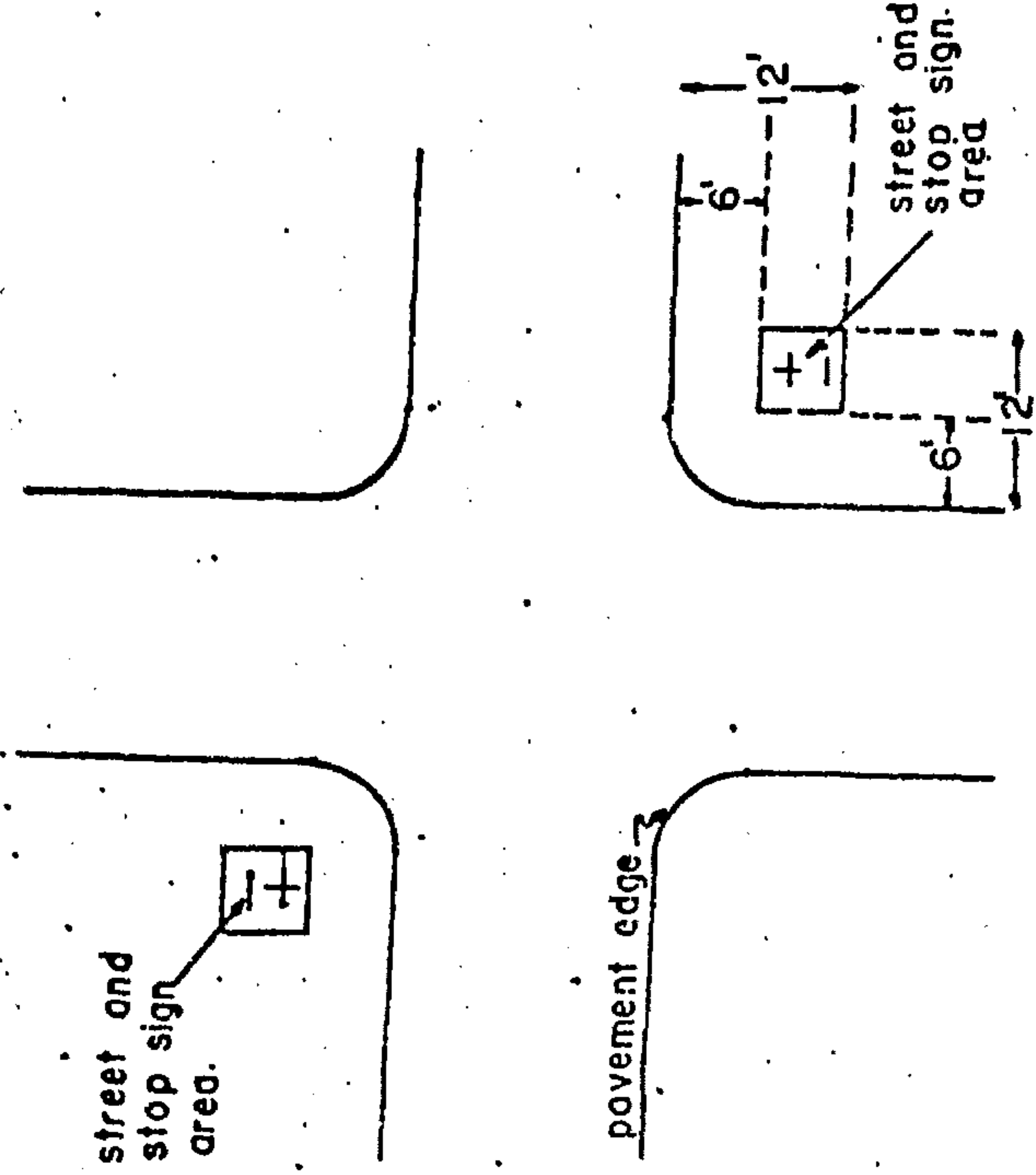
PRESIDENT BD. CO. COMM.

COUNTY ENGINEER

UTILITY CUTS

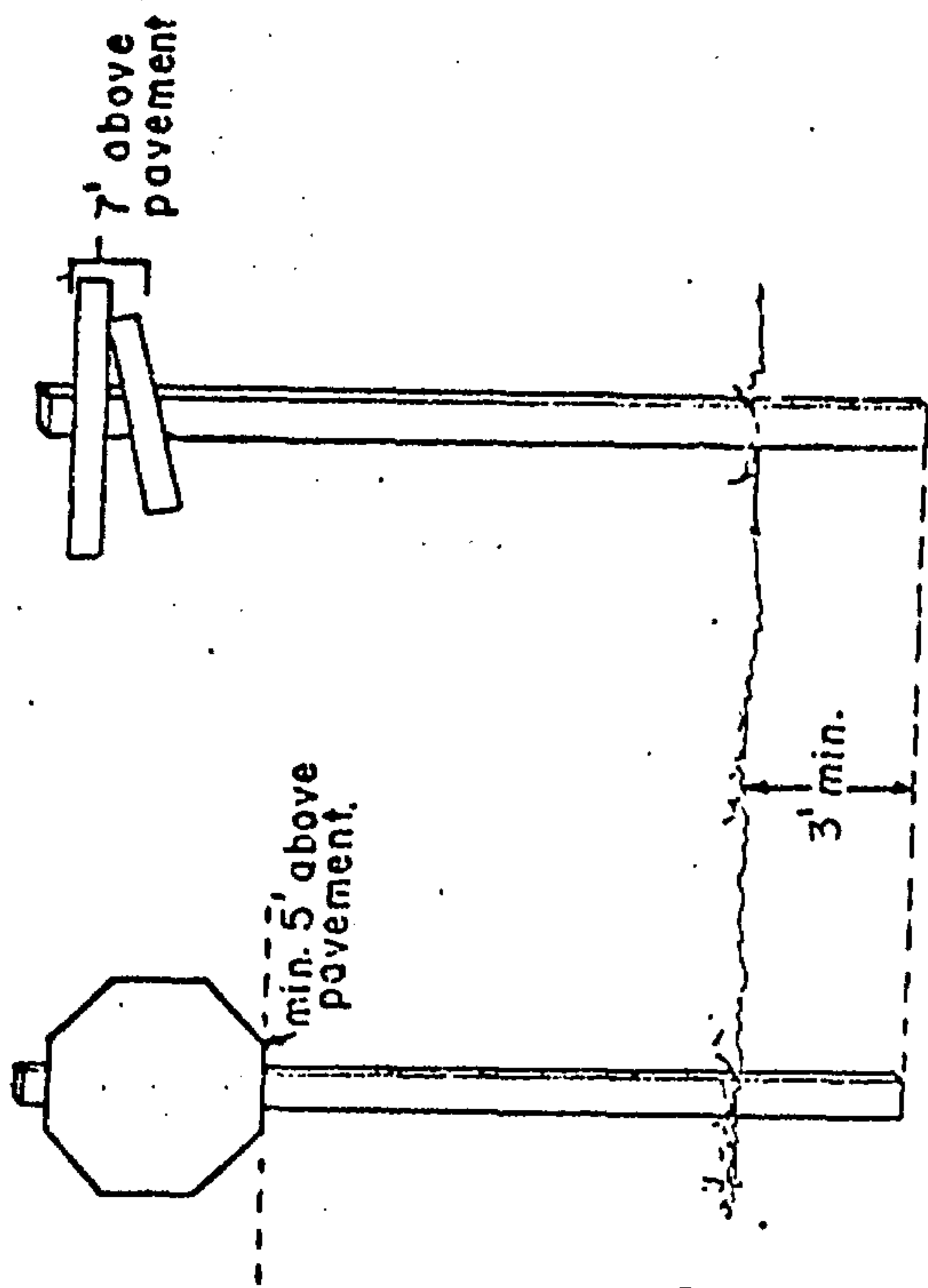
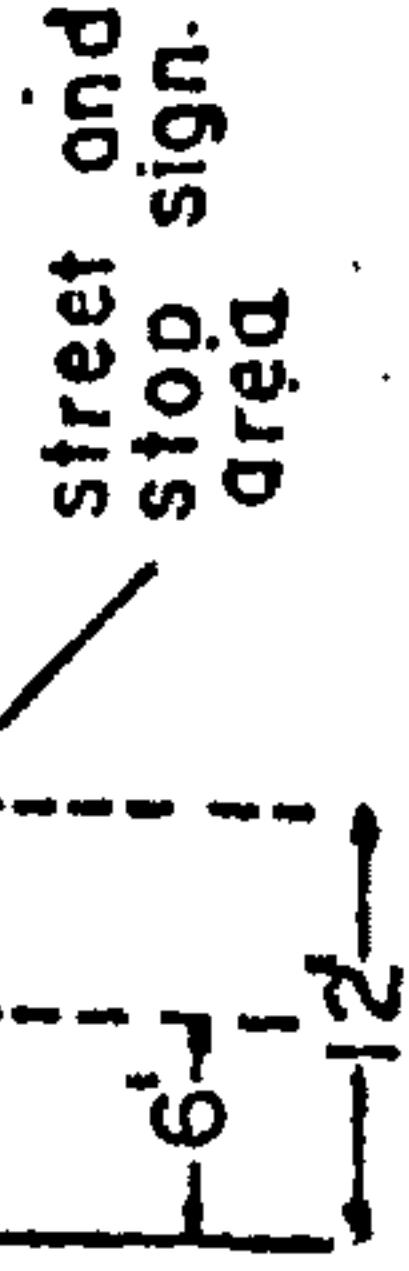
REVISED:

R/17



street and stop sign area.

pavement edge

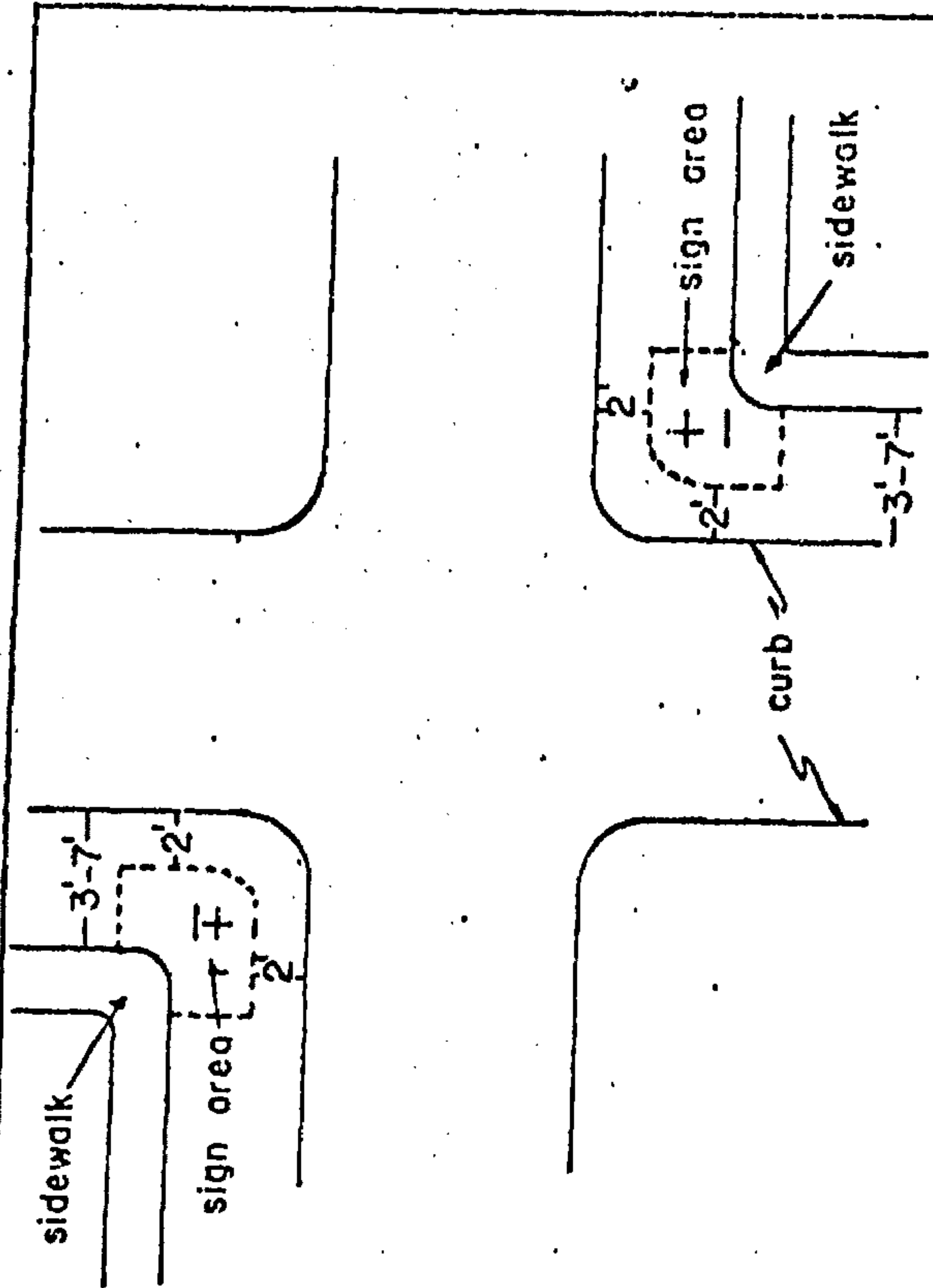


POST: 10 L.F. min, 4"x4" penta treated, placed a minimum 3' in depth.

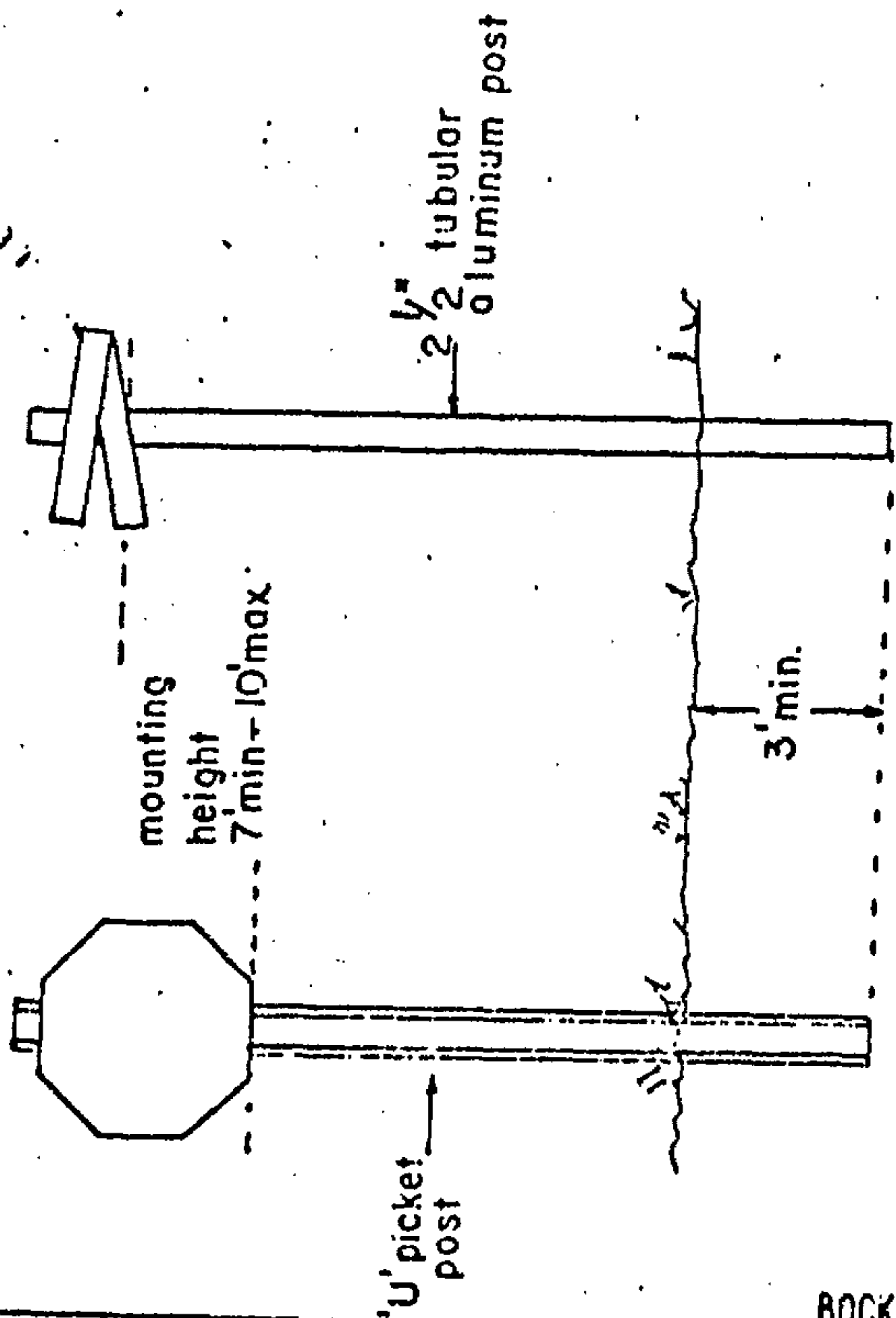
SIGN: Grimco. model SN-2 (or equivalent)
 Embossed aluminum street name sign, beaded legend and border, 4" characters, white letter on green background

NOTE: Location of signs must not obscure any potential traffic hazard. At any location where the typical placement of a sign interferes with a safe sight distance, an alternate location must be found.

ST. MARYS COUNTY OFFICE OF THE COUNTY ENGINEER	APPROVED PRESIDENT BD. CO. COMM. COUNTY ENGINEER	SIGN LOCATION RURAL ROAD	REVISED: _____ _____ _____ _____ _____	R 18
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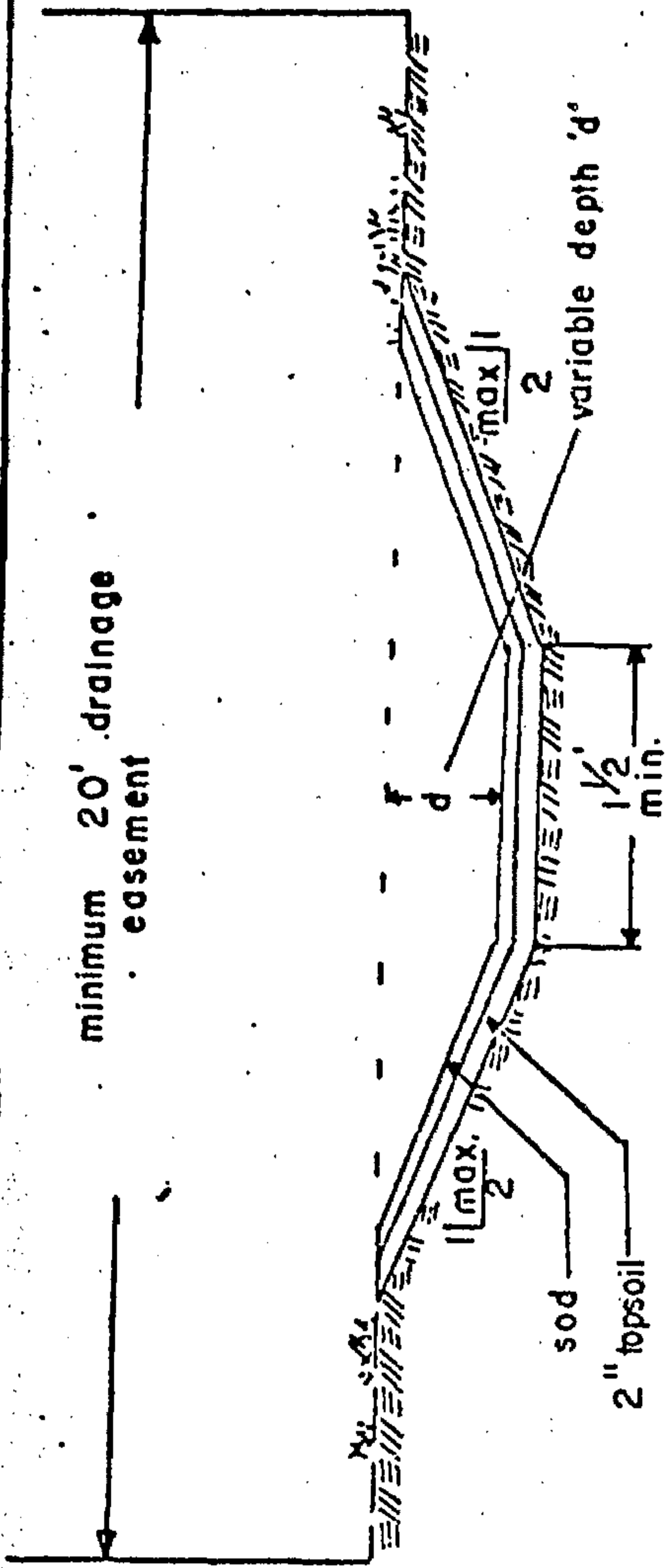


NOTE: Location of signs must not obscure any potential traffic hazard. At any location where the typical placement of a sign interferes with a safe sight distance, an alternate location must be found.

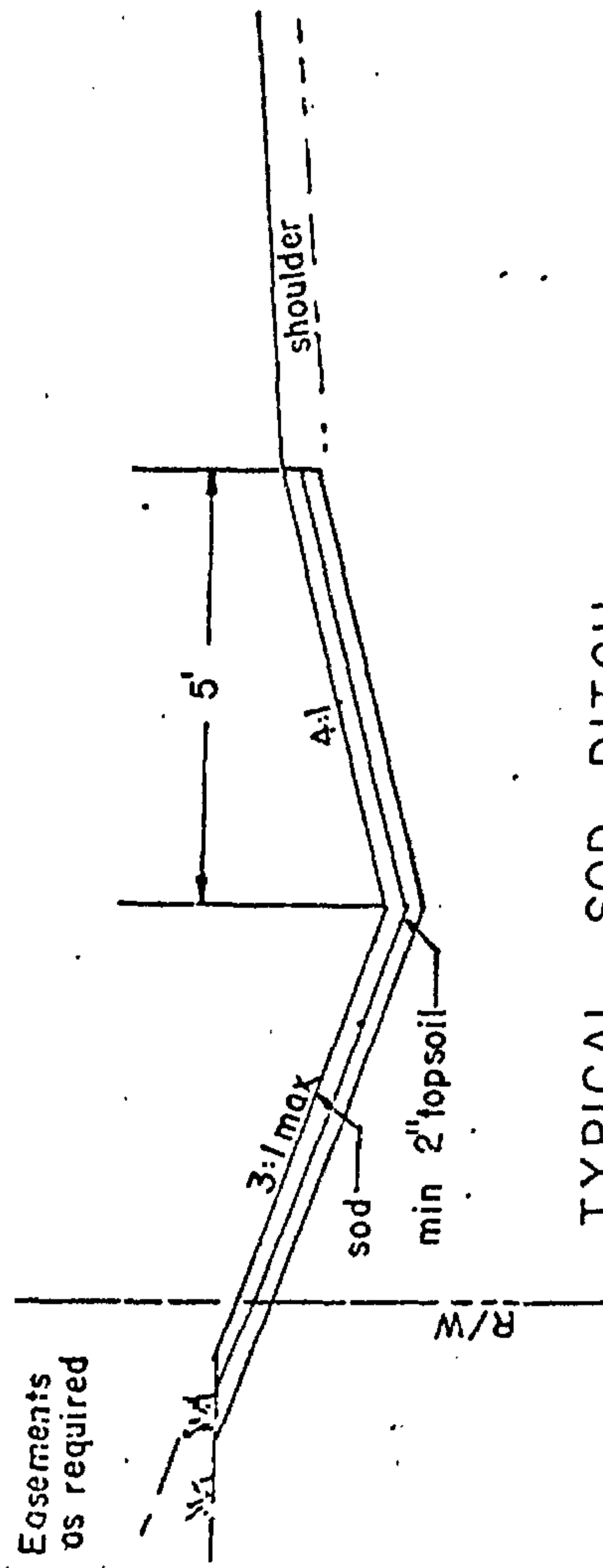


Street name signs to be Grimco. model SN-2 or equivalent, embossed aluminum, beaded legend and border, 4" characters, white letters on green background.

