



## Maryland State Forest Conservation Program

### Annual Report

July 1, 2020 - June 30, 2021

(MSAR #12237)

Submitted by:

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Secretary, Maryland Department of Natural Resources

Submitted to:

Senate Education, Health and Environmental Affairs Committee

Paul Pinsky, Chair

House Environment and Transportation Committee

Kumar P. Barve, Chair

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## **Introduction**

The Forest Conservation Act (NRA 5-1613) requires that on or before September 30 of each year, the Maryland Department of Natural Resources (DNR or Department) shall submit a report that shall include:

- (1) the number, location, and type of projects subject to the provisions of the Forest Conservation Act;*
  - (2) the amount and location of areas cleared, conserved and planted in connection with a development project;*
  - (3) the amount of reforestation and afforestation fees and noncompliance penalties collected and expended; and,*
  - (4) the costs of implementing the forest conservation program;*
  - (5) the size, location, and protection of any local forest mitigation banks which are created under a local or State program;*
  - (6) the number, location, and type of violations and type of enforcement activity conducted in accordance with this subtitle; and*
  - (7) To the extent practicable, the size and location of all conserved and planted forest areas, submitted in an electronic geographic information system or computer aided design format.*
- (Nat. Res. Art. 5-1613, Annotated Code of Maryland)*

Due to amendments adopted in 1994, the Department is tasked with collecting individual reports from local jurisdictions and submitting a collective report for statewide Forest Conservation activities. This report provides summary statistics of reviews conducted by the local jurisdictions and the Department of Natural Resource Forest Service's State Forest Conservation Program during the report period, and details additional activities in the Department's implementation of the Forest Conservation Act. These activities can include: the biennial review of locally adopted forest conservation programs, training, and information on qualified professionals. Since a 1998 amendment, the reports submitted by the local jurisdictions contain information on the *previous fiscal year's activities*.

The Maryland Department of Natural Resource Forest Service reviews all applicable projects by: (1) state agencies; (2) state-funded projects conducted by local jurisdictions; (3) any projects conducted by a local jurisdiction which does not have a local program in effect; and (4) any projects making application to a local jurisdiction which does not have a local program in effect (COMAR 08.19.04.01). This review is conducted from the Forest Service's four regional offices with assistance and coordination from its headquarters office in Annapolis. The information reported contains information on the *current fiscal year's activities*.

For both local jurisdictions and the Department of Natural Resource Forest Service, only those projects that have received final forest conservation plan approval are reported. This underrepresents the total number of reviews conducted each year as every project requires the

review of both a Forest Stand Delineation and a Forest Conservation Plan prior to receiving final approval. Both may not be submitted or receive final approval during the same year.

## **Overall Summary**

The combined local jurisdictions and Maryland Department of Natural Resource Forest Service reports indicate:

- 17 counties and 18 municipalities have submitted annual reports. Some municipalities' reports are submitted with or included in the county report. (See Appendix 1) **Reports are missing from the following jurisdictions: Dorchester County, Montgomery County, St Mary's County, Talbot County, Brookville, Chestertown, Easton, Greensboro, Hagerstown, Ocean City, Oxford, Poolesville, Preston, Rockville, and Washington Grove.**
- 1,555 activities subject to Forest Conservation regulations were reviewed; 973 were exemptions.
- 5,957.76 acres of existing forest on 10,974.14 acres of net tract area were reviewed.
- 2,844.64 acres of forest were approved for clearing
- 445.73 acres of forest were planted and 20.93 acres were planted for banking purposes.
- 2,857.34 acres of forest were retained and 492.86 acres were retained for banking purposes.
- 3,644.05 acres of mitigation (retained and planted) were placed in long-term protective agreements.

