Amendment 1 to Amendment No. 1 to Council Bill No. 62-2019

BY: The Chairperson at the request
of the County Executive

Legislative Day 14
Date: December 2, 2019

Amendment No. 1

(This amendment corrects a cite.)

1. On page 1, in line 4, strike “08.09.03.01” and substitute “08.19.03.01”.

ADOPTED December 2, 2019

FAILED

SIGNATURE
On page 17, in line 31, after “DISTRICTS” insert “THAT PROPOSE TO IMPORT DEVELOPMENT DENSITY.”.

On page 23, in line 22, after “DBH” insert “(DIAMETER AT BREAST HEIGHT)”.

On page 23, in line 27, strike “DEFERRAL, PHASING OF OBLIGATIONS, OR SEEKING ALTERNATIVE COMPLIANCE” and substitute “DEFERRAL OR PHASING OF OBLIGATIONS”.
Amendment I to Council Bill No. 62-2019

BY: The Chairperson at the request of the County Executive

Legislative Day 14
Date: December 2, 2019

Amendment No. 1

(This amendment:
1. Changes the definition of forest to distinguish between an existing forest and a replanted forest;
2. Strengthens language related to site design requirements;
3. Removes a reference to alternative compliance;
4. Corrects a cross reference; and
5. Writes out a term to avoid using an acronym.)

1 On page 2, strike line 25 and substitute “35 FEET WIDE FOR AN EXISTING FOREST AND AT LEAST 50
2 FEET WIDE FOR A REPLANTED FOREST. “FOREST” INCLUDES:”.

3 On page 5, in line 26, strike “08.19.03” and substitute “08.09.03.01”.

4 On page 17, in line 18, strike “ACCOMMODATE FOREST CONSERVATION”.

5 On page 17, in line 19, strike “OBLIGATIONS ON-SITE BY ESTABLISHING” and substitute

6 “ESTABLISH”.

7 On page 17, line 20, after “ALL” insert “ON-SITE”.

8 On page 17, in line 24, strike “BETWEEN” and substitute “OUTSIDE”.

9 On page 17, in line 24, strike “BUFFER” and substitute “BUFFER, AS DEFINED BY SUBDIVISION

10 REGULATIONS,”.

11 On page 17, in line 25, after “CONSTRUCTION” insert “THEN REFORESTED”.

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ADOPTED December 2, 2019, as amended

FAILED

SIGNATURE

December 2, 2019
Amendment 2 to Council Bill No. 62 - 2019

BY: David Yungmann legislative Day No. 14

Date: December 2, 2019

Amendment No. 2

(This amendment proposes to reduce the size of a forest from 50 feet to 35 feet.)

On page 2, in line 25, strike “50” and substitute “35.”
Amendment 3 to Council Bill No. 62 - 2019

BY: Christiana Mercer Rigby
    Deb Jung

Legislative Day No. 14
Date: December 2, 2019

Amendment No. 3

(This amendment proposes to replace other qualified professionals with a certified arborist.)

On page 10, in lines 6 and 7, strike the remainder of the sentence after “FORESTER,” and substitute “LICENSED LANDSCAPE ARCHITECT, OR CERTIFIED ARBORIST.”.
Amendment _1_ to Amendment No. 4 to Council Bill No. 62-2019

BY: Christiana Mercer Rigby

Legislative Day _14_

Date: December 2, 2019

Amendment No. _1_ to Amendment No. 4

(This amendment changes the threshold ratio for mixed use development, only.)

1  On page 1, strike lines 16 through 22, inclusive and in their entirety.

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3  On page 1, in line 24, strike “25%” and substitute “20%”.

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ADOPTED December 2, 2019

FAILED

SIGNATURE
Amendment 4 to Council Bill No. 62 - 2019

BY: Deb Jung
Liz Walsh

Legislative Day No. 14
Date: December 2, 2019

Amendment No. 4

(This amendment proposes to change the threshold percentages in for most land uses.)

On page 14, in the second row of the chart, strike “25%” and substitute “30%”.

On page 14, in the third row of the chart, strike “20%” and substitute “25%”.

On page 14, in the fourth row of the chart, strike “20%” and substitute “25%”.

On page 14, in the fifth row of the chart, strike “15%” and substitute “20%”.

On page 14, in the sixth row of the chart, strike “15%” and substitute “25%”.

A C62-2019 DJ LW Threshold changes - TW ver 2
Amendment 5 to Council Bill No. 62 - 2019

BY: Deb Jung
Liz Walsh

Legislative Day No. 14
Date: December 2, 2019

Amendment No. 5

(This amendment proposes to change the reforestation calculation ratios and minimum acreage.)

On page 14, in line 5, after the comma, strike “1/2” and substitute “1”.

On page 14, in line 7, within the parentheses, strike “1/2:1” and substitute “1:1”.

On page 14, in line 8, strike “1” and substitute “1.5”.

On page 14, in line 9, within the parentheses, strike “1:1” and substitute “1.5:1”.

ADOPTED December 2, 2019
FAILED December 7, 2019
SIGNATURE
Amendment 6 to Council Bill No. 62 - 2019

BY: David Yungmann
Legislative Day No. 14
Date: December 2, 2019

Amendment No. 6

(This amendment proposes to change the reforestation calculation ratios.)

On page 14, in line 8, strike “1” and substitute “3/4”.

On page 14, in line 9, within the parentheses, strike “1:1” and substitute “3/4:1”.

On page 14, in line 12, strike “3” and substitute “2.5”.

On page 14, in line 14, within the parentheses, strike “3:1” and substitute “2.5:1”.