ST. MARYS COUNTY	APPROVED	SIGN LOCATION	REVISED:
OFFICE OF THE	PRESIDENT BD. CO. COMM.	URBAN STREET	
COUNTY ENGINEER	COUNTY ENGINEER		
			R 19

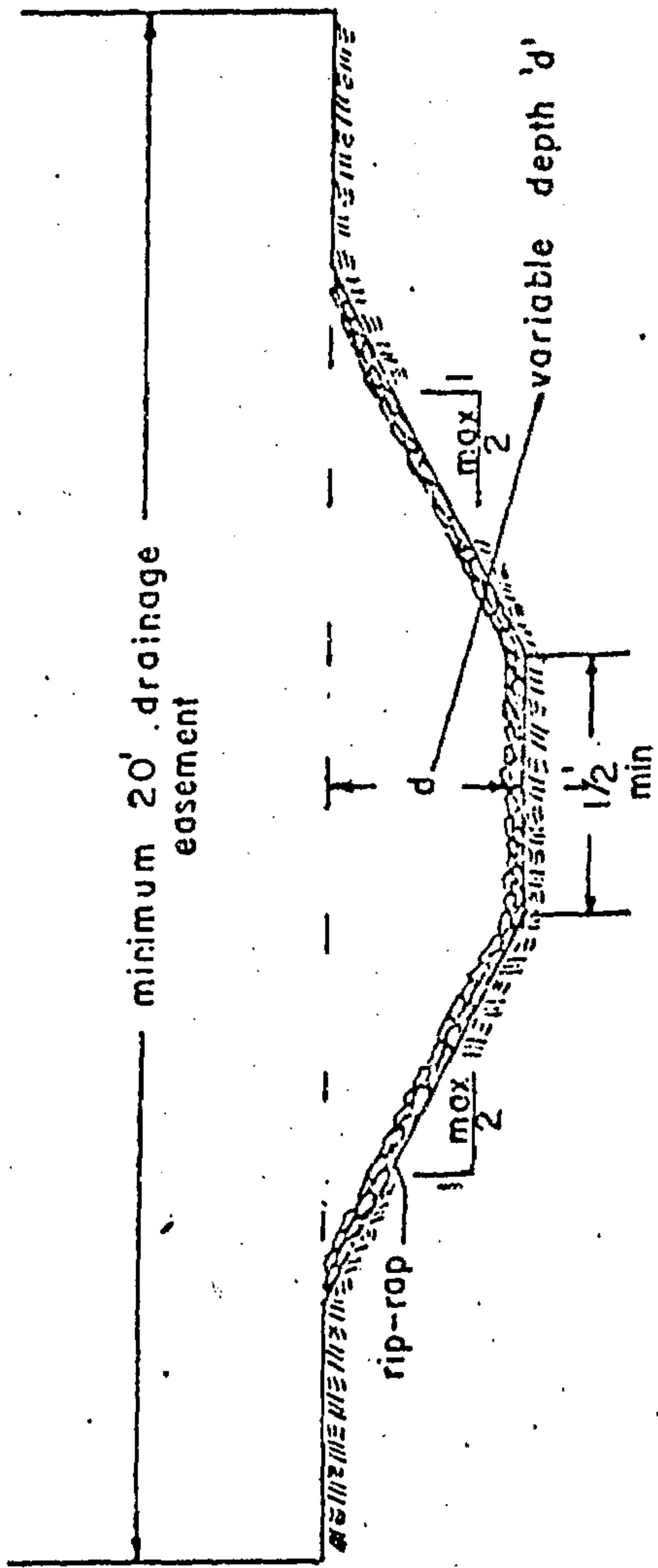


TYPICAL SOD OUTFALL CHANNEL



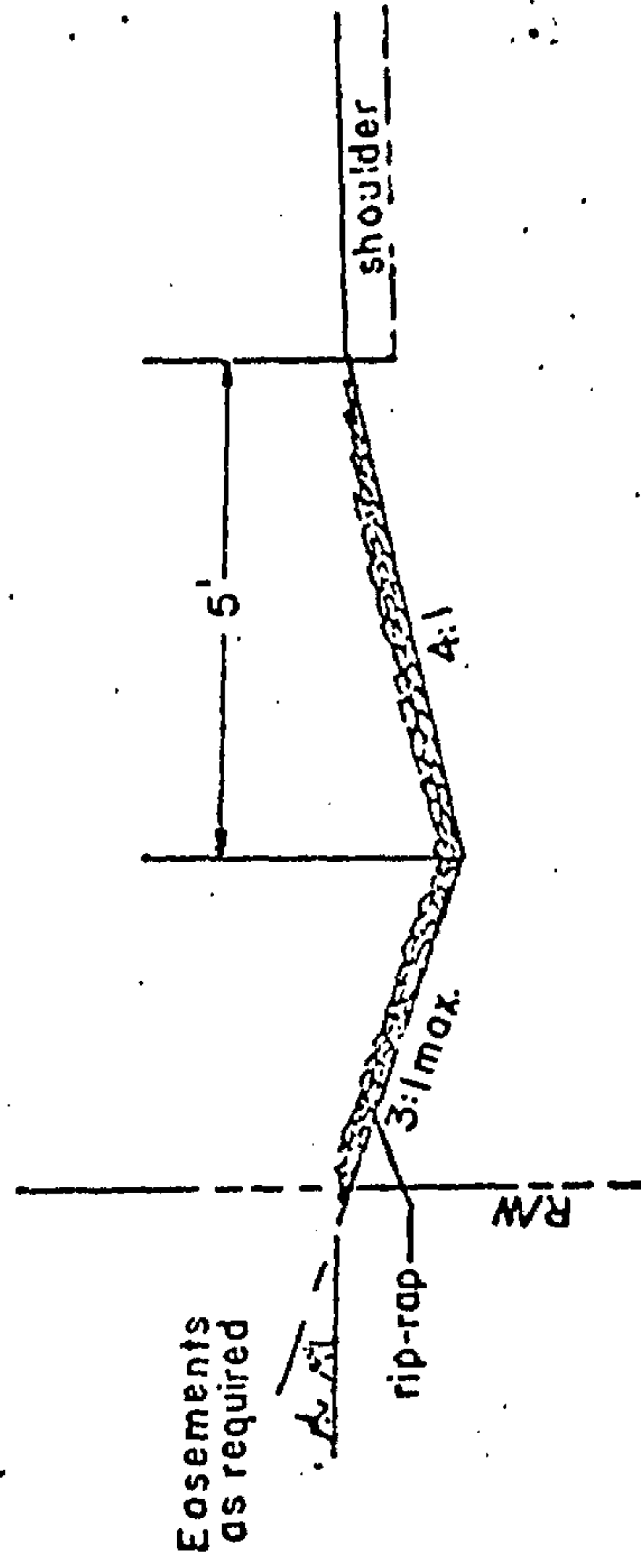
TYPICAL SOD DITCH

ST. MARYS COUNTY OFFICE OF THE COUNTY ENGINEER	APPROVED _____ PRESIDENT BD. CO. COMM. _____ COUNTY ENGINEER	TYPICAL SECTIONS SOD: DITCH AND OUTFALL CHANNEL	REVISED: _____ _____ _____ _____	D T
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RIP-RAP: reference to Md. S.H.A spec. (table 2003-6.1)

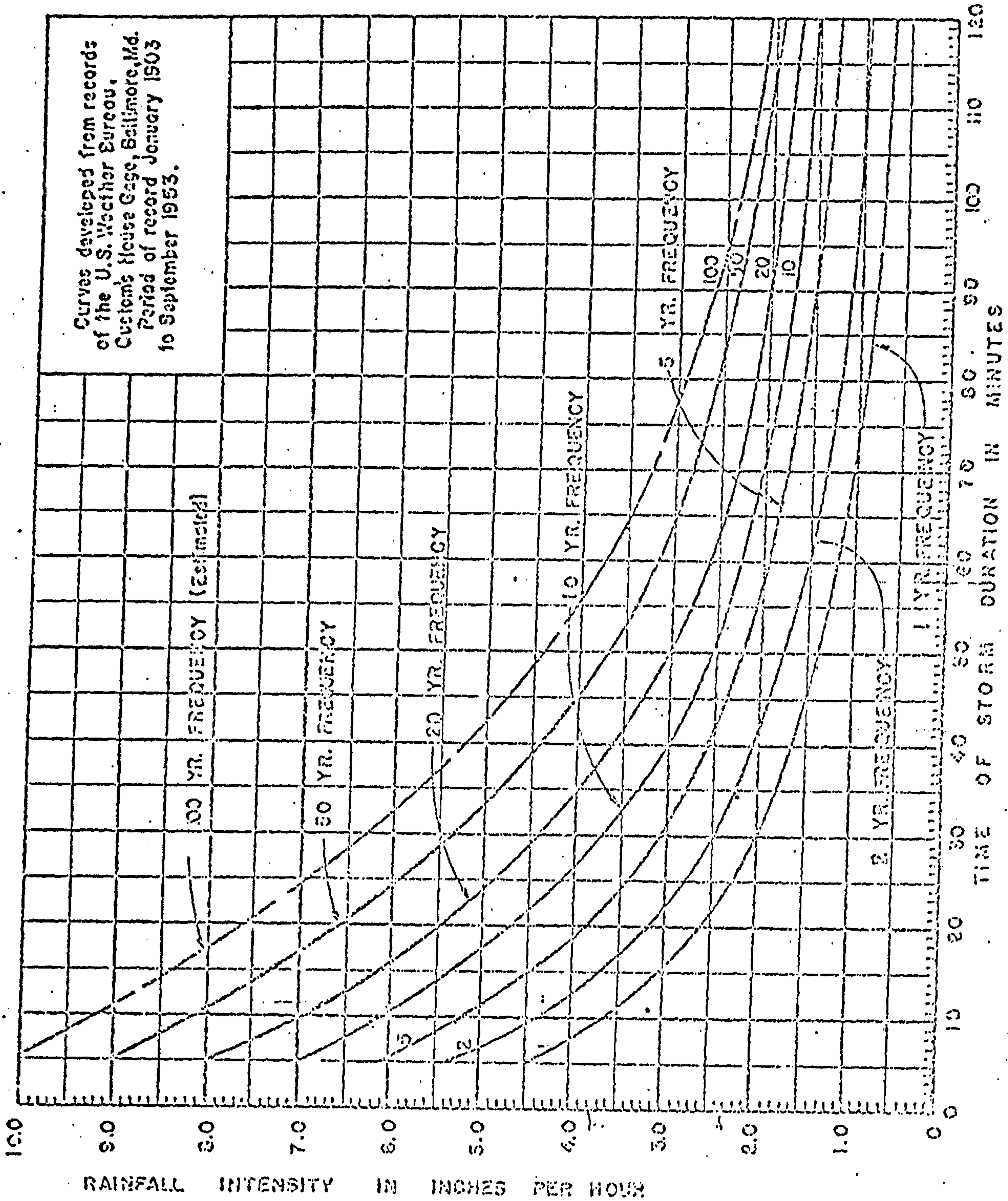
TYPICAL RIP-RAP OUTFALL CHANNEL



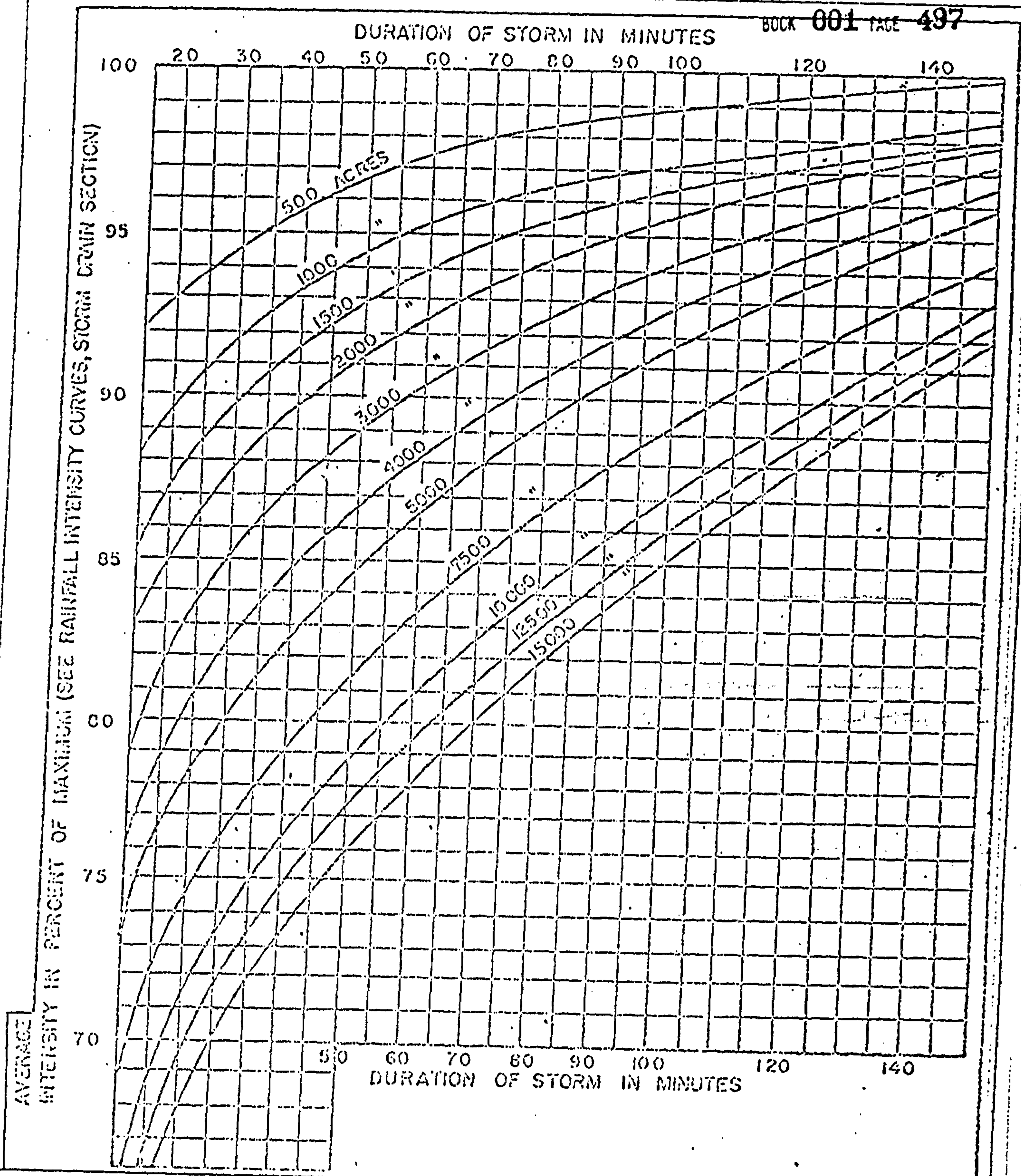
TYPICAL RIP-RAP DITCH

ST. MARYS COUNTY OFFICE OF THE COUNTY ENGINEER	APPROVED PRESIDENT BD. CO. COMM. COUNTY ENGINEER	TYPICAL SECTIONS RIP-RAP: DITCH AND OUTFALL CHANNEL	REVISED: _____ _____ _____ _____ _____	D 2
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Curves developed from records of the U.S. Weather Bureau, Customs House Gage, Baltimore, Md. Period of record January 1903 to September 1953.



ST. MARYS COUNTY OFFICE OF THE COUNTY ENGINEER	APPROVED	RAINFALL INTENSITY CHART	REVISED:	D 31
	PRESIDENT BD. CO. COMM.			
	COUNTY ENGINEER	BOOK 001 PAGE 496		



ST. MARYS COUNTY
OFFICE OF THE
COUNTY ENGINEER

APPROVED

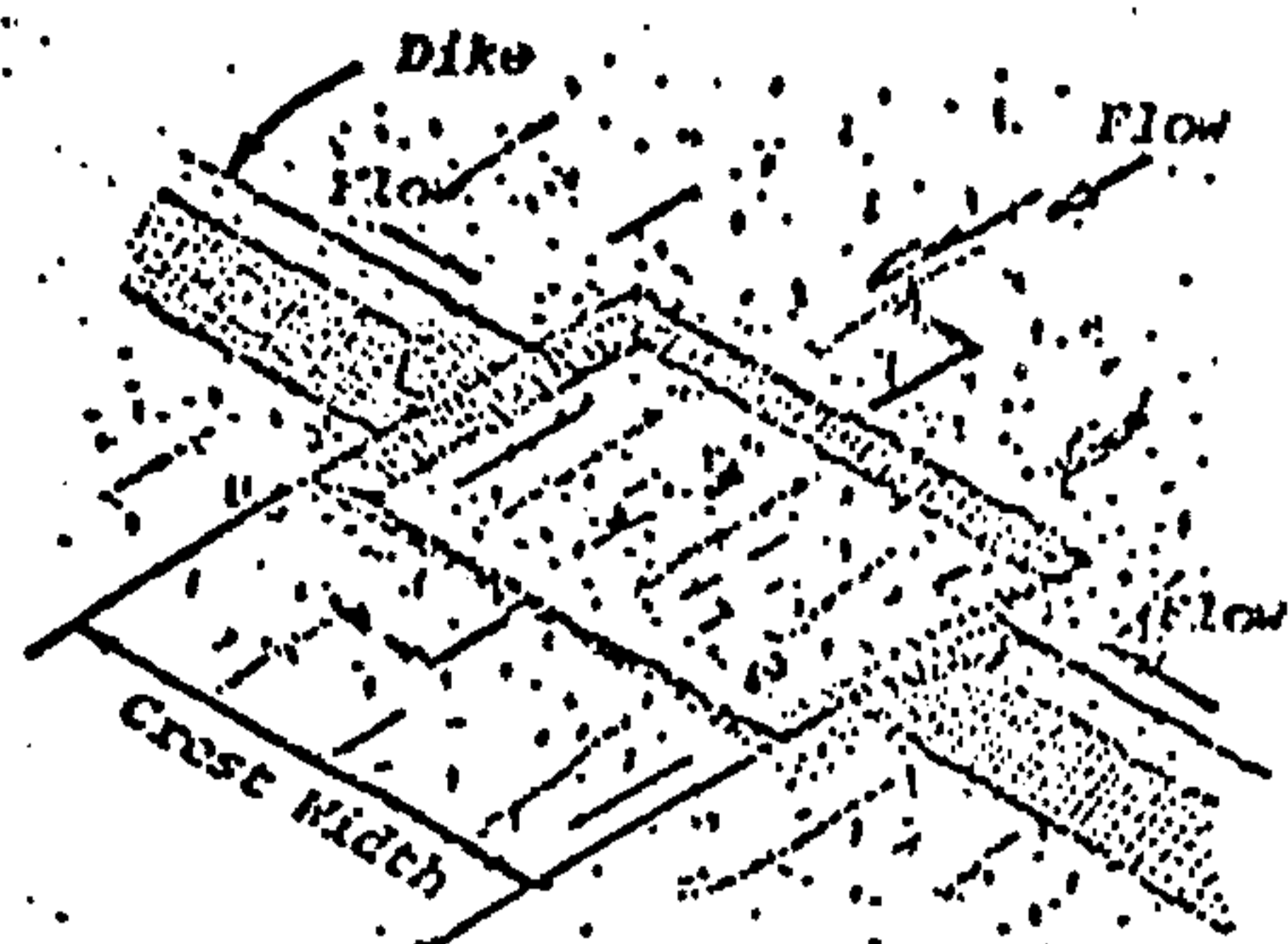
PRESIDENT BD. CO. COMM.

