

1 **..Title**

2 **Department of the Environment** – For the purpose of establishing a department known
3 as the Department of the Environment; and generally relating to the Department of the
4 Environment.

5 **..Body**

6 **CITY COUNCIL OF THE**
7 *City of Annapolis*

8
9 **Charter Amendment 6-19**

10
11 **Introduced by: Alderman Savidge**

12
13 **Referred to**

14 **Rules and City Government Committee**
15 **Environmental Matters Committee**

16
17 **A CHARTER AMENDMENT** Resolution concerning

18
19 **Department of the Environment**

20
21 **FOR** the purpose of establishing a department known as the Department of the
22 Environment; and generally relating to the Department of the Environment.

23
24 **BY** repealing and reenacting the following portions of the City Charter:

25 Art. VI, Sec. 7

26 Art. VI, Sec. 10

27
28 **BY** adding the following portion to the City Charter:

29 Art. VI, Sec. 12

30
31
32 **SECTION I: BE IT RESOLVED BY THE ANNAPOLIS CITY COUNCIL** that the
33 Charter of the City of Annapolis shall be amended to read as follows:

34
35 **THE CHARTER**

36 **Article VI - OPERATIONS**

37
38 **Sec. 7. - Planning and zoning department.**

- 39
40 (a) The planning and zoning department shall be administered by the planning and
41 zoning director. The planning and zoning director shall be appointed on the basis
42 of his OR HER knowledge and experience in the fields of comprehensive
43 planning and of zoning regulations, of which at least ~~three~~(3) years shall have
44 been in an executive or supervisory position. The director shall have an advanced
45 degree in planning.
46

1 (b) The planning and zoning department shall have the following powers and duties:

- 2
- 3 (1) To plan for the physical development, redevelopment, and growth of the
- 4 city.
- 5 (2) To supervise the adoption or revision of a plan of general development.
- 6 (3) To prepare and administer a zoning map and zoning rules and regulations
- 7 governing the use of land in the city.
- 8 (4) To regulate the occupancy and use of property.
- 9 (5) To administer programs of community development, economic
- 10 development and housing rehabilitation.
- 11 (6) To regulate the building and rebuilding of structures and other
- 12 improvements.
- 13 (7) To regulate the use of certain structures for housing.
- 14 (8) To ADMINISTER AND enforce activities impacting upon ~~the~~
- 15 ~~environment, urban forestry and~~ critical areas.
- 16 (9) To enforce building and housing rules and regulations governing the
- 17 improvement and use of land and structures in the eCity.
- 18 (10) To enforce rules and regulations governing the use of land in the eCity.
- 19 ~~(14) To enforce rules and regulations governing environmental protection in~~
- 20 ~~the city.~~
- 21 ~~(1211)~~ To enforce rules and regulations governing the licensing and operation of
- 22 certain contractors doing business in the city.
- 23 ~~(1312)~~ To exercise all other duties and powers delegable to a municipal planning
- 24 staff under the laws of Maryland, except those planning powers as may be
- 25 assigned to other departments by the city council.
- 26

27 **Sec. 10. - Department of public works.**

28

29 (a) The department of public works shall be administered by the director of public

30 works. The director of public works shall be appointed on the basis of his OR

31 HER knowledge and experience in civil and sanitary engineering works, of which

32 at least ~~five~~ (5) years shall have been in an executive or supervisory capacity. The

33 director shall have a degree in civil, mechanical, or sanitary engineering and shall

34 be a registered professional engineer in the State of Maryland or shall, at the time

35 of appointment, be a registered professional engineer in another state of the United

36 States and, within ~~eighteen~~ (18) months of the date of appointment, becomeS a

37 registered professional engineer in the State of Maryland.

38

39 (b) The department of public works shall have the following powers and duties:

40

- 41 (1) To be responsible for surveys, reports, maps, drawings, specifications, and
- 42 estimates related to public works and utilities.
- 43 (2) To be the custodian of maps, plans, and plats of public improvements.
- 44 (3) To construct or to administer contracts for the construction of capital
- 45 projects.
- 46 (4) To construct and maintain roadways, bridges, storm drains, and other public
- 47 improvements.

- 1 (5) To construct, maintain, and operate a water production and distribution
- 2 system.
- 3 (6) To construct, maintain, and operate a sanitary sewerage collection and
- 4 disposal system.
- 5 (7) To operate a refuse collection and disposal system.
- 6 (8) To administer maintenance and oversight of all city offices, governmental
- 7 buildings, and city-owned or leased properties.
- 8 (9) To administer space management and planning.
- 9 (10) To maintain inventory records for real property, fixtures, and furniture.
- 10 (11) To enforce rules and regulations governing sewer pretreatment and
- 11 stormwater management in the city.
- 12

