



**Council of the Town of Leonardtown  
Ordinance No. 188  
Subject: Critical Area Map Amendment**

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**Date Introduced on First Reading: November 13, 2018**  
**Town Commissioners Public Hearing: December 10, 2018**  
**Date Adopted on Second Reading: December 10, 2018**  
**Date Effective: December 31, 2018**

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AN **ORDINANCE** for the purpose of approving certain amendments to the Town of Leonardtown Critical Area Map; providing that the title of this Ordinance shall be deemed a fair summary; and generally relating to the Town of Leonardtown Critical Area Map.

**RECITALS**

**WHEREAS**, pursuant to Md. Code Ann., Nat. Res. § 8-1808, the Mayor and Commissioners of the Town of Leonardtown (the “Mayor and Commissioners”) have adopted a Critical Area Program for the Town of Leonardtown (the “Town”), which is set forth in Chapter 60 of the Code of the Town of Leonardtown, and a Town of Leonardtown Critical Area Map (the “Critical Area Map”); and

**WHEREAS**, pursuant to Code of Maryland Regulations (“COMAR”) 27.01.11.06, the Maryland Department of Natural Resources (“DNR”) and the Critical Area Commission for the Chesapeake and Atlantic Coastal Bays Commission (the “CAC”) have provided the Town with amendments to the Critical Area Map as shown on the “Proposed Critical Area Summary Draft Map, Leonardtown, MD,” (the “Draft Map”) which is attached hereto and incorporated by reference herein, which identifies the shoreline and landward boundary of tidal wetlands by use of the most recent aerial imagery and ensures that the 1,000 foot Critical Area boundary is accurate to a scale of 1 inch = 100 feet; and

**WHEREAS**, the Mayor and Commissioners have reviewed DNR and the CAC’s amendments to the Critical Area Map as shown on the Draft Map, held a public hearing thereon in accordance with COMAR 27.01.11.06, and have determined that the amendments shown on the Draft Map are accurate and that the Critical Area Map should be amended to incorporate the same; and

**WHEREAS**, the Mayor and Commissioners find that approving the amendments to the Critical Area Map as set forth herein would be in the best interest of the health, safety, and welfare of the citizens of the Town.

**SECTION I. BE IT ORDAINED BY THE MAYOR AND COMMISSIONERS OF THE TOWN OF LEONARDTOWN** that the amendments to the Town of Leonardtown Critical Area Map shown on the “Proposed Critical Area Summary Draft Map, Leonardtown, MD” attached hereto and incorporated by reference herein are approved and adopted.

**SECTION II. AND BE IT FURTHER ORDAINED** that the Town of Leonardtown Critical Area Map, as amended pursuant to Section I herein, shall be submitted to the CAC for approval in accordance with COMAR 27.01.11.06.G and, upon final approval thereof by the CAC, shall be deemed to be adopted as the official Critical Area Map for the Town.

**SECTION III. AND BE IT FURTHER ORDAINED** that the recitals to this Ordinance are incorporated herein and deemed a substantive part of this Ordinance.

**SECTION IV. AND BE IT FURTHER ORDAINED** that, if any section, subsection, sentence, clause, phrase or portion of this Ordinance is for any reason held invalid or unconstitutional by any court or competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision and such holding shall not affect the validity of the remaining portions of this Ordinance, it being the intent of the Mayor and Commissioners that this Ordinance shall stand, notwithstanding the invalidity of any section, subsection, sentence, clause, phrase, or portion hereof.

**SECTION V. AND BE IT FURTHER ORDAINED** that all ordinances or parts of ordinances inconsistent with the provisions of this Ordinance are hereby repealed to the extent of such inconsistency.

**SECTION VI. AND BE IT FURTHER ORDAINED** that the title of this Ordinance, or a condensed version thereof, shall be deemed to be, and is, a fair summary of this Ordinance for publication and all other purposes.

**SECTION VII. AND BE IT FURTHER ORDAINED** that this Ordinance shall become effective twenty (20) days following approval by the Mayor or passage by the affirmative vote of four-fifths of the whole Commissioners after veto by the Mayor.

Attest:

Commissioners of Leonardtown:

*Laschelle E. McKay*

Laschelle E. McKay  
Town Administrator

~~*J. Maguire Mattingly, IV*~~

J. Maguire Mattingly, IV  
Vice President

~~*Hayden T. Hammett*~~

Hayden T. Hammett  
Council Member

Seal:

*absent*

Tyler Alt  
Council Member

*Christy Hollander*

Christy Hollander  
Council Member

~~*Mary Maday Slade*~~

Mary Maday Slade  
Council Member

This Ordinance was presented to the Mayor for his approval or disapproval pursuant to Section 210 of the Charter of the Town of Leonardtown this 10<sup>th</sup> day of December, 2018.