### **Local Jurisdictions reports:**

- 1,534 activities subject to Forest Conservation regulations were reviewed; 960 were exemptions.
- 5,951.57 acres of existing forest on 10,931.62 acres of net tract area were reviewed.
- 2,840.8 acres of forest were approved for clearing.
- 441.65 acres of forest were planted, 2854.89 acres of forest were retained and 3,640.73 acres were placed in long-term protective agreements.
- Since October 1, 2019, fees-in-lieu of mitigation collected \$668,586.92 (22,30.89 acres); expended \$348,108.23 (146.03 acres): 25 acres reforestation, 6.5 acres afforestation, 114.52 acres conservation.

### **Department of Natural Resource Forest Service report:**

- **21 activities subject to Forest Conservation regulations were reviewed; 13 were exemptions.**
- **6.19 acres of existing forest on 42.52 acres of net tract area were reviewed.**
- **3.84 acres of forest were approved for clearing.**
- **4.08 acres of forest were planted and 3.32 acres were placed in long-term protective agreements.**
- **Since October 1, 2021, fees-in-lieu of mitigation collected \$11,425.79 (0.86 acres).**
- **Pre-October 1, 2021 fees-in-lieu, expended \$55,936 on tree plantings (16.3 ac).**
- **Enforcement actions 0; penalties assessed \$0; fines collected \$0.**

The status of the 157 jurisdictions with planning and zoning authority in the state is noted in Appendix 1.

**Biennial Reviews of Local Forest Conservation Programs**

The Forest Conservation Act requires that the Department conduct reviews of local forest conservation programs every 2 years. In the process of conducting the program reviews, staff assesses the compliance of the local program with the intent and standards of the Forest Conservation Act and identifies necessary refinements. Since the biennial reviews were conducted in FY20, the next review will occur in FY22.

To the extent practicable, the size and location of all conserved and planted forest areas are submitted in an electronic geographic information system or computer aided design format.

Since 2009, the Maryland Forest Service has been collecting electronic easement information in a design format. The following jurisdictions submitted this information during the reporting period which can be made available upon request.

Electronic Easement Information Submitted by Local Forest Conservation Programs		
Baltimore County Carroll County Harford County Howard County Kent County Washington County Worcester County	Frederick City Emmitsburg Middletown Myersville Snow Hill Washington Grove	

**Assisting Developers, Planners, Consultants and Others in Preparing Forest Stand Delineations and Forest Conservation Plans**

The Forest Service continues to provide guidance through training workshops and other means to individuals qualified to prepare Forest Stand Delineations and Forest Conservation Plans. Since 1994, the Forest Service has offered a 40-hour Forest Conservation for Qualified Professionals Course through community colleges around the state. The forest conservation course has been offered at least twice a year by Carroll Community College and Anne Arundel Community College when the required class student registration number is met.

To date approximately 905 persons who have applied to the Department have met the Department's criteria for other qualified professionals (COMAR 08.19.06.01), and have been approved to prepare Forest Stand Delineations and Forest Conservation Plans. These are in addition to the Maryland Licensed Landscape Architects and Maryland Licensed Foresters who may prepare Forest Stand Delineations and Forest Conservation Plans according to Natural

Resources Article 5-1604 and 5-1605, Annotated Code of Maryland. These can be found at [dlr.state.md.us/license/oplic.shtml](http://dlr.state.md.us/license/oplic.shtml)

Department staff assisted with numerous continuing education seminars, classroom presentations in higher education natural resources departments, at professional and local government meetings, etc.

Appendix 1 Incorporated Municipalities by County

3/28/2019

(Municipalities are towns or cities that are self-governing.) (157) (161 total – includes 4 towns located in two counties)

Exempt

Allegheny County (7) Barton, Cumberland, Frostburg, Lonaconing, Luke, Midland, and Westernport  
Garrett County (8) Accident, Deer Park, Friendsville, Grantsville, Kitzmiller, Loch Lynn Heights, Mountain Lake Park, and Oakland

Considered County

Baltimore City

Anne Arundel County (2)

Adopted ordinance: Annapolis

Exempt: Highland Beach

Baltimore County (0)

Calvert County (2)

Adopted ordinance: Chesapeake Beach

Exempt (Critical Area): North Beach

Caroline County (10)