13 **Sec. 12. DEPARTMENT OF THE ENVIRONMENT.**

- 14
- 15 (A) THE DEPARTMENT OF THE ENVIRONMENT SHALL BE
- 16 ADMINISTERED BY THE DIRECTOR OF THE DEPARTMENT OF THE
- 17 ENVIRONMENT. THE DIRECTOR SHALL BE APPOINTED ON THE BASIS
- 18 OF HIS OR HER KNOWLEDGE AND EXPERIENCE, OF WHICH AT LEAST
- 19 FIVE YEARS SHALL HAVE BEEN IN AN EXECUTIVE OR SUPERVISORY
- 20 CAPACITY. THE DIRECTOR SHALL HAVE A DEGREE IN PLANNING,
- 21 EARTH SCIENCES, NATURAL RESOURCES, ENVIRONMENTAL
- 22 SCIENCE/STUDIES, LAW (ACCOMPANIED BY AT LEAST TWO YEARS
- 23 PRACTICE IN ENVIRONMENTAL LAW), PUBLIC ADMINISTRATION,
- 24 OR IN A RELATED AREA.
- 25
- 26 (B) THE DEPARTMENT OF THE ENVIRONMENT SHALL HAVE THE
- 27 FOLLOWING POWERS AND DUTIES:
- 28
- 29 (1) TO ENFORCE, IDENTIFY, AND ASSIST IN DEVELOPING RULES AND
- 30 REGULATIONS GOVERNING WATER QUALITY, URBAN FORESTRY,
- 31 FOREST CONSERVATION, CRITICAL AREAS, WETLANDS,
- 32 FLOODPLAINS, SEDIMENT AND EROSION CONTROL,
- 33 STORMWATER MANAGEMENT, ENERGY SOURCES AND ENERGY
- 34 CONSUMPTION, RESTORATION OF NATURAL RESOURCES AND
- 35 FEATURES, LAND CONSERVATION, ANIMAL HABITAT,
- 36 SUSTAINABILITY, AND LITTER REDUCTION;
- 37 (2) TO COORDINATE NPDES/MS4/TMDL COMPLIANCE;
- 38 (3) TO EDUCATE AND INFORM THE PUBLIC ABOUT WATER QUALITY,
- 39 URBAN FORESTRY, FOREST CONSERVATION, CRITICAL AREAS,
- 40 WETLANDS, FLOODPLAINS, SEDIMENT AND EROSION CONTROL,
- 41 STORMWATER MANAGEMENT, ENERGY SOURCES AND ENERGY
- 42 CONSUMPTION, RESTORATION OF NATURAL RESOURCES AND
- 43 FEATURES, LAND CONSERVATION, ANIMAL HABITAT,
- 44 SUSTAINABILITY, AND LITTER REDUCTION;
- 45

1 (4) TO PERFORM OTHER DUTIES AND RESPONSIBILITIES, AS SET
 2 FORTH IN THE CITY CODE.
 3

4 **SECTION II: AND BE IT FURTHER RESOLVED BY THE ANNAPOLIS CITY**
 5 **COUNCIL** that a notice of public hearing was published on the proposed charter
 6 amendment, at least 21 days in advance of the public hearing that was held on _____
 7 _____.

8
 9 **SECTION III: AND BE IT FURTHER RESOLVED BY THE ANNAPOLIS CITY**
 10 **COUNCIL** that the date of adoption of this Resolution is _____, 20____, and the
 11 amendments of the Charter of the City of Annapolis, hereby enacted shall become effective
 12 on _____, 20____, unless a proper petition for referendum hereon shall be filed as permitted
 13 by law within 40 days of adoption, provided a complete and exact copy of this Resolution
 14 shall be continuously posted on the bulletin board in the City Hall until _____, 20____, and
 15 provided further that a copy of the title of this Resolution shall be published in "The
 16 Capital," a newspaper of general circulation in the City of Annapolis, or in any other
 17 newspaper of such general circulation, once in each of the weeks on, _____, 20____, _____
 18 _____, 20____, _____, 20____, and _____, 20____.

19
 20 **SECTION IV: AND BE IT FURTHER RESOLVED BY THE ANNAPOLIS**
 21 **CITY COUNCIL** that the Mayor is hereby specifically commanded to carry out the
 22 provisions of Section II hereof, and, as evidence of such compliance, the Mayor shall cause
 23 to be maintained appropriate certificates of publication of the newspaper or newspapers in
 24 which the title of the Resolution shall have been published and if a favorable referendum
 25 is held on the Charter change, shall declare the Charter change hereby enacted to be
 26 effective on _____, 20____, by affixing his signature hereto in the space provided on the
 27 effective date of change.

28
 29 **SECTION V: AND BE IT FURTHER RESOLVED BY THE ANNAPOLIS**
 30 **CITY COUNCIL** that as soon as the Charter Amendment hereby enacted shall become
 31 effective, either as provided herein or following a referendum, the Mayor shall send to the
 32 Maryland Department of Legislative Services a copy of this Resolution showing the
 33 number of Aldermen and Alderwomen voting for and against it and a report on the votes
 34 cast for or against the amendment hereby enacted at any referendum thereon and the date
 35 of such referendum.

36
 37 The above Charter Amendment was enacted by the foregoing Resolution which
 38 was passed at a Meeting of the Annapolis City Council on _____, 20____; _____ voting in
 39 the affirmative, _____ voting in the negative, _____ abstaining and _____ absent and the
 40 said Resolution becomes effective in accordance with law on the __ day of _____ 20____.

41
 42 **EXPLANATION**

43 UPPERCASE indicates matter added to existing law.

44 [~~Strikethrough~~] indicates matter stricken from existing law.

45 Underlining indicates amendments.