

ENROLLED

COUNTY COUNCIL OF WICOMICO COUNTY, MARYLAND

2023 Legislative Session

Legislative Day No. 06

Legislative Bill 2023- 03

Introduced: March 21, 2023

Introduced by: The Council President at the request of the Planning Commission

AN ACT TO AMEND CHAPTER 225 OF THE WICOMICO COUNTY CODE, TITLED “ZONING” PART 8, TITLED “SPECIAL STANDARDS FOR PARTICULAR USES,” ARTICLE XX, TITLED “USES AND STANDARDS ENUMERATED,” AND PART 6, TITLED “ACCESSORY AND PRINCIPAL USES,” ARTICLE XVIII, TITLED “PRINCIPAL USES,” SECTION 225-67, TITLED “TABLE OF PERMITTED USES-DESIGNATIONS” AND CHAPTER 174 OF THE WICOMICO COUNTY CODE, TITLED “NUISANCES,” ARTICLE I, TITLED “NUISANCES, ABANDONED VEHICLES AND FIREARMS,” SECTION 174-1, TITLED “NUISANCES ENUMERATED” TO REGULATE, THE INSTALLATION, CONSTRUCTION, LOCATION AND SIZE OF SOLAR ENERGY SYSTEMS IN WICOMICO COUNTY.

WHEREAS, Wicomico County, Maryland recognizes the importance of renewable energy as a sustainable resource; and

WHEREAS, solar energy is instrumental in the implementation of sustainable resources; and

WHEREAS, land use of solar energy systems requires standards for use; and

WHEREAS, the Wicomico County Planning Commission, has reviewed the request and recommends the incorporation of certain solar energy system practices into Chapter 225 of the Wicomico County Code.

Section I. BE IT ENACTED AND ORDAINED BY THE COUNTY COUNCIL OF WICOMICO COUNTY, MARYLAND, IN LEGISLATIVE SESSION, that Chapter 225 of the Wicomico County Code, titled “Zoning” Part 8, titled “Special Standards for Particular Uses,” Article XX, titled “Uses and Standards Enumerated,” and Part 6, titled “Accessory and Principal Uses,” Article XVIII, titled “Principal Uses,” Section 225-67, titled “Table of Permitted Uses-designations” and Chapter 174 of the Wicomico County Code, titled “Nuisances,” Article I, titled “Nuisances, Abandoned Vehicles and Firearms,” Section 174-I, titled “Nuisances Enumerated” are hereby amended, to read as follows:

Chapter 225

Zoning

Part 8

Special Standards for Particular Uses

Article XX

Uses and Standards Enumerated

§225-115.2- SOLAR UTILITY

A. PURPOSE. THE PURPOSE OF THESE PROVISIONS IS TO FACILITATE THE INSTALLATION AND CONSTRUCTION OF SOLAR ENERGY SYSTEMS IN WICOMICO COUNTY FOR PRIVATE LANDOWNERS, SUBJECT TO REASONABLE RESTRICTIONS, WHICH WILL PRESERVE AND PROTECT THE PUBLIC'S HEALTH AND SAFETY.

B. APPLICABILITY. THE REQUIREMENTS OF THIS SECTION SHALL APPLY TO ALL SOLAR ENERGY SYSTEMS PROPOSED AFTER THE EFFECTIVE DATE OF THIS SECTION. SOLAR ENERGY SYSTEMS FOR WHICH A REQUIRED PERMIT HAS BEEN PROPERLY ISSUED PRIOR TO THE EFFECTIVE DATE OF THIS SECTION SHALL NOT BE REQUIRED TO MEET THE REQUIREMENTS OF THIS SECTION.

