

COUNTY COUNCIL OF BALTIMORE COUNTY, MARYLAND  
Legislative Session 2007, Legislative Day No. 2

Bill No. 9-07

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Mr. S. G. Samuel Moxley, Chairman & Mr. Olszewski  
By Request of County Executive

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By the County Council, January 16, 2007

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A BILL  
ENTITLED

AN ACT concerning

Baltimore County Zoning Regulations - Liquefied Natural Gas Facilities

FOR the purpose of prohibiting the establishment or expansion of a liquefied natural gas facility in the Chesapeake Bay Critical Area; defining a certain term; and generally relating to the establishment or expansion of a liquefied natural gas facility in the Chesapeake Bay Critical Area.

By adding

Section 101, Definitions, the definition of "Liquefied Natural Gas Facility"  
Baltimore County Zoning Regulations as amended

By repealing and reenacting, with amendments

Section 105  
Baltimore County Zoning Regulations as amended

SECTION 1. BE IT ENACTED BY THE COUNTY COUNCIL OF BALTIMORE

EXPLANATION:           CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.  
                                  [Brackets] indicate matter stricken from existing law.  
                                  ~~Strike out~~ indicates matter stricken from bill.  
                                  Underlining indicates amendments to bill.

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COUNTY, MARYLAND, That the definition of “Liquefied Natural Gas Facility” be and it is hereby added to Section 101 of the Baltimore County Zoning Regulations, as amended, to read as follows:

Section 101

Definitions

LIQUEFIED NATURAL GAS FACILITY - A NATURAL GAS FACILITY LOCATED ONSHORE OR IN STATE WATERS THAT IS USED TO RECEIVE, UNLOAD, LOAD, STORE, TRANSPORT, GASIFY, REGASIFY, LIQUEFY, OR PROCESS NATURAL GAS THAT IS IMPORTED TO THE UNITED STATES FROM A FOREIGN COUNTRY, EXPORTED TO A FOREIGN COUNTRY FROM THE UNITED STATES, OR TRANSPORTED IN INTERSTATE COMMERCE BY A WATERBORNE VESSEL.

SECTION 2. AND BE IT FURTHER ENACTED, That Section 105 of the Baltimore County Zoning Regulations, as amended, be and it is hereby repealed and reenacted, with amendments, to read as follows:

Section 105

Prohibited Uses in Chesapeake Bay Critical Area

The establishment or expansion of the following uses is prohibited in all Chesapeake Bay Critical Areas:

- A. Solid or hazardous waste collection or disposal facilities.
- B. Sanitary landfills.
- C. LIQUEFIED NATURAL GAS FACILITY.

[C.] D. Permanent sludge hauling, storage or disposal facilities other than those associated with wastewater treatment facilities.

[D.] E. Transportation facilities and utility transmission facilities, except those necessary to serve uses permitted in the underlying zone per the Baltimore County Zoning Regulations. Such uses may be permitted only in intensely developed areas and only after the activity or facility has demonstrated that there will be a net improvement in water quality to the adjacent body of water.

[E.] F. Nonmaritime heavy industries, except those uses permitted in the underlying zone as authorized by these regulations. Such uses may be permitted only in intensely developed areas, as defined by the Baltimore County Code, and only after the activity or facility has demonstrated that there will be a net improvement in water quality to the adjacent body of water.

SECTION 3. AND BE IT FURTHER ENACTED, That this Act, having been passed by the affirmative vote of five members of the County Council, shall take effect on February 5, 2007.

***SECTION 3 OF BILL 9-07 PROVIDES THAT ITS EFFECTIVE DATE IS FEBRUARY 5, 2007. HOWEVER, THE BILL WAS NOT ENACTED UNTIL FEBRUARY 7, 2007 WHEN IT WAS SIGNED BY THE COUNTY EXECUTIVE.***

***ACCORDINGLY, BILL 9-07 TOOK EFFECT ON FEBRUARY 7, 2007.***