COUNTY ENGINEER

RAIN FALL
INTENSITY
CHART
500-15000 acres

REVISED:

D
4



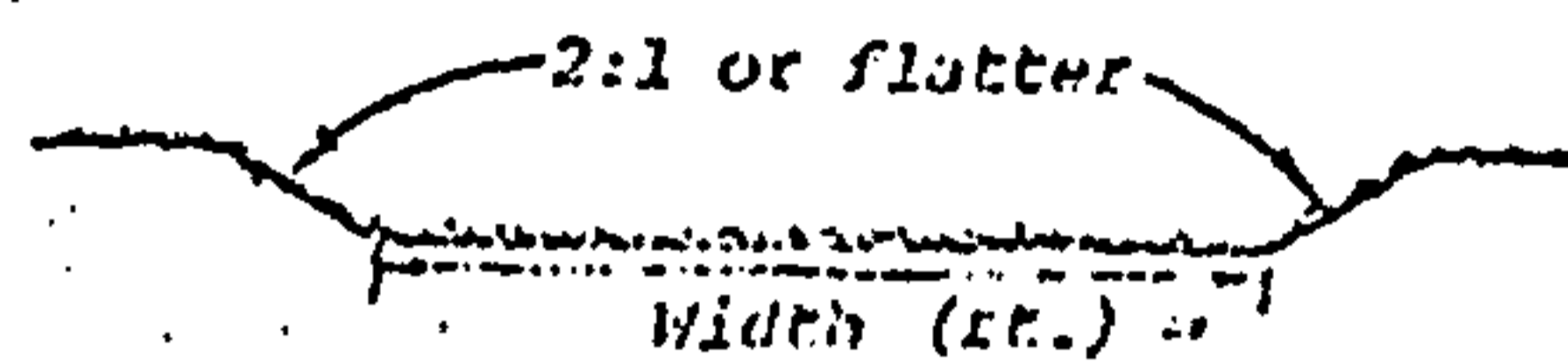
Dike if required to divert water to trap



SECTION A-A

EXCAVATED EARTH OUTLET SEDIMENT TRAP*

Excavate, if necessary, for storage



6 x Drainage Area (Ac.)
OUTLET SECTION

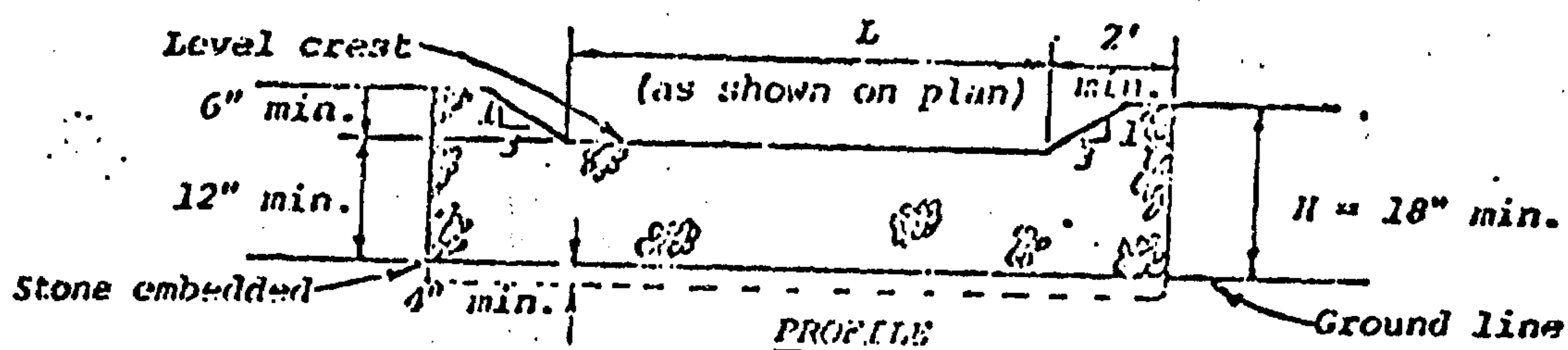
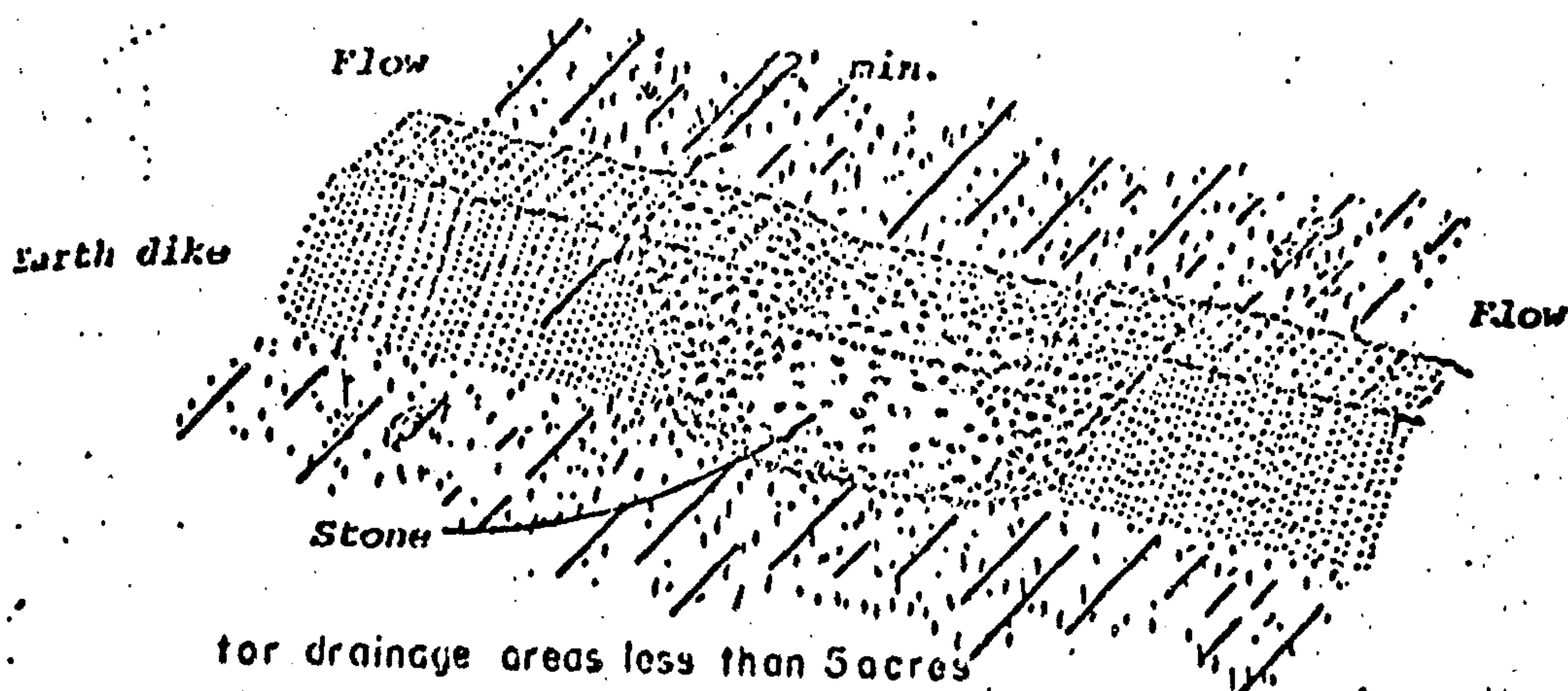
EMBANKMENT EARTH OUTLET SEDIMENT TRAP*

*for drainage area less than 5 acres

Construction Specifications

1. Area under embankment shall be cleared, grubbed and stripped of any vegetation and roots. The pool area shall be cleared.
2. The fill material for the embankment shall be free of roots or other woody vegetation as well as oversized stones, rocks, organic material, or other objectionable material. The embankment shall be compacted by traversing with equipment while it is being constructed.
3. Sediment shall be removed and trap restored to its original dimensions when the sediment has accumulated to 1/2 the design depth of the trap. Removed sediment shall be deposited in a suitable area and in such a manner that it will not erode.
4. The structure shall be inspected after each rain and repairs made as needed.
5. Construction operations shall be carried out in such a manner that erosion and water pollution are minimized.
6. The structure shall be removed and area stabilized when the drainage area has been properly stabilized.
7. All cut and fill slopes shall be 2:1 or flatter.
8. Outlet crest elevation shall be at least one foot below the top of the embankment.

ST. MARYS COUNTY OFFICE OF THE COUNTY ENGINEER	APPROVED	EARTH OUTLET SEDIMENT TRAP	REVISED:	SC 1
	PRESIDENT BD. CO. COMM.			
	COUNTY ENGINEER			



Construction Specifications

1. The stone shall be crushed stone. Gravel may be used if crushed stone is not available. The stone shall meet MSHA Size No. 2 or AASHTO designation M43 Size No. 2 or 24.
2. The crest of the stone dike shall be at least six inches lower than the lowest elevation of the top of the earth dike and shall be level.
3. The stone outlet structure shall be embedded into the soil a minimum of four inches.
4. The minimum length, in feet, of the crest of the stone outlet structure shall be equal to six times the number of acres of contributing drainage area.
5. The stone outlet structure shall be inspected after each rain, and the stone shall be replaced when the structure ceases to function as intended due to silt accumulation among the stone, washout, construction traffic damage, etc.

ST. MARYS COUNTY
OFFICE OF THE
COUNTY ENGINEER

APPROVED

PRESIDENT DD. CO. COMM.

COUNTY ENGINEER

STONE
OUTLET
STRUCTURE

REVISED:

SC
2

MAY 27-76 * 27709 *****00
MAY 27-76 A 27709 *****00
76-23

No.

Subj: TALL TIMBERS EROSION TAX

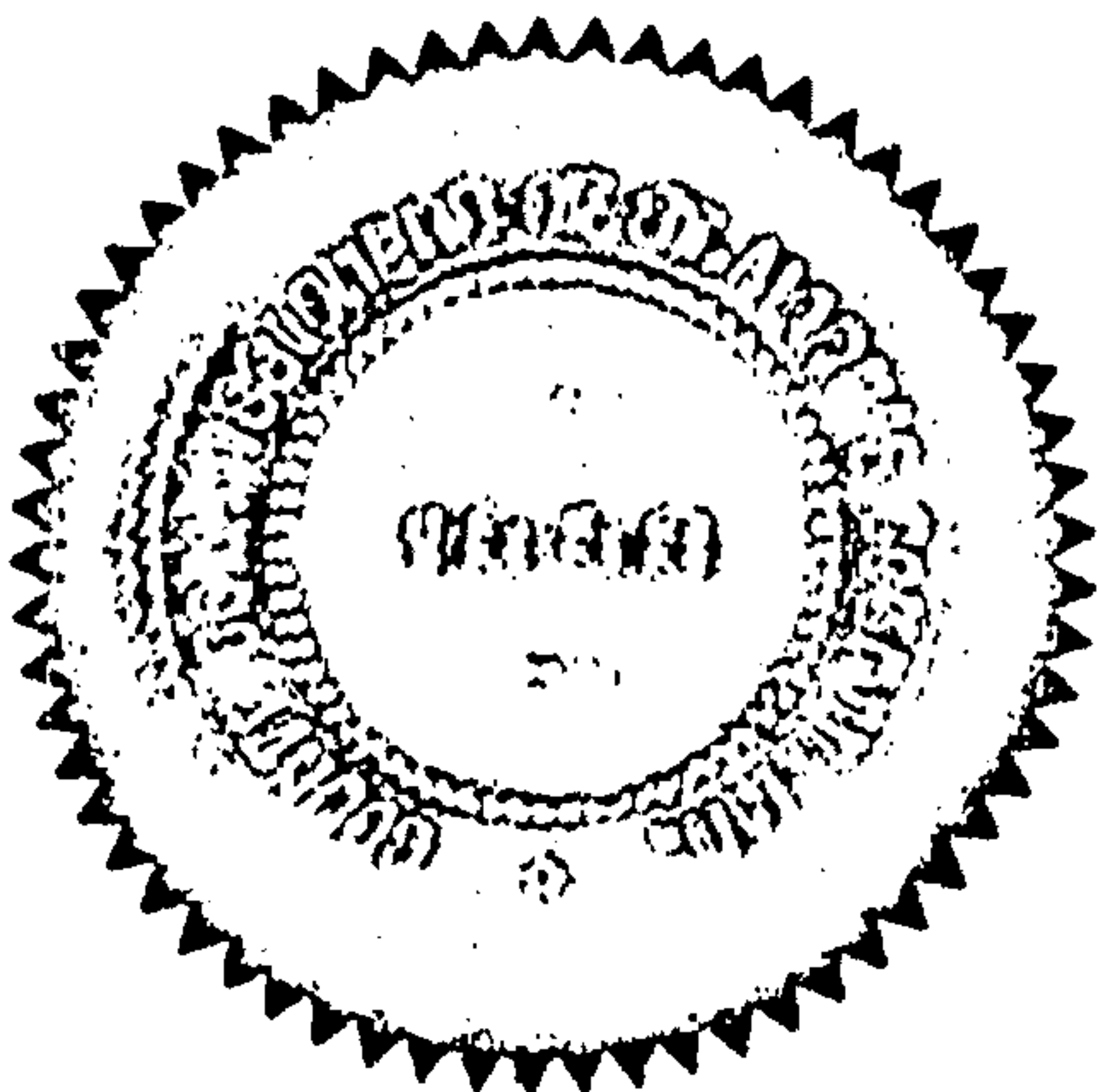
RESOLUTION

WHEREAS, The County Commissioners of St. Mary's County, Maryland, acting as the District Council, by virtue of Article 25, Section 166-A of the Annotated Code of Maryland, is charged with the duty of levying against all assessable property in each erosion district a sufficient sum to take care of expenses and all necessary repairs to the erosion prevention work constructed in each district,

NOW, THEREFORE, BE IT RESOLVED, That the County Commissioners of St. Mary's County, Maryland, acting as a District Council, hereby levies a tax of \$2.00 per \$100.00 on the assessable property in the erosion district known as the Tall Timbers Erosion District. This assessment shall be effective for the taxable year of 1976 and for every year thereafter until amended or changed by action of the County Commissioners of St. Mary's County, Maryland, acting as the District Council.

This date: May 27, 1976

BY ORDER OF THE BOARD OF COUNTY
COMMISSIONERS OF ST. MARY'S COUNTY,
MARYLAND



James M. McKay
JAMES M. MCKAY, President
John K. Parlett
JOHN K. PARLETT, Vice-President
Ford L. Dean
FORD L. DEAN, Commissioner
J. Patrick Jarboe
PATRICK JARBOE, Commissioner
Larry Millison
LARRY MILLISON, Commissioner

Attest:

Edward V. Cox
EDWARD V. COX
County Administrator

Attest:

Joseph E. Bell II
JOSEPH E. BELL, II
County Attorney

Del. Co. Commis

7-8-76

1:56 P
COURTNEY BAILEY A. CHASE, CLERK

RESOLUTION

MAY 27 76 X 27710 *****00
MAY 27 76 A 27710 *****00

WHEREAS, Section 283 of Article 81, as enacted by Chapter 142 of the Acts of the 1967 General Assembly, as amended by Chapters 452 and 656 of the Acts of the 1968 General Assembly, authorizes the Counties and the City of Baltimore to adopt a local income tax imposed upon the residents of the County or the City as a percentage of the liability of the residents for State income tax but not exceeding fifty percent (50%) of the State income tax liability; and

WHEREAS, The levy of this local income tax will provide funds to St. Mary's County in lieu of its previous share of the State income tax and will provide funds for payment by the County to the incorporated municipalities of their previous share of the State income tax; and

WHEREAS, Section 283 (d) of Article 81, as enacted by Chapter 452 of the Acts of the 1968 Assembly, requires that every County and the City of Baltimore levy a local income tax of not less than a rate of twenty percent (20%) of the State income tax liability or such exact multiple of five percent (5%) of the State income tax liability that equals or exceeds the amount required to pay the principal and interest owed by the County on the State school construction loan;

NOW, THEREFORE, BE IT RESOLVED, By the Board of County Commissioners of St. Mary's County, Maryland, pursuant to the power, authority and requirement contained in Section 283 of Article 81, as enacted by Chapter 142 of the Acts of the 1967 General Assembly, as amended by Chapters 452 and 656 of the Acts of the 1968 General Assembly, that an income tax of fifty percent (50%) of the State income tax liability is levied upon the residents of St. Mary's County for the calendar year beginning January 1, 1976, and this rate shall continue in effect for each succeeding calendar year until changed by the Board of County Commissioners of St. Mary's County, Maryland, on or before July 1st in the calendar year in which the rate is established.

This date: May 27, 1976

BY ORDER OF THE BOARD OF ESTIMATES
OF ST. MARY'S COUNTY, MARYLAND



James N. McKay
JAMES N. MCKAY, President
John K. Parlett
JOHN K. PARLETT, Vice-President
Ford I. Dean
FORD I. DEAN, Commissioner
Patrick Jarboe
PATRICK JARBOE, Commissioner
Larry Millison
LARRY MILLISON, Commissioner

Attest:

Joseph P. O'Dell
JOSEPH P. O'DELL
Secretary to the Board of Estimates

Attest:

Joseph P. Bell II
JOSEPH P. BELL, II
County Attorney

No. 76-24

Subj: EIGHTH DISTRICT FIRE TAX
FY 1976-77 LEVY RATE

TIME 1:57 P. M.
DOROTHY SPILLY RUCHIN, CLERK

RESOLUTION

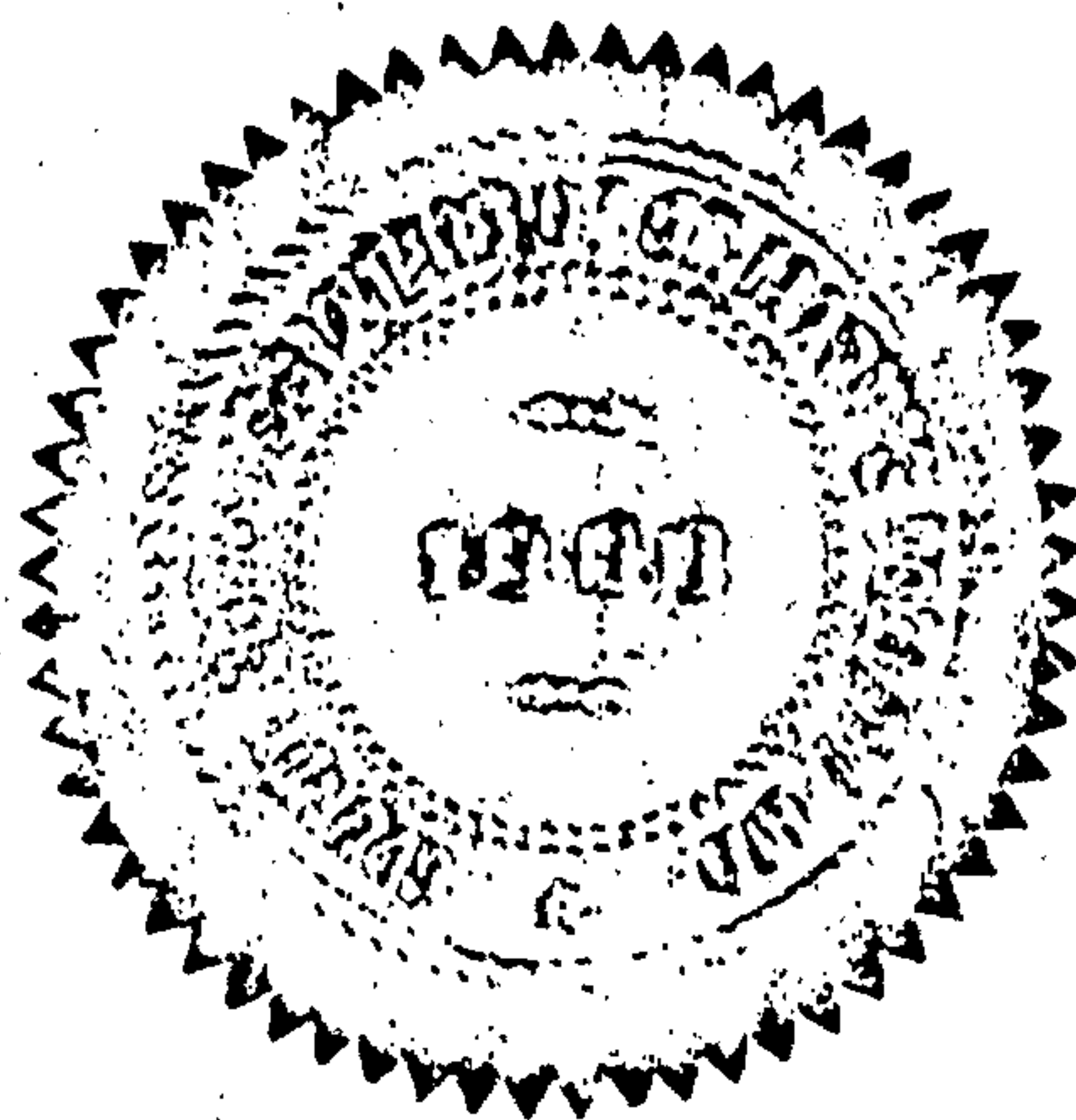
MAY 27 76 * 27711 *****00
MAY 27-76 A 27711 *****00

WHEREAS, Section 78 of the Code of Public Local Laws of St. Mary's County, Maryland authorizes and directs the Board of County Commissioners of St. Mary's County, Maryland to levy a fire tax of not more than fourteen (14) cents on every \$100 of assessed valuation of all real and personal property in the Eighth Election District;

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of St. Mary's County, Maryland, pursuant to the authority contained in Section 78 of the Code of Public Local Laws of St. Mary's County, Maryland, that the levy rate is hereby established at TEN CENTS (10¢) per \$100.00 of assessed valuation.

This date: May 27, 1976

BY ORDER OF THE BOARD OF COUNTY
COMMISSIONERS OF ST. MARY'S COUNTY,
MARYLAND



James M. McKay
JAMES M. MCKAY, President
John K. Parlett
JOHN K. PARLETT, Vice-President
Ford I. Dean
FORD I. DEAN, Commissioner
Patrick Jarboe
PATRICK JARBOE, Commissioner
Larry Millison
LARRY MILLISON, Commissioner

Attest:
Edward V. Cox
EDWARD V. COX
County Administrator

Attest:
Joseph E. Bell II
JOSEPH E. BELL, II
County Attorney

No. 76-25

Subj: TANNER CREEK SHORE
EROSION DISTRICT TAX

TIME 1:58 P.M.
DIRECTOR OF THE COUNTY CLERK

RESOLUTION

MAY 27-76 * 27712 *****00
MAY 27-76 A 27712 *****00

WHEREAS, The County Commissioners of St. Mary's County, Maryland, acting as the District Council, by virtue of Article 25, Section 166-A of the Annotated Code of Maryland, is charged with the duty of levying against all assessable property in each erosion district a sufficient sum to take care of expenses and all necessary repairs to the erosion prevention work constructed in each district,

NOW, THEREFORE, BE IT RESOLVED, That the County Commissioners of St. Mary's County, Maryland, acting as a District Council, hereby levies the following taxes on the assessable property in the erosion district known as the Tanner's Creek Shore Erosion District:

\$4.93 per \$100 on all assessable property in the Bay Front category;

\$3.28 per \$100 on all assessable property in the Tanner Creek - Bay Front category;

\$1.84 per \$100 on all assessable property in the Tanner Creek Waterfront category;

\$1.06 per \$100 on all assessable property in the Surrounding Owners category.

This assessment shall be effective for the taxable year of 1976 and for every year thereafter until amended or changed by action of the County Commissioners of St. Mary's County, Maryland, acting as the District Council.