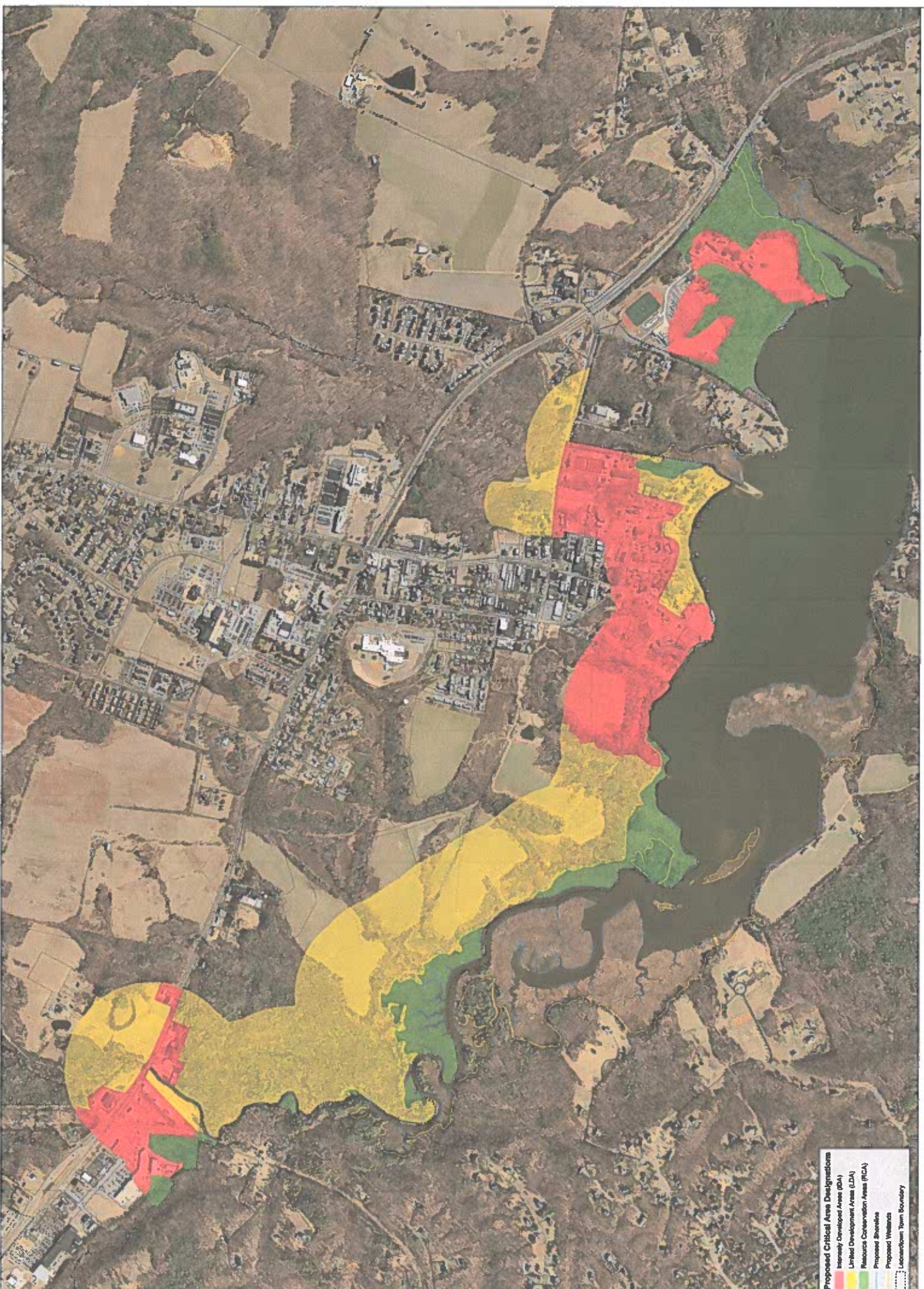
*Laschelle E. McKay*

Laschelle E. McKay, Town Administrator

In accordance with Section 210 of the Charter of the Town of Leonardtown, I hereby (Approve) or (Disapprove) approve this Ordinance this 10<sup>th</sup> day of December, 2018.

*Daniel W. Burris*

Daniel W. Burris, Mayor



**Proposed Critical Area Designations**

- Intensely Developed Area (IDA)
- Limited Development Area (LDA)
- Resource Conservation Area (RCA)
- Proposed Shoreline
- Proposed Wetlands
- Leonardtown Town Boundary

This map was prepared by the Leonardtown Planning Commission. It is intended to provide a general overview of the proposed critical area designations. It is not intended to be used for legal purposes. The Leonardtown Planning Commission reserves the right to modify or update this map at any time without notice.

Map Scale: 1 inch = 100 feet

North Arrow

Proposed Critical Area Summary Draft Map  
Leonardtown, MD