Adopted ordinance: Denton, Greensboro, and Preston

Exempt (Critical Area): Federalsburg

Not exercising P&Z: Henderson, Hillsboro, Marydel, and Templeville (Templeville also in Queen Anne County)

State Program Review: Goldsboro, and Ridgely

Carroll County (8)

Delegated authority to County: Hampstead, Manchester, Mount Airy, New

Windsor, Sykesville, Taneytown, Union Bridge and Westminster. (included in county annual report; included with county)

(Mount Airy also in Frederick County and included in Carroll County annual report)

Cecil County (8)

Adopted ordinance: Elkton

Delegated authority to County: Cecilton, Charlestown, Chesapeake City, North East, Perryville, Port Deposit, and Rising Sun. (included in county annual report; reported separately)

Charles County (3)

Adopted ordinance: Indian Head, and La Plata

Exempt: Port Tobacco

Dorchester County (9)

Adopted ordinance: Cambridge

Not exercising P&Z: Brookview, Church Creek, Eldorado, and Galestown  
State Program Review: Hurlock, and Secretary  
Delegated authority to County: East New Market, and Vienna (included in county annual report; included with county)

Frederick County (12)

Adopted ordinance: Emmitsburg, Frederick, Middletown, Myersville, and New Market.  
Delegated authority to County: Brunswick, Burkittsville, \*Mount Airy, Rosemont, Thurmont, Walkersville, and Woodsboro. (included in county annual report; reported separately)  
(\*Mount Airy also in Carroll County and included in Carroll County annual report)

Harford County (3)

Adopted ordinance: Aberdeen, Bel Air, and Havre de Grace.

Howard County (0)

Kent County (5)

Adopted ordinance: Chestertown  
Delegated authority to County: Betterton, Galena, Millington, and Rock Hall.  
(included in county annual report; reported separately)

Montgomery County (23)

Adopted ordinance: Barnesville, Brookeville; Gaithersburg; Laytonsville; Poolesville; Rockville; and Washington Grove  
Not exercising P&Z: Battery Park; Town of Chevy Chase; Chevy Chase View; Chevy Chase Village; Section 3 Village of Chevy Chase; Section 5 Village of Chevy Chase; Drummond; Friendship Heights; Garrett Park; Glen Echo; Kensington; Martin's Additions; North Chevy Chase; Oakmont; Somerset; and Takoma Park

Prince George's County (27)

Adopted ordinance: Laurel  
Not exercising P&Z: Berwyn Heights, Bladensburg, Bowie, Brentwood, Capitol Heights, Cheverly, College Park, Colmar Manor, Cottage City, District Heights, Eagle Harbor, Edmonston, Fairmount Heights, Forest Heights, Glenarden, Greenbelt, Hyattsville, Landover Hills, Morningside, Mount Rainier, New Carrollton, North Brentwood, Riverdale Park, Seat Pleasant, University Park, and Upper Marlboro.

Queen Anne's County (7)

Adopted ordinance: Queenstown.  
Not exercising P&Z: Barclay and Templeville  
State Program Review: Sudlersville  
Delegated authority to County: Centreville, Church Hill, and Millington. (included in county annual report; included with county)  
(Queenstown also in Talbot County; Millington also in Kent County; Templeville also in Caroline County)

St. Mary's County (1)  
Adopted ordinance: Leonardtown

Somerset County (2)  
Delegated authority to County: Crisfield, and Princess Anne. (included in county annual report, included with county)

Talbot County (5)  
Adopted ordinance: Easton, and Oxford,  
State Program Review: Queen Anne, St. Michaels, and Trappe  
(Queenstown also in Queen Anne's County)

Washington County (9)  
Adopted ordinance: Hagerstown  
Delegated authority to County: Boonsboro, Clear Spring, Funkstown, Hancock, Keedysville,  
Sharpsburg, Smithsburg, and Williamsport. (included in county annual report; included with county)

