

COUNTY COUNCIL OF CECIL COUNTY, MARYLAND  
LEGISLATIVE SESSION DAY 2020-19

RESOLUTION NO. 52-2020

**Title of Resolution:** Approval – Nuisance Flooding Plan

**Synopsis:** A Resolution to adopt the Cecil County Nuisance Flooding Plan.

**Introduced by:** Council President on behalf of the County Executive

**Introduced and ordered posted on:** September 1, 2020

**Scheduled for consideration on:** September 15, 2020

By: James Massey  
Council Manager

Notice and title of Resolution having been posted on September 1, 2020 at the County Administration Building, 200 Chesapeake Blvd, Elkton, MD and consideration by the Council having been scheduled on September 15, 2020.

By: James Massey  
Council Manager

**Explanation:** CAPITAL LETTERS INDICATE LANGUAGE ADDED TO EXISTING DOCUMENT  
~~Strike through~~ indicates language deleted from existing document  
Underlining indicates language added to document by amendment.  
~~Double Strike through~~ indicates language stricken from document by amendment

**RESOLUTION NO. 52-2020**  
**Approval – Nuisance Flooding Plan**

1           **WHEREAS**, pursuant to Section 3-1006 of the Natural Resources Article of the  
2 Annotated Code of Maryland, the Coast Smart Council, in consultation with the Department of  
3 Planning, Department of Natural Resources and Department of the Environment, was  
4 authorized to develop and publish guidelines to assist local jurisdictions in the collection of data  
5 to establish nuisance flooding baselines; and

6           **WHEREAS**, the Coast Smart Council was required to study and provide analysis  
7 regarding standards and factors relevant to the establishment of Coast Smart siting criteria and  
8 design criteria; and

9           **WHEREAS**, pursuant to Section 3-1009 of the Natural Resources Article of the  
10 Annotated Code of Maryland, on or before October 1, 2019, the Department of Planning, in  
11 consultation Department of the Environment, developed and published guidelines to assist  
12 local jurisdictions in the collection of data to establish nuisance flooding base; and

13           **WHEREAS**, pursuant to Section 3-1018(B) of the Natural Resources Article of the  
14 Annotated Code of Maryland, local jurisdictions that experience nuisance flooding are required  
15 to develop a plan to address nuisance flooding; and

16           **WHEREAS**, local jurisdictions are required to update the nuisance flooding plan once  
17 every five years; and

18           **WHEREAS**, the local jurisdiction must publish the nuisance flooding plan on the local  
19 jurisdiction's website; and

20           **WHEREAS**, pursuant to Section 3-1018(C) of the Natural Resources Article of the  
21 Annotated Code of Maryland, a local jurisdiction that develops a plan to address nuisance  
22 flooding shall submit a copy of the nuisance flooding plan to the Department of Planning on or  
23 before October 1, 2020; and

24           **WHEREAS**, the Cecil County Department of Land Use and Development Services has  
25 prepared Nuisance Flooding Plan as required by state regulations; and

26           **WHEREAS**, the Cecil County Planning Commission recommended approval of the draft  
27 of the Cecil County Nuisance Flooding Plan at their meeting on August 17, 2020; and

28           **WHEREAS**, the draft of the Cecil County Nuisance Flooding Plan is attached as

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29 Appendix 1 to this legislation.

30 **NOW, THEREFORE, BE IT HEREBY RESOLVED BY THE COUNTY COUNCIL OF CECIL**  
31 **COUNTY, MARYLAND** that the Cecil County Nuisance Flooding Plan, attached as Appendix 1, is  
32 approved and adopted.

33 **AND BE IT FURTHER RESOLVED BY THE COUNTY COUNCIL OF CECIL COUNTY,**  
34 **MARYLAND,** that this Nuisance Flooding Plan shall be submitted to the Maryland Department  
35 of Planning on or before October 1, 2020.

36 **AND BE IT FURTHER RESOLVED BY THE COUNTY COUNCIL OF CECIL COUNTY,**  
37 **MARYLAND,** that this Resolution shall take effect on the date of its passage.

**INTRODUCED: September 1, 2020**

**ADOPTED: September 15, 2020**

  
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President of the Council

ATTEST:

  
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Council Manager