

Committee on Critical Areas and the Critical Area Commission will look into various issues of concern to the counties and municipalities. The Commission will also be working with Baltimore County as it completes its four-year comprehensive review to see if there may be ways to deal with these issues within the framework of the County program, rather than pass a law that would affect the entire shoreline.

For these reasons, I have vetoed House Bill 440.

Sincerely,  
Parris N. Glendening  
Governor

**House Bill No. 440**

AN ACT concerning

**Critical Area - Impervious Surfaces - Exemption**

FOR the purpose of exempting certain surfaces from the calculation of certain impervious surfaces under the Chesapeake Bay Critical Area Program.

BY repealing and reenacting, with amendments,

Article - Natural Resources

Section 8-1808.3

Annotated Code of Maryland

(1990 Replacement Volume and 1994 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That the Laws of Maryland read as follows:

**Article - Natural Resources**

8-1808.3.

(a) This section applies notwithstanding:

(1) Any other provision of this subtitle; or

(2) Any criteria or guideline of the Commission adopted under this subtitle.

(b) This section controls over any other requirement concerning impervious surfaces limitations in limited development areas and resource conservation areas in the critical area.

(c) FOR PURPOSES OF THIS SECTION, ANY CALCULATION OF AREA COVERED BY MAN-MADE IMPERVIOUS SURFACES MAY NOT INCLUDE AN AREA COVERED BY A GAPPED WOODEN DECK WITH PERVIOUS SURFACE UNDERNEATH, OR ~~BY THE WATER SURFACE OF A SWIMMING POOL.~~

[(c)](D) On or before December 31, 1990, a local jurisdiction shall amend its local critical area protection program to meet the provisions of this section.