C. DEFINITIONS. AS USED IN THIS SECTION, THE FOLLOWING TERMS SHALL HAVE THE MEANINGS INDICATED:

1. SOLAR, ACCESSORY (TO INCLUDE RESIDENTIAL, COMMERCIAL, AGRICULTURAL, INDUSTRIAL, AND INSTITUTIONAL INSTALLATIONS): A SOLAR ENERGY SYSTEM TO PRODUCE ELECTRICITY AND INTENDED TO SERVE A USE THAT IS INCIDENTAL AND SUBORDINATE TO THE PRINCIPAL USE OF A LOT, OR THE MAIN BUILDING THEREON AND LOCATED ON THE SAME LOT OR ON AN ADJACENT LOT UNDER THE SAME OWNERSHIP.
2. SOLAR, MINOR: A SOLAR ENERGY SYSTEM WITH A RATED CAPACITY OF NO MORE THAN 2 MEGAWATTS OF POWER AND IS CONNECTED TO THE ELECTRIC DISTRIBUTION GRID SERVING THE STATE.
3. SOLAR, UTILITY: A SOLAR ENERGY FACILITY WITH A RATED CAPACITY OF MORE THAN 2 MEGAWATTS OF POWER AND IS CONNECTED TO THE ELECTRIC DISTRIBUTION GRID SERVING THE STATE, AND REQUIRES THE ISSUANCE OF A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY FROM THE MARYLAND PUBLIC SERVICE COMMISSION.

D. STANDARDS. A SOLAR ENERGY SYSTEM SHALL BE ALLOWED IN THE PERMITTED ZONING DISTRICTS SUBJECT TO THE FOLLOWING REQUIREMENTS, WHICH MAY BE MODIFIED BY THE BOARD OF APPEALS UPON GOOD CAUSE:

1. SETBACKS. ALL STRUCTURES RELATED TO THE SOLAR FACILITY SHALL BE SET BACK A MINIMUM OF 75 FEET FROM ALL PROPERTY LINES. THIS REQUIREMENT DOES NOT INCLUDE PERIMETER FENCING FROM:

(A) ANY STATE OR COUNTY RIGHT-OF-WAY OR THE NEAREST EDGE OF A STATE OR COUNTY ROADWAY, WHICHEVER IS CLOSER;

(B) ANY RIGHT OF INGRESS OR EGRESS ON THE OWNER'S PROPERTY;

(C) ANY OVERHEAD UTILITY LINES. SERVICE LINES OWNED BY A PRIVATE PROPERTY OWNER OF THE LAND ON WHICH THE SERVICE LINES SIT ARE EXEMPT FROM THE SETBACK; AND

2. APPROVAL AND INSTALLATION

(A) A SITE PLAN SHALL BE SUBMITTED FOR REVIEW AND APPROVAL BY THE WICOMICO COUNTY BOARD OF APPEALS WHEN A SPECIAL EXCEPTION IS REQUIRED.

(B) ALL GROUND-MOUNTED ELECTRICAL AND CONTROL EQUIPMENT SHALL BE LABELED AND SECURED TO PREVENT UNAUTHORIZED ACCESS.

(C) BUFFER. THE SITE PLAN SHALL INCLUDE A VEGETATIVE BUFFER FOR THE VISUAL SCREENING OF ACTIVE PORTIONS OF THE SOLAR FACILITY. THIS INCLUDES ALL RELATED STRUCTURES AND APPURTENANCES. A VEGETATIVE BUFFER WOULD NOT BE REQUIRED IF SUFFICIENT VEGETATION IS IN PLACE ON OR ADJACENT TO THE SITE AS DETERMINED BY THE ZONING ADMINISTRATOR. THE VEGETATIVE BUFFER IS TO BE ESTABLISHED AS FOLLOWS:

(I) A MINIMUM OF THREE STAGGERED ROWS OF PLANT MATERIALS WITH TEN-FOOT CENTER SPACING SHALL BE PLACED AT A WIDTH OF 10 FEET TO 20 FEET BETWEEN ROWS. THE FARTHEST ROW FROM THE SOLAR FACILITY MUST CONSIST OF EVERGREEN TREES.

(II) PLANT MATERIAL IS TO BE A MINIMUM OF AT LEAST ONE GALLON STOCK, OR APPROXIMATELY 18 INCHES WHEN PLANTED.