This date: May 27, 1976

BY ORDER OF THE BOARD OF COUNTY
COMMISSIONERS OF ST. MARY'S COUNTY,
MARYLAND



James M. McKay
JAMES M. MCKAY, President
John K. Parlett
JOHN K. PARLETT, Vice-President
Ford L. Dean
FORD L. DEAN, Commissioner
Patrick Jarbo
PATRICK JARBO, Commissioner
Larry Millis
LARRY MILLIS, Commissioner

Attest:

Edward V. Cox
EDWARD V. COX
County Administrator

Attest:

Joseph E. Bell II
JOSEPH E. BELL, II
County Attorney

LIBER 1- Folio 504

MAY 20-76 * 27753 ***** NO
MAY 20-76 A 27753 ***** CO

No. 76-26
Subj: Southern Maryland Health Service Agency
TIME 2:13 P.
DOROTHY HALEY KUCHER, CLERK

RESOLUTION

WHEREAS, Calvert, Charles, Prince George's, and St. Mary's Counties were designated a health service area in accordance with the National Health Resources and Development Act of 1974 (PL 93-641), and

WHEREAS, the Maryland Legislature enacted during its 1976 session Senate Bill 417 which provided for the establishment of a special purpose public agency to serve the health planning functions of the designated area, and

WHEREAS, the President of the County Commissioners of St. Mary's County was a signatory of the letter of intent and application to establish the regional health systems agency; and

WHEREAS, Public Law 93-641 requires the establishment of a formal inter-county agreement indicating support of and participation in the functions of the health systems agency to serve the designated area; and

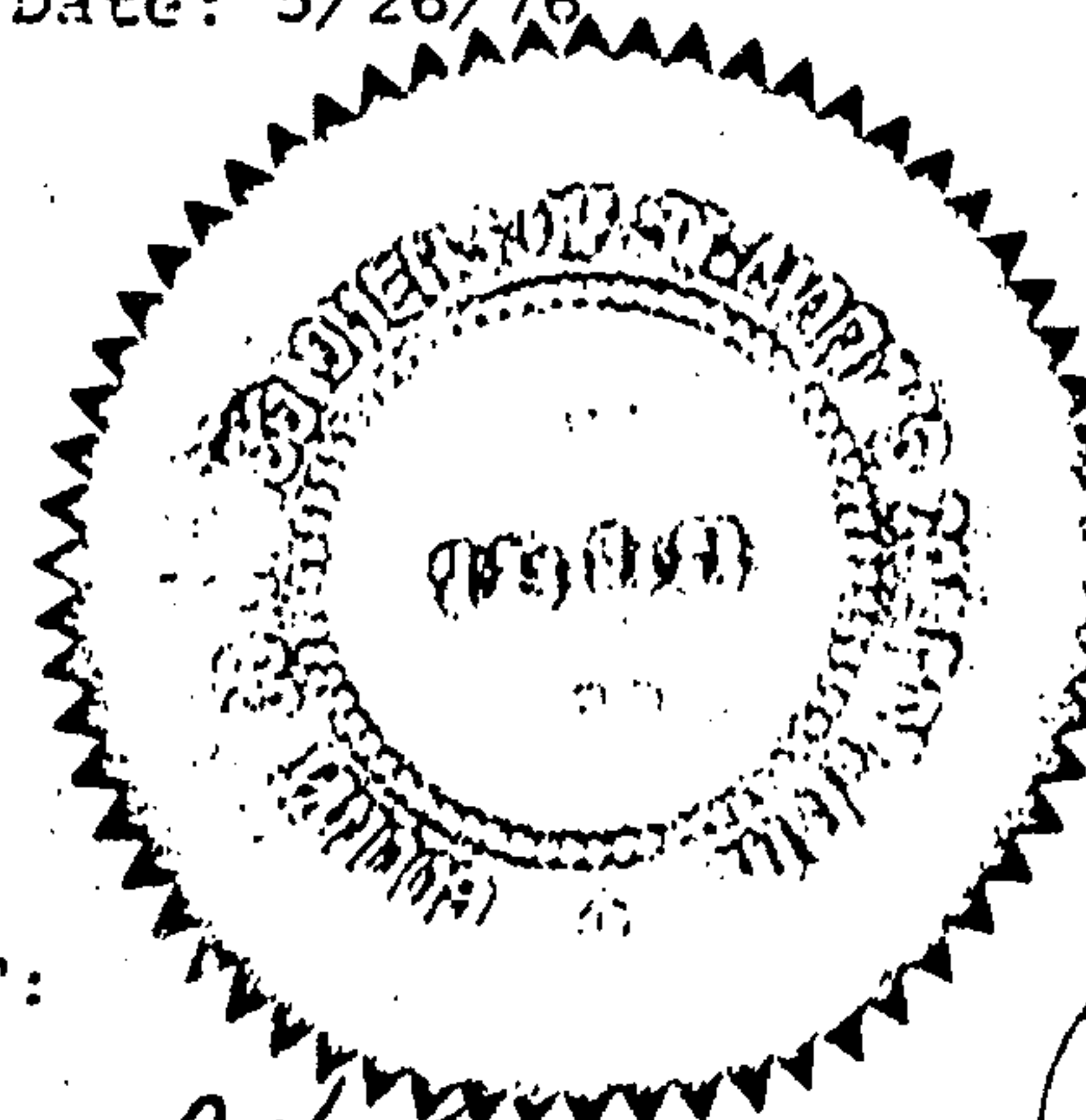
BE IT THEREFORE RESOLVED that the County Commissioners of St. Mary's County enter into such an agreement with Calvert, Charles, and Prince George's Counties.

BE IT FURTHER RESOLVED that the proposed Southern Maryland Health Service Agency is recognized as the health planning agency for the four-county Southern Maryland region and is designated as the health planning agency to serve this jurisdiction.

BE IF FURTHER RESOLVED that this Resolution in no way commits St. Mary's County to any financial support for the Southern Maryland Health Service Agency.

This Date: 5/26/76

BOARD OF COUNTY COMMISSIONERS
ST. MARY'S COUNTY, MARYLAND



James M. McKay
James M. McKay, President

Ford L. Dean
Ford L. Dean, Commissioner

Patrick Jarboe, M.D.
Patrick Jarboe, M.D., Commissioner

Larry Milnison
Larry Milnison, Commissioner

John K. Parlett
John K. Parlett, Commissioner

ATTEST:

Edward V. Cox
Edward V. Cox
County Administrator

Joseph Ernest Bell, II
Joseph Ernest Bell, II
County Attorney

No. 76-29
Subj: 1976-77 APPROVED BUDGET
AND LEVY RATE

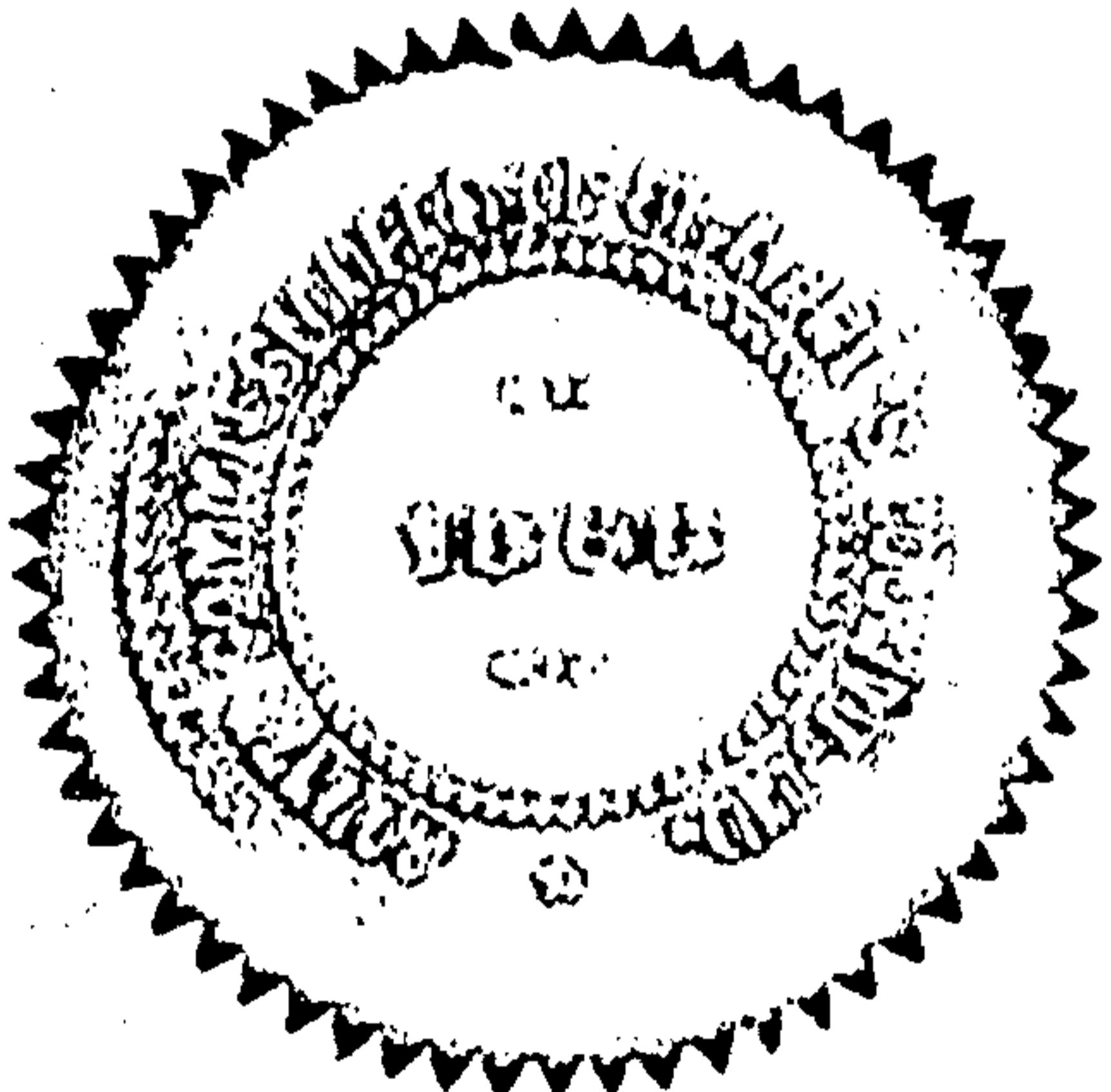
RESOLUTION

WHEREAS, Section 22 of the Code of Public Local Laws of St. Mary's County authorizes and empowers The Board of Estimates of said County to adopt the final budget, schedule anticipated receipts, fix general and special tax rates, and impose the levy for the ensuing fiscal year,

NOW, THEREFORE, BE IT RESOLVED by The Board of Estimates of St. Mary's County, Maryland, pursuant to the authority contained in Section 22 of the Code of Public Local Laws of St. Mary's County, that the County Budget is approved in the amount of \$15,980,540, and the County levy rate is hereby assessed at \$2.40 per \$100.00 of assessed valuation.

This date: June 9, 1976

BY ORDER OF THE BOARD OF ESTIMATES
OF ST. MARY'S COUNTY, MARYLAND



James M. McKay
JAMES M. MCKAY, President
John K. Parlett
JOHN K. PARLETT, Vice-President
Ford L. Dean
FORD L. DEAN, Commissioner
Patrick Jarboe
PATRICK JARBOE, Commissioner
Larry Millison
LARRY MILLISON, Commissioner

Attest:
Joseph P. O'Dell
JOSEPH P. O'DELL
Secretary to The Board of Estimates

Attest:
Joseph E. Bell, II
JOSEPH E. BELL, II
County Attorney

NO. 76-31

SUBJ: Ordinance Prohibiting the Consumption of Alcoholic Beverages on Public Ways

ORDINANCE

WHEREAS, St. Mary's County deems it in the best interest of its citizens to restrict the consumption of alcoholic beverages to appropriate settings and surroundings; and

WHEREAS, The County Commissioners of St. Mary's County are authorized by the Annotated Code of Maryland, Article 25, Section 3 (h h), to regulate, by ordinance, consumption of alcoholic beverages on public property; and

WHEREAS, The term "public" is defined to include those streets, highways, alleys, sidewalks and roads located in St. Mary's County, Maryland and which are owned by St. Mary's County, or by the St. Mary's County Board of Education, or by the State of Maryland; and

WHEREAS, A public hearing on a proposed ordinance prohibiting the drinking of alcoholic beverages on certain public property in St. Mary's County was duly advertised and then held at 3:30 p.m., Wednesday, July 9, 1975 in the Circuit Court Room, Courthouse, Leonardtown, Maryland;

NOW, THEREFORE, Be It Ordained by the Board of County Commissioners of St. Mary's County:

SECTION 1: That it is hereby declared to be unlawful for any person to consume alcoholic beverages on any public street, highway, alley, sidewalk, or road located in St. Mary's County, Maryland. This does not include non-driving passengers in motor vehicles traveling on said public property.

SECTION 2: That any person found guilty by any competent Court of Record of violating the provisions of this Ordinance shall be fined not less than Ten Dollars (\$10.00) nor more than Fifty Dollars (\$50.00), or shall be confined in the County Jail for not less than one day nor more than five days, or shall be subject to both such fine and imprisonment at the discretion of the trial judge.

SECTION 3: This Ordinance and every provision thereof shall be considered separable and the invalidity of any section, clause, paragraph, sentence or provision of this Ordinance shall not affect the validity of any other portion of this Ordinance.

SECTION 4: All Ordinances or parts of Ordinances conflicting with any of the provisions of this Ordinance shall be, and the same are, hereby repealed.

NO. 76-31

SUBJ: Ordinance Prohibiting the Consumption of Alcoholic Beverages on Public Ways

SECTION 5: This Ordinance shall become effective on the 1st day of July 1976.



BOARD OF COUNTY COMMISSIONERS OF ST. MARY'S COUNTY, MARYLAND

James M. McKay
James M. McKay, President

John K. Parlett
John K. Parlett, Vice-President

Ford L. Dean
Ford L. Dean, Commissioner

J. Patrick Jarboe
J. Patrick Jarboe, M.D., Commissioner

Larry Millison
Larry Millison, Commissioner

ATTEST:

Edward V. Cox 6/10/76
Edward V. Cox, County Administrator

Approved as to compliance in form and wording with the provisions of Article 25, Sec. 3 (h h), Annotated Code of Maryland.

Joseph E. Bell II
Joseph E. Bell, II
County Attorney

Liber 1 Folio 508

NO: 76-30

SUBJ: ECONOMIC IMPACT FEE

R E S O L U T I O N

TIME 11:08 A. M.
DOROTHY BAILEY MURPHY, CLERK

JUN 16-76 * 20666 *****00
JUN 16-76 A 22066 *****00

WHEREAS, House Bill 1497 was passed by the Maryland House of Delegates on April 4, 1974 and passed by the Maryland Senate on April 6, 1974 and signed by Governor Marvin Mandel on May 31, 1974; and

WHEREAS, House Bill 1497 has become Chapter 814 of Acts of 1974; and

WHEREAS, Resolution 74-27 was adopted on July 2, 1974 and Resolution 74-42 was adopted on November 13, 1974 by the County Commissioners of St. Mary's County to require compliance with Subsection (B) of House Bill 1497; and

WHEREAS, the income derived from the Economic Impact Fee shall be used to defray the additional cost of St. Mary's County for additional educational, water, sewerage, road, sanitation, or similar facilities; and

WHEREAS, the County Commissioners of St. Mary's County now wish to amend the policy and procedures pertaining to the Economic Impact Fee;

NOW, THEREFORE, BE IT RESOLVED by the County Commissioners of St. Mary's County that Resolution 74-27 and Resolution 74-42 are rescinded effective this date and in lieu thereof the County Commissioners of St. Mary's County herewith require compliance with the provisions of Article 25, Section 10D-1 (House Bill 1497) as follows:

1. Every person, firm, partnership, corporation, or other legal entity which submits its property plans for approval to the Planning Commission (or the appropriate approving authority) is required to pay Two Hundred Dollars (\$200.00) for:

(a) Each living unit, or living unit space, in its planned community development, apartment house, town house, condominium, camper park, trailer park, or recreational park; and

(b) Each lot in a subdivision.

2. The Economic Impact Fee shall not apply to the subdividing of previously recorded subdivisions unless said resubdividing increases the number of lots, living units, or living unit spaces. In such case the Economic Impact Fee shall only apply to the increased number of lots, living units, or living unit spaces.

3. Not subject to the Economic Impact Fee are:

Liber 1 Folio 509

NO: 76-30

SUBJ: ECONOMIC IMPACT FEE

Page -2-

(a) Subdivisions submitted to and being processed by the Planning Commission prior to December 26, 1973, provided, however, that said subdivisions were recorded prior to November 15, 1974.

(b) Subdivision, Basic - A subdivision of land, not a part or lot of an existing subdivision, into two lots and not involving new roads and limited to one subdividing per owner.

(c) Subdivision, Family - Division of a recorded tract into lots for transfer from an owner to his first generation offspring.

4. Procedures for collection of Economic Impact Fee:

(a) Approval by Planning Commission of final plat.

(b) One of the following options must be exercised in paying or making provision to pay same:

(i) Payment of Economic Impact Fee must be made within thirty (30) days of date of approval by Planning Commission of final plat and prior to recording of same. When this option is exercised, the Chairman of Planning Commission shall affix his signature to record plat only after payment in full of Economic Impact Fee.

-or-

(ii) Payment of Economic Impact Fee must be made prior to issuance of a building permit for any lot upon which said Fee is due. When this option is exercised, a written agreement must be entered into by and between the developer and the Board of County Commissioners prior to the Chairman of the Planning Commission affixing his signature to the record plat. The Agreement must provide among other things that the developer guarantees payment of the fee prior to issuance of a building permit or transfer of a lot, whichever shall first occur, and that the building permit can be withheld until the fee is paid and all other rules and regulations pertaining to same have been complied with.

-or-

Payment of Economic Impact Fee must be made prior to transfer or sale of any lot upon which said fee is due. When this option is exercised, a written agreement must be entered into by and between the developer and the Board of County Commissioners prior to the Chairman of the Planning Commission affixing his signature to the record plat.

Liber 1 Folio 510

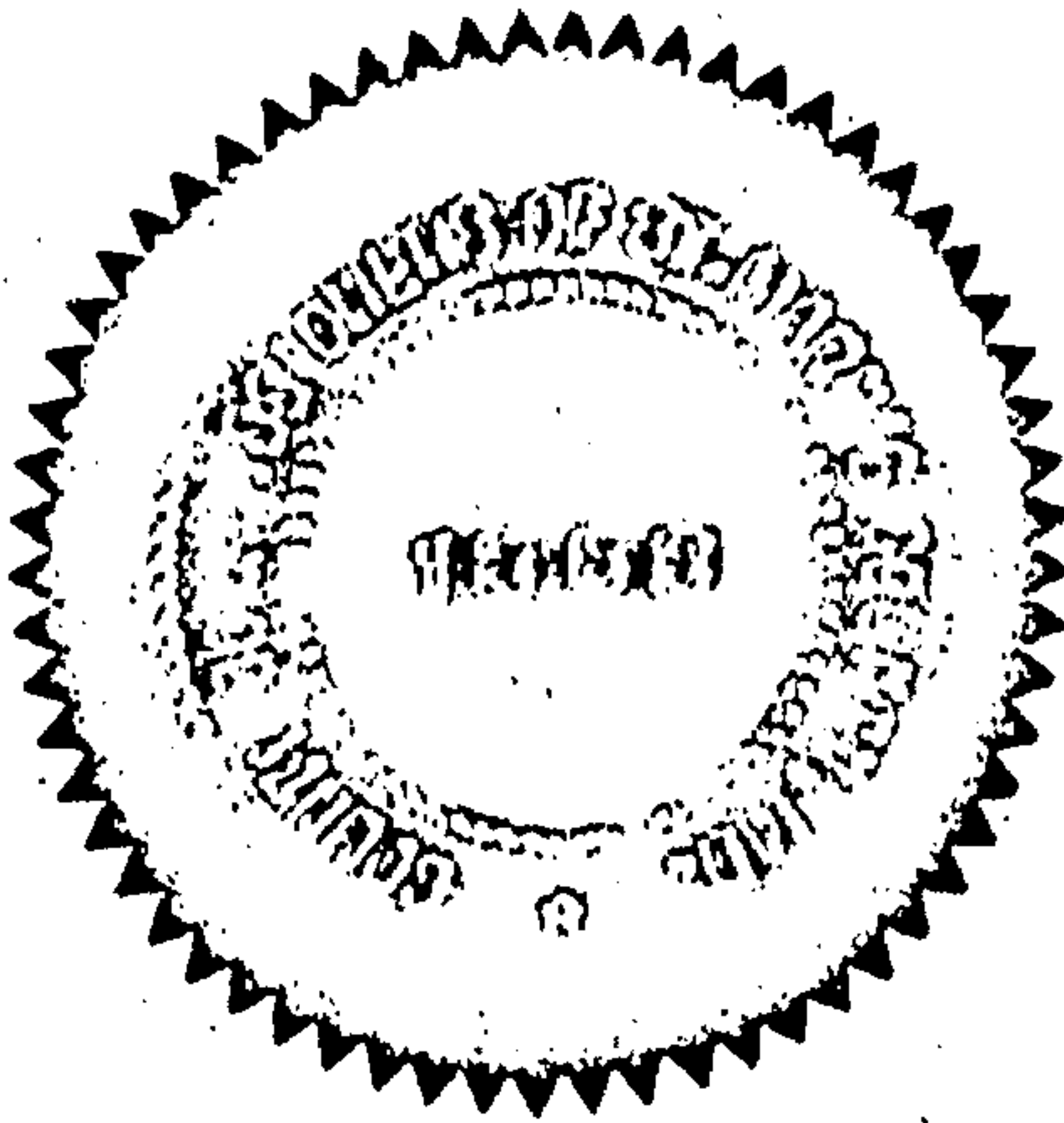
NO: 76-30
SUBJ: ECONOMIC IMPACT FEE
Page -3-

As between the two options available in this subsection, the Economic Impact Fee shall be due and payable upon the contingency first occurring, namely obtaining building permit or transfer of a lot.

If either of the two latter options are used, the Agreement above mentioned shall be appropriately recorded among the Land Records of St. Mary's County, Maryland. The Agreement shall be drafted so as to constitute a lien on title as to each lot affected by the Economic Impact Fee.

This Date: 6/16/76

BOARD OF COUNTY COMMISSIONERS
OF ST. MARY'S COUNTY, MARYLAND



James M. McKay
James M. McKay, President

John K. Parlett
John K. Parlett, Vice-President

Ford L. Dean
Ford L. Dean, Commissioner

J. Patrick Jarboe, M.D.
J. Patrick Jarboe, M.D., Commissioner

Larry Millison
Larry Millison, Commissioner

ATTEST:

Edward V. Cox 6/16/76
Edward V. Cox,
County Administrator

Approved as to Legal Sufficiency:

Joseph E. Bell II
Joseph E. Bell, II
County Attorney

No. 76-32

Subj: PURCHASING AGENT -
PURCHASING SYSTEM

JUN 22-76 * 29008 *****00
JUN 22-76 A @29008 *****00

R E S O L U T I O N

TAX 1:05 P. M.
MAY 21 1976

WHEREAS, The Board of County Commissioners of St. Mary's County, Maryland, recognizes purchasing as an essential function of St. Mary's County Government; and

WHEREAS, The Board of County Commissioners, desiring to implement a centralized purchasing system and prescribe the responsibilities, policies and procedures, and controls inherent in a good purchasing operation;

NOW, THEREFORE, BE IT RESOLVED, That the Board of County Commissioners of St. Mary's County herewith prescribe the guidelines and the manner in which the purchasing system is to be implemented and administered from the date of this Resolution:

1. Responsibility for Purchasing

The County Commissioners shall designate a County Purchasing Agent who shall be responsible to the County Commissioners for the execution of the County purchasing policies.

2. Purchasing Policies and Procedures

The County Purchasing Agent shall have the following purchasing functions, which he may delegate to department heads or subordinates in his office and under his supervision:

- (1) The making of all purchases, leases and contracts for all public works, and for all supplies, material, equipment, and services for all offices, departments, institutions, boards, commissions, and other agencies of County Government for which payment is to be made out of County Funds.
- (2) The operation of a uniform and modern system of property accounting and stores control based upon perpetual inventory.
- (3) The establishment, after consultation with the appropriate County officials, of suitable specifications and standards for all supplies, materials and equipment to be purchased, and supervision over a system to determine compliance with such specifications and standards.
- (4) The establishment and maintenance of a system of requisitions and receipts covering the furnishing of supplies, materials and equipment to the various offices, departments, institutions, boards, commissions and other agencies of the County.
- (5) The establishment, with approval by the County Commissioners, of reasonable rules and regulations governing emergency purchases and contracts and those involving material, equipment or services of a usual or noncompetitive nature which shall not be subject to competitive bidding.
- (6) The sale of surplus materials and equipment of the County, or the transfer of the same, between offices, departments, or other agencies of the County Government.
- (7) The making of purchases for a stores revolving account and of making charges from this account to using agencies based on cost only.

3. Competitive Bidding

Any single purchase or contract under the jurisdiction of the County Commissioners and involving an expenditure of more than Two Thousand Five Hundred (\$2,500.00) Dollars, except emergency purchases and those involving materials and equipment of a noncompetitive nature, shall be made from or let by sealed bids or proposals opened publicly by the Purchasing Agent, department head, bidders, and other interested persons, and the results reported to the County Commissioners during the next regularly scheduled meeting, after public notice for such period and in such manner as the Purchasing Agent shall determine. Such purchases or contracts shall be made from or awarded to the lowest responsive bidder, who shall give security or bond for the performance of his contract as determined by the Purchasing Agent; provided, however, that no such purchase or contract shall be made or awarded within a period of one week from the date of the public opening of bids. In all cases, the County shall reserve the right to reject any and all bids.

