

O-52-22

Streets - Turtle-friendly curbs

AMENDMENT 1 – Savidge Substitute Amendment

AMENDMENT SUMMARY: Further limits 1) where turtle-friendly curbs would be required in new construction and 2) where the City would be required to replace existing curbs with new curbs that are turtle friendly.

DETAILS:

- Definitions are expanded & include "Critical Area"
- Titles are added to each subsection, and subsections are numbered
- Turtle-friendly curbs are limited to area areas within the critical area that meet the following criteria: within 250' adjacent to a Resource Conservation Area (Critical area designation), 250' of a City park, 250' of a forest conservation easement, or other area designated by P&Z
- On existing curbs in those areas, turtle-friendly replacement curbs are required only if the existing curb is at least a block, or 400-feet, long.
- Gives the Public Works director the ability to waive the requirement if needed.

On page 2, strike lines 3 through 20, and replace with the following:

14.01.010 - DEFINITIONS.

1. "CRITICAL AREA" MEANS ALL LAND AND WATERS DEFINED IN MARYLAND NATURAL RESOURCES CODE ANNOTATED § 8-1807.
2. "DEPARTMENT" MEANS THE CITY DEPARTMENT OF PUBLIC WORKS OR OTHER DEPARTMENT DESIGNATED BY THE CITY MANAGER.
3. "DIRECTOR" MEANS THE DEPARTMENT DIRECTOR OR THEIR DESIGNEE.

14.01.020 - CURBS.

TURTLE-FRIENDLY CURBS.

1. **PURPOSE.** TO PROTECT CRITICAL AND ENDANGERED NATIVE MARYLAND TERRAPINS AND TURTLES, THE CITY REQUIRES:
 - a. TURTLE-FRIENDLY CURBS IN NEW CONSTRUCTION AND CERTAIN REPLACEMENT PROJECTS;

Explanation:

UPPERCASE indicates matter added to existing law.

~~Strikethrough~~ indicates matter stricken from existing law.

Underlining indicates amendments.

- b. ALONG NON-ARTERIAL, CITY-OWNED AND MAINTAINED STREETS;
 - c. LOCATED WITHIN 250 FEET ADJACENT TO:
 - i. A RESOURCE CONSERVATION AREA; OR
 - ii. OTHER AREA DESIGNATED BY THE DEPARTMENT IN THE CITY'S CRITICAL AREA DEFINED IN TITLE 17 § 04.180.
2. **NEW CURB CONSTRUCTION.** WHEN DEVELOPING A NEW CONSTRUCTION SCHEDULE, THE DIRECTOR SHALL REQUIRE TURTLE-FRIENDLY CURBS AS DESCRIBED IN § 020(4) OF THIS TITLE.
3. **CURB REPLACEMENT.**
- a. WHEN DEVELOPING A STREET REPLACEMENT PROGRAM IN THE AREAS DESCRIBED IN § 01.020 OF THIS TITLE, THE DIRECTOR SHALL REQUIRE EXISTING CURB TO BE REPLACED WITH TURTLE-FRIENDLY CURBS WHERE EXISTING CURBING MEETS THE FOLLOWING CONDITIONS:
 - i. IS MORE THAN ONE BLOCK; OR
 - ii. IS A SECTION OF AT LEAST 400 FEET LONG
 - b. THE DIRECTOR MAY WAIVE THE REQUIREMENT IF SUCH A WAIVER IS IN THE INTEREST OF PUBLIC SAFETY OR OTHER MITIGATING CIRCUMSTANCES.
4. **TYPES OF CURBS.** TURTLE-FRIENDLY CURBS SHALL CONSIST OF:
- a. SLANTED/SLOPED CURB, ALSO KNOWN AS A MOUNTABLE CURB; OR
 - b. ANGLED CURBS; OR
 - c. OTHER TYPE OF CURB ALLOWING TURTLES AND TERRAPINS TO EXIT THE STREET.

ORIGINAL WITH REVISIONS

"SECTION 14.01.010 - DEFINITIONS.

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SECTION 14.01.020 - CURBS.

~~TURTLE-FRIENDLY CURBS. IN AN EFFORT TO PROTECT CRITICAL AND ENDANGERED NATIVE MARYLAND TERRAPINS AND TURTLES, THE CITY REQUIRES CERTAIN TYPES OF CURBS IN NEW CONSTRUCTION ALONG NON-ARTERIAL, CITY OWNED AND/OR MAINTAINED STREETS LOCATED WITHIN THE CITY'S CRITICAL AREA DEFINED IN TITLE 17 § 04.180.~~

~~1. THE CURBS SHALL CONSIST OF:~~

- ~~a. SLANTED/SLOPED CURB, ALSO KNOWN AS A MOUNTABLE CURB; OR~~
- ~~b. ANGLED CURBS; OR~~
- ~~c. OTHER TYPE OF CURB ALLOWING TURTLES AND TERRAPINS TO EXIT THE STREET.~~

~~2. THE DIRECTOR SHALL DEVELOP AND ADHERE TO A NEW CONSTRUCTION SCHEDULE FOR REPLACING EXISTING CURBS WITH TURTLE FRIENDLY CURBS AS DEFINED IN THIS SECTION, TITLE 14 § 01.020."~~

1. PURPOSE. TO PROTECT CRITICAL AND ENDANGERED NATIVE MARYLAND TERRAPINS AND TURTLES, THE CITY REQUIRES:

- a. TURTLE-FRIENDLY CURBS IN NEW CONSTRUCTION AND CERTAIN REPLACEMENT PROJECTS;
- b. ALONG NON-ARTERIAL, CITY-OWNED AND MAINTAINED STREETS;
- c. LOCATED WITHIN 250 FEET ADJACENT TO:
 - i. A RESOURCE CONSERVATION AREA; OR
 - ii. OTHER AREA DESIGNATED BY THE DEPARTMENT IN THE CITY'S CRITICAL AREA DEFINED IN TITLE 17 § 04.180.

2. NEW CURB CONSTRUCTION. WHEN DEVELOPING A NEW CONSTRUCTION SCHEDULE, THE DIRECTOR SHALL REQUIRE TURTLE-FRIENDLY CURBS AS DESCRIBED IN § 020(4) OF THIS SECTION.

3. CURB REPLACEMENT.

- a. WHEN DEVELOPING A STREET REPLACEMENT PROGRAM IN THE AREAS DESCRIBED IN § 01.020 OF THIS SECTION, THE DIRECTOR SHALL REQUIRE EXISTING CURB TO BE REPLACED WITH TURTLE-FRIENDLY CURBS WHERE EXISTING CURBING MEETS THE FOLLOWING CONDITIONS:
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b. THE DIRECTOR MAY WAIVE THE REQUIREMENT IF SUCH A WAIVER IS IN THE INTEREST OF PUBLIC SAFETY OR OTHER MITIGATING CIRCUMSTANCES.

4. TYPES OF CURBS. TURTLE-FRIENDLY CURBS SHALL CONSIST OF:

a. SLANTED/SLOPED CURB, ALSO KNOWN AS A MOUNTABLE CURB; OR

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