Wicomico County (8)  
Delegated authority to County: Delmar, Fruitland, Hebron, Mardela Springs, Pittsville, Salisbury,  
Sharptown, and Willards. (included in county annual report; included with county)

Worcester County (4)  
Adopted ordinance: Ocean City  
Delegated authority to County: Berlin, Pocomoke City, and Snow Hill. (included in county annual  
report; included with county)

\*\*\*\* This data is derived from the MD Incorporated Town Code webpage on the Maryland State  
Department of Assessments and Taxation website. [dat.maryland.gov/realproperty/Pages/Maryland-  
Incorporated-Town-Codes.aspx](http://dat.maryland.gov/realproperty/Pages/Maryland-Incorporated-Town-Codes.aspx)





**FY 2020 Local Forest Conservation Annual Report**

Jurisdiction	Total Reviews	Exemptions	Projects Reviewed	Net Tract Area	Area of Floodplain			Existing Forest	Cleared Forest	Retained Forest			Planted Forest			Long Term Protection	Bond Amount Posted	In-Lieu Fees (pre-Oct 2019)		In-Lieu Fees Oct 2019 -> (88234)					Stream Buffers Conserved for		Stream Buffers Newly est'd for		Implementation Costs	Labor Spent	Forest Retention Banks (Existing forest (acres))		Forest Retention Banks (Newly planted forest (acres))				
	Exemptions plus Project reviews	Total exemptions granted	Total regulated activities reviewed	Net tract area under review	unforested	forested	total	Forest in net tract area minus including	Forest cleared including	Retained forest minus Floodplain onsite	offsite	total	onsite	offsite	total	Total amount of forest status into LTP as a result of all projects including floodplain	Total amt of bond posted for all projects	Collected pre-Oct 2019	Expended for fiscal year	Mitigation required # of acres	\$ Collected Oct 2019 ->	acres reforested	acres afforested	acres conserved	total	\$ Expended Oct 2019 ->	Linear Length	Acreage	Linear Length	Acreage	Annual cost of the program in \$\$	# implementing the program	Newly Created	Debited	Newly Created	Debited	
Anne Arundel Co	84	55	29	501.73	0.00	6.51	6.51	160.15	67.63	94.27	0.00	94.27	5.63	0.00	5.63	77.71	\$17,175.00	\$62,611.82	\$253,508.21	5.99	\$157,700.96	0.00	6.50	27.00	33.50	\$109,238.50	240.00	0.39	0.00	0.00	\$362,746.71	0	0.00	0.00	0.00	0.00	
Baltimore City	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR
Baltimore Co	90	55	36	165.90	1.20	5.10	6.30	76.70	34.50	42.20	0.00	42.20	0.00	0.00	0.00	42.20	\$0.00	\$205,071.16	14047.25	14.40	\$339,801.79	0.00	0.00	25.00	\$400,121.79	1,890.00	5.70	45.00	0.20	NR	NR	0.00	1.50	8.50	4.20		
Calvert Co	49	26	23	81.50	0.00	0.00	0.00	66.10	30.70	35.40	8.00	43.40	0.30	0.00	0.30	43.70	\$8,415.00	\$0.00	\$0.00	0.00	\$0.00	0.00	0.00	0.00	\$0.00	0.00	0.00	0.00	0.00	0.00	\$60,807.00	1,292	0.00	0.00	0.00	0.00	
Caroline Co	28	25	3	25.30	NR	NR	0.00	8.70	0.00	4.50	2.20	6.70	NR	NR	0.00	6.70	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	
Carroll Co	66	36	30	228.00	NR	NR	0.00	58.40	25.70	33.70	NR	33.70	22.90	NR	22.90	56.60	\$173,001.00	NR	NR	NR	NR	NR	NR	NR	NR	NR	2,400.00	18.90	2,000.00	12.20	\$99,532.00	2,132	NR	NR	NR	18.40	