4. Budgetary Conformity

No supplies, materials, equipment or contracts shall be let in excess of the available appropriation or allotment thereof, except for small purchases in an amount of Fifty (\$50.00) Dollars or less, or the County Commissioners have approved a tentative budgetary transfer to cover the anticipated costs of the bid or proposal. No payment shall be made greater than Fifty (\$50.00) Dollars out of County Funds unless the Chief Financial Officer for the County shall first certify that the funds for the designated purpose are available. Any purchase or contract not so certified by the Chief Financial Officer shall be invalid, and the County shall not be bound thereby.

5. Service Contracts

Contracts for professional services and for services for which the rate or price is fixed by a public authority authorized by law to fix rates or prices, may be let without recourse to competitive bidding.

6. Contract Execution

All contract bid forms and all contracts shall be approved by the County Attorney as to form and legality. Following such approval, all contracts shall be approved by the Board of County Commissioners and signed in behalf of the Board by its President. A copy of each signed contract shall be forwarded promptly to the Chief Financial Officer of the County.

7. Uniform Bidding

It shall be the duty of the Purchasing Agent to discourage uniform bidding by every possible means and to endeavor to obtain as full and open competition as possible on all purchases and sales. Accordingly, the Purchasing Agent shall require each bidder to accompany his bid with a statement made under oath that he has not been a party with other bidders to an agreement to bid a fixed or uniform price or to share price bid information. Violation of such statement shall render void the bid of such bidder. Any disclosure to or acquisition by a competitive bidder, in advance of the opening of the bids, of the terms or conditions of the bid submitted by a competitor, shall render the entire proceedings void and shall require re-advertising for bids.

8. Cooperative Purchasing

As appropriate, the Purchasing Agent may undertake plans involving joint or cooperative purchases with other public jurisdiction within the State or with the State of Maryland.

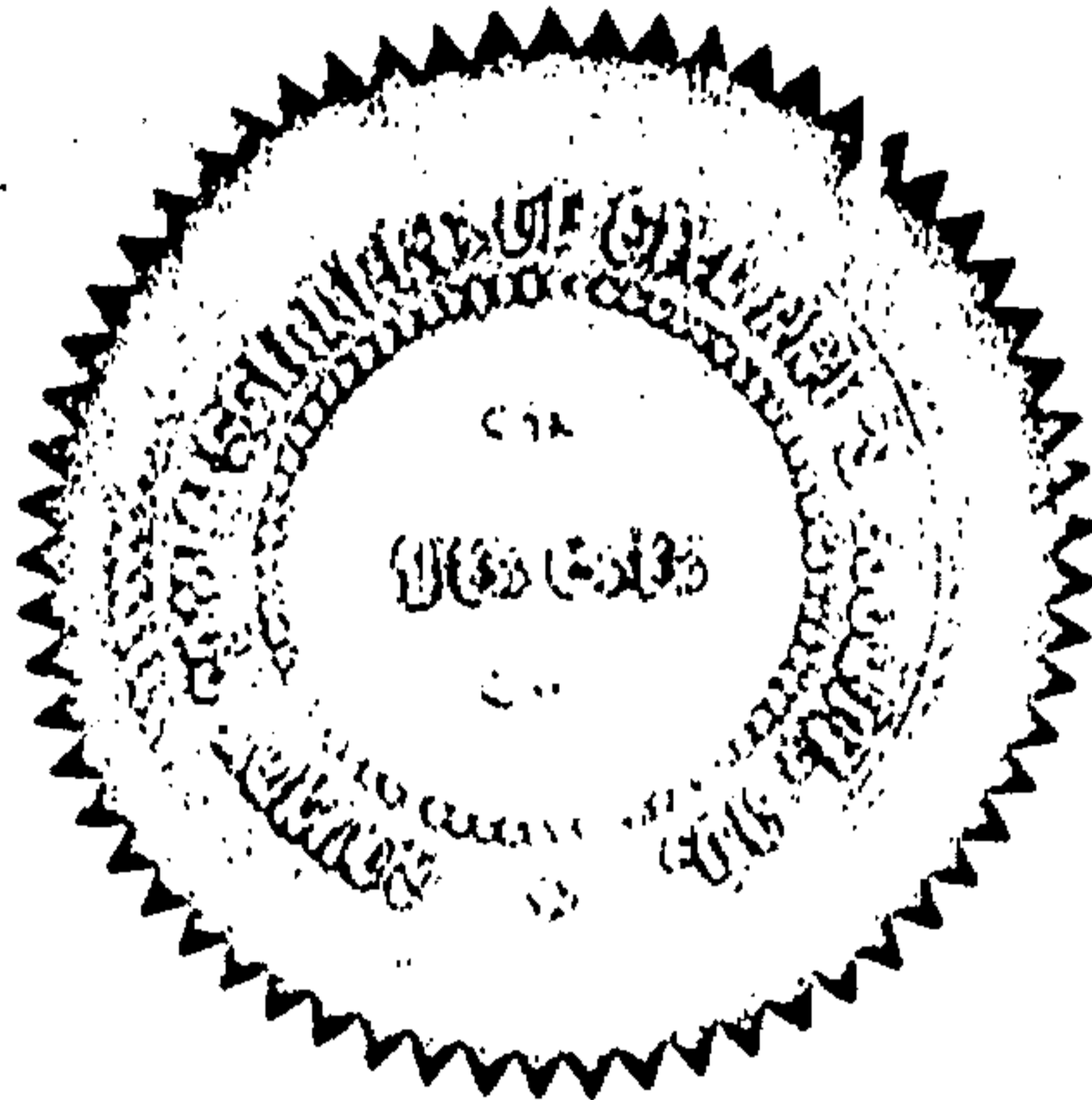
9. Negotiations with Vendors

No officer or employee of the County shall negotiate directly or indirectly with any Vendor except with the approval of the Purchasing Agent.

10. From the date of this Resolution it will be the responsibility of the Purchasing Agent to prepare a Purchasing Manual containing rules and regulations consistent with this Resolution, and said Manual shall be submitted to the Board of County Commissioners within 90 days for approval and adoption. After adoption, the Purchasing Agent shall issue said Manual to all appropriate departments and agencies, and shall secure their compliance therewith.

This date: June 17, 1976

BY ORDER OF THE BOARD OF COUNTY COMMISSIONERS OF ST. MARY'S COUNTY, MARYLAND



James M. McKay
JAMES M. MCKAY, President

John K. Parlett
JOHN K. PARLETT, Vice-President

Ford L. Dean
FORD L. DEAN, Commissioner

J. Patrick Jarboe
J. PATRICK JARBOE, Commissioner

Larry Millison
LARRY MILLISON, Commissioner

Attest:

Edward V. Cox 6/17/76
EDWARD V. COX
County Administrator

Certified as to legal sufficiency:

Joseph E. Bell II
JOSEPH E. BELL, II
County Attorney

Del. St. Marys Co. Commissioners

7-8-76

Dorothy Bailey Kuchel

LIBER 1- Folio 814

No. 76-34

Subject: Manual of
Personnel Policies
and Procedures

TIME 12:50 P.M.

RESOLUTION

COUNTY CLERK

JUL 27 1976 X 20134 *****00

JUL 27 1976 X 20134 *****00

WHEREAS, Chapter 347, being Senate Bill 494, of the Laws of Maryland, 1961, now codified in the Public Local Laws of St. Mary's County, Maryland, under the heading entitled "CLASSIFIED SERVICE", provides for the establishment of a Classified Service for certain employees of St. Mary's County, Maryland; and

WHEREAS, there have been certain amendments made to the law since its enactment; and

WHEREAS, certain resolutions have been adopted by the County Commissioners of St. Mary's County, Maryland, since the law's enactment pertaining to administration of the Classified Service within the County; and

WHEREAS, the County Commissioners have conducted an exhaustive study of the County's Classified Service and have caused to be prepared a Manual of Personnel Policies and Procedures; and

WHEREAS, the County Commissioners have determined that said Manual of Personnel Policies and Procedures should be adopted, rescinding all other resolutions heretofore in effect.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of St. Mary's County, Maryland, this 24th day of June, 1976, that the Manual of Personnel Policies and Procedures be adopted and made effective July 1, 1976 for all County Classified Service employees, hereby rescinding all resolutions to the contrary, including Resolution 64-10, Resolution 66-1, Resolution 67-7, Resolution 69-12, Resolution 71-19, and Resolution 71-24.

BOARD OF COUNTY COMMISSIONERS
OF ST. MARY'S COUNTY, MARYLAND



James M. McKay
JAMES M. MCKAY, President

John K. Parlett
JOHN K. PARLETT, Vice-President

Ford L. Dean
FORD L. DEAN, Commissioner

Patrick Jarboe
PATRICK JARBOE, Commissioner

Larry Millison
LARRY MILLISON, Commissioner

Attest:

Edward V. Cox
EDWARD V. COX
County Administrator

Approved as to
Legal Sufficiency:

Joseph E. Bell II
JOSEPH E. BELL, II
County Attorney

AL-7-76 * 20665 *****00
AL-7-76 A 22665 *****00

No. 76-36

Subj: Redistricting of
St. Mary's County

RESOLUTION

WHEREAS, House Bill 1321, St. Mary's County - Redistricting, was adopted by the Maryland General Assembly and approved by the Governor in 1974; and

WHEREAS, House Bill 1321 of 1974, as adopted and approved, became Section 16A, Article 19, of the Public Local Laws of Maryland; and

WHEREAS, the above-referenced legislation required the establishment of a Redistricting Board and set forth its composition and duties, principal of which was to submit to the Board of County Commissioners a Redistricting Plan which establishes the boundaries of four Commissioner Districts; and

WHEREAS, said Redistricting Board was duly established and convened to carry out its duties within legal requirements; tentative district boundaries were drawn and defined; public hearings were advertised and conducted in each of the proposed four Commissioner Districts; and

WHEREAS, after all public hearings had been held, a final draft of the Redistricting Plan was completed and submitted to the Board of County Commissioners;

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of St. Mary's County that the Redistricting Plan

as submitted by the Redistricting Board and attached hereto
is hereby formally accepted. The same is law unless set
aside by a Court of Law with proper jurisdiction.

This Date: 7/7/76

BOARD OF COUNTY COMMISSIONERS
ST. MARY'S COUNTY, MARYLAND



James M. McKay
James M. McKay, President

Ford L. Dean
Ford L. Dean, Commissioner

J. Patrick Jarboe, M.D.
J. Patrick Jarboe, M.D., Commissioner

Larry Millison
Larry Millison, Commissioner

John K. Parlett
John K. Parlett, Commissioner

ATTEST:

Approved as to Legal
Sufficiency:

Joseph Ernest Bell, II
Joseph Ernest Bell, II
County Attorney

Edward V. Cox
Edward V. Cox
County Administrator

ST. MARY'S COUNTY REDISTRICTING BOARD
Leonardtwn, Md.

June 15, 1976

The Board of County Commissioners
St. Mary's County
Courthouse
Leonardtwn, Md. 20650

Gentlemen:

In compliance with Section 16A of the Public Local Laws of St. Mary's County, the Redistricting Board, which was appointed by the Board of County Commissioners on October 29, 1975, conducted public hearings in each of the proposed County Commissioner Districts. Hearings were held as follows:

April 27, 1976 - Spring Ridge Middle School
April 29, 1976 - St. Mary's County Courthouse
May 4, 1976 - Chopticon High School
May 6, 1976 - Great Mills High School

In view of the fact that no opposition was received at the public hearings or after the hearings, the St. Mary's County Redistricting Board hereby submits the following recommendations for the redistricting of the St. Mary's County Commissioner Districts:

First Commissioner District - First, Second, and
Ninth Election Districts
Second Commissioner District - Third and Sixth
Election Districts
Third Commissioner District - Fourth, Fifth and
Seventh Election District
Fourth Commissioner District - Eighth Election District

County Commissioners

-2-

June 15, 1976

Reasons for the above redistricting plan are set forth in the attached News Letter that had been released to the Press prior to the Public Hearings.

Speaking on behalf of the members of the Redistricting Board, I wish to take this opportunity to express their pleasure on serving on this Board as it was a most rewarding experience.

If we can be of any further assistance to the Commissioners, please contact us.

Sincerely,

Alice Taylor

(Mrs.) Alice Taylor
Chairman

Attachment

JAM

cc: Redistricting Board Members
County Attorney

NEWS RELEASE

The St. Mary's County Redistricting Board was appointed by the County Commissioners on the 29th day of October, 1975 in compliance with the provisions of Section 16A of the Public Local Laws of St. Mary's County, Maryland that read as follows:

"16A. REDISTRICTING BOARD

(a) Created; members; chairman. Within one year after the inauguration of the Commissioners following the 1974 general election a redistricting board shall be created. The Board shall be composed of one appointee of each County Commissioner and none shall be employees of the County. The Board shall convene not later than six months after appointment to organize and elect a chairman from among its members.

(b) Boundaries of districts; procedure. The redistricting board shall establish the boundaries of the four commissioner districts after due consideration and investigation within reasonable and lawful guidelines. The Redistricting Board shall set and conduct public hearings in each of the proposed four commission districts after tentative district boundaries have been drawn and defined. Notice of public hearings giving time, date and place shall be published in two county newspapers ten days prior to the public hearings. After all public hearings have been held and a final draft of the redistricting plan has been completed, the Board shall submit the redistricting plan to the County Commissioners not

later than 18 months from the date of their first meeting. This plan shall then become law unless the plan is set aside by a court of law with proper jurisdiction.

(c) Compensation of Board. Necessary clerical assistance may be provided to assist the redistricting board by the County Commissioners. Compensation for the members of the redistricting board shall be set by the Board of County Commissioners in an amount not to exceed \$25.00 per day for each board member in attendance.

(d) Effect. The above method of redistricting shall be in force following each general election after publication of the national census each ten years."

Prior to enactment of Section 16 of the local public laws, effective with the Board that took office in December, 1974, St. Mary's County was governed by three elected County Commissioners. The County then, as now is divided into three Commissioner Districts. The First Commissioner District is comprised of the First, Second Eighth and Ninth Election Districts. The Second Commission District is made up of the Third and Sixth Election Districts. The Third Commissioner District is made up of the Fourth, Fifth and Seventh Election Districts. When the County had three Commissioners the law required that a Commissioner reside in each of the three Commissioner districts. When the Board

of Commissioners was expanded to five the law required that there be two Commissioners from the First Commissioner District, one Commissioner from the Second and one from the Third Commissioner Districts, with the fifth Commissioner, known as the President, needing only to be a resident of the County. The President is not limited to the Commissioner district residence required of the other four. All five Commissioners represent the entire County and they run at large on the ballot. The purpose of the Commissioner districts is to insure a geographical cross section county representation ^{on} and the Board of Commissioners.

The Redistricting Board has weighed the many alternatives available and for the reasons which follow propose the following:

First Commissioner District - First, Second and Ninth Districts
Second Commissioner District - Third and Sixth Districts
Third Commissioner District - Fourth, Fifth and Seventh Dist.
Fourth Commissioner District - Eighth District

The Board's reasons are as follows:

1. The legislation expanding the Board of County Commissioners to five recognized that a large portion of the County's population is in the First Commissioner District. The Eighth Election District is the county's most populous district. The First Commissioner District as presently constituted has approximately 47% of the county's registered voters. The Eighth Election District alone has approximately 25% of the County's registered voters. Excluding the President

who is not bound by the Commissioner District residence requirement, two of the four commissioners must now come from the First Commissioner District. By making the Eighth Election District a separate Commissioner District we are of the opinion that this will not only insure the Eighth Election District a representative on the future Board of Commissioners, but it will also insure the First, Second and Ninth Districts representation on the Board.

2. This proposal will preserve the existing election district boundaries which are well established and identifiable. The tremendous cost of redefining election districts would not begin to approach any benefit sought to be gained thereby.

3. This proposal would be the least disruptive of the present system, it being noted that the Second and Third Commissioner Districts would remain intact. It is noted that 29% of the county's registered voters are in the Second Commissioner District and 23% of the county's registered voters are in the Third Commissioner District.

4. Under law, the four Commissioner districts will continue to be residence districts. All Commissioners, including the President, will run at large throughout the County. Thus, each voter will continue to have the opportunity to vote in each of the five races, and thus, insuring the one person one vote principle.

5. The proposal would not redistrict any of the present five commissioners out of office.

6. Each election district within a commissioner district will be contiguous to the other election districts within that commissioner district, i.e., First, Second and Ninth Election Districts; Third and Sixth Election Districts; and Fourth, Fifth and Seventh Election Districts.

This proposal will insure the combination of a broad geographic county wide representation as well as a fairly similar commissioner district population breakdown on the Board of County Commissioners. It is interesting to note that in the neighboring county of Charles there are no county commissioner districts. The three commissioners in Charles merely have to be residents of that county and like St. Mary's they run at large. As a matter of note, ten of the twenty three counties in the state, including Charles, do not have county commissioner districts. This means that in those counties there is no assurance of ^{the} board geographical county wide representation on the board of commissioners.

Under the proposal submitted by the Redistricting Board, the voter percentage per commissioner district would be as follows:

First Commissioner District (1st, 2nd and 9th)	22.06%
Second Commissioner District (3rd and 6th)	29.59%
Third Commissioner District (4th, 5th and 7th)	23.09%
Fourth Commissioner District (8th)	25.24%

It is also worthy of note that the law requires the formation of a redistricting board in conjunction with the ten year census, which would mean a new redistricting board will convene sometime during the term of the first Board of Commissioners elected after the 1980 census.

The St. Mary's County Redistricting Board will hold public hearings as the following places at the date and times listed as to each regarding the Board's proposed boundaries for the four County Commissioner residence districts, effective with the election of 1978.

April 27, 1976 at 8:00 P.M. in the Multi Purpose Room, Spring Ridge Middle School, Lexington Park, Maryland.

April 29, 1976 at 8:00 P.M. in the District Court Room, Court House, Leonardtown, Maryland.

May 4, 1976 at 8:00 P. M. in the Cafeteria of Chopticon High School, Morganza, Maryland.

May 6, 1976 at 8:00 P. M. in the Cafeteria of Great Mills High School, Great Mills, Maryland.

In order to obtain citizen input, the Redistricting Board cordially invites all interested persons to attend any or all of these public hearings.

Respectfully submitted,

Alice Taylor
Alice Taylor
Chairman

Del. St. Mary's Co. Comm.

7-26-76

Dorothy Bailey Kuchel - clerk

LIBRA 1- Folio 526

JUL 15-76 * 29987 *****00
JUL 15-76 A 29987 *****00

No. 76-37

TIME 12:10 P. M.
PROPERTY OFFICE, BALTIMORE, MARYLAND

Subj: 1976 Comprehensive Water
and Sewerage Plan for St.
Mary's County, Maryland

RESOLUTION

WHEREAS, the Board of County Commissioners of St. Mary's County is, by authority of Section 387C, Article 43, of the Annotated Code of Maryland (1976 ed.), directed to adopt and submit to the Maryland State Department of Health and Mental Hygiene a comprehensive plan for the provision of both adequate water supply systems and sewerage systems throughout the County to include all towns, municipal corporations, and sanitary districts within St. Mary's County, the said water and sewer plan to be consistent with land use master planning in St. Mary's County; and

WHEREAS, said report and Comprehensive Plan has in fact been prepared and submitted to the Board of County Commissioners of St. Mary's County, Maryland, in order that it may be adopted by said County and thereafter submitted to the Maryland State Department of Health and Mental Hygiene; and

WHEREAS, said Comprehensive Plan having been reviewed by the Board of County Commissioners of St. Mary's County, Maryland, and it appearing that all requirements under the State law, supra, having been complied with;

BE IT THEREFORE RESOLVED, this 14th day of July, 1976, that the Comprehensive Water and Sewerage Plan for St. Mary's County, Maryland, is hereby adopted by the Board of County

Commissioners of St. Mary's County, Maryland, and it is
FURTHER RESOLVED that said County Plan be submitted to the
Maryland State Department of Health and Mental Hygiene.

BOARD OF COUNTY COMMISSIONERS
ST. MARY'S COUNTY, MARYLAND



James M. McKay, President

Ford L. Dean
Ford L. Dean, Commissioner

J. Patrick Jarboe
J. Patrick Jarboe, Commissioner

Larry Millison
Larry Millison, Commissioner

John K. Parlett
John K. Parlett, Commissioner

ATTEST:

Edward V. Cox 7/14/76
Edward V. Cox
County Administrator

Joseph Ernest Bell, II
Joseph Ernest Bell, II
County Attorney

TIME 9:38 A . M.

LIBER 001 PAGE 528

NO. 76-40

METROPOLITAN COMMISSION COUPON
BOND

SEP 17-76 * 23179 *****00

SEP 17-76 A #23179 *****00

Resolution of the Board of County Commissioners of St. Mary's County, Maryland, approving the passage and the adoption of a Resolution adopted on September 16, 1976 by the St. Mary's County Metropolitan Commission supplementary to a resolution of such Commission adopted on July 3, 1973, as supplemented by a resolution adopted on August 9, 1973, which Resolution authorized and provided for the issuance of bonds in coupon form in exchange for bonds outstanding in temporary, fully registered form of the series of Six Hundred Fifty Thousand Dollars (\$650,000) "St. Mary's County Metropolitan Commission Bonds (Second Issue)"; approving and concurring in the form of said coupon bonds; authorizing the County Commissioners to execute the form of endorsement which evidences the guarantee of the coupon bonds; pledging the full faith and credit of St. Mary's County, Maryland to the payment of the principal of and interest on such coupon bonds, when due; and generally relating to the issuance of such coupon bonds and the form thereof.

RECITALS

On September 16, 1976 St. Mary's County Metropolitan Commission (the "Commission") adopted the foregoing resolution supplementary to a resolution of such Commission adopted on July 3, 1973, as supplemented by a resolution adopted on August 9, 1973. The Commission's resolution of September 16, 1976 (the "1976 Commission Resolution") was entitled as follows:

RESOLUTION OF THE ST. MARY'S COUNTY METROPOLITAN COMMISSION supplementary to a resolution adopted on July 3, 1973, as supplemented by a resolution adopted on August 9, 1973, which resolution provided for the issuance and sale, at private sale, upon the full faith and credit of St. Mary's County, Maryland, of Six Hundred Fifty Thousand Dollars (\$650,000) aggregate principal amount of bonds to be designated "St. Mary's County Metropolitan Commission Bonds (Second Issue)"; authorizing and providing for the issuance of bonds of such issue in coupon form in exchange for bonds of such issue outstanding in fully registered form; approving, ratifying, confirming and adopting the issuance of such bonds in temporary, fully registered form; approving, ratifying, confirming, adopting and validating the issuance of such bonds and the exchange of coupon bonds of such issue for the temporary, fully registered bonds of such issue; providing for the levy and collection of assessments and charges to provide for the payment of the interest on such bonds and to redeem and pay off such bonds as they mature; providing for any necessary action by the Commission in connection with the levy and collection of taxes by the County Commissioners of St. Mary's County in accordance with the guarantee of St. Mary's County endorsed on such bonds, and generally relating to the issuance, delivery and exchange of such bonds and the form thereof.

The 1976 Commission Resolution authorized and provided for the issuance of bonds in coupon form in exchange for those bonds (or portions thereof) now outstanding in temporary, fully registered form of the series of bonds of the Commission designated St. Mary's County Metropolitan Commission Bonds (Second Issue) and originally issued in the aggregate principal amount of \$650,000.