On page 14, in line 17, insert the following:

(a) “FOREST CLEARED WITHIN THE ON-SITE PRIORITY RETENTION PRIORITY AREAS LISTED BELOW, WHICH CLEARING IS NOT ASSOCIATED WITH UTILITY INSTALLATION OR MAINTENANCE, STORM WATER MANAGEMENT OUTFALLS, AND/OR ROADS, SHALL PLANT ADDITIONAL FOREST AT THE RATES SPECIFIED BELOW: FORESTED 100-YEAR FLOODPLAIN, 3 ACRES FOR EACH ACRE OR PORTION OF AN ACRE CLEARED (3:1)

(b) FORESTED STREAMS, FORESTED STREAM BUFFERS, FORESTED NON-TIDAL WETLANDS AND THEIR FORESTED BUFFERS WITHIN 100’ OF A STREAM OR STREAM BUFFER, 2 ACRES FOR EACH ACRE OR PORTION OF AN ACRE CLEARED (2:1).
(c) FORESTED STEEP SLOPES AND THEIR BUFFERS THAT ARE CONTIGUOUS WITH
THE AREAS MENTIONED IN (A) AND (B) ABOVE, 1.5 ACRES FOR EACH ACRE
OR PORTION OF AN ACRE CLEARED (1.5:1).”

A CB62-2019 DY Reforestation Ratio changes - TW ver2
Amendment 7 to Council Bill No. 62 - 2019

BY: Liz Walsh

Date: December 2, 2019

Amendment No. 7

(This amendment proposes to remove the one acre minimum requirements for residential sites.)

On page 17, in line 26, strike “WITH MORE THAN ONE ACRE OF OBLIGATION”.

A CB62-2019 DJ LW Removal of 1 acre Minimum - TW
Amendment to Amendment 7 to Council Bill No. 62 - 2019

BY: Liz Walsh

Legislative Day No. 14

Date: December 2, 2019

Amendment No.

(This amendment removes the exemption for developments with 10 or fewer lots.)

On page 1, in line 18, insert the following:

"On page 17, strike beginning with “INFILL” in line 29 through the period in line 30.”.

ADOPTED

FAILED

SIGNED

December 2, 2019

Richard Jones
Amendment 9 to Council Bill No. 62-2019

BY: The Chairperson at the request of the County Executive

Legislative Day 14
Date: December 2, 2019

Amendment No. 9

(This amendment alters the variance section to remove a definition of unwarranted hardship.)

1 On page 22, strike lines 23 through 25, inclusive and in their entirety.

2 On page 22, in line 26, strike "(c)" and substitute "(e)".

3 On page 23, in line 1, strike "(D)" and substitute "(C)".

4 On page 23, in line 21, strike "(E)" and substitute "(D)".

5 On page 23, in line 23, strike "(F)" and substitute "(E)".

6 On page 23, in line 25, strike "(f)" and substitute "(e)".

7 On page 23, in line 27, strike "(g)" and substitute "(f)".

8 On page 23, in line 29, strike "(h)" and substitute "(g)".

9 On page 23, in line 31, strike "(i)" and substitute "(h)".

10 On page 23, in line 33, strike "(j)" and substitute "(i)".

Adopted December 7, 2019

Signature: [Signature]

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Amendment 10 to Council Bill No. 62 - 2019

BY: David Yungmann

Date: December 2, 2019

Amendment No. 10

(This amendment proposes to change Specimen Tree requirements.)

On page 22, strike lines 23 – 25, in their entirety.

On page 22, in line 29, strike “DIRECTORS” and substitute “DIRECTOR”.

On page 22, in line 30, after the comma, insert “IN CONSULTATION WITH”

On page 23, strike lines 21 – 22, and substitute the following:

“(E) SPECIMEN TREES.

1) REMOVAL OF A SPECIMEN TREE IN DEAD OR DYING CONDITION DOES NOT REQUIRE
   A VARIANCE.

2) ANY NATIVE SPECIMEN TREE REMOVED SHALL BE REPLACED ON-SITE BY AT LEAST
   TWO NATIVE TREES WITH A DBH OF AT LEAST THREE INCHES.”.

Renumber the section accordingly.

ADOPTED ____________________

December 2, 2019

FAILED ____________________

December 2, 2019

SIGNATURE ____________________
Amendment to Council Bill No. 62 - 2019

BY: Deb Jung
Liz Walsh

Date: December 2, 2019

Amendment No. 1

(This amendment proposes to remove the Planning Board from the variance process.)

On page 22, strike lines 27 – 32, in their entirety, and substitute the following:


On page 23, in line 3, strike “OR THE PLANNING BOARD”.

ADOPTED December 2, 2019

FAILED

SIGNATURE
Amendment 12 to Council Bill No. 62 - 2019

BY: Deb Jung
    Liz Walsh

Legislative Day No. 14
Date: December 2, 2019

Amendment No. 12

(This amendment proposes to require only nursery stock plants be planted in forest mitigation banks.)

On page 24, in line 29, strike “WHIPS, OR SEEDLINGS,“.

ADOPTED

FAILED December 2, 2019

SIGNATURE
Amendment 13 to Council Bill No. 62 - 2019

BY: Deb Jung
    Liz Walsh

Date: December 2, 2019

Amendment No. 13

(This amendment proposes to remove the “Grandfathering” clause.)

On page 25, strike lines 18 - 24, in their entirety.

On page 25, in line 26, strike “3” and substitute “2”.

A CBE2-2019 DJ LW Removal of grandfathering - TW