

## Preamble

WHEREAS, To protect the Chesapeake Bay, the General Assembly enacted Chapter 794 of the Acts of 1984; and

WHEREAS, Under Chapter 794 of the Acts of 1984, the Chesapeake Bay Critical Area Commission adopted regulations under COMAR 14.15.02.02 to provide for general policies for development in the Critical Area; and

WHEREAS, The General Assembly intends this Act to prevent the Commission from establishing a--lot--coverage--factor an impervious surfaces limitation that is greater than a certain percentage unless the General Assembly specifically approves the action; now, therefore,

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

## Article - Natural Resources

8-1808.1.

(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 ~~LOT-COVERAGE-FACTORS~~ IMPERVIOUS SURFACES LIMITATIONS IN THE CRITICAL AREA.

(C) ~~UNLESS-THE-GENERAL-ASSEMBLY-SPECIFICALLY-AUTHORIZES-THE-ACTION,--THE--COMMISSION--MAY-NOT-ESTABLISH-A-LOT-COVERAGE-FACTOR THAT-IS-GREATER-THAN:~~

~~(1)--15-PERCENT-ON-LOTS-AT-LEAST-1-ACRE-OR-GREATER,--OR~~

~~(2)--25-PERCENT-ON-A-LOT-OF--LESS--THAN--1--ACRE, FOR~~ STORMWATER RUNOFF, MAN-CAUSED IMPERVIOUS AREAS SHALL BE LIMITED TO 15 PERCENT OF A PARCEL TO BE DEVELOPED. HOWEVER, IMPERVIOUS SURFACES ON ANY LOT NOT EXCEEDING 1 ACRE IN SIZE IN A SUBDIVISION APPROVED AFTER JUNE 1, 1986 MAY BE UP TO 25 PERCENT OF THE LOT.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect June 1, 1986.

Approved May 13, 1986.

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