

**RESOLUTION NO. RS-2017-17**

**AMENDMENT TO THE  
2009 UPDATED WATER AND SEWERAGE PLAN  
FOR  
WASHINGTON COUNTY, MARYLAND  
(WS-17-001)**

**RECITALS**

Section 9-503 of the Environment Article of the Annotated Code of Maryland and COMAR 26.03.01.02 requires the governing body of each county to have a water and sewerage plan that deals with water supply systems, sewerage systems, solid waste disposal systems, solid waste acceptance facilities, and the systematic collection of solid waste, including litter, in order to protect the health, safety, and welfare of the citizens of the county.

On May 15, 1975, the Board of County Commissioners of Washington County, Maryland (the "Board") adopted a Water and Sewerage Plan (the "Plan") and the Plan was comprehensively updated in 1994 (the "1994 Plan").

By Resolution No. WS-10-001, adopted and effective on November 9, 2010, the 1994 Plan was updated to include all text and map amendments to date and also included all updated material provided by other service-providing agencies and municipalities in Washington County, as well as information updated by the Washington County Planning Department, Washington County Health Department, and the Division of Environmental Management (the "2009 Updated Plan").

The Board now desires to consider an amendment to the 2009 Updated Plan.

A public information meeting was held by the Washington County Planning Commission on August 6, 2017 for the purpose of taking public comment on the proposed amendment. Subsequently, a recommendation was made by the Planning Commission to approve the proposed amendment.

A public hearing was held on August 29, 2017 by the Board of County Commissioners of Washington County, Maryland for the purpose of hearing testimony on the proposed amendment.

Notice was given to the principal elected official of each municipal corporation affected by this amendment at least 14 days prior to the public hearing, pursuant to Section 9-503(d)(1)(ii).

An application was made requesting that a small area located on the north side of Garden View Road approximately one-half mile east of Cearfoss Pike (MD 58) (the "Property") be included within a designated W-1, Restricted Use Water Service Area (W-1). No sewer service area boundary change was requested.

The proposed amendment would change the water and sewerage priority classification for the Property from No Planned Water Service (W-7) and No Planned Sewer Service (S-7) to Existing Water Service; Restricted Use (W-1) and No Planned Sewerage Service (S-7).

It is the opinion of the Planning Commission and the Board that the proposed amendment is consistent with the Comprehensive Plan for the County.

The Board has considered the recommendation of the Planning Commission, the Planning staff reports, and any comments received at the public hearing before the Board.

NOW, THEREFORE, BE IT ORDAINED AND ENACTED by the Board of County Commissioners of Washington County, Maryland, that the 2009 Updated Plan is hereby amended as follows:

(1) *APPENDIX G, WATER SERVICE PRIORITY AREA MAPS:*

Appendix G, Water Service Priority Area Maps, map entitled "Water Service for the Urban Growth Area and the Smithsburg Town Growth Area," is amended to show the property that is the subject of Case No. WS-17-001, designated as Parcel Nos. 1188-1, 1188-2 and part of Parcel 499 on Tax Map 24, as being included in an Existing Water Service Area with a Water Service Priority Classification of W-1 – Restricted Use.


An amended map entitled "Water Service Area for the Urban Growth Area and the Smithsburg Town Growth Area" is attached as Attachment #1 and is incorporated herein by reference.

Adopted and effective this 29<sup>th</sup> day of August, 2017.

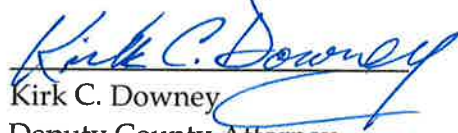
ATTEST:

BOARD OF COUNTY COMMISSIONERS  
OF WASHINGTON COUNTY, MARYLAND

  
Vicki C. Lumm, Clerk

  
Terry L. Baker, President

Approved as to form and  
and legal sufficiency:

  
Kirk C. Downey  
Deputy County Attorney

Mail to:  
County Attorney's Office  
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Hagerstown, MD 21740

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