The Board of County Commissioners of St. Mary's County, Maryland has considered the 1976 Commission Resolution and determined that this Board approves and concurs in the passage of the 1976 Commission Resolution.

The Board of County Commissioners desires to authorize its officers to execute the form of endorsement which evidences the guarantee of St. Mary's County to pay the principal of and interest on the coupon bonds.

NOW, THEREFORE, BE IT RESOLVED BY BOARD OF COUNTY COMMISSIONERS OF ST. MARY'S COUNTY, MARYLAND:

Section 1: That, it concurs in the judgment of the St. Mary's County Metropolitan Commission as set forth by the terms of the foregoing 1976 Commission Resolution.

This Board accordingly approves the issuance of bonds in coupon form in exchange for those bonds (or portions thereof) now outstanding in temporary, fully registered form of the series of bonds of the Commission designated St. Mary's County Metropolitan Commission Bonds (Second Issue) upon the terms and conditions, set forth in the 1976 Commission Resolution, all of said terms, conditions, covenants and undertakings being hereby approved by County Commissioners of St. Mary's County and adopted by County Commissioners of St. Mary's County as and for its own.

Section 2: That, the form of endorsement which evidences the guarantee by County Commissioners of St. Mary's County, Maryland, on the full faith and credit of St. Mary's County, of the payment of the principal of and interest on the St. Mary's County Metropolitan Commission Bonds (Second Issue) shall be as set forth in Section 5 of the 1976 Commission Resolution.

Section 3: That, the Board of County Commissioners of St. Mary's County hereby authorizes its President to execute the above mentioned form of endorsement on the coupon bonds to be delivered in accordance with the 1976 Commission Resolution.

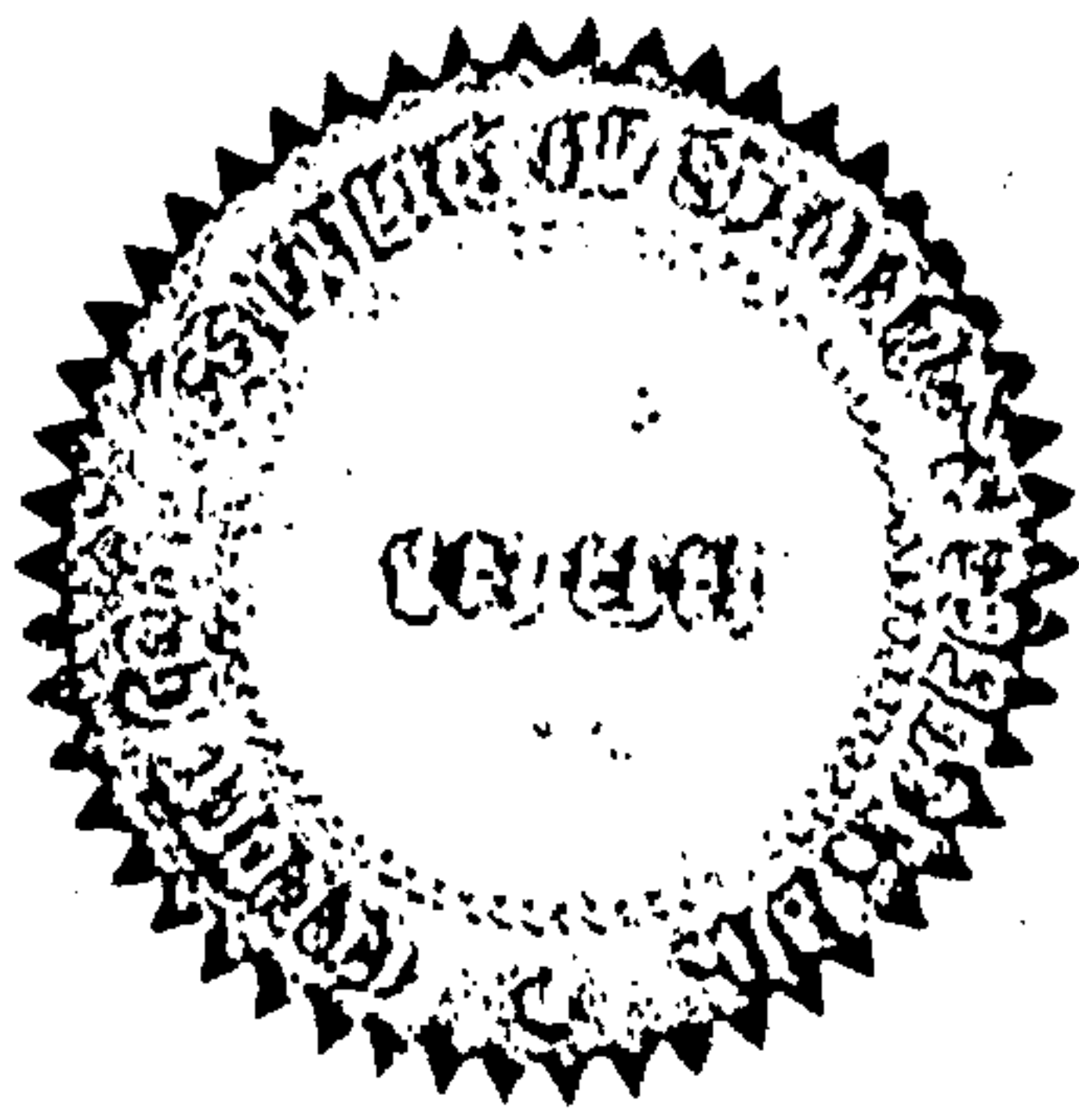
Section 4: That, the full faith and credit and unlimited taxing power of County Commissioners of St. Mary's County, Maryland, are hereby irrevocably pledged to the levy and collection of ad valorem taxes upon all the assessable property within the corporate limits of St. Mary's County in rate and amount sufficient to provide for the payment of the principal of and interest on the St. Mary's County Metropolitan Commission Bonds (Second Issue) originally issued in the aggregate principal amount of \$650,000 as and when such taxes may become necessary in order to provide sufficient funds to meet the debt service requirements on the said bonds. In the event that the ad valorem taxes prescribed in Section 162 of the Commission Enabling Act described in the 1976 Commission Resolution are insufficient to pay the principal of and interest on the said Bonds, when due,

the County Commissioners of St. Mary's County hereby covenant and agree with each of the owners or holders, from time to time, of the said bonds, in each and every fiscal year in which any such bonds are outstanding, to levy and collect ad valorem taxes upon all the assessable property within the corporate limits of St. Mary's County in rate and amount sufficient to provide for the payment of such principal and interest, when due, together with accrued interest to the date of payment.

Nothing contained in this or any resolution of the County Commissioners of St. Mary's County is intended, or shall be deemed, to affect adversely in any way the validity of St. Mary's County Metropolitan Commission Bonds (Second Issue) which are hereby confirmed, ratified, approved and validated.

Section 5: That, this Resolution shall take effect on the date of its adoption:

Adopted: September 16, 1976



ATTEST:

Edward V. Cox
Edward V. Cox,
County Administrator

John K. Parlett
Tom L. Dean
James M. McKay
Patrick [unclear]
[unclear]

Approved as to Legal Sufficiency:

Joseph C. Bell II
-26- Joseph C. Bell, II, County Attorney

NO. 76-47

SUBJECT: CENTER GARDENS TAX
ABATEMENT
(ST. MARY'S GARDEN
APARTMENTS)

TIME 2:47 P. M.

JOACHIM BAILEY KUCHER, CLERK

OCT 22-76 * 24945 *****00

OCT 22-76 A #24945 *****00

R E S O L U T I O N

WHEREAS, Pursuant to the authority of Section 408 of the Housing Amendments of 1955, as amended by Public Law 10/20 84th Congress, the Secretary of Defense of the United States, by his duly designated agent, for the purpose of Section 408, has made a determination for the taxable year, 1976/1977, of the sum of \$233,720.70 to be the amount equal to the sum of payments made by the United States Government with respect to Title VIII, Wherry Housing Project, known as "Center Gardens" FHA No. 000-80003-4-6; and,

WHEREAS, because of said determination Patuxent Section I Corporation, Patuxent Section II Corporation, Patuxent Section III Corporation and Patuxent Section IV Corporation, have duly applied to the County Commissioners of St. Mary's County, Maryland (through Ralph M. Cestone, Secretary of Verona Construction Company of Verona, New Jersey) for a credit of subject corporations; 1976/1977 real estate taxes in accordance with the provisions of Article 81 of the Annotated Code of Maryland, prior to the date of finality; and,

WHEREAS, the aforesaid determination made by the Secretary of Defense is an estimate of the credit to be applied against 1976/1977 taxes; and,

WHEREAS, the actual payment under Capital Improvements and Maintenance Operation with respect to the Title VIII (Wherry) Housing expenditures made by the Federal Government exceed the real estate taxes (of Patuxent Section I Corporation, Patuxent Section II Corporation, Patuxent Section III Corporation and Patuxent Section IV Corporation) for the year 1976/1977.

NOW, THEREFORE BE IT RESOLVED, by the Board of County Commissioners of St. Mary's County, Maryland, in regular meeting assembled on the 20th day of October, 1976:

1. That the real estate taxes for the year 1976/1977 are abated in the amount of \$61,856.08.

2. That said determination of the Secretary of Defense made pursuant to Section 408 of the Housing Amendments of 1955, as amended by Public Law 10/20 84th Congress, relating to the Housing project known as "Center Gardens" in St. Mary's County, Maryland, provided that such determinations are found to be valid, legal and accurate by the County

NO. 76-47

SUBJECT: CENTER GARDENS TAX ABATEMENT (ST. MARY'S GARDEN APARTMENTS)

Page 2 of 2

Commissioners of St. Mary's County, Maryland, and provided further that the above corporations, or their successors, strictly comply with the applicable provisions of Article 81 of the Annotated Code of Maryland, and other applicable laws.

This Date: October 20, 1976

BOARD OF COUNTY COMMISSIONERS OF ST. MARY'S COUNTY, MARYLAND



James M. McKay, President

John K. Parlett, Vice-President

Ford L. Dean, Commissioner

Larry Millison, Commissioner

J. Patrick Jarboe, M.D., Commissioner

ATTEST:

Edward V. Cox 10/20/76

Edward V. Cox, County Administrator

Approved as to Legal Sufficiency:

Joseph E. Bell, II County Attorney

cc: Mr. William S. Lawrence, Supervisor of Assessments, St. Mary's County, Maryland; Mr. Ralph M. Cestone, Secretary, Verona Construction Company, Verona, New Jersey; Captain D. W. Wittschiebe, CEC, USN, Washington, D. C.; Mr. John Mastrodone, Chief, Multi-family Mortgage - FHA

TIME 3:40 P.M.

REGISTRY HALEY KITCHEN, CLERK
CCT 25-76 * 25009 *****
CCT 25-76 A 25009 *****
76-44

NO.

SUBJECT: PLAN OF AFFIRMATIVE ACTION

RESOLUTION

WHEREAS, the Civil Rights Act of 1964, the Age Discrimination Act of 1967, the Equal Pay Act of 1963, the Rehabilitation Act of 1973, and other Federal legislation require equal employment opportunity and prohibit discrimination in employment practices on the basis of marital status, race, color, creed, religion, political persuasion, age, sex, or handicap (except where age, sex, or handicap may be a bona fide condition of employment) or other non-merit factor; and

WHEREAS, a Plan of Affirmative Action to insure compliance is mandated by both the laws and innumerable decisions of the courts; and

WHEREAS, such a Plan of Affirmative Action has been proposed to and has been studied by the Board of County Commissioners;

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of St. Mary's County, Maryland this 20th day of October 1976, that the Plan of Affirmative Action attached hereto, and made a part hereof, is hereby formally approved and adopted.

This date:
October 20, 1976

BOARD OF COUNTY COMMISSIONERS
OF ST. MARY'S COUNTY, MARYLAND



James M. McKay
James M. McKay, President

John K. Parlett
John K. Parlett, Vice-President

Ford L. Dean
Ford L. Dean, Commissioner

Patrick Jarboe, M.D.
Patrick Jarboe, M.D., Commissioner

Larry Millison
Larry Millison, Commissioner

ATTEST:

Edward V. Cox 10/20/76
Edward V. Cox,
County Administrator

Approved as to legal
sufficiency:

Joseph E. Bell, II
Joseph E. Bell, II,
County Attorney

SUBJ: SALE OF THIRD ISSUE
BONDS ST. MARY'S
COUNTY METROPOLITAN
COMMISSION

TIME 11:59 A.M.
DOROTHY BARLOW HUGHES, CLERK

NOV 18-76 * 26186 *****00
NOV 18-76 A 26186 *****00

RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS

OF ST. MARY'S COUNTY, MARYLAND, approving the issuance and sale by the ST. MARY'S COUNTY METROPOLITAN COMMISSION of \$1,700,000 St. Mary's County Metropolitan Commission bonds (third issue), and authorizing advertisement for the sale of such bonds.

RECITALS

On November 18, 1976, the St. Mary's County Metropolitan Commission (the "Commission") will adopt a RESOLUTION providing for the issuance and public sale upon the full faith and credit of St. Mary's County, Maryland, of \$1,700,000 St. Mary's County Metropolitan Commission Bonds (third issue) the "BONDS".

The COMMISSION desires to advertise the sale of the BONDS on or before Wednesday, November 24, 1976, the date of the next scheduled meeting of the COUNTY COMMISSIONERS OF ST. MARY'S COUNTY.

THE COUNTY COMMISSIONERS OF ST. MARY'S COUNTY, on November 24, 1976 will approve and concur in the passage of the RESOLUTION of the COMMISSION of November 18, 1976

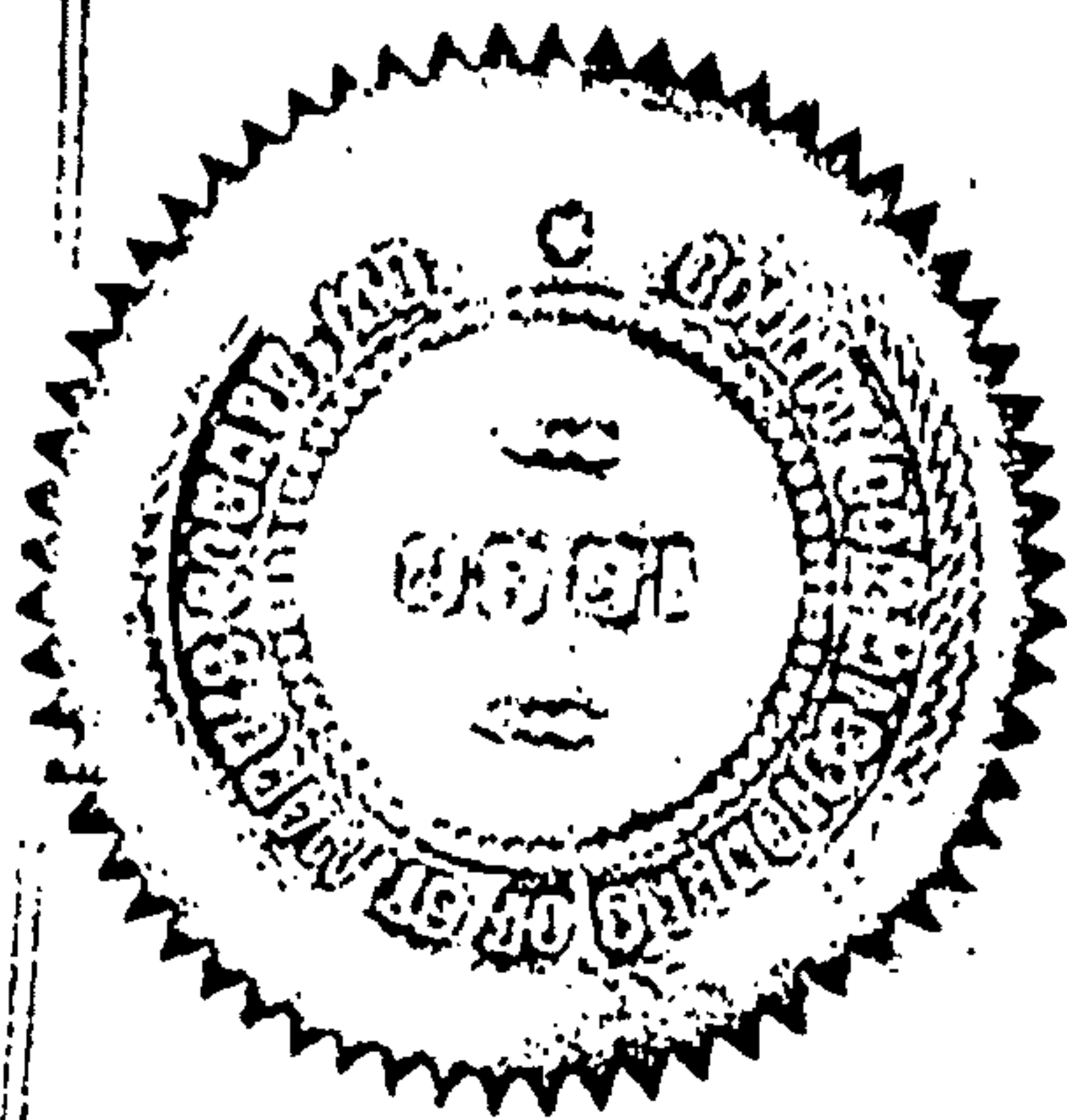
NOW THEREFORE BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF ST. MARY'S COUNTY, MARYLAND:

Section 1: That, it approves the issuance and sale of \$1,700,000 St. Mary's County Metropolitan Commission Bonds (Third Issue), the details of which will be approved at its next scheduled meeting of Wednesday, November 24, 1976.

Section 2: That, it authorizes the Commission to advertise the sale of such BONDS prior to or on November 24, 1976 in a newspaper or newspapers of general circulation in St. Mary's County, Maryland and in the "DAILY BOND BUYER" the financial journal published in the city of New York, New York.

Section 3: That, this RESOLUTION shall take effect on the date of its adoption:

Adopted: November 17, 1976



James D. McKay

John R. Parlett

Ford L. Dean

ATTEST:

Edward V. Cox 11/17/76

Edward V. Cox,
County Administrator

Approved as to legal sufficiency:

Joseph E. Bell #

Joseph E. Bell, II
County Attorney

Del. St. Mary's Co. Comm's

D. B. Tucker - clerk

Subject: PLUMBING ORDINANCE

PLUMBING PERMIT ORDINANCE

WHEREAS, the County Commissioners for St. Mary's County, Maryland, have the authority to adopt rules and regulations pertaining to a County plumbing code by virtue of Section 143A of the Code of Public Local Law of St. Mary's County; and

WHEREAS, the County Commissioners do consider it advisable that rules and regulations be promulgated concerning the issuance of plumbing permits and licenses; and

WHEREAS, the County Commissioners consider the action taken hereby to be in the best interest of St. Mary's County and its citizens;

NOW THEREFORE BE IT RESOLVED by the County Commissioners of St. Mary's County, Maryland, that the following are the rules and regulations governing the issuance and use of a plumbing permit and a plumbing license in St. Mary's County:

1. All plumbing work performed in St. Mary's County shall conform to the Maryland State Plumbing Code in effect at the time of adoption of this Ordinance or as it shall be amended in the future by either the State of Maryland or by action of the St. Mary's County Commissioners based on the recommendations of St. Mary's County Plumbing Board.
2. Master Plumber - All persons seeking to perform plumbing work for pay in St. Mary's County must first show evidence of a valid Maryland Master Plumber's Certificate or a special Master Plumber's Certificate for St. Mary's County, and a \$1,000 plumber's performance bond. In addition a Master Plumber's license must be obtained annually from the St. Mary's County Plumbing Board on or before June 30th of each year. Remittance of a fee fixed by the St. Mary's County Commissioners will be required.

MC -2-76 * 26:24 *****00
MC -2-76 A 26/24 *****00

3:15 P

3. Journeyman Plumber - All persons seeking to perform plumbing work as a Journeyman in St. Mary's County must first show proof of a valid Maryland Journeyman Plumbers Certificate for St. Mary's County. In addition, a Journeyman Plumber's License must be obtained annually from the St. Mary's County Plumbing Board on or before June 30th of each year. Remittance of a fee fixed by the St. Mary's County Commissioners will be required.
4. Apprentice Plumber - All persons seeking to perform plumbing work as an Apprentice in St. Mary's County must submit an application for a St. Mary's County Apprentice License. An Apprentice Plumber's License must be obtained from the St. Mary's County Plumbing Board on or before June 30th of each year. Remittance of a fee fixed by the St. Mary's County Commissioners will be required.
5. Bonds and Licenses - All bonds and licenses shall expire on the last day of June of each year. All bonds shall be executed naming St. Mary's County as obligee and all bonds shall be written by a firm licensed to conduct business in the State of Maryland and be of a form approved by the St. Mary's County Plumbing Board.
6. Permits - (a) A plumbing permit shall be required for the installation of, alteration, or addition to the plumbing, sewerage, drainage, or gas piping systems of any building, structure or premise. A plumbing license and permit shall be required for the installation of the soil pipe conveying waste to the inlet of the septic tank, or as it connects to a community sewer collection system. A plumbing license or plumbing permit shall not be required for the installation of a septic tank or sewer pipe extending from the outlet of the septic tank to the drain fields, dry wells, etc.

Permits shall be secured from the Plumbing Permit Office.

If no work is performed on the job for six (6) months, the permit shall become void and of no force and effect.

(b) Prior to the issuance of a permit, mechanical plans and specifications may be required in duplicate and approved by the Plumbing Permit Office. Required plans and specifications shall show in sufficient detail the layout and spacing of fixtures, the size, material and location of all buildings, sewers and drains, storm sewers and drains, and the soil, waste, vent, water, and gas supplying piping.

(c) The filing of plans and specifications and the obtaining of a permit shall not be required for minor repair(s) or for minor installation(s) which are hereby defined as installations for which the average retail cost for the installation is less than two hundred dollars (\$200).

If plans or specifications are required by the Plumbing Permit Office, all plumbing installations shall be installed in accordance with such plans as approved and any change made during construction which is not in conformity to the approved plans shall be resubmitted to the Plumbing Permit Office for approval of the amended plans.

The plumbing permit and a copy of any approved plans shall be made available to the Plumbing Inspector upon request. Notice that the plumbing permit has been obtained must be conspicuously placed at the construction site prior to the commencement of any plumbing installation or work.

(d) The Plumbing Permit Office shall collect fees for St. Mary's County based on a rate to be fixed by the St. Mary's County Commissioners. The rate will be designated on the application for a plumbing permit. The rate schedule will be reviewed periodically by the Plumbing

Board and revised by the County Commissioners as would be deemed necessary and appropriate to off-set any and all expenses incurred through the administration and/or enforcement of the Plumbing Code. This fee schedule shall be of a sufficient amount to provide for one (1) inspection of underground work, one (1) inspection of rough-in work, and one (1) final inspection. Any additional inspection(s) shall be charged as set forth on the application for the plumbing permits.

7. Notification for Inspection - The Plumbing Permit Office shall be notified by the applicant of the plumbing permit of the commencement of any plumbing work for which a permit is required, and when such work is ready for rough-in inspection (prior to covering whether underground, or in walls) and shall again be notified for final inspection. A minimum of forty-eight (48) hours advance notice must be given for all inspections.

