

Mayor
William P. Beall

Council
Stephen J. Bollinger, Pres. Pro Tempore
David C. Armes
Edward H. Windsor
Kenneth W. Abner



118 NORTH MAIN STREET
P. O. BOX 471
FEDERALSBURG, MARYLAND 21632

Town Manager
Richard F. Colburn

Clerk and Treasurer
Shirley A. Greene

410-754-8173

December 11, 2012

Mr. David Dahlstrom, AICP
Upper Eastern Shore Regional Planner
Maryland Department of Planning
301 West Preston Street, Suite 1101
Baltimore, Maryland 21201

Dave
Dear Mr. Dahlstrom:

Enclosed please find the Agenda of the Federalsburg Mayor and Council meeting of December 3, 2012. Under New Business the Tier Mapping was on the Agenda and was publicly discussed and is also where Resolution NO. 2012-14 was introduced and passed by the Mayor and Council of Federalsburg. Also please find the completed copy of the passed resolution with the exhibit map that the resolution is based on.

If you have any questions or need additional information, please call me at (410) 754-8173 or email me at gmayer@federalsburg.org.

Sincerely,

George E. Mayer, Jr.
George E. Mayer, Jr.
Grants Administrator

**MAYOR AND COUNCIL CLOSED SESSION
MONDAY, DECEMBER 3, 2012 @ 5:15 P.M.**

RE: Real Estate Matters

J.O.K. Walsh, Frank Adams, and Richard Colburn, Town Manager

as allowed under State Government Article 10-508(a)1

**Mayor and Council of Federalsburg
Regular Monthly Meeting
Monday, December 3, 2012 @ 6:00 P.M.**

Agenda

- I. Call to Order
- II. Pledge of Allegiance
- III. Welcome
- IV. Public Hearing
 - Ordinance No. 2012-16 – An Ordinance to borrow \$243,000 and to receive an additional \$362,500 in principal forgiveness loan funds from MWQ Revolving Loan Fund for the Railroad Avenue Project.
- V. Guests
 - Miles Retallack & Robert Rauch – Update Railroad Avenue Project
 - Gary Radziewicz/Valpac – Request for separate water meter
- VI. Historical Moment
- VII. Committee Reports
 - A. Federalsburg Historical Society
 - B. Federalsburg Volunteer Fire Department
 - C. Federalsburg Lion's Club

VIII. Approval of Minutes

IX. Old Business

- Ordinance No. 2012-16 – An Ordinance to borrow \$243,000 and to receive an additional \$362,500 in principal forgiveness loan funds from MWQ Revolving Loan Fund for the Railroad Avenue Project.

X. New Business

- Tier Mapping Sustainable Growth & Agricultural Preservation Act of 2012 – Presented by Happy Mayer

XI. Public Comments

XII. Mayor and Council Action Items

- Review of Water and Sewer Rates

XIII. Adjournment

Notes:

The next Regular Monthly Meeting will be held on Monday, January 7, 2013 at 6:00 P.M. Meetings are conducted in Open Session unless otherwise indicated. All or part of the Mayor and Council Meetings can be held in closed session under the authority of the State Open Meetings Law by vote of the Mayor and Council. Please note that items listed on the agenda are only estimates, and that the order of agenda items may change as time dictates or allows. Please advise the town staff of any special items you may have to attend the Town meeting.

RESOLUTION NO. 2012-14

Introduced by: _____

A RESOLUTION OF THE MAYOR AND COUNCIL OF FEDERALSBURG
TO ADOPT A GROWTH TIER MAP FOR THE TOWN OF FEDERALSBURG
WHICH COMPORTS WITH THE REQUIREMENTS OF SENATE BILL 236

WHEREAS, Governor O'Malley on April 18, 2011, issued an Executive Order creating the Task Force on Sustainable Growth and Wastewater Disposal, which consisted of a broad cross-section of representatives from business, agriculture, science, environmental advocacy, and government from throughout Maryland; and

WHEREAS, the Task Force was charged with recommending regulatory, statutory and other actions to address the impact of major developments served by on-site sewage disposal systems, commonly known as septic systems, and their effects on pollution, land preservation, agri-business, and smart growth; and

WHEREAS, the Task Force reported its findings in December 2011 to the Governor, the Speaker of the House, the President of the Senate, the House Environmental Matters Committee and the Senate Education, Health, and Environmental Affairs Committee; and

WHEREAS, the Sustainable Growth and Agricultural Preservation Act of 2012 (SB236), adopted by the Maryland Legislature in 2012, embodies the nearly unanimous recommendations of the Task Force on planning for growth served by on-site sewage disposal systems and where major subdivisions served by on-site sewage disposal systems and shared facilities can be located; and

WHEREAS, SB236 requires participating local jurisdictions to adopt Growth Tier Maps indicating those areas served by public sewerage systems, those areas intended to be served by public sewerage systems, and those areas not planned for sewerage service, and

WHEREAS, in consideration of the provisions of the SB236, the Mayor and Council of Federalsburg have developed a Growth Tier Map, assigning Growth Tier designations to those lands within the municipal boundary and to those lands within the municipal growth area as shown within the Federalsburg comprehensive plan.

NOW, THEREFORE, the Mayor and Council of Federalsburg resolve as follows:

Section 1: The Growth Tier Map dated September 27, 2012, which is attached hereto and incorporated herein, is hereby adopted as the Federalsburg Growth Tier Map.


Section 2: In case any one or more portions of the Federalsburg Growth Tier Map shall for any reason be held to be invalid, illegal or unenforceable in any respect, such invalidity, illegality, or unenforceable shall not affect any other portion hereof; and the Federalsburg Growth Tier Map shall be construed as if such invalid, illegal or unenforceable provision had never been contained herein.

Section 3: This Resolution shall take effect immediately.

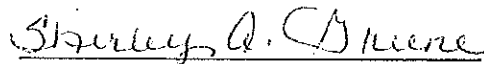
ADOPTED, SIGNED and APPROVED this 3 day of December, 2012

	Yea/Nay
William P. Beall	<u>Yea</u>
Kenneth W. Abner	<u>Yea</u>
Stephen J. Bollinger	<u>Yea</u>
David C. Armes	<u>Yea</u>
Edward H. Windsor	<u>Yea</u>

I hereby certify that the above Resolution was passed by a yea and nay vote of the Council this 3rd day of December, 2012.


William P. Beall, Mayor

Delivered by the Mayor and recorded by me in the Minute Books of the Mayor and Council of Federalsburg this 3 day of December, 2012.


Shirley A. Greene, Town Clerk

Approved as to form:


Brynja M. Booth, Town Attorney