

CHAPTER 19

FOREST CONSERVATION ACT

RECITAL

The Town of Williamsport, a municipal Corporation existing under and by virtue of the laws of the State of Maryland is required pursuant to the provisions of the Annotated Code of Maryland, Natural Resources, Subtitle 16, Forest Conservation, §5-1603, Local Forest Conservation Program, to develop a Forest Conservation Program or to assign the obligations under the Forest Conservation Act to the Board of County Commissioners of Washington County, Maryland, with the concurrence of the Board of County Commissioners and the Department of Natural Resources.

The Mayor and Council Town of Williamsport, as its duly constituted legislative body has determined to assign said obligations to the Board of County Commissioners of Washington County, Maryland, pursuant to the provisions of said act.

NOW, THEREFORE, BE IT RESOLVED, ENACTED, AND ORDAINED that pursuant to the provisions of the Annotated Code of Maryland, Natural Resources, Subtitle 16, §5-1603 (a)(3) Local Forest Conservation Program, the Town of Williamsport, a Municipal Corporation with Planning and Zoning Authority, does hereby request to and does assign its obligations under said act which is commonly known and designated as the Forest Conservation Act to the Board of County Commissioners of Washington County, Maryland, (Washington County); and

BE IT FURTHER RESOLVED, ENACTED AND ORDAINED; that the Mayor is hereby authorized and directed to execute the attached assignment of obligations under the Forest Conservation Act Agreement; and

BE IT FURTHER RESOLVED, ENACTED AND ORDAINED; that the Mayor is further authorized and directed to execute any other instruments and documents necessary to effectuate the purposes of this Ordinance, Resolution, and Agreement.

DATE OF PASSAGE: December 9, 1999

NOTE: The Forest Conservation Act was adopted previously and has been administered and enforced by the County. This Ordinance is in confirmation thereof.

**ASSIGNMENT OF OBLIGATION UNDER
THE FOREST CONSERVATION ACT**

Pursuant to §5-1603(a)(3) of the Forest Conservation Act, the Mayor and Council of the Town of Williamsport hereby requests to assign its obligations under the Forest Conservation Act to the Board of County Commissioners of Washington County, Maryland (Washington County).

The Mayor and Council of the Town of Williamsport agrees to abide by the program developed by the Board of County Commissioners of Washington County, Maryland pursuant to the County's obligations under the Forest Conservation Act. The Town of Williamsport further agrees to coordinate its approval activities, if any, for subdivision plans, local government projects, grading and sediment control permits with the Forest Conservation Program of the County. The Town of Williamsport will not approve a subdivision or project plan or issue a grading or sediment control permit until the County has approved the Forest Conservation Plan for that activity.

THE MAYOR AND COUNCIL OF
THE TOWN OF WILLIAMSPORT

BY: John W. Slayman, Mayor

Pursuant to §5-1603(a)(3) of the Forest Conservation Act, the Board of County Commissioners of Washington County, Maryland acknowledges its intent to implement a Forest Conservation Program and hereby agrees to accept the assignment of The Mayor and Council of Williamsport obligations under the Forest Conservation Act and to approve Forest Conservation Plans within the Municipality of the Town of Williamsport.

BOARD OF COUNTY COMMISSIONERS OF
WASHINGTON COUNTY, MARYLAND

Pursuant to Section 5-1603 (a)(3) of the Forest Conservation Act, the Department of Natural Resources hereby approves the assignment of the Mayor and Council of the Town of Williamsport obligations under the Forest Conservation Act and understands that required Forest Conservation Plans originated within the Town of Williamsport shall be approved by the Board of County Commissioners of Washington County, Maryland.

DEPARTMENT OF NATURAL RESOURCES

Recorded on March 13, 1992 in Liber No. 3, folio 978 among the
Acts, Ordinances & Resolutions for Incorporated Towns

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Robert E. Kuczynski
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March 13, 1992

Ralph France, Esquire
County Attorney
County Administration Offices
100 W. Washington Street
Hagerstown, MD 21740

Re: Our Client: Williamsport - Ordinances
Animal Ordinance
Flood Control Ordinance
Forest Conservation Ordinance

Dear Ralph:

As you know, Williamsport has elected to have the County enforce the Ordinances and Regulations in reference to the above captioned matters.

Enclosed you will find the following:

1. Conservation program which became effective on December 9, 1991.
2. Regulation and Control of Animals which became effective on January 13, 1992.
3. Flood control which became effective January 13, 1992.

We trust that you will make the proper distribution to the various departments as per our discussion.

Very truly yours,

KUCZYNSKI & KUCZYNSKI, P.A.

Robert E. Kuczynski
By: _____
Robert E. Kuczynski

REK/rgr
Enclosures

cc: Williamsport Mayor
Williamsport Town Council
Vance Ishler
Barry Teach