(III) BUFFERS SHALL BE INSTALLED IN ACCORDANCE WITH BEST MANAGEMENT PRACTICES IN ORDER TO ENSURE GROWTH AND PLANT MATERIAL SURVIVAL.

(IV) ALL REQUIRED BUFFERS SHALL BE PRESERVED AND MAINTAINED SO AS TO EFFECTIVELY PROVIDE VISUAL SCREENING. DEAD OR DYING BUFFER MATERIALS SHALL BE REPLACED WITH SIMILAR PLANT MATERIALS ON AN ANNUAL

BASIS. MODIFICATIONS TO APPROVED BUFFERS MAY BE MADE BY THE ZONING ADMINISTRATOR.

(D) A VEGETATIVE GROUND COVER SHALL BE PROVIDED WITHIN THE SOLAR ARRAY. THE GROUND COVER SHALL BE NATIVE TO MARYLAND, AND MAY INCLUDE, BUT NOT LIMITED TO, ECHINACEA, COREOPSIS, SOLIDAGO, PENSTEMON, AND TRIFOLIUM. SPECIES DEEMED TO BE INVASIVE OR NOXIOUS SHALL NOT BE USED.

(E) IF THE PROPOSED SOLAR FACILITY RECEIVES APPROVAL BY THE WICOMICO COUNTY BOARD OF APPEALS, THE APPLICANT SHALL OBTAIN A BUILDING PERMIT FROM WICOMICO COUNTY AND COMPLY WITH ALL STANDARDS AND REQUIREMENTS THEREIN. ADDITIONAL SUBMITTALS MAY BE REQUIRED BY OTHER COUNTY DEPARTMENTS AND OR STATE AGENCIES.

3. CODE COMPLIANCE. A SOLAR FACILITY SHALL COMPLY WITH ALL APPLICABLE CONSTRUCTION AND ELECTRICAL CODES.

4. UTILITY NOTIFICATION AND INTERCONNECTION. A SOLAR FACILITY THAT CONNECTS TO AN ELECTRIC UTILITY SHALL COMPLY WITH THE PUBLIC SERVICE COMMISSION REGULATIONS.

5. NOISE. A SOLAR FACILITY SHALL COMPLY WITH THE MARYLAND DEPARTMENT OF THE ENVIRONMENT NOISE REGULATIONS.

6. AN ACCESSORY USE SOLAR ENERGY SYSTEM SHALL BE ALLOWED IN THE PERMITTED ZONING DISTRICTS, BUT IS NOT SUBJECT TO THE FOREGOING STANDARDS. AN ACCESSORY USE SOLAR ENERGY SYSTEM MUST APPLY FOR A COUNTY BUILDING PERMIT PRIOR TO INSTALLATION.

7. WHEN A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY FROM THE MARYLAND PUBLIC SERVICE COMMISSION IS SOUGHT TO CONSTRUCT A SOLAR UTILITY SOLAR ENERGY SYSTEM IN WICOMICO COUNTY, A REPRESENTATIVE FROM THE DEPARTMENT OF PLANNING, ZONING AND COMMUNITY DEVELOPMENT SHALL ATTEND ALL MEETINGS AND HEARINGS RELATING TO THE APPLICATION. FURTHER, THE REPRESENTATIVE SHALL PROVIDE COMMENT TO THE COMMISSION REGARDING THE PROPOSED SYSTEM AND ITS COMPATIBILITY WITH THIS CHAPTER.

E. PERMITTED USE.

1. A SOLAR ACCESSORY MAY BE PERMITTED IN A-1, VC, R8, R15, R20, REC, R30, TT, C-1, C-2, C-3, LB-1, LB-2, I-1, AND I-2 ZONING DISTRICTS.

2. A SOLAR, MINOR SYSTEM MAY BE PERMITTED BY SPECIAL EXCEPTION IN A-1, VC, TT, C-1, C-2, C-3, LB-1, I-1, AND I-2 ZONING DISTRICTS.