Cecil Co	80	68	12	215.57	0.00	4.67	4.67	63.10	24.32	50.46	5.15	55.61	0.00	0.00	0.00	\$0.00	\$0.00	\$0.00	0.00	\$0.00	0.00	0.00	0.00	0.00	\$0.00	9,253.00	20.20	9,253.00	20.24	\$60,000.00	2,080	1.06	1.06	0.00	0.00		
Charles Co	94	71	23	979.00	n/a	n/a	8.61	1,041.38	620.39	419.43	85.93	505.36	2.67	0.00	2.67	508.03	n/a	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	
Dorchester Co	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	
Frederick Co	81	11	50	577.00	0.00	8.30	8.30	231.90	56.20	172.70	7.30	180.00	13.70	0.00	13.70	193.70	\$284,990.23	\$3,998.81	\$0.00	0.30	\$6,856.60	0.00	0.00	0.00	\$0.00	11,422.00	50.80	1,900.00	15.70	\$145,225.00	204	35.20	8.60	0.00	4.00		
Harford Co	24	3	21	903.98	2.35	18.12	20.49	649.09	351.09	298.00	0.00	298.00	20.18	0.43	20.61	324.90	\$329,090.30	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	61,014.00	72.72	498.00	3.00	NR	NR	NR	NR	NR	
Howard Co	75	41	34	192.15	5.40	6.68	12.08	93.30	58.89	33.35	0.00	33.35	15.66	0.00	15.66	49.01	\$563,179.00	\$534,986.00	\$0.00	NR	NR	NR	NR	NR	\$0.00	2,324.42	9.47	806.00	2.10	NR	NR	7.94	16.76	12.43	16.60		
Kent Co	8	3	5	24.30	0.00	0.00	0.00	6.20	0.00	6.20	0.00	6.20	0.60	0.00	0.60	6.80	\$0.00	NR	NR	NR	NR	NR	NR	NR	\$0.00	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR		
Montgomery Co	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	
Prince George's Co	371	235	136	5,377.43	132.73	351.82	484.55	3,074.53	1,446.90	942.56	301.03	*****	218.01	85.62	283.64	1,920.04	\$22,446.10	\$0.00	\$42,509.85	23.79	\$337,990.75	0.00	0.00	0.00	\$0.00	NR	NR	NR	NR	\$543,433.00	9,126	381.36	111.12	0.00	65.62		
Queen Anne's Co	5	0	5	17.00	0.00	0.00	0.00	2.50	0.50	2.00	0.00	2.00	1.40	0.00	1.40	3.30	\$0.00	\$4,416.98	\$0.00	0.30	\$4,416.98	0.00	0.00	0.00	\$0.00	0.00	0.00	0.00	0.00	\$0.00	0	0.00	0.00	0.00	0.00		
St. Mary's Co	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	
Talbot Co	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR	
Somerset Co	9	7	2	138.70	NR	NR	0.00	41.40	9.60	9.70	0.00	9.70	1.10	0.00	1.10	10.80	\$0.00	\$0.00	\$0.00	0.00	\$0.00	0.00	0.00	0.00	\$0.00	NR	NR	NR	NR	NR	NR	NR	NR	NR	NR		
Washington Co	210	78	131	413.71	NR	NR	NR	125.26	36.30	79.21	9.44	88.65	11.64	0.00	11.64	100.29	\$89,515.79	\$8,670.26	\$32,533.63	7.71	\$88,619.94	0.00	0.00	87.53	\$238,869.73	NR	NR	NR	\$151,578.49	878	0.00	4.06	0.00	0.00			
Wicomico Co	228	210	18	202.30	1.90	2.10	4.00	126.90	25.60	101.10	13.60	114.70	1.30	0.00	1.30	111.90	\$0.00	\$0.00	\$0.00	0.00	\$0.00	0.00	0.00	0.00	\$0.00	400.00	0.10	0.00	0.00	\$23,500.06	1,107	67.30	7.40	NR	NR		
Worcester Co	13	27	40	187.10	NR	NR	NR	59.80	27.80	29.70	4.60	34.30	21.70	0.00	21.70	60.30	\$21,449.52	\$0.00	\$0.00	22,869.00	\$22,869.00	0.00	0.00	0.00	\$0.00	0.00	0.00	0.00	0.00	\$9,550.00	125	0.00	0.70	0.00	0.00		
<b>TOTAL</b>	<b>1495</b>	<b>952</b>	<b>588</b>	<b>10,226.07</b>			<b>555.51</b>	<b>5,885.41</b>	<b>2,816.12</b>			<b>*****</b>			<b>402.85</b>		<b>\$1,509,261.94</b>	<b>\$819,755.03</b>	<b>\$342,598.94</b>	<b>22,922.03</b>	<b>\$625,561.93</b>	<b>25.00</b>	<b>6.50</b>	<b>114.53</b>	<b>146.03</b>	<b>\$348,108.23</b>	<b>88,946.42</b>	<b>181.28</b>	<b>14,504.00</b>	<b>53.44</b>	<b>\$1,476,374.26</b>	<b>16,944</b>	<b>492.86</b>	<b>153.20</b>	<b>20.93</b>	<b>108.88</b>	