The right to inspect any job site without notice, and at any time is herein reserved by the Plumbing Permit Office.

8. Certificate of Final Approval - If the prescribed tests and final inspection indicate that the work complies in all respects with the provisions of the duly adopted State of Maryland Plumbing Code as currently amended; a Certificate of Final Approval and Acceptance shall be issued by the Plumbing Permit Office for said work. If a Certificate of Final Approval is not released by the Plumbing Permit Office within eighteen (18) months of the date of the Plumbing Permit, said permit shall become void and a new permit with the appropriate fees shall be required.

9. Owner Performance - Nothing herein contained shall prohibit the owner of a building or structure from

personally installing or repairing a plumbing system in his own residence under the following conditions:

- (a) Contact shall be made with the St. Mary's County Plumbing Inspector to review the basic Plumbing Plans for the proposed dwelling.
- (b) A plumbing permit must be secured as herein provided before any plumbing work commences.
- (c) All work shall be performed in accordance with the provisions of the duly adopted State of Maryland Plumbing Code as currently amended.
- (d) The owner shall make application for and have performed by the Plumbing Permit Office all required inspections.
- (e) The work must be satisfactorily completed and a Certificate of Final Approval must be obtained within a maximum of eighteen (18) months from the date of the issuance of the plumbing permit.

10. Violations - If plumbing work is installed contrary to the original permit; approved plans and specifications or the State of Maryland Plumbing Code and any essential details and if any such deficiencies are not corrected within five (5) days after written notice of the deficiencies is given by the Plumbing Permit Office to the owner, general contractor, the *supervising engineer or architect*, and the Master Plumber, they shall all and separately be deemed to be in violation of the St. Mary's County Plumbing Ordinance and subject to the penalties provided in Section 11 of these regulations until amended plans are filed and the violations are corrected and approved by the Plumbing Permit Office. It shall further be within the discretion of the Plumbing Board to suspend any St. Mary's County Plumbing License for a minimum period of seven (7) days and a maximum

of twenty-one (21) days.

Failure to comply with the rules and regulations contained herein shall be sufficient reason for the revocation of the Plumbing License by the St. Mary's County Commissioners.

11. Penalties - Any person(s) who shall practice or engage in the work of a Master, Journeyman, or Apprentice Plumber without having complied with the provisions of these regulations and any person(s) not licensed as a Master, Journeyman, or Apprentice Plumber(s) in St. Mary's County or who shall violate any of the provisions of these regulations shall be guilty of a misdemeanor and upon conviction shall be fined not less than \$25.00 nor more than \$1,000.00 per offense.
12. Enforcement and Administration - The Plumbing Permit and Inspection Section of the Office of Land Use and Development will be considered the Plumbing Permit Office as referred to in this Ordinance. This section will have the responsibility for the enforcement and the administering of this Ordinance, with the St. County Plumbing Board providing supervision and guidance.

13. The effective date of this Ordinance shall be December 1, 1976.

14. Ordinance No. 74-28 is hereby rescinded effective December 1, 1976.

This date: December 1, 1976

BOARD OF COUNTY COMMISSIONERS OF
ST. MARY'S COUNTY, MARYLAND.

James M. McKay
James M. McKay, President

John K. Parlett
John K. Parlett, Vice-President

Ford L. Dean
Ford L. Dean, Commissioner

Patrick Jarboe MD
Patrick Jarboe, MD, Commissioner

Larry Millison
Larry Millison, Commissioner

ATTEST:

Edward V. Cox
Edward V. Cox, 12/1/76
County Administrator

Approved as to Legal Sufficiency:

Joseph E. Bell II
Joseph E. Bell, II
County Attorney

DHR/pmr

Del. St. Mary's County Comms

12-9-76

D. B. Archer - Clerk

USER 001 PAGE 545

TIME 12:27A.M.
NO. 010171 F. CHER. CLERK

DEC 20-76 * 27342 *****00

DEC 20-76 A #27342 *****00

NO. 76-55

SUBJ: AWARD OF BID METROPOLITAN
COMMISSION BOND SALE

R E S O L U T I O N

A Resolution of the County Commissioners of St. Mary's County, concurring in and approving the passage of the Resolution adopted by the St. Mary's County Metropolitan Commission on December 14, 1976, providing for the award of One Million Seven Hundred Thousand Dollars (\$1,700,000) aggregate principal amount of St. Mary's County Metropolitan Commission Bonds (Third Issue) and other matters in connection with the sale and delivery of the bonds.

R E C I T A L S

The St. Mary's County Metropolitan Commission adopted a Resolution on December 14, 1976 entitled as follows:

A RESOLUTION OF THE ST. MARY'S COUNTY METROPOLITAN COMMISSION, supplementary to a Resolution passed on November 18, 1976, providing for the award of One Million Seven Hundred Dollars (\$1,700,000) aggregate principal amount of St. Mary's County Metropolitan Commission Bonds (Third Issue); fixing the interest rates payable on such bonds and awarding the bonds to the successful bidder therefore upon the basis of the bids received this day in accordance with the advertisement and official Notice of Sale giving notice of the sale of the bonds pursuant to the aforementioned Resolution; providing for the disbursement and use of the proceeds of the bonds (including a provision that the proceeds of the bonds shall not be used in

NO. 76-55

SUBJ: AWARD OF BID METROPOLITAN
COMMISSION BOND SALE

PAGE -2-

such a manner as to make the bonds "arbitrage bonds"); and providing for the execution, use and distribution of and approving the form of an Official Statement.

The Board of County Commissioners of St. Mary's County, Maryland has considered the Commission Resolution and has determined that this Board approves and concurs in the passage of the Commission Resolution.

NOW, THEREFORE, BE IT RESOLVED by the County Commissioners of St. Mary's County:

Section 1: That the County Commissioners of St. Mary's County concurs in, approves and adopts the Resolution adopted on December 14, 1976, by the St. Mary's County Metropolitan Commission, awarding One Million Seven Hundred Thousand Dollars (\$1,700,000) aggregate principal amount of St. Mary's County Metropolitan Commission Bonds (Third Issue) to Alex. Brown and Sons and Associates the successful bidder for the bonds, in accordance with the terms of the bid of such purchaser, and providing for the disbursement and use of the proceeds of the bonds (including a "no-arbitrage covenant")

LIBER 001 PAGE 547

NO. 76-55

SUBJ: AWARD OF BID METROPOLITAN
COMMISSION BOND SALE

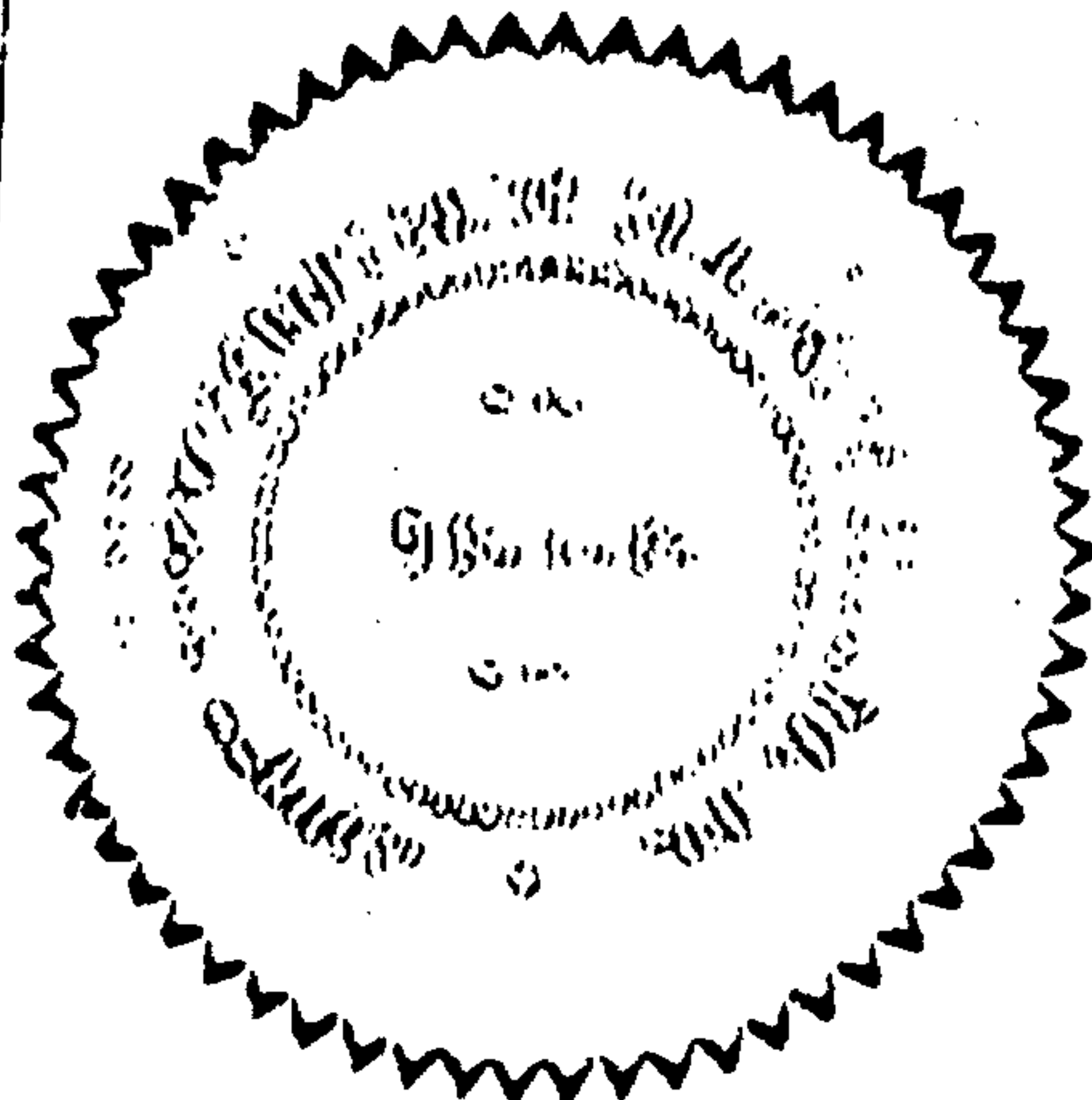
PAGE: -3-

and the execution, use, and distribution of an Official
Statement, and other matters in connection therewith.

This Date:

December 15, 1976

BOARD OF COUNTY COMMISSIONERS
OF ST. MARY'S COUNTY, MARYLAND



James M. McKay
James M. McKay, President

John K. Parlett
John K. Parlett, Vice-President

Ford L. Dean
Ford L. Dean, Commissioner

J. Patrick Jarboe, M.D.
J. Patrick Jarboe, M.D., Commissioner

Larry Millison
Larry Millison, Commissioner

Approved as to Legal
Sufficiency:

Joseph E. Bell, II
Joseph E. Bell, II
County Attorney

ATTEST:

Edward V. Cox
Edward V. Cox,
County Administrator

St. Mary's County Commissioners *Jan-6-1977* *Douglas B. Ducker - civ.*

LIBER 001 PAGE 254
LIBER 001 PAGE 548

NO. 76-54
SUBJ: METROPOLITAN COMMISSION
OFFICIAL STATEMENT IN
CONNECTION WITH BOND SALE

Resolution of the Board of County Commissioners of St. Mary's County, Maryland, approving the use and distribution of the Official Statement of the St. Mary's County Metropolitan Commission and St. Mary's County in connection with the sale of \$1,700,000 St. Mary's County Metropolitan Commission Bonds (Third Issue) dated December 15, 1976; approving the form of the Official Statement with appropriate insertions, deletions, and changes; authorizing the President of the Board of County Commissioners and the Budget Officer of St. Mary's County to execute the Official Statement on behalf of the County; and approving and ratifying the distribution of the Preliminary Official Statement dated November 29, 1976.

FINED 3:34 P.M.
DOROTHY BAILEY NICHOLS, CLERK

DEC -9-76 * 26986 *****.00
DEC -9-76 A 26986 *****.00

RECITALS

On November 18, 1976, the St. Mary's County Metropolitan Commission (the "Commission") passed and approved a Resolution entitled as follows:

RESOLUTION OF THE ST. MARY'S COUNTY METROPOLITAN COMMISSION providing for the issuance and sale, at public sale, upon the full faith and credit of St. Mary's County, Maryland, of One Million Seven Hundred Thousand Dollars (\$1,700,000) aggregate principal amount of bonds to be designated "St. Mary's County Metropolitan Commission Bonds (Third Issue)"; authorizing and providing for the issuance of bonds of such issue in coupon form; providing for the levy and collection of assessments and charges to provide for the payment of the interest on such bonds and to redeem and pay off such bonds as they mature; providing for, and covenanting to take, any necessary action by the Commission in connection with the levy and collection of taxes by the County

Commissioners of St. Mary's County in accordance with the guarantee of St. Mary's County endorsed on such bonds, and generally relating to the issuance, sale and delivery of such bonds and the form thereof.

On November 24, 1976, the Board of County Commissioners of St. Mary's County, Maryland adopted a Resolution entitled as follows:

Resolution of the Board of County Commissioners of St. Mary's County, Maryland, approving the passage and the adoption of a Resolution adopted on November 18, 1976 by the St. Mary's County Metropolitan Commission, which Resolution authorized and provided for the issuance and sale of One Million Seven Hundred Thousand Dollars (\$1,700,000) "St. Mary's County Metropolitan Commission Bonds (Third Issue)"; approving and concurring in the form of the bonds; authorizing the County Commissioners to execute the form of endorsement which evidences the guarantee of the bonds; pledging the full faith and credit of St. Mary's County, Maryland to the payment of the principal of and interest on such bonds, when due; and generally relating to the issuance of such bonds and the form thereof.

NOW THEREFORE BE IT RESOLVED by the Board of County Commissioners of St. Mary's County, Maryland:

Section 1. That, it approves the use and distribution of the Official Statement of the St. Mary's County Metropolitan Commission and St. Mary's County in connection with the sale of \$1,700,000 St. Mary's County Metropolitan Commission Bonds (Third Issue) dated December 15, 1976 (the "Bonds"), in substantially the form of the

Official Statement as presented to the Board of County Commissioners, with appropriate insertions, deletions, and changes, such as the ratings on the Bonds, the interest rates on the Bonds, changes in facts, or such other insertions, deletions or changes as deemed appropriate by Bond Counsel.

Section 2. That, it authorizes the President of the Board of County Commissioners and the Budget Officer of St. Mary's County to execute the Official Statement on behalf of the County.

Section 3. That, it approves and ratifies the distribution of the Preliminary Official Statement dated November 29, 1976.

Section 4. That, this Resolution shall take effect on the date of its adoption.

Adopted: December 8, 1976

ATTEST:

Edward V. Cox 12/8/76
Edward V. Cox
County Administrator

Approved as to Legal Sufficiency:

Joseph Ernest Bell II
Joseph Ernest Bell, II
County Attorney

James M. McKay
James M. McKay, President

Ford L. Dean
Ford L. Dean, Commissioner

J. Patrick Jarboe
J. Patrick Jarboe, Commissioner

Larry McMillon
Larry McMillon, Commissioner

John P. Bell
John P. Bell, Commissioner

NO: 76-52

SUBJ: Metropolitan Commission

Approval and Sale of Bonds

LIBER 001 PAGE 551

Resolution of the Board of County Commissioners of St. Mary's County, Maryland, approving the passage and the adoption of a Resolution adopted on November 18, 1976 by the St. Mary's County Metropolitan Commission, which Resolution authorized and provided for the issuance and sale of One Million Seven Hundred Thousand Dollars (\$1,700,000) "St. Mary's County Metropolitan Commission Bonds (Third Issue)"; approving and concurring in the form of the bonds; authorizing the County Commissioners to execute the form of endorsement which evidences the guarantee of the bonds; pledging the full faith and credit of St. Mary's County, Maryland to the payment of the principal of and interest on such bonds, when due; and generally relating to the issuance of such bonds and the form thereof.

RECITALS

On November 18, 1976, St. Mary's County Metropolitan Commission (the "Commission") adopted the foregoing resolution. The Commission's resolution of November 18, 1976 (the "Commission Resolution") was entitled as follows:

RESOLUTION OF THE ST. MARY'S COUNTY METROPOLITAN COMMISSION providing for the issuance and sale, at public sale, upon the full faith and credit of St. Mary's County, Maryland, of One Million Seven Hundred Thousand Dollars (\$1,700,000) aggregate principal amount of bonds to be designated "St. Mary's County Metropolitan Commission Bonds (Third Issue)"; authorizing and providing for the issuance of bonds of such issue in coupon form; providing for the levy and collection of assessments and

DEC 10:23 A

DEC-2-76 * 26696 *****
DEC-2-76 A 26696 *****

100-101 581

No. 77-15

Subj: Adoption of Revised
1977 Comprehensive
Plan for St. Mary's
County TIME 3:07p. M.

RESOLUTION

MAR 16-77 * 2 710 *****00
MAR 16-77 A #2 710 *****00

WHEREAS, by virtue of the authority conferred by Article 66B of the Annotated Code of Maryland, the Planning Commission for St. Mary's County has recommended a proposed Comprehensive Plan, revised 1976, for St. Mary's County setting forth in same the objectives, principles, policies and standards, which shall serve as a guide for the development and economic and social well being of St. Mary's County; and,

WHEREAS, a public hearing on said plan was held by the Planning Commission, as required by law, on April 19, 1976, at Leonardtown, St. Mary's County, Maryland, due notice of same having been given by publication in a St. Mary's County newspaper of general circulation fifteen days prior to said hearing; and,

WHEREAS, copies of said plan were referred to adjoining state and local jurisdictions more than sixty days prior to said hearing as required by law; and,

WHEREAS, the Planning Commission approved on May 10, 1976, the entire proposed Comprehensive Plan, revised 1976, including Existing Land Use and Economic Parameters and the text, maps, charts and other material, including Appendix, that comprise said plan; and,

WHEREAS, the Board of County Commissioners, pursuant to the authority of Article 66B of the Annotated Code of Maryland, gave due notice of and conducted a public hearing on the proposed plan on December 15, 1976; and,

WHEREAS, the Board of County Commissioners have had sufficient time to study this plan and the recommendation made by the Planning Commission and by other groups and individuals;

NOW, THEREFORE, BE IT RESOLVED AND ORDAINED By the Board of County Commissioners, this 10th day of March, 1977, that the Comprehensive Plan for St. Mary's County, revised 1977, by the Planning Commission is approved and adcpcted, with

charges to provide for the payment of the interest on such bonds and to redeem and pay off such bonds as they mature; providing for, and covenanting to take, any necessary action by the Commission in connection with the levy and collection of taxes by the County Commissioners of St. Mary's County in accordance with the guarantee of St. Mary's County endorsed on such bonds, and generally relating to the issuance, sale and delivery of such bonds and the form thereof.

The Commission Resolution authorized and provided for the issuance and sale, at public sale, of bonds in coupon form of the series of bonds of the Commission designated St. Mary's County Metropolitan Commission Bonds (Third Issue) in the aggregate principal amount of \$1,700,000.

The Board of County Commissioners of St. Mary's County, Maryland has considered the Commission Resolution and has determined that this Board approves and concurs in the passage of the Commission Resolution.

The Board of County Commissioners desires to authorize its officers to execute the form of endorsement which evidences the guarantee of St. Mary's County to pay the principal of and interest on the bonds.

NOW, THEREFORE, BE IT RESOLVED BY BOARD OF COUNTY COMMISSIONERS OF ST. MARY'S COUNTY, MARYLAND:

Section 1: That, it concurs in the judgment of the St. Mary's County Metropolitan Commission as set forth by the terms of the foregoing Commission Resolution.

Case 001 552

Resolution No. 77-15

the Amendments so noted above.

Effective this Date:
March 10, 1977

THE BOARD OF COUNTY COMMISSIONERS
OF ST. MARY'S COUNTY, MARYLAND

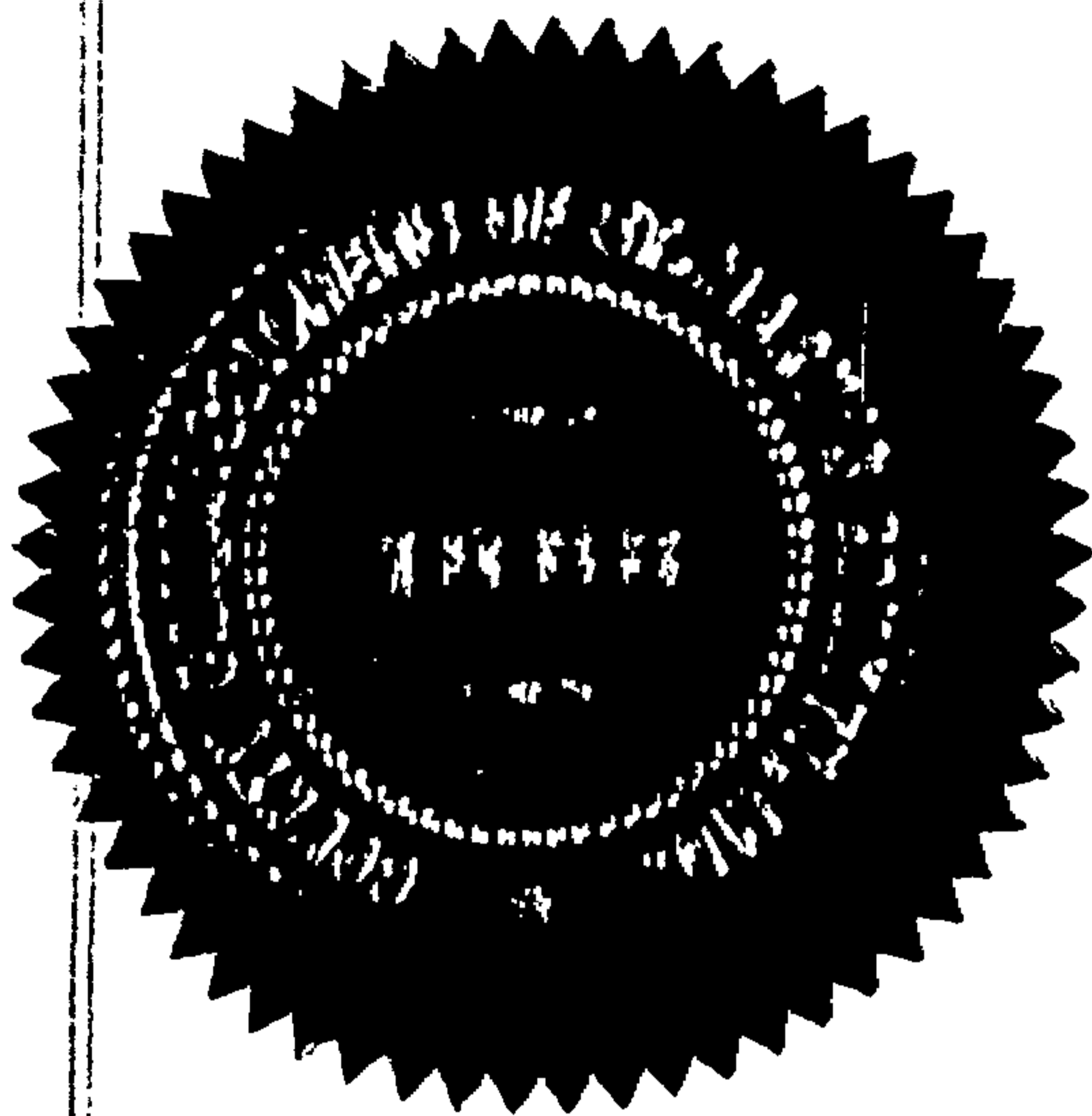
BY: James M. McKay
James M. McKay, President

Ford L. Dean
Ford L. Dean, Commissioner

J. Patrick Jarboe, M.D.
J. Patrick Jarboe, M.D., Commissioner

-no-
Larry Millison, Commissioner

John K. Parlett
John K. Parlett, Commissioner



Attest:

Edward V. Cox
Edward V. Cox,
County Administrator

APPROVED AS TO LEGAL FORM

Joseph E. Bell II
Joseph E. Bell, II
County Attorney

This Board accordingly approves the issuance and sale of bonds of the Commission designated St. Mary's County Metropolitan Commission Bonds (Third Issue) in an aggregate principal amount of \$1,700,000 upon the terms and conditions, set forth in the Commission Resolution, all of which terms, conditions, covenants and undertakings are hereby approved by County Commissioners of St. Mary's County and are adopted by County Commissioners of St. Mary's County as and for its own.