3. A SOLAR, UTILITY MAY BE PERMITTED IN A-1, VC, TT, C-1, C-2, C-3, LB-1, I-1, AND I-2 ZONING DISTRICTS, SUBJECT TO APPROVAL BY THE PUBLIC SERVICE COMMISSION.

F. DECOMMISSION

1. A DECOMMISSIONING PLAN IS REQUIRED TO BE SUBMITTED AND APPROVED BY THE WICOMICO COUNTY PLANNING AND ZONING DEPARTMENT PRIOR TO THE APPLICATION FOR A BUILDING PERMIT. AMENDMENTS TO THE PLAN PRIOR TO DECOMMISSIONING MUST ALSO BE APPROVED BY THE WICOMICO COUNTY PLANNING, ZONING AND COMMUNITY DEPARTMENT.

2. THE SOLAR ENERGY FACILITY OWNER OR ITS ASSIGNS MUST NOTIFY THE COUNTY OF AN INTENT TO DECOMMISSION 45 DAYS PRIOR TO DECOMMISSION. ONCE AN INTENT TO DECOMMISSION HAS BEEN FILED, IT MAY NOT BE REVOKED.

3. DECOMMISSIONING BY THE SOLAR ENERGY FACILITY OWNER OR ITS ASSIGNS MUST BEGIN WITHIN THREE (3) MONTHS OF ANY OF THE FOLLOWING CONDITIONS, UNLESS A PLAN FOR ITS CONTINUING USE HAS BEEN PROVIDED AND APPROVED BY THE WICOMICO COUNTY PLANNING, ZONING AND COMMUNITY DEPARTMENT:

A. THE SOLAR ENERGY FACILITY HAS BEEN DAMAGED TO SUCH AN EXTENT THAT THE FACILITY WILL NOT BE REPLACED OR REPAIRED.

B. UPON THE ABANDONMENT OF THE FACILITY, BY THE UTILITY SCALE SOLAR ENERGY FACILITY OWNER OR ITS ASSIGNS, AS DETERMINED BY THE DEPARTMENT OF PLANNING AND ZONING.

4. DECOMMISSIONING MUST BE COMPLETED WITHIN ONE (1) YEAR OF THE FILING OF THE INTENT TO DECOMMISSION, UNLESS DECOMMISSIONING IS BEING CONDUCTED BY THE COUNTY. IF DECOMMISSIONING IS NOT SUCCESSFULLY COMPLETED WITHIN ONE (1) YEAR, THE SOLAR ENERGY SYSTEM BECOMES A NUISANCE AND THE COUNTY MAY ACT IN ACCORDANCE WITH CHAPTER 174 OF THE CODE.

5. FOLLOWING DECOMMISSIONING, THE DEPARTMENT OF PLANNING, ZONING AND COMMUNITY DEVELOPMENT MUST PERFORM AN INSPECTION OF THE PROPERTY(S) TO DETERMINE ADEQUACY OF THE DECOMMISSIONING AND ADHERENCE TO THE DECOMMISSIONING PLAN BEFORE ANY FINANCIAL SURETY WILL BE RELEASED.

6. DECOMMISSIONING PLAN ELEMENTS MUST INCLUDE, BUT ARE NOT LIMITED TO:

A. DECOMMISSIONING COST ESTIMATES;

B. REMOVAL OF ALL ABOVE GROUND STRUCTURES INCLUDING, BUT NOT LIMITED TO: SOLAR PANEL ARRAYS, INVERTERS AND TRANSFORMERS, CONCRETE PADS, INTERNAL ROADS MATERIALS, FENCING, AND OTHER DEBRIS;

C. REMOVAL OF UNDERGROUND WIRING AND OTHER STRUCTURES;

D. A PLAN FOR DECOMMISSIONED MATERIAL THAT INCLUDES RECLAMATION, SALVAGE, RECYCLING, AND DISPOSAL;

E. RESTORATION OF THE PROPERTY(S) TO A SIMILAR OR BETTER CONDITION THAN AT THE TIME OF INSTALLATION. THIS MAY INCLUDE RESEEDING, TILLING, OR REFORESTING.

