

State House
Annapolis, MD 21401

Dear Mr. President:

In accordance with Article II, Section 17 of the Maryland Constitution, I have today vetoed Senate Bill 795 – *Chesapeake and Atlantic Coastal Bays Critical Area Protection Program – Dwelling Units*.

This bill requires a local jurisdiction to include all dwelling units in calculating the 1-in-20 acre density ratio under the Chesapeake and Atlantic Coastal Bays Critical Area Protection Program, with a specified exception; defines the term “dwelling unit” as it applies to the critical area program; authorizes a local jurisdiction to consider one additional dwelling unit as part of a primary dwelling unit under specified circumstances; and provides for the prospective application of the Act.

House Bill 1345, which was passed by the General Assembly and signed by me on May 26, 2004, accomplishes the same purpose. Therefore, it is not necessary for me to sign Senate Bill 795.

Very truly yours,
Robert L. Ehrlich, Jr.
Governor

Senate Bill No. 795

AN ACT concerning

**Chesapeake and Atlantic Coastal Bays Critical Area Protection Program –
Dwelling Units**

FOR the purpose of requiring a local jurisdiction to include all dwelling units in calculating a certain dwelling unit density ratio under the Chesapeake and Atlantic Coastal Bays Critical Area Protection Program, with a certain exception; defining the term “dwelling unit” as it applies to the critical area program; authorizing a local jurisdiction to consider one additional dwelling unit as part of a primary dwelling unit under certain circumstances and for certain purposes; providing for the construction of this Act; prohibiting the separate subdivision or conveyance of certain dwelling units under certain circumstances; requiring a local jurisdiction to maintain certain records and to report to the Critical Area Commission for the Chesapeake and Atlantic and Coastal Bays on a certain basis; requiring the Commission to report to certain legislative committees on a certain basis; providing for the application of this Act; and generally relating to dwelling units in the Chesapeake and Atlantic Coastal Bays Critical Area.

BY repealing and reenacting, with amendments,
Article – Natural Resources
Section 8-1802(a) and 8-1808.1(e)
Annotated Code of Maryland