Key: NR = Not Report

**FY 2021 State Program Forest Conservation Annual Report**

File #	Project Name	Region	County	Watershed	Subwatershed	Total Site Acres (Net Tract)	Total Ex. Forest Area (ac)	Total Forest Retained			Total Forest		Total Planted			Total Forest Protected (ac)	Fee-in-lieu Owed (\$)	In-Lieu Fees Oct 2019 -> (SB234)						
								Onsite (ac)	Offsite (ac)	total	Cleared (ac)	Onsite (ac)	Offsite (ac)	Total (ac)	Mitigation require # of acres			\$ Collected Oct 2019 ->	Mitigation completed			\$ Expended Oct 2019 ->		
																			reforested ac	afforested ac	conserved ac		total	
E19-02	Amick Farms, Hurlock Processing Plant	Eastern	Dorchester Co	Nanticoke	Marshyhope Creek (2130306)	1.82	0	0	0	0	0	0.27	0	0.27	0.27	\$0.00	0	\$0.00					0	
C21-03	UMBC Health Service Bldg	Central	Baltimore Co	Patapsco	Patapsco River Lower N Branch (2130901)	0.69	0.00	0.00	0.10	0.10	0.00	0.00	0.00	0.00	0.10	\$0.00	0	\$0.00					0	
C20-25	MSU Thurgood Marshall Hall	Central	Baltimore City	Patapsco	Back River (2130901)	5.70	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.86	0.00	\$11,425.79	0.86	\$11,425.79					0	
C21-11	Montebello ES/MS	Central	Baltimore City	Patapsco	Back River 02130901	5.23	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.78	0.78	\$0.00	0	\$0.00					0	
C21-13	Highlandtown ES/MS	Central	Baltimore City	Patapsco	Baltimore Harbor (2130903)	1.57	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.24	0.24	\$0.00	0	\$0.00					0	
C16-14	Havre de Grace Readiness Center	Central	Harford Co	Susquehanna	Lower Susquehanna River Area (2120201)	10.5	1.33	1.04	0.00	1.04	0.29	0.83	0	0.83	0.83	\$0.00	0	\$0.00					0	
C18-12	Delmar Sewershed Sanitary Sewer Rehab at N	Central	Baltimore Co	Patapsco	Back River (2130901)	2.63	1.72	0.89	0.00	0.89	0.83	1.1	0	1.1	1.1	\$0.00	0	\$0.00					0	
C17-20	WSSC Olney Force Main Replacement FCP	Central	Montgomery Co	Patuxent	Rocky Gorge Dam (02131107)	14.38	3.14	0.42	0.00	0.42	2.72	0.00	0.00	0.00	0.00	\$0.00	0	\$0.00					0	
						42.52	6.19	2.35	0.1	2.45	3.84	2.2	0	4.08	3.32	\$11,425.79	0.86	\$11,425.79					0	\$0.00