F. AN APPROVED BOND OR OTHER FINANCIAL GUARANTY FOR THE APPROVED ESTIMATED COST FOR DECOMMISSION.

H. IF THE LAND ON WHICH THE PROPOSED SOLAR ENERGY FACILITY IS TO BE LOCATED IS LEASED, A COPY OF THE LEASE AGREEMENT BETWEEN THE LESSEE AND LESSOR.

7. A DECOMMISSIONING COST ESTIMATE MUST ACCOMPANY THE DECOMMISSIONING PLAN AND BE PREPARED BY A MARYLAND LICENSED ENGINEER AT THE COST OF THE FACILITY OWNER(S). THE DECOMMISSIONING COST ESTIMATE MUST BE UPDATED EVERY FIVE (5) YEARS OR UPON A CHANGE IN OWNERSHIP OF THE LEASED PROPERTY IN EITHER THE LESSEE OR LESSOR BY A MARYLAND LICENSE ENGINEER AT THE COST OF THE FACILITY OWNER(S) AND SUBMITTED TO THE DEPARTMENT OF PLANNING, ZONING AND COMMUNITY DEVELOPMENT. IF THE CHANGE IN THE ESTIMATED COST OF DECOMMISSION EXCEEDS THE CURRENT BOND OR OTHER FINANCIAL GUARANTY FINANCIAL SURETY THEN THE BOND OR OTHER FINANCIAL GUARANTY FINANCIAL SURETY MUST BE INCREASED TO REFLECT THE NEW ESTIMATED COSTS. BEFORE DECOMMISSIONING CAN BEGIN, A DECOMMISSIONING COST ESTIMATE MUST BE PREPARED BY A MARYLAND LICENSED ENGINEER AT THE COST OF THE FACILITY OWNER(S), REGARDLESS OF THE AMOUNT OF TIME THAT HAS PASSED SINCE THE PRIOR COST ESTIMATE. IF THE CHANGE IN THE ESTIMATED COST OF DECOMMISSION EXCEEDS THE CURRENT BOND OR OTHER FINANCIAL GUARANTY FINANCIAL SURETY THEN THE BOND OR OTHER FINANCIAL GUARANTY FINANCIAL SURETY MUST BE INCREASED TO REFLECT THE NEW ESTIMATED COSTS. THE DEPARTMENT MAY

PREPARE ITS OWN DECOMMISSIONING COST ESTIMATE WITH THE COST TO BE BORNE BY THE OWNER(S) OF THE FACILITY.

8. FINANCIAL SURETY.

A. ONCE A DECOMMISSIONING COST ESTIMATE HAS BEEN DETERMINED AND APPROVED BY THE WICOMICO COUNTY PLANNING, ZONING AND COMMUNITY DEPARTMENT, THE LAND OWNER OF THE PROPERTY WHERE THE PROPOSED SOLAR ENERGY SYSTEM IS TO BE LOCATED, SHALL PROVIDE A PERFORMANCE BOND OR OTHER FINANCIAL GUARANTY, IN A FORM ACCEPTABLE TO THE DEPARTMENT, IN THE AMOUNT OF THE ESTIMATED DECOMMISSIONING COST AND WHICH MUST REMAIN CONTINUOUSLY IN EFFECT UNTIL DECOMMISSIONING HAS BEEN COMPLETED AND APPROVED BY THE DEPARTMENT. SUCH BOND OR OTHER GUARANTY SHALL NOT BE SUBJECT TO TERMINATION FOR ANY REASON, INCLUDING BUT NOT LIMITED TO THE FINANCIAL CONDITION OF THE LAND OWNER OR OTHER PRINCIPAL, NONPAYMENT OF BOND PREMIUM OR ASSIGNMENT OR SUBLEASE OF THE LAND OR FACILITIES. THE BOND OR OTHER GUARANTY MUST BE AMENDED IN ACCORDANCE WITH THE DECOMMISSIONING COST ESTIMATE PREPARED EVERY FIVE (5) YEARS.