Section 2: That, the form of endorsement which evidences the guarantee by County Commissioners of St. Mary's County, Maryland, on the full faith and credit of St. Mary's County, of the payment of the principal of and interest on the St. Mary's County Metropolitan Commission Bonds (Third Issue) shall be as set forth in Section 6 of the Commission Resolution.

Section 3: That, the Board of County Commissioners of St. Mary's County hereby authorizes its President to execute the above mentioned form of endorsement on the bonds to be delivered in accordance with the Commission Resolution.

Section 4: That, the full faith and credit and unlimited taxing power of County Commissioners of St. Mary's County, Maryland, are hereby irrevocably pledged to the levy and collection of ad valorem taxes upon all the assessable property within the corporate limits of St. Mary's County in rate and amount sufficient to provide for the payment of the principal of and interest on the St. Mary's County Metropolitan Commis-

1001 553

No. 77-16

Subj: Adoption of Amended
1977 Zoning Ordinance
for St. Mary's County

TIME 3:08 p. M.
DOROTHY BAILEY KUCHEL

RESOLUTION

MAR 16-77 * 2 711 *****00
MAR 16-77 A 2 711 *****00

WHEREAS, by virtue of the authority conferred by Article 66B of the Annotated Code of Maryland, the Planning Commission for St. Mary's County has recommended a proposed Zoning Ordinance, revised 1976, for St. Mary's County setting forth in same the objectives, principles, policies and standards, which shall serve as a guide for the development and economic and social well being of St. Mary's County; and,

WHEREAS, a public hearing on said plan was held by the Planning Commission, as required by law, on April 19, 1976, at Leonardtown, St. Mary's County, Maryland, due notice of same having been given by publication in a St. Mary's County newspaper of general circulation fifteen days prior to said hearing; and,

WHEREAS, copies of said ordinance were referred to adjoining state and local jurisdictions more than sixty days prior to said hearing as required by law; and,

WHEREAS, the Planning Commission approved on May 10, 1976, the entire proposed Zoning Ordinance, revised 1976, including Existing Land Use and Economic Parameters and the text, zoning district maps, charts and other material, including Appendix, that comprise said ordinance; and,

WHEREAS, the Board of County Commissioners, pursuant to the authority of Article 66B of the Annotated Code of Maryland, gave due notice of and conducted a public hearing on the proposed ordinance on December 15, 1976; and,

WHEREAS, the Board of County Commissioners have had sufficient time to study this ordinance and the recommendation made by the Planning Commission and by other groups and individuals;

NOW, THEREFORE, BE IT RESOLVED AND ORDAINED By the Board of County Commissioners, this 10 th day of March 1977, that the Zoning Ordinance for St. Mary's County, amended 1977, by the Planning Commission is approved and

sion Bonds (Third Issue) issued in the aggregate principal amount of \$1,700,000 as and when such taxes may become necessary in order to provide sufficient funds to meet the debt service requirements on the said bonds. If the ad valorem taxes prescribed in Section 162 of the Commission Enabling Laws described in the Commission Resolution are insufficient to pay the principal of and interest on the bonds, when due, County Commissioners of St. Mary's County hereby covenant and agree with each of the owners or holders, from time to time, of the bonds, in each and every fiscal year in which any such bonds are outstanding, to levy and collect ad valorem taxes upon all the assessable property within the corporate limits of St. Mary's County in rate and amount sufficient to provide for the payment of such principal and interest, when due, together with accrued interest to the date of payment.

Nothing contained in this or any resolution of the County Commissioners of St. Mary's County is intended, or shall be deemed, to affect adversely in any way the validity of St. Mary's County Metropolitan Commission Bonds (Third Issue) which are hereby confirmed, ratified, approved and validated.

001 554

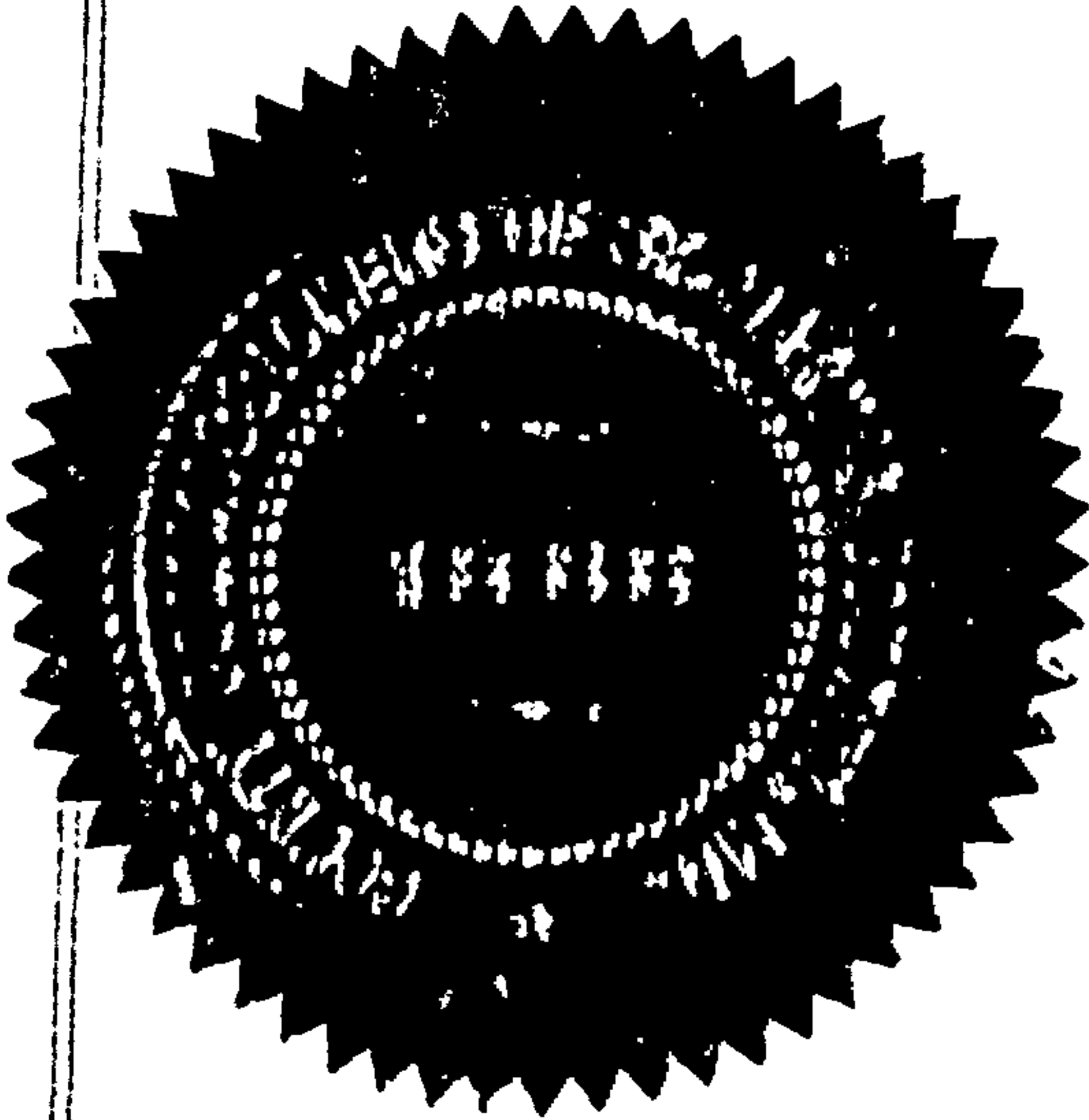
Resolution No. 77-16

adopted, with the Amendments so noted above.

Effective:

March 10, 1977

THE BOARD OF COUNTY COMMISSIONERS
OF ST. MARY'S COUNTY, MARYLAND



By: James M. McKay
James M. McKay, President

Ford L. Dean
Ford L. Dean, Commissioner

J. Patrick Jarboe, M.D.
J. Patrick Jarboe, M.D., Commissioner

Larry Millison
Larry Millison, Commissioner

John K. Parlett
John K. Parlett, Commissioner

Attest:

Edward V. Cox
Edward V. Cox,
County Administrator

APPROVED AS TO LEGAL FORM

Joseph E. Bell II
Joseph E. Bell, II
County Attorney

001 555

Section 5: That, this Resolution shall take effect on the date of its adoption:

Adopted: November 24, 1976

James D. Probst
John R. Rickett
Ford L. Dean
Harold J. [unclear]
Larry Miller

Subj: Adoption of Revised
1977 Comprehensive
Plan for St. Mary's
County TIME 3:07p.

RESOLUTION

MAR 16-77 * 2710 *****
MAR 16-77 A 2 710 *****

WHEREAS, by virtue of the authority conferred by Article 66B of the Annotated Code of Maryland, the Planning Commission for St. Mary's County has recommended a proposed Comprehensive Plan, revised 1976, for St. Mary's County setting forth in same the objectives, principles, policies and standards, which shall serve as a guide for the development and economic and social well being of St. Mary's County; and,

WHEREAS, a public hearing on said plan was held by the Planning Commission, as required by law, on April 19, 1976, at Leonardtown, St. Mary's County, Maryland, due notice of same having been given by publication in a St. Mary's County newspaper of general circulation fifteen days prior to said hearing; and,

WHEREAS, copies of said plan were referred to adjoining state and local jurisdictions more than sixty days prior to said hearing as required by law; and,

WHEREAS, the Planning Commission approved on May 10, 1976, the entire proposed Comprehensive Plan, revised 1976, including Existing Land Use and Economic Parameters and the text, maps, charts and other material, including Appendix, that comprise said plan; and,

WHEREAS, the Board of County Commissioners, pursuant to the authority of Article 66B of the Annotated Code of Maryland, gave due notice of and conducted a public hearing on the proposed plan on December 15, 1976; and,

WHEREAS, the Board of County Commissioners have had sufficient time to study this plan and the recommendation made by the Planning Commission and by other groups and individuals;

NOW, THEREFORE, BE IT RESOLVED AND ORDAINED By the Board of County Commissioners, this 10th day of March, 1977, that the Comprehensive Plan for St. Mary's County, revised 1977, by the Planning Commission is approved and adopted, with

the Amendments so noted above.

Effective this Date;
March 10, 1977

THE BOARD OF COUNTY COMMISSIONERS
OF ST. MARY'S COUNTY, MARYLAND

By: James M. McKay
James M. McKay, President

Ford L. Dean
Ford L. Dean, Commissioner

J. Patrick Jarboe, M.D.
J. Patrick Jarboe, M.D., Commissioner

-w-
Larry Millison, Commissioner

John K. Parlett
John K. Parlett, Commissioner



Attest:

Edward V. Cox
Edward V. Cox,
County Administrator

APPROVED AS TO LEGAL FORM

Joseph E. Bell, II
Joseph E. Bell, II
County Attorney

No. 77-16

Subj: Adoption of Amended
1977 Zoning Ordinance
for St. Mary's County

TIME 3:08 p.m.
MONTGOMERY COUNTY CLERK

RESOLUTION

MAR 16-77 * 2 7:1 *****00
MAR 16-77 A 22 7:1 *****00

WHEREAS, by virtue of the authority conferred by Article 66B of the Annotated Code of Maryland, the Planning Commission for St. Mary's County has recommended a proposed Zoning Ordinance, revised 1976, for St. Mary's County setting forth in same the objectives, principles, policies and standards, which shall serve as a guide for the development and economic and social well being of St. Mary's County; and,

WHEREAS, a public hearing on said plan was held by the Planning Commission, as required by law, on April 19, 1976, at Leonardtown, St. Mary's County, Maryland, due notice of same having been given by publication in a St. Mary's County newspaper of general circulation fifteen days prior to said hearing; and,

WHEREAS, copies of said ordinance were referred to adjoining state and local jurisdictions more than sixty days prior to said hearing as required by law; and,

WHEREAS, the Planning Commission approved on May 10, 1976, the entire proposed Zoning Ordinance, revised 1976, including Existing Land Use and Economic Parameters and the text, zoning district maps, charts and other material, including Appendix, that comprise said ordinance; and,

WHEREAS, the Board of County Commissioners, pursuant to the authority of Article 66B of the Annotated Code of Maryland, gave due notice of and conducted a public hearing on the proposed ordinance on December 15, 1976; and,

WHEREAS, the Board of County Commissioners have had sufficient time to study this ordinance and the recommendation made by the Planning Commission and by other groups and individuals;

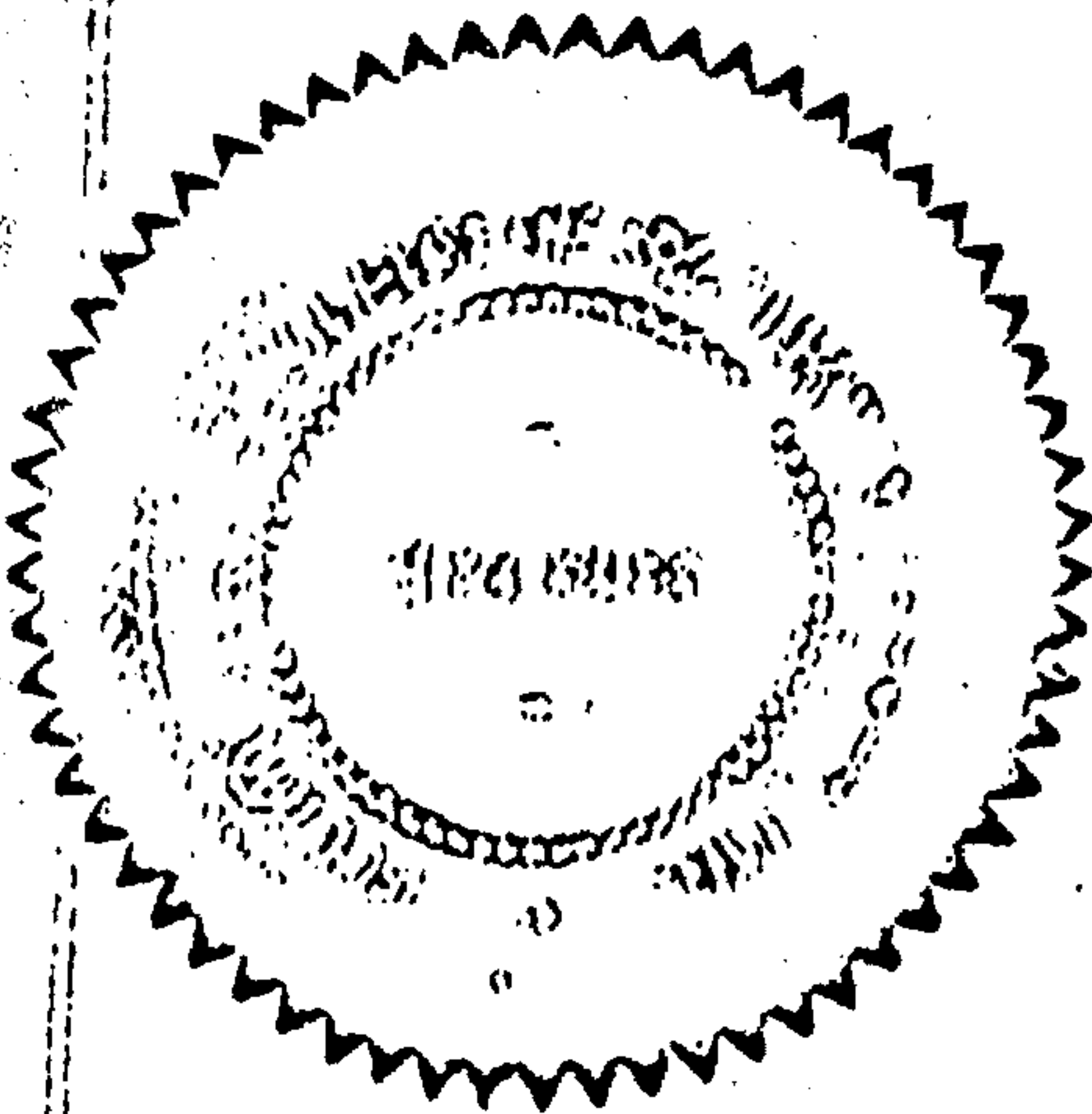
NOW, THEREFORE, BE IT RESOLVED AND ORDAINED By the Board of County Commissioners, this 10 th day of March 1977, that the Zoning Ordinance for St. Mary's County, amended 1977, by the Planning Commission is approved and

adopted, with the Amendments so noted above.

Effective:

March 10, 1977

THE BOARD OF COUNTY COMMISSIONERS
OF ST. MARY'S COUNTY, MARYLAND



By: James M. McKay
James M. McKay, President

Ford L. Dean
Ford L. Dean, Commissioner

J. Patrick Jarboe, M.D.
J. Patrick Jarboe, M.D., Commissioner

Larry Millison
Larry Millison, Commissioner

John K. Parlett
John K. Parlett, Commissioner

Attest:

Edward V. Cox
Edward V. Cox,
County Administrator

APPROVED AS TO LEGAL FORM

Joseph E. Bell II
Joseph E. Bell, II
County Attorney

Resolution of the Board of County Commissioners of St. Mary's County, Maryland, approving the passage and the adoption of a Resolution adopted on November 18, 1976 by the St. Mary's County Metropolitan Commission, which Resolution authorized and provided for the issuance and sale of One Million Seven Hundred Thousand Dollars (\$1,700,000) "St. Mary's County Metropolitan Commission Bonds (Third Issue)"; approving and concurring in the form of the bonds; authorizing the County Commissioners to execute the form of endorsement which evidences the guarantee of the bonds; pledging the full faith and credit of St. Mary's County, Maryland to the payment of the principal of and interest on such bonds, when due; and generally relating to the issuance of such bonds and the form thereof.

RECITALS

On November 18, 1976, St. Mary's County Metropolitan Commission (the "Commission") adopted the foregoing resolution. The Commission's resolution of November 18, 1976 (the "Commission Resolution") was entitled as follows:

RESOLUTION OF THE ST. MARY'S COUNTY METROPOLITAN COMMISSION providing for the issuance and sale, at public sale, upon the full faith and credit of St. Mary's County, Maryland, of One Million Seven Hundred Thousand Dollars (\$1,700,000) aggregate principal amount of bonds to be designated "St. Mary's County Metropolitan Commission Bonds (Third Issue)"; authorizing and providing for the issuance of bonds of such issue in coupon form; providing for the levy and collection of assessments and

FILED 10:23 A. M.
THURSDAY, DECEMBER 2, 1976

DEC -2-76 * 26696 *****00
DEC -2-76 A & 26696 *****00

charges to provide for the payment of the interest on such bonds and to redeem and pay off such bonds as they mature; providing for, and covenanting to take, any necessary action by the Commission in connection with the levy and collection of taxes by the County Commissioners of St. Mary's County in accordance with the guarantee of St. Mary's County endorsed on such bonds, and generally relating to the issuance, sale and delivery of such bonds and the form thereof.

The Commission Resolution authorized and provided for the issuance and sale, at public sale, of bonds in coupon form of the series of bonds of the Commission designated St. Mary's County Metropolitan Commission Bonds (Third Issue) in the aggregate principal amount of \$1,700,000.

The Board of County Commissioners of St. Mary's County, Maryland has considered the Commission Resolution and has determined that this Board approves and concurs in the passage of the Commission Resolution.

The Board of County Commissioners desires to authorize its officers to execute the form of endorsement which evidences the guarantee of St. Mary's County to pay the principal of and interest on the bonds.

NOW, THEREFORE, BE IT RESOLVED BY BOARD OF COUNTY COMMISSIONERS OF ST. MARY'S COUNTY, MARYLAND:

Section 1: That, it concurs in the judgment of the St. Mary's County Metropolitan Commission as set forth by the terms of the foregoing Commission Resolution.

This Board accordingly approves the issuance and sale of bonds of the Commission designated St. Mary's County Metropolitan Commission Bonds (Third Issue) in an aggregate principal amount of \$1,700,000 upon the terms and conditions, set forth in the Commission Resolution, all of which terms, conditions, covenants and undertakings are hereby approved by County Commissioners of St. Mary's County and are adopted by County Commissioners of St. Mary's County as and for its own.

Section 2: That, the form of endorsement which evidences the guarantee by County Commissioners of St. Mary's County, Maryland, on the full faith and credit of St. Mary's County, of the payment of the principal of and interest on the St. Mary's County Metropolitan Commission Bonds (Third Issue) shall be as set forth in Section 6 of the Commission Resolution.

Section 3: That, the Board of County Commissioners of St. Mary's County hereby authorizes its President to execute the above mentioned form of endorsement on the bonds to be delivered in accordance with the Commission Resolution.

Section 4: That, the full faith and credit and unlimited taxing power of County Commissioners of St. Mary's County, Maryland, are hereby irrevocably pledged to the levy and collection of ad valorem taxes upon all the assessable property within the corporate limits of St. Mary's County in rate and amount sufficient to provide for the payment of the principal of and interest on the St. Mary's County Metropolitan Commis-

sion Bonds (Third Issue) issued in the aggregate principal amount of \$1,700,000 as and when such taxes may become necessary in order to provide sufficient funds to meet the debt service requirements on the said bonds. If the ad valorem taxes prescribed in Section 162 of the Commission Enabling Laws described in the Commission Resolution are insufficient to pay the principal of and interest on the bonds, when due, County Commissioners of St. Mary's County hereby covenant and agree with each of the owners or holders, from time to time, of the bonds, in each and every fiscal year in which any such bonds are outstanding, to levy and collect ad valorem taxes upon all the assessable property within the corporate limits of St. Mary's County in rate and amount sufficient to provide for the payment of such principal and interest, when due, together with accrued interest to the date of payment.

Nothing contained in this or any resolution of the County Commissioners of St. Mary's County is intended, or shall be deemed, to affect adversely in any way the validity of St. Mary's County Metropolitan Commission Bonds (Third Issue) which are hereby confirmed, ratified, approved and validated.

Section 5: That, this Resolution shall take effect on the date of its adoption:

Adopted: November 24, 1976

James D. McKay

John R. Kerk

Ford L. Dean

Patrick J. [unclear]

Larry Hillison

Attest: Secretary of the Board of Directors