

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That Sections 387C(d) 3 and 387C(d) 4 and 396 of Article 43 - Health, of the Annotated Code of Maryland (1971 Replacement Volume and 1973 Supplement) be and they are hereby repealed and re-enacted, with amendments, to read as follows:

Article 43 -- Health

387C.

(d)3. No State or local authority empowered to grant building permits or to approve subdivision plans, maps, [or] or plats, [[OR ZONING CHANGES]] shall grant any such [[ZONING CHANGE OR]] permit or record or approve any such plan, map, or plat which provides for individual or community water supply or sewerage systems, or for solid waste acceptance facilities, unless such systems or facilities are found to be in conformance with the county plan, amendments, or revisions thereof. THIS MEANS THAT [[SAID PERMITS, PLANS, MAPS, PLATS, OR ZONING CHANGES SHALL:

- (I) BE IN A SERVICE AREA WHERE THE DESIGNATED FACILITY WOULD BE COMPLETED IN TIME TO SERVE THE DEVELOPMENT;
- (II) BE IN AREAS WHERE FACILITIES TO SERVE THE DEVELOPMENT ARE PART OF THE WATER AND SEWER PLAN, DULY ADOPTED AND APPROVED;
- (III) BE IN AREAS WHERE FACILITIES ARE ADEQUATE TO SERVE THE SAID DEVELOPMENT TOGETHER WITH ALL OTHER EXISTING AND APPROVED DEVELOPMENTS IN THE SERVICE AREA WITHOUT CAUSING CONVEYANCE, PUMPING, STORAGE, OR TREATMENT FACILITIES TO BE OVERLOADED. ]]:

(I) NO BUILDING PERMIT SHALL BE APPROVED (1) WHERE EXISTING FACILITIES ARE INADEQUATE TO SERVE THE PROPOSED DEVELOPMENT, TAKING INTO CONSIDERATION ALL OTHER EXISTING AND APPROVED DEVELOPMENTS IN THE SERVICE AREA, OR (2) WHICH WILL CAUSE FACILITIES FOR CONVEYANCE, PUMPING, STORAGE OR TREATMENT OF WATER, SEWAGE OR SOLID WASTE TO BE OVERLOADED.

(II) NO SUBDIVISION PLAT SHALL BE APPROVED IN AREAS WHERE, TAKING INTO ACCOUNT ALL EXISTING AND APPROVED SUBDIVISION PLATS AND BUILDING PERMITS IN THE SERVICE AREA, FACILITIES FOR CONVEYANCE, PUMPING, STORAGE, OR TREATMENT OF WATER, SEWAGE, AND SOLID WASTE TO SERVE THE PROPOSED DEVELOPMENT WOULD EITHER (1) NOT BE COMPLETED IN TIME TO SERVE THE DEVELOPMENT, OR (2) IF COMPLETED, WOULD NOT BE ADEQUATE TO SERVE THE DEVELOPMENT WITHOUT CAUSING OVERLOADING OF THE FACILITIES.