

COMMISSIONERS OF OXFORD

Ordinance No. 1702

Introduced by: _____

Date: _____

AN ORDINANCE OF THE TOWN OF OXFORD TO AMEND SECTION 33.01.E. OF THE OXFORD ZONING ORDINANCE TO CLARIFY THAT CERTAIN STORMWATER MANAGEMENT PRACTICES SET FORTH IN THAT SUBSECTION SHALL APPLY TO PERMANENT THRESHOLD DISTURBANCES OF 5,000 SQUARE FEET OR LESS

Introduced, read first time, ordered posted, and public hearing scheduled on _____ at 6:00 p.m. at the Oxford Town Meeting Room, Market Street, Oxford, Maryland 21654.

By Order _____
Town Clerk

I hereby certify that the foregoing Ordinance Number 1702 of the Town of Oxford was duly read, advertised, and enacted in accordance with the applicable provisions of the Charter of the Town of Oxford on this _____ day of _____, 2017.

Attest: _____
Cheryl Lewis, Clerk/Treasurer
Town of Oxford

COMMISSIONERS OF OXFORD

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INTRODUCED BY:

DATE OF INTRODUCTION:

AN ORDINANCE OF THE TOWN OF OXFORD TO AMEND SECTION 33.01.E. OF THE OXFORD ZONING ORDINANCE TO CLARIFY THAT CERTAIN STORMWATER MANAGEMENT PRACTICES SET FORTH IN THAT SUBSECTION SHALL APPLY TO PERMANENT THRESHOLD DISTURBANCES OF 5,000 SQUARE FEET OR LESS

WHEREAS, the Town of Oxford is authorized by the Md. Code Ann. Land Use Article, Title 4 to provide reasonable zoning regulations; and

WHEREAS, pursuant to Md. Code Ann. Natural Resources Article § 8-1808, the Town of Oxford is required to develop and implement an Oxford Critical Area Program, subject to review and approval by the Critical Area Commission; and

WHEREAS, the Town of Oxford has adopted an Oxford Critical Area Program, which is incorporated into its Zoning Ordinance; and

WHEREAS, on September 13, 2016, the Commissioners of Oxford adopted Ordinance 1616 titled “AN ORDINANCE OF THE TOWN OF OXFORD TO AMEND SECTIONS 19.01, 33.01, 33.02, and 33.14 OF THE OXFORD ZONING ORDINANCE TO INCORPORATE REVISIONS TO THE TOWN’S CRITICAL AREA PROGRAM TO ADDRESS STORMWATER MANAGEMENT REQUIREMENTS FOR DEVELOPMENT LESS THAN 5,000 SQUARE FEET, TREE REPLACEMENT IN THE INTENSELY DEVELOPED AREA (IDA), PERMEABLE PAVERS IN THE IDA AND CHANGES TO THE MITIGATION STANDARDS FOR BUFFER MANAGEMENT AREAS”; and

WHEREAS, on March 8, 2017 the Critical Area Commission approved Ordinance 1616 with minor text changes in Section 2, 33.01 E; and

WHEREAS, the Commissioners of Oxford have determined that it is desirable and in the public interest to incorporate the amendments recommended by the Critical Area Commission into the Oxford Zoning Ordinance.

NOW, THEREFORE, the Commissioners of Oxford hereby ordain as follows:

Section 1. Section 33.01 of the Oxford Zoning Ordinance is hereby amended as follows:

§ 33.01 Implementation of the Critical Area Program Purpose and Goals.

A. – D. (Text Unchanged).

E. General Requirements

1. Development and redevelopment shall be subject to the Habitat Protection Area requirements prescribed in this Ordinance.
2. Development and redevelopment activities which create a permanent disturbance ~~less than 4,999~~ **of 5,000 square feet or less** shall include stormwater management practices in accordance with the following table and subsection (a) below. Development and redevelopment activities which create a temporary disturbance are exempt from this requirement.

Permanent disturbance threshold	250 - 500 sf SA	501 - 1000 sf SA	1001 - 2000 sf SA	2001 - 3000 sf SA	3001 - 4000 sf SA	4001 - 4999 5000 sf SA
Rain garden* minimum size requirements	50 sf, 0.5 ft pd, 1.0 ft md	75 sf, 0.5 ft pd, 1.0 ft md	total of 150 sf, 0.5 ft pd, 1.0 ft md	total of 250 sf, 0.5 ft pd, 1.0 ft md	total of 350 sf, 0.5 ft pd, 1.0 ft md	total of 450 sf, 0.5 ft pd, 1.0 ft md
Bioswale* minimum size requirements	50 sf, 0.5 ft pd, 1.0 ft md	75 sf, 0.5 ft pd, 1.0 ft md	total of 150 sf, 0.5 ft pd, 1.0 ft md	total of 250 sf, 0.5 ft pd, 1.0 ft md	total of 350 sf, 0.5 ft pd, 1.0 ft md	total of 450 sf, 0.5 ft pd, 1.0 ft md

SA = surface area; sf = square feet; pd = ponding depth; md = media depth

*As defined and described in the *Environmental Site Design Criteria for the Maryland Critical Area*, prepared for the Maryland Critical Area Commission, by the Chesapeake Stormwater Network, Baltimore, Maryland, draft dated May 24, 2011, as amended from time to time

- a. One hundred square feet of permanent disturbance may be offset with a standard rain barrel that holds a minimum capacity of 50 gallons.
- b. The following development and redevelopment activities are exempt from this requirement:
 - (1) A permanent disturbance less than 250 square feet; and
 - (2) In-kind replacement.

3. (Text Unchanged)

Section 2: All other provisions of Ordinance 1616 shall remain unchanged and shall be incorporated in the Oxford Zoning Ordinance.

Section 3: This ordinance and the rules, regulations, provisions, requirements, orders and matters established and adopted hereby shall take effect and be in full force and effect twenty (20) days from and after the date of its final passage and adoption.

ENACTED this _____ day of _____, 2017.

COMMISSIONERS OF OXFORD:

Gordon Graves, President

Carole Abruzzese, Commissioner

Gordon Fronk, Commissioner

Language in ***bold and italicized*** reflects language added

Language ~~stricken~~ reflects language to be deleted

I hereby certify that the foregoing Ordinance Number 1702 of the Town of Oxford was duly read, advertised, and enacted with the applicable provisions of the Charter of the Town of Oxford on this ____ day of _____, 2017.

ATTEST:

Cheryl Lewis
Clerk-Treasurer