B. THE DEPARTMENT SHALL NOT ISSUE THE BUILDING PERMIT UNTIL THE DECOMMISSIONING PLAN AND ESTIMATED DECOMMISSIONING COST HAVE BEEN DETERMINED AND APPROVED AS PROVIDED ABOVE, AND THE APPROVED BOND OR OTHER FINANCIAL GUARANTY IS EFFECTIVE AND HAS BEEN TENDERED TO THE COUNTY.

C. THE LAND OWNER'S FAILURE TO CONTINUOUSLY MAINTAIN IN EFFECT AN APPROVED BOND OR OTHER FINANCIAL GUARANTY FOR THE APPROVED ESTIMATED COST SHALL CONSTITUTE A BREACH OF THE CODE AND SHALL, AMONG ANY OTHER REMEDIES, ENTITLE THE COUNTY TO REVOKE ANY SPECIAL EXCEPTION WHICH HAS BEEN GRANTED AS WELL AS ANY CERTIFICATE OF OCCUPANCY.

H. PUBLIC SERVICE COMMISSION. IN ACCORDANCE WITH THE MARYLAND ANNOTATED CODE, PUBLIC UTILITIES, § 7-207.1, ANY PROPERTY OWNER SEEKING TO CONSTRUCT A SOLAR ENERGY SYSTEM AND CONNECT SUCH SYSTEM TO THE MAIN POWER GRID WITH THE CAPABILITY OF TRANSPORTING ENERGY BACK TO HIS OR HER MAIN POWER COMPANY SHALL APPLY TO THE PUBLIC SERVICE COMMISSION FOR APPROVAL, IF APPLICABLE, AND PROVIDE DOCUMENTATION OF SUCH APPROVAL TO THE COUNTY PRIOR TO CONSTRUCTION AND BEING ISSUED A PERMIT.

I. SPECIAL EXCEPTION. IN ACCORDANCE WITH WICOMICO COUNTY CODE CHAPTER 225, THE BOARD OF APPEALS MAY, BY SPECIAL EXCEPTION, ALLOW

DEVIATIONS FROM THE STANDARDS SET FORTH IN § 225-115.2D, IF SUCH DEVIATION(S) WOULD NOT BE CONTRARY TO THE PUBLIC HEALTH, SAFETY, OR WELFARE AND THE GRANTING OF THE SPECIAL EXCEPTION WILL NOT BE A DETRIMENT TO ADJACENT AND NEIGHBORING PROPERTIES.

Part 6

Accessory and Principal Uses

Article XVIII

Principal Uses

§225-67 Table of Permitted Uses-designations

1. The Table of Permitted Uses, Attachment 1, Part 1, Resource Conservation and Residential Districts, shall be amended to reflect the changes created by this legislation.

	A-1	VC	R8	R15	R20	REC	R30	TT
SOLAR, ACCESSORY	P	P	P	P	P	P	P	P
SOLAR, MINOR	SE	SE						SE
SOLAR, UTILITY	P	P						P

2. The Table of Permitted Uses, Attachment 2, Part 2, Commercial, Institutional, Business and Industrial Districts, shall be amended to reflect the changes created by this legislation.

	C-1	C-2	C-3	LB-1	LB-2	I-1	I-2
SOLAR, ACCESSORY	P	P	P	P	P	P	P
SOLAR, MINOR	SE	SE	SE	SE		SE	SE
SOLAR, UTILITY	P	P	P	P		P	P

Chapter 174

Nuisances

Article I

Nuisances, Abandoned Vehicles and Firearms

§174-1 Nuisances Enumerated

S. A SOLAR ENERGY SYSTEM NOT SUCCESSFULLY DECOMMISSIONED WITHIN ONE (1) YEAR OF THE FILING OF THE NOTICE OF INTENT TO DECOMMISSION.

