

struction by the Howard Soil Conservation District, restrictions concerning grading and construction PENALTIES FOR VIOLATIONS OF THE PROVISIONS OF THIS ACT and further containing a severability clause.

Section 1. Be it enacted by the County Council of Howard County, Maryland, That Sections 3.500, 3.501, 3.502 and 3.503 be and the same are hereby added to Title 3 of the Howard County Code, title "Buildings," subtitle "Building Code" to read as follows:

3.500—Sedimentation

Before any streets are constructed, Minerals commercially mined or any ground broken for construction, by any Person, Partnership, or Corporation, said Person, Partnership, or Corporation shall obtain a permit from the Department of Public Works for said earth moving operation and the construction and soil movement shall be done in accordance with the Erosion and Sediment Control Technical Handbook prepared by the Howard Soil Conservation District; provided that dwellings and outbuildings on lots of two (2) acres or more shall be exempt from provisions of this section.

3.501—Building Permits for Construction Within Howard County

The provisions of this subsection shall not apply to the construction of agricultural structures ~~or~~ AND to the construction of single-family residences and their accessory buildings on lots of at least ~~two~~ FIVE acres. Regardless of present planning, zoning, or subdivision controls, no permit shall be issued for grading or for the construction of any building, other than those exempted above, unless such grading or construction is in accordance with plans approved as provided in Section 3.502.

3.502—Approval of Construction Plans and Permits

The Department of Public Works shall have the power and authority to issue grading permits and building permits within Howard County only after the developer submits a plan of development approved by the Howard Soil Conservation District and with a certification from a registered professional engineer that the plan for controlling of silt and erosion is designed so that it will contain the silt on the property covered by the plan; and with a further certification by the developer that any construction or development will be done pursuant to said plan. Such approvals may be obtained by developers of subdivisions at the time of the approving and recording of the subdivision plat. Violation by the developer of his certification shall render all permits issued pursuant to such certification void, in addition to all other penalties herein provided.

(a) No state, county or municipal road, building or structure shall be constructed, relocated or enlarged within Howard County until the plans therefor have been submitted to and approved by the Howard Soil Conservation District.

(B) ANY VIOLATION OF THIS SUBTITLE SHALL BE DEEMED A MISDEMEANOR, AND THE PERSON, PARTNERSHIP OR CORPORATION WHO IS FOUND GUILTY OF SUCH VIOLATION SHALL BE SUBJECT TO A FINE NOT EXCEEDING ONE THOUSAND DOLLARS (\$1,000.00) OR SIX MONTHS' IMPRISONMENT FOR EACH AND EVERY VIOLATION. ANY AGENCY WHOSE APPROVAL IS REQUIRED UNDER THIS SUBTITLE OR ANY PERSON IN INTEREST MAY SEEK AN INJUNCTION AGAINST ANY PERSON, PART-