

**Ordinance No. 985**

**AN ORDINANCE OF THE MAYOR AND CITY COUNCIL OF HAVRE DE GRACE (“CITY”) PURSUANT TO THE LOCAL GOVERNMENT ARTICLE OF THE ANNOTATED CODE OF MARYLAND AND SECTIONS 33 AND 34 OF THE CITY CHARTER AMENDING THE CITY SITE PLAN APPROVAL CODE CHAPTER 155 BY ADDING LANGUAGE TO MAKE IT CONSISTENT WITH CITY CODE CHAPTER 173 SUBDIVISION OF LAND.**

**WHEREAS**, the Havre de Grace City Code is designed in part to allow for the orderly development of projects within the City of Havre de Grace; and

**WHEREAS**, orderly development has as its goal the provision and/or construction of adequate public facilities (“APF”) to promote the health, welfare and safety of the citizens of Havre de Grace; and

**WHEREAS**, the City Administration and the City Directors have reviewed the City Code to determine any legislative short comings which have allowed past projects to begin or obtain approval without careful study and/or review of APF prior to site plan approval; and

**WHEREAS**, the Mayor and City Council have received comment from the City Directors on suggested changes to the City Code and have determined that an amendment to the City Code Chapter 155 Site Plan Approval is warranted.

**NOW THEREFORE BE IT DECIDED, DETERMINED AND ORDAINED BY THE MAYOR AND CITY COUNCIL THAT:**

1. City Code Chapter 155 Site Plan Approval Section 155-3 Site Plan Requirements shall be modified by adding Subsections F and G that shall read as follows:

F. The location of onsite public service facilities and any connection with offsite public service facilities that will provide adequate public facilities to or through the property to be developed, whether the property is subdivided or not. A notation on the site plan shall address the requirement of a public works agreement and, if authorized by legislative authority by the Mayor and City Council by ordinance, any recoupment agreement related to the public service facilities required for the site plan approval.

G. A notation on the site plan that the owner shall be responsible for all costs of construction or development onsite and offsite related to the provision of adequate public facilities for the project shown on the site plan, where new service is being provided or where any new connections to the City's water or sewer system shall increase the demand on the City's water and sewer system, as determined by the City Director of DPW by a fixture unit calculation.

WITNESS/ATTEST:

MAYOR AND CITY COUNCIL OF  
HAVRE DE GRACE, MARYLAND

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Patrick D. Sypolt,  
Director of Administration

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William T. Martin, Mayor

First Reading: November 21, 2016

Public Hearing: December 5, 2016

Second Reading: December 19, 2016