SECTION II: BE IT FURTHER ENACTED AND ORDAINED BY THE COUNTY COUNCIL OF WICOMICO COUNTY, MARYLAND, IN LEGISLATIVE SESSION THAT this bill shall be known as Legislative Bill No. 2023-__ and shall take effect sixty (60) days after its enactment, unless a proper Petition for Referendum thereof shall be filed prior to said date; in which event, the Bill shall not take effect until the expiration of thirty (30) days following the approval of this Bill by a majority of the qualified voters of the County voting in any such referendum.

Certified correct as passed and adopted by the County Council of Wicomico County, Maryland this 18th day of April, 2023.

WICOMICO COUNTY, MARYLAND

 (SEAL)

By: John Cannon, President

 (SEAL)

By: Laura Hurley, Secretary

I HEREBY CERTIFY that copies of the above Bill are available to the public, the press and other news media at the time of its introduction.

 (SEAL)

By: Laura Hurley, Secretary

Explanation:

~~Strike Out~~ indicates matters deleted from existing law.

CAPITALS INDICATE MATTERS ADDED TO EXISTING LAW.

~~CAPITAL STRIKE OUT~~ indicates matter stricken from Bill by Amendment.

Underlining indicates Amendments to Bill

COUNTY COUNCIL
OF
WICOMICO COUNTY, MARYLAND

2023 Legislative Session

Legislative Day No. 06

LEGISLATIVE BILL NO. 2023-03

INTRODUCED BY: President of the Council at the request of the County Executive

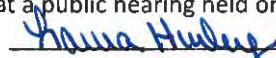
Legislative Bill No. 2023-03: An Act to Amend Chapter 225 Of The Wicomico County Code, Titled "Zoning" Part 8, Titled "Special Standards For Particular Uses," Article XX, Titled "Uses And Standards Enumerated," and Part 6, Titled "Accessory And Principal Uses," Article XVIII, Titled "Principal Uses," Section 225-67, Titled "Table Of Permitted Uses-Designations" and Chapter 174 of the Wicomico County Code, Titled "Nuisances," Article I, Titled "Nuisances, Abandoned Vehicles And Firearms," Section 174-1, Titled "Nuisances Enumerated" to Regulate the Installation, Construction, Location and Size Of Solar Energy Systems in Wicomico County.

Introduced and read first time on March 21, 2023. Ordered posted and public hearing scheduled for April 18, 2023 at 10:00 a.m.



Laura Hurley, Council Administrator

PUBLIC HEARING: Having been posted and notice of time and place of hearing and title of Bill having been published according to the Charter, the Bill was read for a second time at a public hearing held on April 18, 2023.



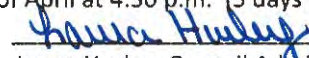
Laura Hurley, Council Administrator

CERTIFICATION: The undersigned hereby certifies that this Bill was Approved and Adopted by the County Council of Wicomico County, Maryland, on the 18th day of April, 2023.



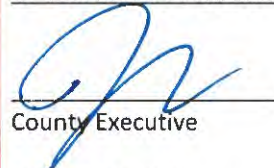
Laura Hurley, Council Administrator

Presented to the County Executive for approval this 19th day of April at 4:30 p.m. (5 days §411)



Laura Hurley, Council Administrator

BY THE COUNTY EXECUTIVE:



County Executive

APPROVED

Date: 4.21.2023
(21 days §411)

VETOED

Date: _____

BY THE COUNCIL:

Option One: This Bill, having been approved by the County Executive and returned to the Council, becomes law on April 21, 2023 and effective on: June 20, 2023.
(60 days §311)

Option Two: This Bill, having received neither the approval nor the disapproval of the County Executive with 21 days of its presentation, stands enacted on _____ and becomes effective on _____.
(60 days §311)

Option Three: This Bill, being exempt from the Executive Veto stands enacted on _____ and becomes effective on _____. (Charter Section 305)

ENROLLMENT: Legislative Bill No. 2023-03 is herewith submitted to the County Council of Wicomico County for enrollment as being the text as finally passed.



Laura Hurley, Council Administrator